



Legislation Details (With Text)

File #: 0131-2008 **Version:** 1

Type: Ordinance **Status:** Passed

File created: 1/15/2008 **In control:** Utilities Committee

On agenda: 2/25/2008 **Final action:** 2/28/2008

Title: To authorize the Director of Public Utilities to modify and increase an existing contract with American Electric Power Service Corporation for capacity and energy for the Division of Power and Water; to authorize the expenditure of \$51,052,431.00 from the Electricity Operating Fund; and to declare an emergency. (\$51,052,431.00)

Sponsors:

Indexes:

Code sections:

Attachments: 1. 0131-2008INFO.pdf

| Date | Ver. | Action By | Action | Result |
|-----------|------|-----------------------|------------------------------------|--------|
| 2/28/2008 | 1 | CITY CLERK | Attest | |
| 2/27/2008 | 1 | MAYOR | Signed | |
| 2/25/2008 | 1 | Columbus City Council | Approved | Pass |
| 2/25/2008 | 1 | COUNCIL PRESIDENT | Signed | |
| 2/8/2008 | 1 | Utilities Drafter | Sent to Clerk's Office for Council | |
| 2/7/2008 | 1 | Utilities Drafter | Sent for Approval | |
| 2/7/2008 | 1 | Auditor Reviewer | Reviewed and Approved | |
| 2/7/2008 | 1 | CITY AUDITOR | Reviewed and Approved | |
| 2/7/2008 | 1 | Utilities Drafter | Sent for Approval | |
| 2/7/2008 | 1 | CITY ATTORNEY | Reviewed and Approved | |
| 2/6/2008 | 1 | Utilities Drafter | Sent for Approval | |
| 2/6/2008 | 1 | EBOCO Reviewer | Reviewed and Approved | |
| 2/6/2008 | 1 | ODI DIRECTOR | Reviewed and Approved | |
| 2/5/2008 | 1 | FINANCE DIRECTOR | Reviewed and Approved | |
| 2/4/2008 | 1 | Finance Reviewer | Reviewed and Approved | |
| 1/31/2008 | 1 | UTILITIES DIRECTOR | Reviewed and Approved | |
| 1/31/2008 | 1 | Utilities Drafter | Sent for Approval | |
| 1/29/2008 | 1 | Utilities Reviewer | Sent for Approval | |
| 1/28/2008 | 1 | Utilities Reviewer | Reviewed and Approved | |
| 1/28/2008 | 1 | Utilities Drafter | Sent for Approval | |
| 1/25/2008 | 1 | Utilities Reviewer | Reviewed and Approved | |
| 1/25/2008 | 1 | Utilities Drafter | Sent for Approval | |

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|-----------|---|-------------------|-------------------|
| 1/17/2008 | 1 | Utilities Drafter | Sent for Approval |
| 1/17/2008 | 1 | Utilities Drafter | Sent for Approval |
| 1/16/2008 | 1 | Utilities Drafter | Sent for Approval |
| 1/16/2008 | 1 | Utilities Drafter | Sent for Approval |
| 1/15/2008 | 1 | Utilities Drafter | Sent for Approval |

BACKGROUND: This ordinance authorizes the Director of Public Utilities to modify and increase of an existing contract with American Electric Power Service Corporation (AEPSC) for the purchase of capacity and energy for the Division of Power and Water.

Amount of additional funds to be expended: \$51,052,431.00

Reasons additional goods/services could not be foreseen: The Department of Public Utilities, Division of Power and Water, entered into a contract for capacity and energy with American Electric Power Service Corporation (AEPSC) in 2006 based upon the lowest, responsive proposal offered. The term of the contract is through May 2010. This legislation will authorize the funding for capacity and energy requirements in 2008.

Reason other procurement processes are not used: The City of Columbus, Department of Public Utilities is obligated by contract to obtain capacity and energy from American Electric Power Service Corporation (AEPSC).

How cost of modification was determined: The modification is based upon estimated requirements for 2008 at rates as established in the existing contract.

Emergency action is requested in order that the encumbering document may be established and funding in place so that services may continue uninterrupted and payments can be made in compliance with the terms of the contract.

Contract Compliance Number: 134922640, expires 06/12/08

FISCAL IMPACT: This legislation is contingent upon the passage of the 2008 budget. The amount budgeted in the Electricity Operating Fund 550 for purchase power is \$57,302,956. The total amount spent for purchase power in 2006 and 2007 was \$37,677,110 and \$53,866,755, respectively.

To authorize the Director of Public Utilities to modify and increase an existing contract with American Electric Power Service Corporation for capacity and energy for the Division of Power and Water; to authorize the expenditure of \$51,052,431.00 from the Electricity Operating Fund; and to declare an emergency. (\$51,052,431.00)

WHEREAS, Ordinance Number 0837-2006, passed May 22, 2006, waived the provisions of Columbus City Code Article 329.14, to authorize the Director of Public Utilities to negotiate and enter into contract for purchase power; and

WHEREAS, Contract DL012676 was established with American Electric Power Service Corporation (AEPSC) based upon the lowest responsive proposal received; and

WHEREAS, it is immediately necessary to provide funding for the purchase of capacity and energy required for the daily operation of the Division of Power and Water in 2008; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Power and Water, of the Department of Public Utilities, in that it is immediately necessary to modify the existing contract with American Electric Power Service Corporation to provide funding for capacity and energy for the preservation of 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 Director of Public Utilities be and is hereby authorized to modify and increase the existing contract with American Electric Power Service Corporation to obtain capacity and energy for the Division of Power and Water in accordance with terms and conditions of the contract.

SECTION 2. That the expenditure of \$51,052,431.00, or so much thereof as may be necessary, is hereby authorized from the Electricity Operating Fund 550, Division 60-07, OCA 600830, Object Level Three 2233, for this contract modification.

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.