

M____. _____ introduced the following resolution and moved its passage:
RESOLUTION NO. ____

WAIVING COMPETITIVE PROCUREMENT BASED ON URGENT NECESSITY AND PUBLIC EXIGENCY AND APPROVING THE SELECTION OF PLUG SMART FOR THE EDGEWOOD HIGH SCHOOL LED LIGHTING PROJECT

The Superintendent and Treasurer recommend that the Board declare an urgent necessity and public exigency, waive competitive bidding, and approve the selection of Plug Smart for the for the installation LED Lighting at Buckeye Local Schools Edgewood High School's LED Lighting Retrofit (the "Project").

Rationale:

1. The District has identified a need to replace the lights at Edgewood High School due to their age and in order to generate energy savings for Buckeye Local School District.
2. The work for the Project needs to be completed as soon as possible to meet the strict schedule requirements of the ODSA Energy Efficiency Grant Program which has a deadline of September, 30, 2022. Based on information solicited by the District, materials and equipment must be ordered immediately as severe supply chain disruptions have resulted in long delays in the acquisition of materials. The Project must also be within the District's budget so as to not negatively impact the District's educational programs. Bidding the work will delay Project completion and will not guarantee that lower bids will be received for the work, especially in light of the unprecedented material and labor shortages and increased costs as a result of COVID-19. This situation presents an urgent necessity and public exigency to complete the Project.
3. Plug Smart is an experienced contractor with LED Lighting equipment installation and controls programming and graphics. Plug Smart's proposal for the project identifies a cost not to exceed \$200,000.
4. Based on experience in procurement, the Superintendent and Treasurer believe Plug Smart's proposal to be reasonable and of an appropriately competitive nature. Based on this urgent need, the Superintendent recommends waiving competitive bidding based upon the urgent necessity exception in ORC Section 3313.46, approving the selection of Plug Smart for the Project and authorizing the Superintendent to negotiate an agreement with Plug Smart in an amount not to exceed \$200,000.

The Board of Education resolves as follows:

1. Based upon the information provided and exercising the authority given in ORC 3313.46, the Board declares an urgent necessity and waives competitive bidding in order to move forward with the Project.
2. The Board approves the selection of Plug Smart to provide the work and authorizes the Superintendent and Treasurer to work with legal counsel to negotiate and execute a contract and any supporting documents with Plug Smart in an amount not-to-exceed \$ 200,000.
3. The Superintendent and Treasurer authorized to execute any documents required in order to pay for the Project, including any required assurances from the Ohio Department of Education.

M____. _____ seconded the motion and, after discussion, a roll call vote was taken and the resolution passed.

AYES: _____

NAYS: _____