



Legislation Text

File #: 0367-2019, **Version:** 1

The purpose of this legislation is to authorize the Director of Public Utilities to enter into an agreement with GS-OH, Inc., to build upon the previous work that the department conducted in implementing and improving its environmental management system (EMS) that has received third-party ISO Standard 14001:2015 recertification.

The contract will provide the Department of Public Utilities Environmental Management System (EMS) support in planning for and ensuring conformity with the ISO 14001:2015 standard by conducting internal annual environmental compliance and EMS audits, preparing for third-party audits (surveillance and re-certification), preparing and/or conducting environmental training, and providing general support for assessing and ensuring environmental regulatory compliance in order to sustain an effective EMS. In addition, the consultant will assist the Department of Public Utilities in managing its compliance with applicable environmental laws and regulations, including the Clean Water Act, the Clean Air Act, the Safe Drinking Water Act, the Resource Conservation and Recovery Act, the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), Ohio's Voluntary Clean Up and Brownfields Laws and regulations, and the Federal Insecticide, Fungicide, and Rodenticide Act. Such assistance will include all aspects of environmental permitting, preparation of Spill Prevention, Control, and Countermeasures Plans, preparation of Stormwater Pollution Prevention Plans, air emission surveys, air emission modeling, and other environmental compliance activities. The consultant will also conduct environmental system and compliance audits, perform tasks related to document control, aspects identification and scoring, the development of environmental management system and environmental training, provide Intellex software support.

Request for proposals were announced on November 6, 2018. One hundred and fifteen vendors were solicited. Four responses to the Request for Proposal on December 7, 2018 were received. The proposals were reviewed by a three-member evaluation committee and their recommendation was submitted to the Director of Public Utilities on December 18, 2018. The Director of Public Utilities has approved the recommendation.

Services under this agreement are to be provided over a period of three years. Funds for the project shall be reviewed and approved each year of the three-year contract by City Council and the Mayor, and Auditor's certification of funds. Notwithstanding any provision in this Agreement to the contrary, the maximum obligation of the City for services described in this agreement for the first year of the contract ("Phase 1") is limited to the amount of one hundred and eighty thousand dollars (\$180,000.00), unless all the following occur: this Agreement is modified in writing; City Council enacts an ordinance approving the new amount; the Mayor has authorized the additional amount; and the Auditor has certified the additional funds. The City is not obligated to spend the maximum obligation authorized under this Agreement. Phase 2 costs under this agreement for the second year are estimated at one hundred and eighty thousand dollars (\$180,000.00). Phase 3 costs for the final year of the contract are also estimated at one hundred and eighty thousand dollars (\$180,000.00).

The City may, at any time during the performance of the services under this Agreement, propose a modification of the Contract by a properly authorized written instrument. With the approval of City Council and execution of such modification by both parties hereto, it shall be fully incorporated into this Contract and shall govern all subsequent performance under the Contract.

FISCAL IMPACT: \$180,000.00 is needed and was budgeted for this expenditure.

SUPPLIER: GS-OH, Inc.: (62-1736493, DAX #009789) Expires 1/5/2020

GS-OH, 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.

To authorize the Director of Public Utilities to enter into an agreement with GS-OH, Inc. for environmental management system support and support in maintaining conformity with the ISO 14001:2015 standard, preparing for third-party audits (surveillance and re-certification), preparing and/or conducting environmental training, and providing general support for assessing and ensuring environmental regulatory compliance with applicable environmental laws and regulations for the Department of Public Utilities, to authorize the expenditure of \$10,980.00 from the Power Operating Fund, \$69,840.00 from the Water Operating Fund, \$78,300.00 from the Sewerage System Operating Fund and \$20,880.00 from the Stormwater Operating Fund (\$180,000.00).

WHEREAS, the Department of Public Utilities has a continued need to sustain its environmental management system to ensure that its environmental compliance requirements are met and its environmental footprint is reduced, and

WHEREAS, the contract will provide the Department of Public Utilities the ability to build upon the previous work on the department's environmental management system with the goal of maintaining ISO 14001:2015 certification third-party certification of the program and compliance with applicable environmental laws and regulations. The consultant will prepare detailed task orders describing specific task activities, estimated levels of effort, and schedules that conform to the following general task descriptions and attached estimated project schedule, and

WHEREAS, the Director of Public Utilities received four proposals and GS-Ohio, Inc.'s proposal was deemed acceptable by the selection committee and the Director, and

WHEREAS, services under this agreement are to be provided over a period of three years with funds being reviewed and approved each year of the three-year contract by City Council and the Mayor, and Auditor's certification of funds, and

WHEREAS, the City may, at any time during the performance of the services under this Agreement, propose a modification of the Contract by a properly authorized written instrument. With the approval of City Council and execution of such modification by both parties hereto, it shall be fully incorporated into this Contract and shall govern all subsequent performance under the Contract, and

WHEREAS, it has become necessary in the usual daily operation of the Department of Public Utilities to authorize the Director to enter into a contract with GS-OH Inc. for support in the Environmental Management System for the preservation of the public health, peace, property and safety; 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 an agreement with GS-OH, Inc. for environmental management system support in maintaining third-party certification and compliance with applicable environmental laws and regulations for the Department of Public Utilities.

SECTION 2. That the expenditure of \$180,000.00 or so much thereof as may be needed, be and the same hereby is authorized per the accounting codes in the attachment to this ordinance.

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 this ordinance shall take effect and be in force from and after the earliest period allowed by law.

