

Contact: John Nash

**UNIVERSITY OF IOWA REQUEST FOR
EMERGENCY CONTRACTING AUTHORIZATION**

Action Requested: Consider recommending to the Board ratification of the Chief Operating Officer's actions related to the use of emergency procedures as described below to repair fire damage on June 11, 2017 at the Bowen Science Building to its pre-incident condition to ensure continuity of function and protect the building and its contents.

Executive Summary: On June 22, 2017, Assistant Director of Facilities John Nash received a memorandum from University of Iowa Design & Construction Director Sadie Greiner requesting authorization to invoke Iowa Code subsection 262.34.2 to institute emergency procedures to award a sole source contract to Merit Construction Company of Cedar Rapids (see Attachment A).

Chief Operating Officer Braun made a finding of the need to institute such emergency procedures and authorized the use of the sole source contract (See Attachment B).

Background: In 2009, the following subsection (subsection 2) was added to Iowa Code 262.34.

“2. Notwithstanding subsection 1 [competitive bidding requirements], when a delay in undertaking a repair, restoration, or reconstruction of a public improvement might cause serious loss or injury at an institution under the control of the state board of regents, the executive director of the board, or the board, shall make a finding of the need to institute emergency procedures under this subsection. The board by separate action shall approve the emergency procedures to be employed.”

Memorandum

To: John Nash
From: Sadie Greiner
Project: Bowen Science Building – Emergency Fire Damage Recovery 1st and 2nd Floors
(0722001)

Date: June 22, 2017

This memorandum is in reference to the recovery efforts required as a result of the fire in Bowen Science Building on June 11. The University is well into its recovery from this event working with a third party, Service Master, and internal Facilities Management staff to remove the debris and dry out the areas impacted by the sprinklers discharging.

We request the Board Office's approval to invoke Iowa Code subsection 262.34.2 to institute emergency procedures to award a sole source contract to Merit Construction Company of Cedar Rapids, IA to replace and/or repair flooring, insulation, drywall and other items damaged by this event.

Iowa Code subsection 262.34 states:

“2. Notwithstanding subsection 1, when a delay in undertaking a repair, restoration, or reconstruction of a public improvement might cause serious loss or injury at an institution under the control of the state board of regents, the executive director of the board, or the board, shall make a finding of the need to institute emergency procedures under this subsection. The board by separate action shall approve the emergency procedures to be employed.”

Thank you for your assistance in this matter. Please contact David Kieft or myself if we can provide additional information.

Sincerely,

Sadie Greiner
Director, Design & Construction

Attachment

cc: Project file
David Kieft, UI Business Manager
Chet Wieland, Associate Director, Design Management

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To: Sadie Griener

From: Mark Braun 

Subject: Request for Approval of Emergency Contracting Procedures
Bowen Science Building – Emergency Fire Damage Recovery
1st and 2nd Floors (SUI)

Date: June 28, 2017

In response to your email of June 22, 2017, I am making a finding of the need to institute emergency procedures under Iowa Code subsection 262.34 for the emergency repair on June 11, 2017 on the first and second floors. It is understood that the University plans to issue bid documents, receive a bid and sole source the contract award to Merit Construction Company of Cedar Rapids, Iowa. The Board will be asked to ratify these actions at its August 2017 meeting.

cc: David Kieft
Rod Lehnertz