

**Ord No.: 1380-2023**

**Information to be included in all Legislation Modifying Contracts:**

The names of all companies bidding, or submitting an RFP or RFSQ, for the original contract.

Bids were not taken for the original contracts. American Municipal Power, Inc. (AMP, Inc.) is a non-profit organization for state municipalities and, acting as a broker, has contracted on the City's behalf for competitive prices through a bidding process.

The location by City and State of all companies bidding, or submitting an RFP or RFSQ, for the original contract.

American Municipal Power, Inc. – Columbus, Ohio

The status, Majority, MBE, FBE, of all companies bidding, or submitting an RFP or RFSQ, for the original contract.

American Municipal Power, Inc. – Non-Profit organization. D365 Vendor #004495 | EIN on file | Contract compliance expired February 4, 2023.

The name and location of the firm awarded the original contract and the Contract Number.

American Municipal Power, Inc., 1111 Schrock Rd., Suite 100, Columbus, OH 43209 – EL008750 (Master Services Agreement)

A description of work performed to date as part of the contract and a full description of work to be performed during any future phasing of the contract.

To supply wholesale electric power supply and additional ancillary services such as diesel generator maintenance, representation on federal power issues, staff training, and customer development services for the Division of Power. AMP, Inc. is the Division's primary supplier of wholesale electric power.

An updated contract timeline to contract completion.

Contracts will remain open unless terminated in accordance with the terms of the Master Services Agreement, Section 2.1.

A description of any and all modifications to date including the amounts of each modification and the Contract Number associated with any modification to date. (List each modification separately)

Modification # 1 - \$ 1,297,570.00 – EL009193

Modification # 2 - \$ 1,015,830.00 – EL010082  
Modification # 3 - \$ 387,650.00 – EL011413  
Modification # 4 - \$ 385,060.00 – EL012522  
Modification # 5 - \$ 485,000.00 – EL014396  
Modification # 6 - \$32,030,000.00 – EL015342  
Modification # 7 - \$12,150,000.00 – EL016384  
Modification # 8 - \$55,725,000.00 – EL016701  
Modification # 9 - \$46,150,000.00 – PO004721  
Modification #10 - \$ 306,000.00 – PO084665  
Modification #11 - \$ 639,000.00 – PO106950  
Modification #12 - \$ 628,800.00 – PO166939  
Modification #13 - \$ 9,210,000.00 – PO220330  
Modification #14 - \$55,137,000.00 – PO267418  
Modification #15 - \$ 2,273,624.00 – PO308971  
Modification #16 - \$ 57,185,000.00 – PO315516  
Modification #17 - \$ 59,785,000.00 – PO369897  
Modification #18 - \$0.00 (Pending)

A full description of the work to be performed as part of the proposed contract modification. (Indicating the work to be a logical extension of the contract is not sufficient explanation)

This modification will allow AMP to purchase wholesale electricity through block power purchases for a term beginning with execution of the modification and ending no later than December 31, 2025. The Division of Power needs to procure 4.8MW of electricity due to delays in combined heat and power generation units under construction at the Jackson Pike (JPWWTP) and Southerly (SWWTP) wastewater treatment plants. AMP is currently procuring this makeup energy through the more volatile Real-Time market.

If the contract modification was not anticipated and explained in the original contract legislation a full explanation as to the reasons the work could not have been anticipated is required. (Changed or field conditions is not sufficient explanation. Describe in full the changed conditions that require modification of the contract scope and amount.)

This modification was not anticipate because the Division of Power’s projections for purchase power needs accounted for 4.8MW generated by biomass and combined heat and power generation units under construction at the Jackson Pike (JPWWTP) and Southerly (SWWTP) wastewater treatment plants. These projects have been delayed and are now estimated to come online in mid-2024 (JPWWTP) and 2026 or 2027 (SWWTP). Updated projections have accounted for this in the budget, but this modification will provide more price stability.

An explanation of why the work to be performed as part of the contract modification cannot be bid out. (Indicating the work to be a logical extension of the contract is not sufficient explanation)

American Municipal Power, Inc. is a non-profit organization for state municipalities and, acting as a broker, has contracted for competitive prices on the City's behalf through a bidding process.

A cost summary to include the original contract amount, the cost of each modification to date (List each modification separately), the cost of the modification being requested in the legislation, the estimated cost of any future known modifications and a total estimate of the contract cost.

Original Contract - \$ 660,000.00 – EL008750  
Modification # 1 - \$ 1,297,570.00 – EL009193  
Modification # 2 - \$ 1,015,830.00 – EL010082  
Modification # 3 - \$ 387,650.00 – EL011413  
Modification # 4 - \$ 385,060.00 – EL012522  
Modification # 5 - \$ 485,000.00 – EL014396  
Modification # 6 - \$32,030,000.00 – EL015342  
Modification # 7 - \$12,150,000.00 – EL016384  
Modification # 8 - \$55,725,000.00 – EL016701  
Modification # 9 - \$46,150,000.00 – PO004721  
Modification #10 - \$ 306,000.00 – PO084665  
Modification #11 - \$ 639,000.00 – PO106950  
Modification #12 - \$ 628,800.00 – PO166939  
Modification #13 - \$ 9,210,000.00 – PO220330  
Modification #14 - \$55,137,000.00 – PO267418  
Modification #15 - \$ 2,273,624.00 – PO308971  
Modification #16 - \$ 57,185,000.00 – P0315516  
Modification #17 - \$ 59,785,000.00 – PO369897  
Modification #18 - \$ 0.00

Per the terms of the contract, modifications for funding are requested each year based upon annual budget authority authorized by City Council.

Note: The Contract should be considered to include any and all work that is anticipated to be awarded to the company awarded the original contract throughout the contract/project timeline. This includes the original contract and any and all future anticipated modifications to the contract to complete the contract/project.