



# City of Columbus

Office of City Clerk  
90 West Broad Street  
Columbus OH 43215-9015  
columbuscitycouncil.org

## Legislation Text

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**File #:** 2468-2012, **Version:** 1

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**BACKGROUND:** This ordinance is for the option to purchase Waste Identification, Clean-up, Disposal and Emergency Spill Response Services for the Department of Finance and Management, Purchasing Office, and other City agencies. A contract for Waste Identification, Clean-up, Disposal and Emergency Spill Response Services will allow various city agencies to have potentially hazardous materials identified, cleaned-up, and disposed of from city properties and will allow for the immediate response to hazardous waste spills. The term of the proposed option contract would be through May 31, 2013.

The Purchasing Office is soliciting competitive proposals for these services, however an agreement will not be in place for several months and due to the emergency nature of these services, a contract is immediately necessary.

The City had a contract for Waste Identification, Clean-up, Disposal and Emergency Spill Response Services that recently expired and the option to extend was not exercised. The contractor was unable to continue performing on the contract. Environmental Enterprises Inc. was a subcontractor that provided services under that contract. They expressed an interest in continuing to provide these services to the city. The Purchasing Office is recommending that a contract be negotiated with Environmental Enterprises, Inc. to meet the immediate needs of city agencies.

Awaiver of the bidding provisions of the Columbus City Codes is being submitted to establish a negotiated agreement for an option contract with:

Environmental Enterprises, Inc., CC#31-0895554, exp. 5/13/13  
Total Estimated Annual Expenditure: \$125,000.00

This company is not debarred according to the Excluded Parties listing of the Federal Government and is not listed in the Auditor of States database for Findings for Recovery.

This ordinance is being submitted as an emergency because, without emergency action, no less than 37 days will be added to this procurement cycle and the delivery of hazardous clean-up services would be negatively impacted.

**FISCAL IMPACT:** Funding to establish this option contract is budgeted in the Mail, Print Services, and UTC Fund. City agencies will be required to obtain approval to expend from their own appropriations.

To authorize and direct the Finance and Management Director to enter into a contract for the option to purchase Waste Identification, Clean-up, Disposal and Emergency Spill Response Services for the Department of Finance and Management Purchasing Office with Environmental Enterprises, Inc.; to authorize the expenditure of one dollar to establish the contract from the Mail, Print Services, and UTC Fund, and to declare an emergency. (\$1.00).

**WHEREAS,** the Purchasing Office negotiated an agreement to establish an option contract;

**WHEREAS,** the Finance and Management Director determined it is in the best interest of the City to establish this option contract to provide necessary services until an agreement can be established by the formal competitive solicitation process;

**WHEREAS,** this ordinance addresses the Purchasing objective of 1) maximizing the use of City resources by obtaining

optimal products/services at low prices and 2) providing an effective option contract for the Department of Finance and Management and other City agencies to efficiently maintain their supply chain and service to the public; and

**WHEREAS**, in order to ensure Waste Identification, Clean-up, Disposal and Emergency Spill Response Services are supplied without interruption to enable the identification, clean-up, disposal of waste from city locations and for emergency spill response services this is being submitted for consideration as an emergency measure; and

**WHEREAS**, an emergency exists in the usual operation of the Department of Finance and Management and other city agencies in that it is immediately necessary to enter into a contract for an option to purchase Waste Identification, Clean-up, Disposal and Emergency Spill Services 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 enter into the following negotiated agreement for the option to purchase Waste Identification, Clean-up, Disposal and Emergency Spill Services for the term ending May 31, 2013 as follows.

Environmental Enterprises, Inc. Items: All Services: Amount \$1.00.

**SECTION 2:** That is is in the best interest of the City to waive the provisions of Section 329.06 (a) of the Columbus City Code, 1959, and such provisions are hereby waived.

**SECTION 3.** That the expenditure of \$1.00 is hereby authorized from the Mail, Print Services, and UTC Fund, Organization Level 1: 45-01, Fund: 05-517, Object Level 3: 2270, OCA: 451130, to pay the cost thereof.

**SECTION 4.** That for the reason stated in the preamble here to, 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.