

BILL NO. 21-133

AN ORDINANCE RATIFYING AN EMERGENCY PURCHASE SERVICES AGREEMENT BETWEEN INSITUFORM TECHNOLOGIES USA, LLC AND THE CITY OF LEE'S SUMMIT, MISSOURI TO RECONSTRUCT THE SCRUGGS ROAD INTERCEPTOR AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME FOR THE CITY.

WHEREAS, the City of Lee's Summit, Missouri (the "City") needed to procure emergency repair services; and,

WHEREAS, Section 7.1 of the City's Procurement Policy allows the City to make certain purchases prior to receiving City Council approval when an emergency exists. Section 1 of the Procurement Policy defines an emergency as an "unexpected and urgent situation where an immediate threat to the public health and safety exists; and,

WHEREAS, a wastewater line recently failed near Prairie Lea Lake jeopardizing the public health and safety of the lake; and,

WHEREAS, in response to the emergency, the City contracted with Insituform Technologies USA, LLC to perform emergency repair services to replace the sanitary sewer infrastructure; and,

WHEREAS, the City estimates the cost of the reconstruction of the Scruggs Road interceptor will be \$241,517.50 based on the proposal prepared by Insituform Technologies USA, LLC.

WHEREAS, pursuant to Section 7.1 of Procurement Policy, emergency purchases in an amount of \$50,000 or more must be presented to the City Council for ratification at the earliest opportunity after the purchase has been made.

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

SECTION 1. The City Council of the City of Lee's Summit, Missouri ratifies the agreement between the City and Insituform Technologies USA, LLC for repair services to the sanitary sewer system, attached as Exhibit A and incorporated herein by reference, and ratifies the City Manager's execution of such agreement.

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 _____, 2021.

Mayor William A. Baird

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ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2021.

ATTEST:

Mayor, *William A. Baird*

City Clerk, *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

Brian W. Head, City Attorney