

## **RESOLUTION NO. 22-\_\_\_\_\_**

**WHEREAS**, on September 23, 2021, the City Council of the City of Huntsville, Alabama authorized the Mayor to execute contracts for the provision of pest control services with Defense Pest Solutions as the first-call vendor and Spray's Termite Control & Insulation, Inc as the second-call vendor, pursuant to Resolution No. 21-960, and

**WHEREAS**, *Alabama Code* (1975) §41-16-27(b)(1) provides that an awarding authority may award multiple contracts from a single request for bids provided that the awarding authority includes in the bids notice that multiple awards may be made and provides the specific technical compatibility or operational requirements necessitating multiple awards; and

**WHEREAS**, an official letter of contract award was issued to Defense Pest Solutions on October 5, 2021 and Defense Pest Solutions has subsequently performed the services as required under the terms of the contract; and

**WHEREAS**, emails were sent to Spray's Termite Control & Insulation, Inc on September 30, 2021, October 1, 2021, and October 24, 2021 and phone calls were placed as efforts to obtain documents required as part of the contract award; and

**WHEREAS**, the Request for Bids (contract document) issued on August 2, 2021 stated that a copy of the City of Huntsville business license, showing authorization to conduct work within the city limits and a completed Bidder Pricing form document the hourly technician rate is required as part of the contract award, and

**WHEREAS**, as of January 12, 2022 Spray's Termite Control & Insulation, Inc. has failed to provide the required documents or respond to the City's requests either via email or phone it the recommendation of the Procurement Division and General Services Department that action be taken to terminate the contract with Spray's Termite Control & Insulation, Inc.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Huntsville, Alabama declares Spray's Termite Control & Insulation, Inc. to be in breach of the contract entered into pursuant to Resolution Number 21-960;

**BE, IT FURTHER RESOLVED**, by the City Council of the City of Huntsville, Alabama that the Mayor, be and is hereby authorized to terminate for cause the contract with Spray's Termite Control & Insulation, Inc. as the second call vendor and to name Defense Pest Solutions as the sole vendor and service provider of the Pest Control Services contract.

**RESOLUTION NO. 22-\_\_\_\_\_**

**ADOPTED** this the 10th day of February, 2021.

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President of the City Council of the  
City of Huntsville, Alabama

**APPROVED** this the 10th day of February, 2021.

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Mayor of the City of Huntsville, Alabama