



## Legislation Details (With Text)

<b>File #:</b>	R-2021-110	<b>Version:</b>	1	<b>Name:</b>	Resolution Approving Assignment of Contracts from Cabbiness to Garver
<b>Type:</b>	Resolution	<b>Status:</b>	Passed		
<b>File created:</b>	3/16/2021	<b>In control:</b>	City Council		
<b>On agenda:</b>	3/23/2021	<b>Final action:</b>	3/23/2021		
<b>Title:</b>	RESOLUTION R-2021-110: A RESOLUTION OF THE TRUSTEES OF THE NORMAN UTILITIES AUTHORITY ASSIGNING CONTRACTS K-1819-87 AND K-2021-96 WITH CABBINESS ENGINEERING, L.L.C., TO GARVER, L.L.C., AND TRANSFERRING ASSIGNMENT OF ALL RIGHTS AND DUTIES AS "ENGINEER" UNDER CONTRACTS K-1819-87 AND K-2021-96 TO GARVER, L.L.C.				

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### Code sections:

**Attachments:** 1. City Council Staff Report, 2. R-2021-110, 3. Cabbiness Notice of Assignment, 4. Garver, LLC Acceptance Letter

Date	Ver.	Action By	Action	Result
3/23/2021	1	City Council		

**RESOLUTION R-2021-110:** A RESOLUTION OF THE TRUSTEES OF THE NORMAN UTILITIES AUTHORITY ASSIGNING CONTRACTS K-1819-87 AND K-2021-96 WITH CABBINESS ENGINEERING, L.L.C., TO GARVER, L.L.C., AND TRANSFERRING ASSIGNMENT OF ALL RIGHTS AND DUTIES AS "ENGINEER" UNDER CONTRACTS K-1819-87 AND K-2021-96 TO GARVER, L.L.C.

**BACKGROUND:** On December 11, 2018, the NUA approved Contract K-1819-87, pursuant to which Cabbiness Engineering, LLC ("Cabbiness") was retained to provide professional survey, design and engineering services for the City's replacement of approximately 9,700 feet of existing waterline located in the area bounded by Brooks Street to the north, Flood Avenue to the west, Lindsay Street to the south, and Elm Avenue to the east and associated inter-connections and appurtenances. Contract K-1819-87 was amended on November 12, 2019 to include the design, bidding and construction administration for the Parsons Addition Water Line Replacement Project ("Amendment No. 1").

On February 9, 2021, the NUA approved Contract K-2021-96, pursuant to which Cabbiness was retained to provide professional design and engineering services in connection with the NUA's replacement of water lines along the Porter Avenue Streetscape - Phase II, from Robinson Street to Alameda Street.

**DISCUSSION:** The City of Norman has been informed that Cabbiness Engineering has merged with Garver, LLC, and therefore that Cabbiness seeks to transfer its rights and duties under Contract K-1819-87 (including Amendment No. 1) and K-2021-96 as "Engineer" to Garver, LLC for completion of the referenced projects.

Neither Garver nor Cabiness seek any amendments to Contracts K-1819-87 or K-2021-96 by reason of this requested assignment.

It is City Staff's opinion that substitution of Garver for Cabiness in Contract K-1819-87 (including Amendment No. 1) and K-2021-96 under these circumstances is consistent with the underlying purpose of these contracts, and for the provision of the services that were retained upon evaluation of submissions pursuant to Requests for Proposal, and ensures the timely and competent completion of necessary City projects.

**RECOMMENDATION:** Staff recommends approval of Resolution R-2021-110 which grants written approval for the assignment of Contract K-1819-87 (including Amendment No. 1) and Contract K-2021-96 from Cabiness Engineering, LLC to Garver, LLC.