



## Legislation Details (With Text)

**File #:** 0394-2016      **Version:** 1

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

**File created:** 2/3/2016      **In control:** Technology Committee

**On agenda:** 3/14/2016      **Final action:** 3/17/2016

**Title:** To authorize the Director of the Department of Technology to continue a contract with Emerson Network Power, Liebert Services, Inc., formerly known as Liebert Global Services, for annual maintenance and related services associated with the Uninterrupted Power Supply (UPS) systems; to waive the competitive bidding provisions of the Columbus City Code; and to authorize the expenditure of \$78,009.00 from the Department of Technology, Information Services Division, Information Services Operating Fund. (\$78,009.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. UPS Maint Quote (1111 E Broad St) 2016.pdf, 2. UPS Maint Quote (1601 Arlingate Ln) 2016.pdf, 3. UPS Maint Quote (90 West Broad St) 2016.pdf, 4. Bid Waiver Form Ord. 0394-2016.pdf, 5. 0394-2016 EXP.pdf

Date	Ver.	Action By	Action	Result
3/17/2016	1	CITY CLERK	Attest	
3/16/2016	1	MAYOR	Signed	
3/14/2016	1	COUNCIL PRESIDENT	Signed	
3/14/2016	1	Columbus City Council	Approved	Pass
2/29/2016	1	Columbus City Council	Read for the First Time	

**BACKGROUND:**

This ordinance authorizes the Director of the Department of Technology to continue an agreement with Emerson Network Power for maintenance and related services on the City's Uninterrupted Power Supply (UPS) systems. The City entered into an agreement (EL006410) for Liebert UPS maintenance services, authorized by ordinance 1160-2006. Last year that agreement was continued for another year by authority of ordinance 0749-2015, passed March 23, 2015, through purchase order EL016885. Approval of this ordinance will provide UPS maintenance services for the period April 19, 2016 to April 18, 2017, at a total cost of \$78,009.00.

Although maintenance services for Liebert UPS systems are available from other suppliers, Emerson Network Power is the only factory authorized service provider for the UPS equipment used at the City's data centers. Where alternate providers of UPS services are required to utilize Liebert technicians, Emerson's policy is to bill the end user directly and not the third party service provider; nor does Emerson support third party organizations with technical back-up or guaranteed parts availability. Given the critical need for reliable UPS systems at the City's data centers, it is in the City's best interests to contract directly with Emerson. As such, this ordinance will authorize a waiver of competitive bidding provisions of Columbus City Code, Chapter 329.

**FISCAL IMPACT:**

During fiscal years 2014 and 2015, the amounts of \$64,553.78 and \$78,007.60, were legislated respectively for maintenance support and related services with Emerson Network Power, Liebert Services, Inc., formerly known as Liebert Global Services, for the batteries UPS system. Funding for the 2016 contract in the amount of \$78,009.00 is budgeted and available within the Department of Technology, Information Services Division, Information Services Operating Fund; bringing the aggregate contract total to \$642,280.90.

**CONTRACT COMPLIANCE NUMBER:**

Vendor: Emerson Network Power, Liebert Services, Inc.; CC#/FID#: 43 - 1798453; (DAX Vendor Acct#: 008034)  
Expiration Date: 09/17/2016

To authorize the Director of the Department of Technology to continue a contract with Emerson Network Power, Liebert Services, Inc., formerly known as Liebert Global Services, for annual maintenance and related services associated with the Uninterrupted Power Supply (UPS) systems; to waive the competitive bidding provisions of the Columbus City Code; and to authorize the expenditure of \$78,009.00 from the Department of Technology, Information Services Division, Information Services Operating Fund. (\$78,009.00)

**WHEREAS**, the Department of Technology has a need to continue a contract with Emerson Network Power, Liebert Services, Inc., formerly known as Liebert Global Services, for annual maintenance and related services associated with the Uninterruptible Power Supply (UPS) systems, utilized by the Department of Technology for the period of 4/19/2016 through 4/18/2017, at a cost of \$78,009.00.

**WHEREAS**, this contract covers services for computer and data centers at three (3) separate locations, and allows for continuous operations when power fluctuations and failures occur. The original contract provided language that allows for modifications and renewals for additional coverage periods at the end of each year's coverage period, contingent upon the express written approval of all parties and the City's appropriation and authorization of funds; and

**WHEREAS**, although maintenance service for Liebert UPS systems are available from other suppliers, Emerson Network Power, Liebert Services, Inc. ("Emerson") is the only factory authorized service provider for the UPS equipment used at the City's data centers so, given the critical need for reliable UPS systems at the City's data centers, it is in the City's best interests to contract directly with Emerson; and

**WHEREAS**, this ordinance requests waiver of the competitive bidding provisions of the Columbus City Code Chapter 329 to allow the Department of Technology to continue a contract with Emerson for annual maintenance, software and service upgrades, and related services; and

**WHEREAS**, it is necessary to authorize the Director of the Department of Technology to continue this annual contract in order to provide uninterrupted service associated with the Uninterruptible Power Supply (UPS) systems utilized at the City's data centers, 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 Director of the Department of Technology be and is hereby authorized to continue an annual contract with Emerson Network Power, Liebert Services, Inc., formerly known as Liebert Global Services, for annual maintenance and related services associated with the Uninterruptible Power Supply (UPS) systems, utilized by the Department of Technology with a coverage period of 4/19/2016 through 4/18/2017, in the amount of \$78,009.00.

**SECTION 2:** That the expenditure of \$78,009.00 or so much thereof as may be necessary is hereby authorized to be expended from: **(see attachment 0394-2016 EXP)**

**Dept:** 47 | **Div.:** 47-02 | **Obj Class:** 03 | **Main Account:** 63260 | **Fund:** 5100 | **Sub-fund:** 510001 | **Program:** IT005 | **Section 3:** 470202 | **Section 4:** IT06 | **Amount:** \$41,023.00 | {Maintenance Services - Machinery & Equipment}

**Dept: 47 |Div.: 47-02|Obj Class: 03 |Main Account: 63260|Fund: 5100 |Sub-fund:510001|Program: IT005|Section 3: 470202| Section 4:IT07| Amount: \$36,986.00| {Maintenance Services - Machinery & Equipment}**

**SECTION 3:** That the City Auditor is authorized to make any accounting changes to revise the funding source for any contract or contract modifications associated with this ordinance.

**SECTION 4:** 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 5:** That it is in the City's best interest to waive the competitive bidding provisions of the Columbus City Codes Chapter 329.

**SECTION 6:** That this ordinance shall take effect and be in force from and after the earliest period allowed by law.