

RESOLUTION NO. 2020-083

A RESOLUTION OF THE COMMISSION OF NORTH BAY VILLAGE, FLORIDA, PURSUANT TO SECTION 36.25(H) OF THE VILLAGE CODE OF ORDINANCES, APPROVING THE EMERGENCY PURCHASE OF 20 SEWER LATERAL AND 2 MAINLINE SMART METERS FROM AVANTI COMPANY IN THE AMOUNT OF \$124,951.00; AMENDING THE FY 2021 ENTERPRISE BUDGET BY TRANSFERRING FUNDS BETWEEN LINE ITEMS FOR SAID EXPENDITURE; AUTHORIZING THE VILLAGE MANAGER TO ENTER INTO AN AGREEMENT AND TO TRANSFER AND EXPEND BUDGETED FUNDS, IN FURTHERANCE HEREOF; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Division of Environmental Resources Management (DERM) has reviewed the Sanitary Sewer Evaluation Survey for North Bay Village's (the "Village") wastewater collection and transmission system and notified the Village on October 14, 2020 that the sanitary sewer basins and sub basins within the Village do not comply with infiltration and inflow (INI) per code requirements; and

WHEREAS, pursuant to Section 24-42.2(3)(a) of the Miami-Dade County Code, these Basins & Sub-basins have been placed under Incomplete status. Consequently, pursuant to the County Code, no county or municipal officer, agent, employee or board shall approve, grant or issue any building permit, certificate of use/occupancy, or municipal occupational license for any project that will increase sewage flows to a Basin or Sub-basin placed in the incomplete status until the agency bring the Basin and Sub-basins into compliance; and

WHEREAS, the Village conducted an initial assessment in November 2018, following the Sanitary Sewer System Rehabilitation Program, and an assessment indicated substantial improvements in the reduction of INI flow

rates, however the Village was still experiencing INI flow rates that exceeded allowable levels which requires further investigation; and

WHEREAS, as a result, the Village began discussions to develop a testing approach to quantify private property INI flows and account for water usage for more accurate INI results. To complete same, the Village needs to make immediate purchases of 20 sewer lateral and 2 mainline smart meters from Avanti Company in the amount of \$124,951.00; and

WHEREAS, the Village Commission adopted a budget for FY 2021, and such a purchase was not budgeted; so an amendment to the budget will be required; and

WHEREAS, Utility Systems, Science & Software (US3) have developed a lateral level monitoring system that utilizes cellular networks. Where the goal of the monitoring system is to identify sewer flows in customer laterals. This is accomplished by utilizing level monitoring in conjunction with gravity flow. As such, US3 is the only provider of this system; and

WHEREAS, Section 36.25 (H) provides a contract may be awarded without competition when the Village Manager determines in writing, after conducting a good faith review of available sources, that there is only one source for the required supply, service, or construction item and that has been accomplished; and

WHEREAS, the Mayor and Commission believe this amendment and the underlying expenditure are in the best interest of the Village.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COMMISSION OF NORTH BAY VILLAGE, AS FOLLOWS:

Section 1. Recitals. The above recitals are confirmed, adopted, and incorporated herein and made a part hereof by this reference.

Section 2. Approval. Pursuant to Section 36.25(H), the emergency purchase of 20 sewer laterals and 2 mainline smart meters from Avanti Company in the amount of \$124,951.00 is hereby approved. A transfer in the amount of \$69,951 from the following line items in the enterprise fund to increase GL line item 430-35-535-6430 Machinery & Equipment to pay for the foregoing expenditure is hereby approved:

430-30-533-9000 Contingency \$10,000;

430-35-535-9000 Contingency \$10,000;

430-35-535-4607 R& R Lift ST \$25,000; and

430-35-535-4608 R& R Sewer Lines \$24,951.

Section 3. Authorization. The Village Manager is hereby authorized to enter into an agreement, and to transfer and expend funds, as contemplated herein.


Section 4. Implementation. The Village Manager and the Village Attorney are hereby authorized to take such further action as may be necessary to implement the purpose and provisions of this Resolution.

Section 5. Effective Date. This Resolution shall become effective immediately upon its adoption.

The foregoing Resolution was offered by Commissioner Streitfeld who moved its adoption. The motion was seconded by Vice Mayor Wilmoth and upon being put to a vote, the vote was as follows:

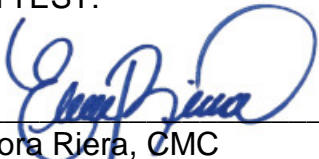
Mayor Brent Latham	<u>YES</u>
Vice Mayor Marvin Wilmoth	<u>YES</u>
Commissioner Richard Chervony	<u>YES</u>
Commissioner Rachel Streitfeld	<u>YES</u>
Commissioner Julianna Strout	<u>YES</u>

PASSED AND ADOPTED on this 8th day of December, 2020.



Brent Latham, Mayor

ATTEST:



Elora Riera, CMC
Village Clerk

APPROVED AS TO LEGAL SUFFICIENCY:



Weiss Serota Helfman Cole & Bierman, PL
Village Attorney

