

CITY COUNCIL OF THE CITY OF SEAT PLEASANT, MARYLAND

RESOLUTION NO. R-16-16

Introduced By **City Council**

Date Introduced: **May 16, 2016**

Amendments Adopted:

Date Adopted: **May 16, 2016**

Date Effective: **May 16, 2016**

A RESOLUTION concerning

**WAIVER OF COMPETITIVE BIDDING FOR
SMART CITY PROJECT CONSTRUCTION MANAGEMENT SERVICES**

WHEREAS, the City is in the initial phases of renovating City Hall and the City's Public Works Facility to improve governmental services provided to the citizens of the City of Seat Pleasant (the "City") as part of the City's Smart City Project (the "Project"), which will materially benefit the City and its citizens; and

WHEREAS, based upon a presentation by and discussion with Nehemiah Management ("Nehemiah"), the City Council of the City of Seat Pleasant (the "City Council") has determined that the City should obtain professional construction management services for the Project as required by the U.S. Department of Agriculture ("USDA"); and

WHEREAS, Nehemiah proposes to provide professional construction management services for the Project for the sum of \$41,600; and

WHEREAS, the City Council is concerned that any delay in obtaining professional construction management services that will be occasioned by complying with the competitive bidding procedures set forth in Chapter 39 of the Code of the City of Seat Pleasant (the "City Code") would, in turn, delay the City's submission of its loan application to USDA for funding for the Project and, as such, could jeopardize the City's receipt of the same, which would be detrimental to the public health and welfare; and

WHEREAS, the City Council desires to exempt the City from the competitive bidding procedures set forth in Chapter 39 of the City Code for obtaining professional construction management services and authorize the Acting City Administrator to obtain the same from Nehemiah, subject to and to the extent of the availability of funds in the City's budget for such purpose and provided that the cost of such services shall not exceed \$41,600.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SEAT PLEASANT that, pursuant to § 39-3.A. of the City Code, the City Council finds that any delay that would be occasioned by complying with the formal competitive bidding procedures set forth in Chapter 39 of the City Code for obtaining professional construction management services for the Project would, in turn, delay the City's submission of its loan application to USDA for funding for the Project and, as such, could jeopardize the City's receipt of the same, which would be detrimental to the public health and welfare.

AND BE IT FURTHER RESOLVED that the City Council, acting by the affirmative vote of at least a majority of the whole Council and for the reasons set forth herein, hereby exempts the City from the formal competitive bidding procedures set forth in Chapter 39 of the City Code for obtaining professional construction management services for the Project.

AND BE IT FURTHER RESOLVED that the City Council hereby authorizes the Acting City Administrator to obtain professional construction management services from Nehemiah Management, subject to and to the extent of the availability of funds in the City's budget for such purpose and provided that the cost of the Construction Management Services study shall not exceed \$41,600.

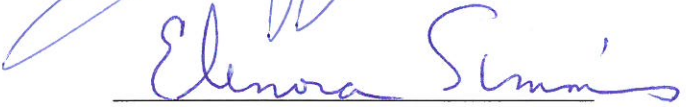
AND BE IT FURTHER RESOLVED that this Resolution be and is hereby enacted this 16th day of May, 2016, to take effect immediately.

CITY COUNCIL OF THE CITY OF SEAT PLEASANT

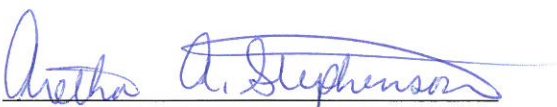


Kelly Porter, Councilmember

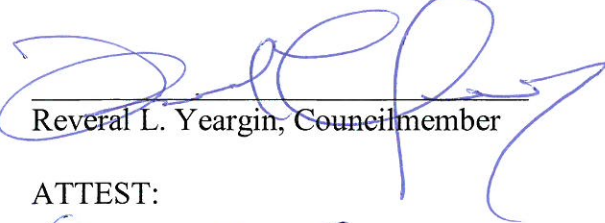
Gerald R. Raynor, Sr., Councilmember



Elenora Simms, Councilmember




Aretha A. Stephenson, Councilmember



Reveral L. Yeargin, Councilmember

ATTEST:



Dashaun N. Lanham, CMC
City Clerk