



## Legislation Text

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**File #:** 0322-2013, **Version:** 1

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**Background:** This legislation authorizes the Finance and Management Director to issue purchase orders for ultra low sulfur diesel, bio/diesel, ethanol and unleaded fuel (including fuel purchased through MPC Investments LLC: Speedway LLC, SuperFleet) for the Fleet Management Division. Formal competitive bids for bio/diesel were received by the Purchasing Office and a Universal Term contract is in place with Central Ohio Farmers Co-Op, as authorized by Ordinance 1197-2009. A Universal Term Contract, authorized by Ordinance 2280-2012, exists for fuel credit card purchases with MPC Investments LLC (Speedway LLC, SuperFleet). A purchase order with Beem's BP Distribution for unleaded bulk fuel deliveries was authorized by Ordinance 2078-2011. The Beem's BP Distribution contract was established through the formal competitive bid process of Franklin County for bulk unleaded fuel purchases.

Ordinance 2078-2011 also waives the competitive bidding process of the Columbus City Codes, in order to allow the continued use of the Beem's BP Distribution contract. To continue uninterrupted unleaded fuel deliveries at the lowest possible price and in comparing the State of Ohio contract with Franklin County contract, Beem's Distribution Inc. provides a lower delivery price of \$0.059 per gallon. The City does not have a formal cooperative purchasing agreement with Franklin County, as it does with the State of Ohio Department of Administrative Services. Accordingly, the competitive bidding provisions of the City Codes must be waived in order to participate in this Franklin County contract.

Credit card fuel purchases have been established with Voyager Fleet Systems Inc. Contract compliance number 76-0476053 and MPC Investments LLC (Speedway LLC, SuperFleet). Contract compliance number 27-1287018, expires 05/21/14.

**Fiscal Impact:** The Fleet Management Division spent \$5,252,411.96 for bulk bio/diesel fuel deliveries and \$6,979,380.36 for unleaded bulk fuel deliveries and credit card services in 2012. The expenditures for 2011 were \$4,082,779.05 for bulk bio/diesel fuel deliveries and \$7,141,865.35 for unleaded bulk fuel deliveries and credit card purchases. Fuel contracts and pricing are continually monitored throughout the year so if there is a need to adjust funding future legislation may be necessary. This ordinance is contingent on the passage of the 2013 budget.

**Emergency action** is requested to ensure an uninterrupted supply of bulk bio/diesel, bulk unleaded, and credit card purchases. The fuel is used by all City vehicles, including Police, Fire and Refuse Collection vehicles. This ordinance is contingent on the passage of the 2013 budget.

To authorize and direct the Finance and Management Director to issue purchase orders with various vendors for the provision of automobile fuel and fuel credit card services; to authorize the expenditure of \$6,000,000.00 from the Fleet Management Services Fund; to waive the competitive bidding provisions of the Columbus City Codes, 1959; and to declare an emergency. (\$6,000,000.00)

**WHEREAS**, the Finance and Management Department, Fleet Management Division, has a need to purchase bio/diesel bulk fuel, ethanol, and unleaded bulk fuel and universal credit card purchases for use by various City department vehicles; and

**WHEREAS**, a Universal Term contract (UTC) has been established through the formal competitive bid process for bulk bio/diesel fuel and universal credit card purchases; and

**WHEREAS**, a contract has been established through the formal competitive bid process of Franklin County for bulk

unleaded fuel purchases with Beem's BP Distribution Inc.; and

**WHEREAS**, the Fleet Management Division has a need to purchase unleaded bulk fuel and it is in the City's best interests to waive the competitive bidding requirements of the Columbus City Codes; and

**WHEREAS**, an emergency exists in the usual daily operation of the Finance and Management Department, Fleet Management Division in that it is immediately necessary to issue a purchase order for various fuel purchases, to ensure an uninterrupted fuel supply for City vehicles, including Police, Fire, and Refuse Collection Division vehicles, 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 issue a purchase order with Central Ohio Farmers Co-op for Ultra Low Sulfur Diesel and Bio Diesel fuel, in accordance with a Franklin County Commissioners contract.

**Section 2.** That the expenditure of \$2,200,000.00 or so much thereof that may be necessary in regard to the action authorized in Section 1, be and is hereby authorized and approved as follows:

Division: 45-05  
Fund: 513  
OCA Code: 451347  
Object Level One: 02  
Object Level Three: 2286  
Amount: \$2,200,000.00

**Section 3.** That the Finance and Management Director is hereby authorized to issue a purchase order for ethanol and unleaded fuel for the Fleet Management Division per the terms and conditions of a Franklin County Commissioners contract as follows:

Beem's BP Distribution Inc  
CC# 341906729 expires 01/03/2014  
Unleaded gasoline  
Object Level three: 2280  
Contract expires 01/03/2014

**Section 4.** That the Finance and Management Director is hereby authorized to issue purchase orders with Voyager Fleet Systems, Inc. and/or MPC Investments LLC (Speedway LLC, SuperFleet) for Universal fuel credit card services.

**Section 5.** That the expenditure of \$3,800,000.00 or so much thereof that may be necessary in regard to the action authorized in Sections 3 and 4, be and is hereby authorized and approved as follows:

Division: 45-05  
Fund: 513  
OCA Code: 451347  
Object Level One: 02  
Object Level Three: 2280  
Amount: \$3,800,000.00

**Section 6.** That in accordance with the Columbus City Codes, City Council has determined it is in the best interest of the competitive bidding requirements be and are hereby are waived for the action authorized in Section 3 of this ordinance.

**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, nor ten days after passage, if the Mayor neither approves nor vetoes the same.