

CITY COUNCIL RESOLUTION NO. 2021-120

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE CITY, FLORIDA, AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ENGLEWOOD ELECTRICAL SUPPLY COMPANY FOR THE PURCHASE OF PROGRAMMABLE LOGIC CONTROLLERS AT A PRICE NOT-TO-EXCEED \$139,496.20; PROVIDING FOR AN EXCEPTION TO THE COMPETITIVE PROCUREMENT OF THE COMMODITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Lake City, Florida (hereinafter the "City") has determined the Programmable Logic Controllers (hereinafter the "PLC's") associated with the Price Creek Water Treatment Plant are at the end of the equipment's useful life expectancy; and

WHEREAS, the city administration has identified a need to purchase new PLC's for the Price Creek Water Treatment Plant; and

WHEREAS, Section 2-178(g)(2) of the City Code permits the City to enter into an agreement for the acquisition of services and commodities excepting the necessity of competitive bidding when there is a finding that competitive bids are not feasible; and

WHEREAS, the City Council finds that there is only one provider of the PLC's needed for the Price Creek Water Treatment Plant and Englewood Electrical Supply Company (a/k/a and hereinafter "EESCO") is the sole source provider; and

WHEREAS, the City's administration recommends that the procurement award be awarded to EESCO at a price of one hundred thirty-nine thousand, four hundred ninety-six dollars and twenty cents (\$139,496.20) (hereinafter the

"Contract Price"); and

WHEREAS, the City Council finds that it is in the City's best interest to award the procurement contract to EESCO pursuant to the terms, provisions, conditions, and requirements of the City's standard purchasing order (hereinafter the "Contract").

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

Section 1. The above recitals are all true and accurate and are hereby made a part of this resolution.

Section 2. EESCO is awarded the procurement contract as the sole source provider and in accordance with the referenced Contract.

Section 3. The City Manager and City Attorney are authorized to make such reasonable changes and modifications to the Contract as may be deemed necessary to be in the best interest of the City and its citizens. Provided however, that any such changes or modifications shall not cause the payment to EESCO, to exceed the Contract Price. The Mayor is authorized and directed to execute and deliver the Contract in the name of, and on behalf of, the City with such changes, amendments, modifications, omissions, and additions made by the City Manager and City Attorney. Execution by the Mayor and EESCO, shall be deemed to be conclusive evidence of approval of such changes, amendments, modifications, omissions, and additions.

Section 4. This resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED at a meeting of the City Council this ____ day of
August 2021.

CITY OF LAKE CITY, FLORIDA

By: _____
Stephen M. Witt, Mayor

ATTEST

APPROVED AS TO FORM AND
LEGALITY:

By: _____
Audrey E. Sikes, City Clerk

By: _____
Frederick L. Koberlein, Jr.,
City Attorney