



Legislation Text

File #: 2604-2019, **Version:** 1

BACKGROUND: This legislation authorizes the Finance and Management Director to establish a Universal Term Contract (UTC) for the option to purchase Fairbanks Morse and Layne Pump Parts and Repair Service with Pentair Flow Technologies, LLC. The Division of Sewerage and Drainage and the Division of Water are the primary users for Fairbanks Morse and Layne Pump Parts and Service. Fairbanks Morse and Layne Pumps are used for flushing and sludge return during the wastewater treatment process. The term of the proposed option contract would be approximately 3 years, expiring September 30, 2022, with the option to renew for one (1) additional year. The Purchasing Office opened formal bids on June 20, 2019. In addition, the expenditure of \$1.00 is hereby authorized from General Budget Reservation BRPO001107.

Pentair Pump Group, Inc. submitted a bid through the VendorServices portal, using contract compliance number 41-1881858. This company had an internal reorganization and the legal name was changed to Pentair Flow Technologies, LLC, FID #39-1346701. The contract will be issued to the legal entity Pentair Flow Technologies, LLC.

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. RFQ012572). One bid was received. This is being submitted as a bid waiver as the only bidder provided terms and conditions that conflicted with terms and conditions of the bid, and therefore required negotiations.

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

Pentair Flow Technologies, LLC, CC#39-1346701 expires 8/4/2019, Items: All Items and Price List, \$1.00
Total Estimated Annual Expenditure: \$280,000.00, Division of Sewerage and Drainage and the Division of Water, the primary user

Emergency Designation: The Finance and Management Department respectfully requests this legislation to be considered an emergency ordinance because without a contract in place, repairs of pumps used in the flushing and sludge return during the wastewater treatment process could be delayed.

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 BRPO001107. 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 Fairbanks Morse and Layne Pump Parts and Repair Service with Pentair Flow Technologies, LLC.; to authorize the expenditure of \$1.00 from General Budget Reservation BRPO001107; to waive the provisions of competitive bidding; and to declare an emergency. (\$1.00).

WHEREAS, the Fairbanks Morse and Layne Pump Parts and Repair Service UTC will provide for the purchase of Fairbanks Morse and Layne Pump Parts and Repair Service used for flushing and sludge return during the wastewater treatment process; and,

WHEREAS, the Purchasing Office advertised and solicited formal bids on June 20, 2019 and selected the lowest, responsive, responsible and best bidder; and

WHEREAS, the company provided terms and conditions that conflicted with the terms and conditions of the bid and required negotiations, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities in that it is necessary to authorize the Finance and Management Director to immediately enter into a Universal Term Contract for the option to purchase Fairbanks Morse and Layne Pump Parts and Repair Service, 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 Fairbanks Morse and Layne Pump Parts and Repair Service in accordance with Request for Quotation RFQ012572 for a term of approximately 3 years, expiring September 30, 2022, with the option to renew for one (1) additional year, as follows:

Pentair Flow Technologies, LLC. Items: All Items and Price List, \$1.00

SECTION 2. This Council finds it is in the best interest of the City of Columbus to waive the relevant provisions of Columbus City Codes Section 329 to permit the aforementioned purchase.

SECTION 3. That the expenditure of \$1.00 is hereby authorized from General Budget Reservation BRPO001107 of this ordinance to pay the cost thereof.

SECTION 4. 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 5. 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.