

BILL NO. 22-158

AN ORDINANCE APPROVING THE USE OF A COOPERATIVE CONTRACT BETWEEN THE CITY OF LEE'S SUMMIT AND LIPPERT MECHANICAL SERVICE CORPORATION TO PURCHASE HVAC SERVICES AND SUPPLIES AS NEEDED AND RATIFYING THE CITY MANAGER'S EXECUTION OF THE SAME FOR THE CITY.

WHEREAS, Section 6.1 of the City of Lee's Summit's ("City") Procurement Policy allows the City to use contracts competitively bid by other governmental entities to ensure an efficient and effective use of resources; and,

WHEREAS, after a competitive procurement process, the City of Kansas City, Missouri and Lippert executed a contract dated February 28, 2020 ("KCMO Contract"), to provide the City of Kansas City with HVAC services and supplies; and,

WHEREAS, the chilled water unit at the Department of Water Utilities Service Center recently failed unexpectedly leaving the building without air conditioning; and,

WHEREAS, the City used the KCMO Contract to hire Lippert Mechanical Service Corporation ("Lippert") to identify the cause of the failure and provide a solution; and,

WHEREAS, pursuant to Section 4 of the City's Procurement Policy, the City Manager executed a contract with Lippert to use the KCMO Contract because the estimated spend to repair and/or replace the failed water chiller was anticipated to be below \$50,000; and,

WHEREAS, after Lippert investigated the failure, the City determined it needed to purchase a new water chiller as soon as possible, and used the KCMO Contract to issue a purchase order to Lippert for the new water chiller and associated installation services for a cost not to exceed \$144,239.00; and,

WHEREAS, Section 7.1 of the Procurement Policy allows the City Manager to make emergency purchases of \$50,000 or more upon the condition that such purchase be submitted to the City Council for ratification at the next available City Council meeting; and,

WHEREAS, the City would also like to use the KCMO Contract for other on-call HVAC projects as needed; and,

WHEREAS, because City has spent more than \$50,000 using the KCMO Contract, Section 4 of the Procurement Policy requires City Council approval.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

SECTION 1. The City Council approves the City's use of the contract between the City of Kansas City, Missouri and Lippert Mechanical Services Corporation ("Cooperative Contract"), attached as Exhibit A and incorporated herein by reference, to purchase HVAC supplies and services, and ratifies the City Manager's previous execution all documents necessary to use the Cooperative Contract for the purpose of allowing annual expenditures of \$50,000 or more under such contract.

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SECTION 2. The City Council ratifies the purchase of a replacement water chiller unit and installation services for an amount not to exceed \$144,239.00

SECTION 2. This Ordinance shall be in full force and effect from and after the date of its passage and adoption, and approval by the Mayor.

SECTION 3. Should any section, sentence, or clause of this Ordinance be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining sections, sentences, or clauses.

PASSED by the City Council of the City of Lee's Summit, Missouri, this ____ day of _____, 2022.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2022.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*