



## Legislation Text

---

**File #:** 0304-2012, **Version:** 1

---

The purpose of this legislation is to authorize the Director of Public Utilities to enter into a planned modification with Madden Brothers Inc. for the purposes of providing Yard Waste and Log Grinding Services for the Division of Sewerage and Drainage, Compost Facility.

The Division of Sewerage and Drainage, Compost Facility utilizes a contract that provides for the purchase of woodchips to be used as bulking agents for composting and to produce the product Com-Til. The services to be performed under this agreement calls for Madden Brothers Inc. to provide equipment and an operator to grind yard waste (shrubs, leaves, tree limbs, logs, etc) that are received by the Compost Facility. The finished product will be used as an alternative source for bulking agents. The contract language provided for a one (1) year agreement in effect to and including July 31, 2010. Furthermore, upon mutual agreement and approval by the Columbus City Council, this contract allows for three (3) extensions on a year to year basis and funds availability. This is the third of the three possible modifications, the new expiration date will be July 31, 2013.

**SUPPLIER:** Madden Brothers Inc. (34-1739227) Expires May 13, 2013. Madden Brothers Inc. does not hold MBE/FBE status.

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.

1. Amount of additional funds: Total amount of additional funds needed for this contract modification No. 3 is \$120,000.00. Total contract amount including this modification is \$440,000.00.

2. Reason additional funds were not foreseen: The need for additional funds was known at the time of the initial contract, as this is an annual expenditure. This legislation is to encumber the funds budgeted for fiscal year 2012 for the Division of Sewerage and Drainage.

3. Reason other procurement processes not used: Work under this modification is a continuation of services included in the scope of the original bid contract. No lower pricing/more attractive terms and conditions are anticipated at this time.

4. How cost was determined: The cost, terms and conditions are in accordance with the original agreement.

**FISCAL IMPACT:** \$120,000.00 is needed and budgeted for this service.

\$111,816.39 was spent in 2011

\$102,412.65 was spent in 2010

To authorize the Director of Public Utilities to enter into a planned modification with Madden Brothers Inc. for Yard Waste and Log Grinding Services for the Division of Sewerage and Drainage; and to authorize the expenditure of \$120,000.00 from the Sewerage System Operating Fund. (\$120,000.00)

**WHEREAS,** the Division of Sewerage and Drainage, Compost Facility utilizes a contract that provides for the purchase

of woodchips to be used as bulking agents for composting and to produce the product Com-Til, and

**WHEREAS**, the services to be performed under this agreement call for Madden Brothers Inc. to provide equipment and an operator to grind yard waste (shrubs, leaves, tree limbs, logs, etc). that are received by the Compost Facility, and

**WHEREAS**, the finished product will be used as an alternative source for bulking agents, and

**WHEREAS**, the Director of Public Utilities received three (3) formal bids on March 11, 2009 and Madden Brothers was awarded the contract., and

**WHEREAS**, the original contract was for one (1) year through July 31, 2010 and upon mutual agreement and approval by the Columbus City Council, this contract can be extended for three (3) additional years on a year to year basis and funds availability, and

**WHEREAS**, the Division of Sewerage and Drainage wishes to extend the current contract for one (1) additional year with an expiration date of July 31, 2013; now, therefore

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

**SECTION 1.** That the Director of Public Utilities be and is hereby authorized to enter into a planned modification of EL009435 with Madden Brothers Inc. for Yard Waste and Log Grinding Services for the Division of Sewerage and Drainage. Total amount of modification No. 3 is ADD \$120,000.00. Total contract amount including this modification is \$440,000.00.

**SECTION 2.** That the original bid specifications allowed for a one (1) year agreement which would be effective to an including July 31, 2010. Furthermore, upon mutual agreement and approval by the Columbus City Council, this contract allows for three (3) extensions on a year to year basis and funds availability. That the Division of Sewerage and Drainage wishes to extend the contract for one (1) additional year with a new expiration date of July 31, 2013.

**SECTION 3.** That the expenditure of \$120,000.00 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund No. 650 as follows:

OCA: 605899  
Object Level 1: 03  
Object Level 3: 3377

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