



## Legislation Details (With Text)

**File #:** 1166-2010      **Version:** 1

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

**File created:** 7/20/2010      **In control:** Utilities Committee

**On agenda:** 9/13/2010      **Final action:** 9/16/2010

**Title:** To authorize the Finance and Management Director to modify a contract with Marathon Technical Services for consulting during the design and construction phases of the CNG fueling station; to authorize the transfer of \$14,757.00 within the Department of Public Utilities, Division of Sewerage and Drainage, Sanitary Sewers Build America Bonds (BAB) Fund; and to authorize the expenditure of \$14,757.00 from the Sanitary Sewers Build America Bonds (BAB) Fund; to amend the 2010 Capital Improvements Budget; to authorize the expenditure of \$50,549.50 from the Clean Cities grant, and to authorize the expenditure of \$50,549.50 from the Fleet Fund project; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$115,856.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. BidWaiverFormMarathon.pdf

Date	Ver.	Action By	Action	Result
9/16/2010	1	CITY CLERK	Attest	
9/15/2010	1	MAYOR	Signed	
9/13/2010	1	Columbus City Council	Approved	Pass
9/13/2010	1	COUNCIL PRESIDENT	Signed	
9/1/2010	1	Finance Drafter	Sent to Clerk's Office for Council	
8/31/2010	1	CITY AUDITOR	Reviewed and Approved	
8/31/2010	1	CITY AUDITOR	Reviewed and Approved	
8/31/2010	1	Finance Drafter	Sent for Approval	
8/31/2010	1	CITY ATTORNEY	Reviewed and Approved	
8/30/2010	1	Utilities Reviewer	Sent for Approval	
8/30/2010	1	UTILITIES DIRECTOR	Reviewed and Approved	
8/30/2010	1	Finance Drafter	Sent for Approval	
8/30/2010	1	Finance Reviewer	Reviewed and Approved	
8/30/2010	1	FINANCE DIRECTOR	Reviewed and Approved	
8/30/2010	1	Finance Drafter	Sent for Approval	
8/30/2010	1	EBOCO Reviewer	Sent for Approval	
8/30/2010	1	ODI DIRECTOR	Reviewed and Approved	
8/30/2010	1	Finance Drafter	Sent for Approval	
8/27/2010	1	Finance Drafter	Sent for Approval	

8/24/2010	1	Finance Reviewer	Reviewed and Approved
8/20/2010	1	Finance Reviewer	Reviewed and Approved
8/4/2010	1	Finance Reviewer	Reviewed and Approved
7/20/2010	1	Finance Drafter	Sent for Approval

This ordinance authorizes the Finance and Management Director to modify a contract with Marathon Technical Services to serve as a consultant during the design and construction phases of the Compressed Natural Gas (CNG) fueling station project in the amount of \$115,856.00.

The City of Columbus, Finance and Management Department, Fleet Management Division, has been awarded a grant from the United States Department of Energy (DOE) through the local Clean Cities Coalition designee, Clean Fuels Ohio. The funding opportunity is titled "Clean Cities FY09 Petroleum Reduction Technologies Projects for the Transportation Sector," Area of Interest 4, and was created through the American Recovery and Reinvestment Act of 2009 to fund cost-shared projects that expand the use of alternative fueled vehicles and advanced technology vehicles as well as the installation or acquisition of infrastructure necessary to directly support an alternative fueled vehicle or advanced technology vehicle.

Local governments must be in partnership with an active designated Clean Cities Coalition in order to be eligible for funds. Clean Fuels Ohio is the Columbus Clean Cities Coalition designee. The City of Columbus is a partner in the grant through the Ohio Advanced Transportation Partnership and will be responsible for the administration of its portion of grant funds received. Ordinance No. 0540-2010 was passed on April 14, 2010, authorizing the Finance and Management Director to enter into contract with Clean Fuels Ohio and to accept and appropriate the grant.

This is a two-year project, beginning in 2010 and continuing through 2011. The project is comprised of three interrelated areas: equipment purchases, training of mechanics, and construction. Fleet Management's construction portion of the grant award will fund the design and construction of a Compressed Natural Gas fueling station to be located at the current Fleet Management main facility at 4211 Groves Road as well as facility modifications to buildings at Groves Road and Fairwood Avenue that are expected to house CNG vehicles. This fueling station will be a "high-output" fast fill station with the capacity to quick fill large trucks and/or equipment for both the City of Columbus and the general public. This includes, but is not limited to, large private fleets in the Columbus metropolitan area. Because CNG fueling stations represent new technology to our area, it is highly recommended that an expert consultant be used throughout the design and construction phases. Further, it is recommended that the consultant be retained during the implementation stage. The consultant will also help with the design of needed building modifications.

The Department of Energy has already assigned an expert CNG consultant, Marathon Technical Services, to the Ohio Advanced Transportation Partnership to work with partners on their various grant projects. However, the number of hours allotted to each partner under the terms of the grant agreement are limited and will not cover the amount of time needed for the consultant to oversee the Columbus construction projects to completion. The Fleet Management Division currently has a contract with Marathon Technical Services for the initial phase of the conceptual design of the fueling station. Because this consultant was assigned by the DOE to work with the Ohio Partnership on this grant and because the consultant has already begun design work on the Columbus CNG fueling station, a bid waiver is sought for this contract. Using Marathon Technical Services will ensure the City does not duplicate time and effort that has already been expended, as a new consultant would necessarily have to backtrack on some of the work that they have already completed.

**Fiscal Impact:** Funds are available from the Fleet Capital Improvement Budget, the Clean Cities grant, and the Sewerage and Drainage Build America Bonds (BABs). The original purchase order with Marathon Technical Services (ED041370) will be converted from Fleet Management's operating budget to the Fleet Capital Improvement Budget. The Department of Public Utilities, Division of Sewerage and Drainage will provide \$14,757.00 from the Sanitary Sewers Build America Bonds (BAB) Fund and amend the 2010 Capital Improvements Budget to establish sufficient budget authority to cover the expenditure upon passage of this ordinance.

**Emergency action** is requested in order to ensure the design and construction phases of the Compressed Natural Gas facility at 4211 Groves Road and satellite upgrades at 1250 Fairwood Ave continue without interruption and grant funds are expended in an expeditious manner, thereby ensuring they do not lapse.

Contract Compliance No.: 980361460; Expiration 05/06/2012

To authorize the Finance and Management Director to modify a contract with Marathon Technical Services for consulting during the design and construction phases of the CNG fueling station; to authorize the transfer of \$14,757.00 within the Department of Public Utilities, Division of Sewerage and Drainage, Sanitary Sewers Build America Bonds (BAB) Fund; and to authorize the expenditure of \$14,757.00 from the Sanitary Sewers Build America Bonds (BAB) Fund; to amend the 2010 Capital Improvements Budget; to authorize the expenditure of \$50,549.50 from the Clean Cities grant, and to authorize the expenditure of \$50,549.50 from the Fleet Fund project; to waive the competitive bidding provisions of the Columbus City Codes; and to declare an emergency. (\$115,856.00)

**WHEREAS**, there is a need for a consultant to oversee the design and construction phases of the Compressed Natural Gas fueling station and the Department of Energy has already assigned an expert CNG consultant, Marathon Technical Services, to work with partners on their grant projects; and

**WHEREAS**, it is in the best interest of the City of Columbus to waive formal bidding requirements for the consultation services of the Compressed Natural Gas fueling station development; and

**WHEREAS**, it is necessary to amend the accounting information on the purchase order ED041370 so that it will be funded from the Fleet Capital Improvement Budget; and

**WHEREAS**, it is necessary to authorize the transfer of funds within the Sanitary BAB (Build America Bonds) Fund in the amount of \$14,757.00 for purposes of providing sufficient funding for the aforementioned project expenditure; and

**WHEREAS**, it is necessary to authorize an amendment to the 2010 Capital Improvements Budget for the purpose of providing sufficient spending authority for the aforementioned project expenditures; and

**WHEREAS**, an emergency exists in the usual daily operations of the Finance and Management Department, Fleet Management Division, in that it is immediately necessary to enter into contract for consulting services for the design and construction phases of the CNG fueling station, so that the project does not experience delays and grant funds are expended before they can lapse, thereby preserving the public health, peace, property, safety, welfare; now, therefore

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

**SECTION 1.** That the Finance and Management Director be and is hereby authorized to modify a contract, ED041370, with Marathon Technical Services for consulting services for the design and construction phases of the Compressed Natural Gas fueling station at 4211 Groves Road and facility renovations at 1250 Fairwood Avenue in the amount of \$115,856.00.

**SECTION 2.** That the original contract, ED041370, is hereby amended to the following funding information: Fund 513, Sub Fund 002, Project 550001-100002, OCA 645457, Object Level One 06: Object Level Three: 6681, Amount \$12,828.00. An expenditure correction is to be made for any funds previously expended from ED041370.

**SECTION 3.** That the City Auditor is hereby authorized to transfer \$14,757.00 within the Department of Public Utilities, Division of Sewerage and Drainage, Dept/Div. No. 60-05, Sewerage and Drainage Sanitary BABs (Build America Bonds) Fund, Fund No. 668, Object Level Three 6681, as follows:

**From:**

**Project No. | Project Name | OCA Code | Change**

650750-100000 | Children's Hospital/Livingston/Parsons Sewer Rehab. | OCA 664750 | (-\$14,757.00)

**To:**

**Project No. | Project Name | OCA Code | Change**

650510-100033 | Fairwood Vehicle Maintenance Facility Improvements | 685133 | (+\$14,757.00)

**SECTION 4.** That the 2010 Capital Improvements Budget Ordinance No. 0564-2010 is hereby amended as follows, to provide sufficient budget authority for the Capital Improvement Projects listed herein:

**Fund No. | Proj. No. | Proj. Name | Current Authority | Revised Authority | (Change)**

668 | 650750-100000 | Children's Hospital/Livingston/Parsons Sewer Rehab. | \$550,000 | \$535,243 | (-\$14,757.00)

668 | 650510-100033 | Fairwood Vehicle Maintenance Facility Improvements | \$61,125 | \$75,882 | (+\$14,757.00)

**SECTION 5.** That the expenditure of \$115,856.00 or so much thereof as may be needed, in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows:

Division: 60-05  
Fund: 668  
Project: 650510-100033 Fairwood Vehicle Maint  
OCA: 685133  
Object Level 1: 06  
Object Level 3: 6681  
Amount \$14,757.00

Division: 45-05  
Fund: 513  
Subfund: 002  
Project: 550001-100002  
OCA: 645457  
Object Level 1: 06  
Object Level 3: 6681  
Amount: \$50,549.50

Division: 45-05  
Fund: 220  
Grant: 451035-200000 Clean Cities  
OCA: 451035  
Object Level 1: 06  
Object Level 3: 6681  
Amount: \$50,549.50

**SECTION 6.** That the competitive bidding provisions of Chapter 329 are hereby waived.

**SECTION 7.** That for 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.