

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, RATIFYING THE CITY MANAGER'S APPROVAL OF A PURCHASE ORDER WITH RANCH CRYOGENICS, INC. FOR THE EMERGENCY REPAIR AND SYSTEM RESTORATION OF THE SOUTHERN REGIONAL WASTEWATER TREATMENT PLANT CRYOGENIC PLANT IN AN AMOUNT UP TO \$361,558.01, IN ACCORDANCE WITH SECTION 38.41(C)(1) OF THE CITY'S PROCUREMENT CODE. (EMERGENCY PURCHASES)

WHEREAS, the Department of Public Utilities urgently needed to procure emergency vendor services for the repair and system restoration of the cryogenic plant at the Southern Regional Wastewater Treatment Plant ("SRWWTP"), which shut down due to the extraordinary weather events of April 12-14, 2023, subsequently designated as a declared disaster; and

WHEREAS, the City required on-site specialized repair services from Ranch Cryogenics, Inc. to conduct the necessary system repairs and restoration; and

WHEREAS, the cryogenic plant produces liquid oxygen ("LOX"), which is essential to sewage biodegradation process at the SRWWTP; and

WHEREAS, the SRWWTP relies on the biodegradation process to properly treat influent flows, and the facility would be in permit noncompliance and the public health would be jeopardized without LOX; and

WHEREAS, Section 38.41(C)(1) of the Procurement Code exempts from the competitive bid and competitive proposal process emergency purchases that receive prior administrative approval, except for the most urgent situations presenting a clear and present substantial threat to life or property where immediate action is required; and

WHEREAS, the City Manager, via memorandum PU-23-78b, authorized the repair of the cryogenic plant at the SRWWTP; and

WHEREAS, funding for the emergency repair and system restoration of the SRWWTP cryogenic plant was included in the amended FY 2023 Capital Improvement Plan, and is available in account number 442.409903.53600.563020.000704.000.000; and

WHEREAS, the Department Director and the Chief Procurement Officer recommend that the City Commission ratify the City Manager's approval of the issuance of Purchase Order PFY-2302619 to Ranch Cryogenics, Inc. for cryogenic plant emergency repair and system restoration services in an amount up to \$361,558.01.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA.

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it ratifies the City Manager's approval of Purchase Order PFY-2302619 to Ranch Cryogenics, Inc. for the emergency repair and system restoration of the SRWWTP cryogenic plant in an amount up to \$361,558.01, pursuant to Section 38.41(C)(1) of the City's Procurement Code ("Emergency Purchases").

Section 3: That it approves and authorizes the issuance, by the appropriate City officials, of Purchase Order PFY-2302619 to Ranch Cryogenics, Inc.

Section 4: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2023.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM:

DOUGLAS R. GONZALES
CITY ATTORNEY