

RESOLUTION 62 – 24

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CAPE CORAL, FLORIDA, APPROVING EMERGENCY PURCHASE ORDERS FOR THE REMOVAL AND REPLACEMENT OF PIPE, STRUCTURES AND SURFACE TREATMENTS TO YG CONSTRUCTION, INC.; PROVIDING FOR APPROVAL OF A CONTINGENCY AMOUNT; AUTHORIZING THE CITY MANAGER OR THEIR DESIGNEE TO EXECUTE THE PURCHASE ORDERS AND CHANGE ORDERS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City received approximately 10 inches of rainfall in less than 24 hours on January 15, 2024; and

WHEREAS, the surge of the rainfall exceeded the standard design for most of the stormwater systems and caused sudden failure of many weak points in the aging stormwater infrastructure across the City; and

WHEREAS, Staff is requesting the approval of an emergency purchase order for the removal of pipe, structures and surface treatments located at 1323 NE Pine Island Lane in the amount of \$118,000, subject to City-controlled contingency amount of \$11,800, for a total estimated purchase order amount of \$129,800; and

WHEREAS, Staff is requesting the approval of an emergency purchase order for the removal of pipe, structures and surface treatments located at 1107 SE 16th Place in the amount of \$97,000, subject to City-controlled contingency amount of \$9,700, for a total estimated purchase order amount of \$106,700; and

WHEREAS, Section 2-144(d) of the City of Cape Coral, Florida Code of Ordinances provides that the Procurement Manager may make, or authorize others to make, emergency purchases of supplies, services or construction items when there exists a threat to public health, welfare or safety, provided that the emergency purchase is made with the competition as is practicable under the circumstances, ... the City Manager shall approve all emergency requisitions in excess of \$50,000. Any purchases in excess of \$100,000 must be approved by City Council either before or as soon as practicable after the purchase; and

WHEREAS, due to the urgent nature of this request, the City Manager recommends the Mayor and City Council approve the emergency purchase orders for the removal and replacement of pipe, structures and surface treatments to YG Construction, Inc. located at 1323 NE Pine Island Lane in the amount of \$118,000, subject to City-controlled contingency amount of \$11,800, for a total estimated purchase order amount of \$129,800 and at 1107 SE 16th Place in the amount of \$97,000, subject to City-controlled contingency amount of \$9,700, for a total estimated purchase order amount of \$106,700.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CAPE CORAL, FLORIDA, AS FOLLOWS:

Section 1. The Mayor and City Council hereby approve the emergency purchase orders for the removal and replacement of pipe, structures and surface treatments to YG Construction, Inc. located at 1323 NE Pine Island Lane in the amount of \$118,000, subject to City-controlled contingency amount of \$11,800, for a total estimated purchase order amount of \$129,800, and at 1107 SE 16th Place in the amount of \$97,000, subject to City-controlled contingency amount of \$9,700, for a total estimated purchase order amount of \$106,700, for a combined total amount of \$215,000.

Section 2. The Mayor and City Council hereby authorize the City Manager or their designee to execute purchase orders.

Section 3. The Mayor and City Council hereby authorizes the City Manager or their designee to approve and execute change orders for work associated with the project within the limits of funds available in the contingency. Change orders that exceed the pre-approved amount of funding require City Council approval.

Section 4. This Resolution shall take effect immediately upon its adoption.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF CAPE CORAL AT ITS REGULAR SESSION THIS _____ DAY OF _____, 2024.

JOHN GUNTER, MAYOR

VOTE OF MAYOR AND COUNCILMEMBERS:

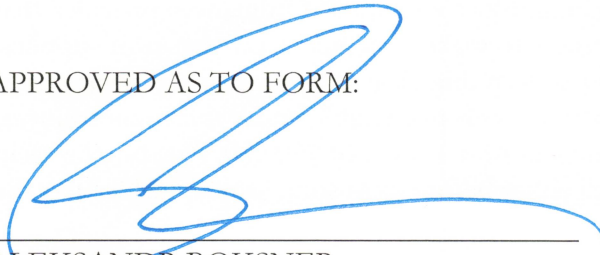
GUNTER _____
STEINKE _____
SHEPPARD _____
HAYDEN _____

CARR _____
WELSH _____
LONG _____
COSDEN _____

ATTESTED TO AND FILED IN MY OFFICE THIS _____ DAY OF _____, 2024.

KIMBERLY BRUNS
CITY CLERK

APPROVED AS TO FORM:



ALEKSANDR BOKSNER
CITY ATTORNEY



res/Approve Emergency Purchase Order YG Construction