



Legislation Details (With Text)

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On agenda: 7/28/2014 **Final action:** 7/30/2014

Title: To amend ordinance 1101-2014, passed on June 16, 2014 by Columbus City Council, to waive the competitive bidding provisions of Columbus City Code. (\$0.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 1819-2014 Waiver

Date	Ver.	Action By	Action	Result
7/30/2014	1	CITY CLERK	Attest	
7/29/2014	1	MAYOR	Signed	
7/28/2014	1	COUNCIL PRESIDENT	Signed	
7/28/2014	1	Columbus City Council	Approved	Pass

1. BACKGROUND

Ordinance 1101-2014, passed June 16, 2014, authorized the Finance and Management Director to contract for the purchase of six (6) Front Loading Refuse Trucks. After passage of the ordinance, the city discovered that the low bidder did not meet specifications. The specification stated that the truck shall not exceed 430" in length. The Columbus Peterbilt bid was non-responsive as the truck offered is 3 inches longer than the specified maximum length in the solicitation specifications. This ordinance amends Ordinance 1101-2014 as follows:

The Division of Refuse Collection utilizes both manual side loading and front loading refuse trucks in city-wide residential trash pick-up. The Department of Public Service and Fleet Management recognize the need to replace older trucks in its fleet beyond the useful service life of the vehicle. The city will establish two, one-time contracts for the purchase of five (5) manual side loading diesel refuse trucks and six (6) front loading CNG refuse trucks. The terms of the proposed contracts are from the date of execution by the city up to and including the manufacturer's build out date.

The Purchasing Office opened formal bids (SA005311) April 10th, 2014 for the purchase of five (5) Manual Side Loading Refuse Trucks for the Division of Refuse Collection. Two bids were received.

FYDA Freightliner (Columbus, OH)

Item #	Description	Quantity	Unit Price	Total Price
1A	Manual Side Loading Truck 16 CY Body	5	\$157,098.00	\$785,490.00
1B	Manual Side Loading Truck 20 CY Body	5	\$160,395.00	\$801,975.00
2A	Cab & Chassis Inspection for two	1	\$1,250.00	\$1,250.00
2B	Complete Unit Inspection for two	1	Included	Included

After review, Public Service recommends an award for a one-time contract to the lowest, responsive and responsible and

best bidder, FYDA Freightliner (31-0789102) for Item #1A, Item #2A and Item #2B. Item #1B will not be awarded; it has been determined that only 16 cubic yard trucks will be purchased.

Total amount of this purchase will be \$786,740.00.

The Purchasing Office opened formal bids (SA005310) April 10th, 2014 for the purchase of six (6) Front Loading Refuse Trucks for the Division of Refuse Collection. Three bids were received. The lowest bid from Almared, Inc. is non-responsive to the specifications because it was only for CNG conversion of fuel systems.

Columbus Peterbilt (Grove City, OH)

Item #	Description	Quantity	Unit Price	Total Price
1	CNG Front Loading Truck 32 CY Body	2	\$273,221.00	\$546,442.00
2	CNG Front Loading Truck 44 CY Body	4	\$276,201.00	\$1,104,804.00
3A	Cab & Chassis Inspection for two	1	\$2,000.00	\$2,000.00
3B	Complete Unit Inspection for two	1	\$2,000.00	\$2,000.00

After review, Public Service recommends waiving of bid and an award for a one-time contract to Columbus Peterbilt (34-1285858) for Item #1, Item #2, Item #3A and Item#3B. The bid received from McNeilus Truck & Manufacturing was non-responsive as it failed to include an acknowledgement of the addendum. The Columbus Peterbilt bid was non-responsive as the truck offered is 3 inches longer than the specified maximum length in the solicitation specifications.

~~After review, Public Service recommends an award for a one-time contract to the lowest, responsive and responsible and best bidder, Columbus Peterbilt (34-1285858) for Item #1, Item #2, Item #3A and Item#3B.~~

Total amount of this purchase will be \$1,655,246.00.

Total amount of both contracts will be \$2,441,986.00

Neither FYDA Freightliner nor Columbus Peterbilt are debarred according to the Federal Excluded Parties Listing or the State Auditor's Findings for Recovery Database.

2. CONTRACT COMPLIANCE

The contract compliance number for FYDA Freightliner is 310789102 and expires 09/07/2014.

The contract compliance number for Columbus Peterbilt is 341285858 and expires 03/20/2016.

3. FISCAL IMPACT

This expense is budgeted within the 2014 Capital Improvement Budget, however an amendment to the 2014 Capital Improvement Budget will be necessary.

To amend ordinance 1101-2014, passed on June 16, 2014 by Columbus City Council, to waive the competitive bidding provisions of Columbus City Code. (\$0.00)

WHEREAS, there is a need to replace manual side loading and front loading refuse trucks for the Department of Public Service, Division of Refuse Collection; and

WHEREAS, the Purchasing Office opened formal competitive bids on April 10th for both manual side loading trucks and front loading trucks; and

WHEREAS, after a review of the bid, the Department of Public Service recommends an award be made for a one-time contract to the lowest, responsive and responsible and best bidder, FYDA Freightliner for five (5) manual side loading diesel trucks and Columbus Peterbilt, for six (6) front loading CNG trucks as specified in the bids; and

WHEREAS, after a review of the bid, the Department of Public Service recommends that it is in the best interest of the City to waive the competitive bidding provisions of 329.06 in order to accept the offer made by Columbus Peterbilt, for six (6) front loading CNG trucks as specified in the bids; and

WHEREAS, it is necessary to amend the 2014 CIB to provide proper authority for this expenditure; now, therefore,

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

SECTION 1. That the 2014 Capital Improvements Budget authorized within ordinance 0683-2014 be amended to provide sufficient authority for this project as follows:

Fund / Project Number / Project / Current CIB Amount / amendment amount / CIB amount as amended
703 / 520001-100003 / Mechanized Collection Equipment - Automated Side Loader Trucks (Unvoted Carryover) / \$985,637.00 / (\$985,637.00) / \$0.00
703 / 520001-100003 / Mechanized Collection Equipment - Automated Side Loader Trucks (Voted Carryover) / \$1,176,167.00 / (\$100,951.00) / \$1,075,216.00
703 / 520001-100008 / Mechanized Collection Equipment - Compactor Trucks (Voted Carryover) / \$39.00 / (\$39.00) / \$0.00
703 / 520001-100006 / Mechanized Collection Equipment - Semi-Automated Trucks (Unvoted Carryover) / \$447,401.00 / \$339,339.00 / \$786,740.00
703 / 520001-100004 / Mechanized Collection Equipment - Front-Box Loader Trucks (Unvoted Carryover) / \$907,959.00 / \$646,298.00 / \$1,554,257.00
703 / 520001-100004 / Mechanized Collection Equipment - Front-Box Loader Trucks (Voted Carryover) / \$0.00 / \$100,989.00 / \$100,989.00

SECTION 2. That the City Auditor be and is hereby authorized to transfer cash and appropriation within the Refuse Bonds Fund be authorized as follows:

Transfer from:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount
703 / 520001-100003 / Mechanized Collection Equipment - Automated Side Loader Trucks / 06-6600 / 730103 / \$1,086,588.00

703 / 520001-100008 / Mechanized Collection Equipment - Compactor / 06-6600 / 730108 / \$39.00

Transfer to:

Fund / Project / Project Name / O.L. 01-03 Codes / OCA / Amount
703 / 520001-100004 / Mechanized Collection Equipment -Front-Box Loader Trucks / 06-6600 / 730104 / \$747,287.00
703 / 520001-100006 / Mechanized Collection Equipment - Semi-Automated Trucks / 06-6600 / 730106 / \$339,340.00

SECTION 3. That the Finance and Management Director be and is hereby authorized to enter into one-time agreements as follows:

With FYDA Freightliner, 1250 Walcutt Rd. Columbus, OH 43228 for the purchase of five (5) manual side loading refuse trucks with diesel power as specified in the bid and funding for city personnel to inspect the trucks, at a cost of \$786,740.00

With Columbus Peterbilt, 6240 Enterprise Pkwy Grove City, OH 43123, for the purchase of six (6) Front Loading Refuse Trucks with the Compressed Natural Gas (CNG) Option as specified in the bid and funding for city personnel to inspect the manufacturing facility, at a cost of \$1,655,246.00.

Total cost of both contract: \$2,441,986.00

SECTION 4. That it is in the best interests of the City to waive the competitive bidding provisions of Columbus City Code Chapter 329.

SECTION 4 5. That the expenditure of \$2,441,986.00 or so much thereof as may be necessary is hereby authorized to be expended from the Refuse Bonds Fund, number 703, as follows for the Division of Refuse Collection, Dep-Div 59-02:

Fund / Project / O.L. 01-03 Codes / OCA code / Amount

703 / 520001-100006 / Mechanized Collection Equipment - Semi-Automated Trucks / 06-6652 / 730106 / \$786,740.00

703 / 520001-100004 / Mechanized Collection Equipment -Front-Box Loader Trucks / 06-6652 / 730104 / \$1,655,246.00

SECTION 5 6. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

SECTION 6 7. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this ordinance.

SECTION 7 8. That the City Auditor is hereby authorized to transfer the unencumbered balance in a project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project.

SECTION 8 9. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.