



## Legislation Details (With Text)

**File #:** 2425-2021      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 9/16/2021      **In control:** Finance Committee

**On agenda:** 10/11/2021      **Final action:** 10/13/2021

**Title:** To authorize the Finance and Management Director to modify past, present and future contract(s) and purchase orders from Praxair Distribution, Inc. to Linde Gas & Equipment, Inc. and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
10/13/2021	1	CITY CLERK	Attest	
10/12/2021	1	MAYOR	Signed	
10/11/2021	1	COUNCIL PRESIDENT	Signed	
10/11/2021	1	Columbus City Council	Approved	Pass

..Explanation

**BACKGROUND:** This legislation authorizes the Finance and Management Director to modify past, present and future contracts and purchase orders with Praxair Distribution, Inc. Praxair Distribution, Inc. has undergone a merger and although they are not changing their FID # they are changing the name of the legal entity effective October 11, 2021. This ordinance authorizes the assignment of all past, present and future business done by the City of Columbus from Praxair Distribution, Inc. tax id 94-1693764 to Linde Gas & Equipment, Inc. tax id 94-1693764.

No additional funds are necessary to modify the option contract as requested. There is no change in the type of products being procured and the original contract was formally bid. The original terms and conditions remain in effect.

**EMERGENCY DESIGNATION:** The Finance and Management Department respectfully requests this legislation be considered an emergency in order to maintain an uninterrupted supply of Vapor Draw Propane.

**FISCAL IMPACT:** No additional funding is required to modify the option contract. The departments utilizing the contract must set aside their own funding for their estimated expenditures.

To authorize the Finance and Management Director to modify past, present and future contract(s) and purchase orders from Praxair Distribution, Inc. to Linde Gas & Equipment, Inc. and to declare an emergency.

**WHEREAS,** the Finance and Management Department, Purchasing Office has an option contract and open purchase orders for Vapor Draw Propane for use citywide; and,

**WHEREAS,** Praxair Distribution, Inc. has undergone a merger effective October 11, 2021 to change their name to Linde Gas & Equipment, Inc. and in addition to notifying the City, Linde Gas & Equipment, Inc. has agreed to honor the past, present and future contracts and agreements; and,

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Finance and Management in that it is immediately necessary to authorize the Director to modify all contracts and purchase orders established and in process with Praxair Distribution, Inc., thereby preserving the public health, peace, property, safety, and welfare; **now, therefore:**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**SECTION 1.** That the Finance and Management Director is hereby authorized to modify all past, present and future contracts and purchase orders pursuant to those contracts to reflect the change from Praxair Distribution, Inc. tax id 94-1693764 to Linde Gas & Equipment, Inc. tax id 94-1693764.

**SECTION 2.** That this modification is in accordance with relevant provisions of Section 329 of the Columbus City Code.

**SECTION 3.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.