



## Legislation Details (With Text)

**File #:** 0255-2023      **Version:** 1

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

**File created:** 1/19/2023      **In control:** Public Utilities Committee

**On agenda:** 2/6/2023      **Final action:** 2/8/2023

**Title:** To authorize the Finance and Management Director to enter into a contract for the option to purchase Liquid Oxygen with Matheson Tri Gas, Inc.; to authorize the expenditure of \$1.00; and to declare an emergency. (\$1.00).

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
2/8/2023	1	CITY CLERK	Attest	
2/7/2023	1	MAYOR	Signed	
2/6/2023	1	COUNCIL PRESIDENT	Signed	
2/6/2023	1	Columbus City Council	Approved	Pass

..Explanation

**BACKGROUND:** This legislation authorizes the Finance and Management Director to establish a Universal Term Contract (UTC) for the option to purchase Liquid Oxygen with Matheson Tri Gas, Inc. The Division of Water is the sole user of liquid oxygen, which is used as an oxidation agent for potable water at two (2) City of Columbus Water Plants. The term of the proposed option contract would be approximately one year, expiring March 31, 2024, with the option to renew for one (1) additional year. The Purchasing Office opened formal bids on January 12, 2023. In addition, the expenditure of \$1.00 is hereby authorized from General Budget Reservation BRPO002025.

The Purchasing Office advertised and solicited competitive bids in accordance with the relevant provisions of Section 329 relating to competitive bidding (Request for Quotation No. RFQ023675). Three (3) bids were received. This was bid for three successive years of a three year contract term, however no bidders bid the second and third years due to pricing fluctuations in the market.

The Purchasing Office is recommending award to the overall lowest, responsive, responsible and best bidder as follows:

Matheson Tri Gas, Inc., CC# 010025 expires 1/18/25, Items 1 and 4 only, \$1.00

Total Estimated Annual Expenditure: \$800,000, Division of Water, the sole user

**Emergency Designation:** The Finance and Management Department respectfully requests this legislation be considered an emergency ordinance to insure a continuous supply of this bulk treatment chemical used in water treatment.

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.

**FISCAL IMPACT:** The expenditure of \$1.00 is hereby authorized from General Budget Reservation BRPO002025. City Agencies will be required to obtain approval to expend from their own appropriations for their estimated annual expenditures.

To authorize the Finance and Management Director to enter into a contract for the option to purchase Liquid Oxygen with Matheson Tri Gas, Inc.; to authorize the expenditure of \$1.00; and to declare an emergency. (\$1.00).

**WHEREAS**, the Liquid Oxygen UTC will provide for the purchase of materials used as an oxidation agent at two (2) water treatment plants; and,

**WHEREAS**, the Purchasing Office advertised and solicited formal bids on January 12, 2023 and selected the overall lowest, responsive, responsible and best bidder; and

**WHEREAS**, an emergency exists in the usual daily operation of the Department of Public Utilities in that it is immediately necessary to authorize the Finance and Management Director to immediately enter into a Universal Term Contract for the option to purchase Liquid Oxygen to ensure a continuous supply of these materials, 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 contract for the option to purchase Liquid Oxygen in accordance with Request for Quotation RFQ023675 for a term of approximately one year, expiring March 31, 2024, with the option to renew for one (1) additional year, as follows:

Liquid Oxygen, Items 1 and 4 only, \$1.00

**SECTION 2.** That the expenditure of \$1.00 is hereby authorized from General Budget Reservation BRPO002025 of this ordinance to pay the cost thereof.

**SECTION 3.** 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 4.** That for the reason 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.