

Non-Competitive Procurement Justification

Project Name: Hurricane Ian – Emergency Roofing Repairs

FEMA Identifier: TBD

Purpose: Procurement Justification for Sutter Roofing Company of Florida (Sutter Roofing) to provide emergency roof repairs to several City of North Port buildings.

I. Regulatory Basis for the Non-Competitive Procurement

A non-competitive procurement was undertaken by the City on the basis of the following regulatory exception found at 2 CFR Part 200.320(c)(3):

- The public exigency or emergency for the requirement will not permit a delay resulting from publicizing a competitive solicitation

II. Brief Description of the Product or Service Being Procured

The following service was procured from Sutter Roofing as part of the procurement request:

- Emergency roof repairs for Fire Station 81
- Emergency roof repairs for City Hall

III. Why a Non-Competitive Procurement Was Necessary

As a known contractor to the City of North Port, Sutter Roofing was contacted after Hurricane Ian landfall to support the City of North Port's emergency response needs at two critical facilities, Fire Station 81 and City Hall, which housed the City's EOC for Hurricane Ian. Sutter Roofing, known to the City as a predictable and competent firm, was able to provide emergency roof repairs as needed and in a timely manner for the opening of City facilities. Accordingly, the procurement actions undertaken immediately following Hurricane Ian were necessary to ensure the City of North Port was able to continue critical operations for daily emergency response and recovery support activities.

IV. Duration of Non-Competitive Contract Scope of Work

The work was completed within 210 days of contracting.

V. Why a Competitive Procurement Would Not Have Been Suitable

In addition to the circumstances discussed above, Sutter Roofing was already a known contractor with the City of North Port for emergency response activities and to the Public Works staff. Once contacted, Sutter Roofing Company offered a quote based upon previously competitively procured prices through nearby jurisdiction at negotiated terms and conditions to the City. In moving ahead without seeking out quotes from available vendors, the City was able to quickly perform repairs and shore up two (2) of its most vital critical facilities. The City also wishes to note that in many other attempts to solicit quotes for other emergency work immediately after Ian, the City was rarely successful in making communication other vendors due to the lack of cellular service and the widespread destruction to the City's south. The benefit of providing contracted services as an emergency request and in an immediate manner outweighed the cost and delay of developing, advertising, reviewing, and selecting another vendor to perform the needed infrastructure repairs.

VI. Conflict of Interest Checks

No conflicts of interest, either known or apparent, exist between Sutter Roofing Company of Florida and the City of North Port.

VII. Additional Considerations

The City of North Port Department of Public Works maintains that the work covered under this procurement was immediately necessary to protect the health and safety of essential City staff and first responders so that they could continue to conduct emergency response and recovery operations. Of note, City Hall housed the City's Emergency Operations Center (EOC).