

Date September 27, 2010

RECEIVE AND FILE CITY MANAGER REPORT REGARDING EXPENDITURES FOR EMERGENCY SEWER REPAIR PURSUANT TO CITY MANAGER'S DECLARATION OF OPERATING EMERGENCY DATED SEPTEMBER 20, 2010

WHEREAS, while H & H Plumbing, 32411 170th Street, Granger, IA 50109 (Christopher Hansen, President) was conducting a sewer line repair for a private residence at 5300 Douglas Avenue, a City sewer main line was discovered to also be in need of repair and was reported to the Public Works Department; and

WHEREAS, the Public Works Department confirmed the report from H & H Plumbing (the contractor) and requested a bid from them to repair the City's main, and the contractor responded with a proposal for \$29,557.00; and

WHEREAS, because the contractor already had an open excavation, their equipment was on-site, and the resident was forced to vacate their home because of the lack of available sewer until the repair could be made, the Public Works Department requested the City Manager to declare an operating emergency in order to proceed with the repair immediately; and

WHEREAS, on Monday, September 20, 2010, the City Manager declared an operating emergency related to an emergency sewer repair at 5300 Douglas Avenue and the Procurement Administrator was authorized under Section 2-709 (b) (Public and Operating Emergencies) of the Municipal Code of the City of Des Moines to procure in the open market, without filing a requisition, purchase order, or request for proposals or estimate therefore and without advertisement, any goods and/or services that could have not have been reasonably foreseen or anticipated, for immediate delivery or furnishing to meet such operating emergency; and

WHEREAS, Section 2-709 (b) of the Municipal Code requires the City Manager to give a full written account to the City Council of such emergency procurement for expenditures exceeding \$25,000; and

WHEREAS, the emergency sewer line repair was completed by the contractor on September 20th and the City will be billed for the proposal amount of \$29,557.00.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DES MOINES, IOWA that the attached report of operating emergency expenditures from the City Manager is hereby received and filed, and the Finance Department is authorized to pay the contractor in full.
(Council Communication No. 10-~~600~~)

Moved by _____ to adopt

Approved as to form:

Ann DiDonato
Ann DiDonato
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
GRIESS				
HENSLEY				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				
MOTION CARRIED			APPROVED	
_____ Mayor				

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

_____ City Clerk