



STATE OF OHIO
DEPARTMENT OF ADMINISTRATIVE SERVICES
GENERAL SERVICES DIVISION
OFFICE OF PROCUREMENT SERVICES
4200 SURFACE ROAD, COLUMBUS, OH 43228-1395

OPTIONAL USE CONTRACT FOR: NATURAL GAS ADMINISTRATION SERVICES

CONTRACT NUMBER: csp903912

EFFECTIVE DATES: 07/01/12 TO 6/30/14

* Renewal through 06/30/18

The Department of Administrative Services has accepted Proposals submitted in response to Request for Proposal (RFP) No. csp903912 that opened on 03/21/12 . The evaluation of the Proposal responses has been completed. The Offeror listed herein has been determined to be the highest ranking Offeror and has been awarded a Contract for the services listed. The respective Proposal response including, Contract Terms & Conditions, any Proposal amendment, special Contract Terms & Conditions, specifications, pricing schedules and any attachments incorporated by reference and accepted by DAS become a part of this Services Contract.

This Optional Use Contract is effective beginning and ending on the dates noted above unless, prior to the expiration date, the Contract is renewed, terminated, or cancelled in accordance with the Contract Terms and Conditions.

This Optional Use Contract is available to the All State Agencies, State Institutions of Higher Education and properly registered Cooperative Purchasing Members as applicable.

The agency is eligible to make purchases of the contracted services in any amount and at any time as determined by the agency. The State makes no representation or guarantee that department will purchase the volume of services as advertised in the Request for Proposal.

This Optional Use Contract and any Amendments thereto are available from the DAS Web site at the following address:

www.ohio.gov/procure

* Indicates a mutual renewal of the Contract, effective 07/01/16 through 06/30/18.

Changes to the Original RFP

The following change has been made to page 20 of the original RFP. The DAS fee will be 0.21% effective 07/01/14. The paragraph will now read as follows:

DAS Fee. A separate Department of Administrative Services (DAS) fee, based on the total dollar amount due, is to be added to each Transport Account invoice at time of billing. This percent is to be assessed each fiscal year and is equal to the annual fee percentage approved by the Office of Budget and Management. The current approved fee is 0.21%. This fee will be collected by the natural gas supplier. The natural gas supplier will distribute the fee to DAS within 30 days after the end of each quarter, including any and all agency level backing detail.

The following language is added to the Contract, post-award, to encourage the Contractor to solicit and set aside a portion of the work under this Contract for Ohio certified MBE vendors:

Minority Owned Business Enterprise (MBE) Subcontractors *

The State is committed to making more State contracts and opportunities available to MBEs certified by the Ohio Department of Administrative Services pursuant to Section 123.151 of the Ohio Revised Code and Rule 123:2-15-01 of the Ohio Administrative Code. The contracting agency requests the Contractor seek and set aside a portion of the Work to be exclusively performed by Ohio certified MBE businesses. For more information regarding Ohio MBE certification requirements, including a list of Ohio certified MBE businesses, please visit the DAS Equal Opportunity Division web site at:

<http://das.ohio.gov/Divisions/EqualOpportunity/MBEEDGECertification/tabid/134/default.aspx>

The Contractor should use its best efforts to seek and set aside work for Ohio certified MBEs.

Sheltered Solicitation. In seeking solicitations from Ohio certified MBE subcontractors, the Contractor must:

- Utilize a competitive process to which only Ohio certified MBEs may respond;
- Have established criteria by which prospective Ohio MBEs will be evaluated including business ability and specific experience related to the Work requirements; and
- Require the Ohio certified MBE to maintain a valid certification throughout the term of the Contract, including any renewals.

To search for Ohio MBE certified vendors, utilize the DAS Equal Opportunity Division website:

<http://eodreporting.oit.ohio.gov/searchEODReporting.aspx>

- Select "MBE Certified Providers" as the EOD Search Area selection;
- On the subsequent screen, select or fill in appropriate search criteria;
- Select "Search"; and
- a list of Ohio MBE Certified Service Providers satisfying the selected search criteria will be displayed.

Contractors should develop a certified MBE subcontractor set aside plan (Plan). This Plan must be provided to DAS for approval prior to implementation. The Plan must:

- Identify the proposed portions of the Work to be performed by Ohio certified MBE subcontractors;
- Include a description of the competitive process used for the selection of the Ohio certified MBE subcontractors; and
- State the specific percentage of the cost of the Work that it will set aside for Ohio certified MBE subcontractors.

Cost Summary *

RFP Title: "Natural Gas Administration Services"

Contract: CSP903912-1

UNSPSC CATEGORY CODE: 83101600

OAKS Item ID: 000000000000021737

| Type of Account | Contractor Fee per MCF |
|--------------------|------------------------|
| Choice Accounts | \$ 0 .127 |
| Transport Accounts | \$ 0 .127 |

All values are in US dollars.

No more than three digits to the right of the decimal will be accepted. Any additional digits after the first three to the right of the decimal will be ignored

Performance Bond based on \$6,000,000.00

\$ N/A at this time

* Page number updated to insert a new page 2.

CONTRACTOR INDEX

CONTRACTOR AND TERMS:

BID CONTRACT NO.: CSP903912-4



OAKS ID: 0000212333

ADDRESS:

Summit Energy Services Inc.
10350 Ormsby Park Place, Suite 400
Louisville KY 40223

TERMS: Net 15

REMIT TO ADDRESS:

Summit Energy Services Inc.
25716 Network Place
Chicago, IL 60673

CONTRACTOR'S CONTACT:

Sheri Mulliniks *
Client Support Analyst

Office: (502) 614-2369
Fax: (502) 753-2248
Email: sheri.mulliniks@ems.schneider-electric.com

Becky Haysley
Account Manager

Office: (502) 753-3127
Fax: (502) 753-2248
Cell: (502) 551-0201
Email: becky.haysley@ems.schneider-electric.com

* Indicates the addition of the Client Support Analyst.

SUMMARY OF AMENDMENTS

| Amendment Number | Effective Date | Description |
|------------------|----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 7 | 07/01/16 | This amendment is issued to execute a mutual renewal effective 07/01/16 through 06/30/18. |
| 6 | 07/01/15 | This amendment is issued to execute a mutual renewal effective 07/01/15 through 06/30/16, add the post-award Ohio certified MBE subcontractor set aside language, update the Contractor's contact information and update the front page to remove the Contract Analyst. |
| 5 | 09/22/14 | This amendment is issued to update the Contractor's contact phone numbers. |
| 4 | 07/01/14 | This amendment is issued to execute a mutual renewal effective 07/01/14 through 06/30/15. Additionally, the DAS fee will be 0.21% effective 07/01/14. |
| 3 | 07/10/13 | This amendment is issued to assign the Contract to Summit Energy Services Inc. as of 07/10/13. |
| 2 | 05/20/13 | This amendment is issued to reduce the DAS fee from 0.45% to 0.33% on page 20 of the original RFP per the OBM, effective 05/20/13. |
| 1 | 03/01/13 | This amendment is issued to update the contact information on the Contract. |