



## Legislation Text

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**File #:** 1771-2011, **Version:** 1

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The purpose of this ordinance is to authorize the Director of Finance and Management to enter into contract with Jordan Power Equipment Company Inc. for the purchase of an Industrial Sweeper Scrubber for the Division of Power and Water, Building Maintenance Section. This equipment will be used to clean the parking and vehicle garage at the Utilities Complex, 910 Dublin Road. This purchase was approved by Fleet Management. In support of the Mayor's Get Green Columbus initiative, the hybrid/electric option was specified.

The Purchasing Office advertised and solicited competitive bids in accordance with Section 329.06 (Solicitation No. SA004096). Twenty-seven (27) bids were solicited (MAJ: 26; F1: 1); Five (5) bids were received (MAJ: 5).

MH Equipment/MH Logistics was low bidder on items 1-4 (\$44,247.00). The manufacturer, Nilfisk-Advance, provided a quote to MH Equipment/MH Logistics in error. MH Equipment/MH Logistics therefore had to submit written communication withdrawing their bid as they cannot honor their quote, being that they are not an authorized equipment dealer for Nilfisk-Advance; and therefore cannot sell the equipment to the City of Columbus. The second low bidder, Jordan Power Equipment Company is an authorized dealer and met specifications for the sale, service, and repair of the equipment. Their original bid amount was (\$45,770.48).

Because of the error made by Nilfisk-Advance in providing a quote to an unauthorized dealer, the Purchasing Office negotiated with Nilfisk-Advance to provide the equipment to Jordan Power Equipment Company, the lowest bidder actually authorized by Nilfisk-Advance to sell the equipment, to provide the equipment to the City at the cost of \$44,247.00. Nilfisk-Advance and Jordan Power Equipment Company agreed to this proposal. Therefore, it is necessary to waive competitive bidding because the pricing was determined by negotiation.

Therefore, this ordinance asks City Council to waive the competitive bidding provisions of the Columbus City Codes and to accept the negotiated price from Jordan Power Equipment Company in the amount of \$44,247.00 for items 1-4 including manuals, training and warranty, as specified.

The company is not debarred according to the Excluded Party Listing System of the Federal Government or prohibited from being awarded a contract according to the Auditor of State Unresolved Findings for Recovery Certified Search.

**SUPPLIER:** Jordan Power Equipment Company Inc. (34-1480457), expires 06-03-13. This supplier does not hold MBE/FBE status.

**FISCAL IMPACT:** There is sufficient budget authority for this purchase.

To authorize the Director of Finance and Management to establish a purchase order with Jordan Power Equipment Company Inc. for the purchase of an Industrial Sweeper Scrubber for the Division of Power and Water, to authorize the expenditure of \$44,247.00 from the Water Operating Fund, and to waive the competitive bidding requirements of the Columbus City Codes. (\$44,247.00)

**WHEREAS,** the Purchasing Office opened formal bids on September 15, 2011 and five (5) bids were received and **WHEREAS,** this equipment will be used to clean the parking and vehicle garage at the Utilities Complex, 910 Dublin Road, and

**WHEREAS,** MH Equipment/MH Logistics was low bidder on items 1-4 (\$44,247.00). The manufacturer, Nilfisk-Advance, provided a quote to MH Equipment/MH Logistics in error. MH Equipment/MH Logistics therefore had to submit written communication withdrawing their bid as they cannot honor their quote, being that they are not an authorized equipment dealer for Nilfisk-Advance; and therefore cannot sell the equipment to the City of Columbus, and

**WHEREAS,** the second low bidder, Jordan Power Equipment Company is an authorized dealer and met specifications for the sale, service, and repair of the equipment as stated in the bid, and

**WHEREAS**, the error made by Nilfisk-Advance in providing a quote to an unauthorized dealer, the Purchasing Office negotiated with Nilfisk-Advance to provide the equipment to Jordan Power Equipment Company, the lowest bidder actually authorized by Nilfisk-Advance to sell the equipment, to provide the equipment to the City at the cost of \$44,247.00. Nilfisk-Advance and Jordan Power Equipment Company agreed to this proposal, and

**WHEREAS**, it is in the best interest of the City of Columbus to waive formal competitive bidding requirements for the purchase of an Industrial Sweeper Scrubber, and

**WHEREAS**, this purchase was approved by Fleet Management, and

**WHEREAS**, a purchase order will be issued by the Director of Finance and Management in accordance with the terms, conditions and specifications of Solicitation Number: SA004096 on file in the Purchasing Office; now, therefore

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

**Section 1.** That the Director of Finance and Management be and is hereby authorized to establish a purchase order with Jordan Power Equipment Company Inc. for the purchase of a Industrial Sweeper Scrubber for the Division of Power and Water, in accordance with specifications of SA004096 on file in the Purchasing Office.

**Section 2.** That the expenditure of \$44,247.00 or so much thereof as may be needed, be and the same hereby is authorized from the Water Operating Fund, Fund No. 600, OCA 602755, Object Level 1: 06, Object Level 03: 6651.

**Section 3.** That in accordance with Section 329.27 of the Columbus City Codes, the Columbus City Council finds it in the best interest of the City of Columbus to waive formal competitive bidding requirements as they pertain to the action authorized in Section 1 of this ordinance and that Sections 329.06 and 329.07 of the Columbus City Codes are hereby waived.

**Section 4.** That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.