

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE CHANGE ORDER NO. 3 TO EXTEND THE CONTRACT WITH INTERCOUNTY ENGINEERING, INC. FOR THE RAS PUMP STATION NO. 1 REPLACEMENT PROJECT BY 363 DAYS DUE TO UNFORESEEN SITE CONDITION DELAYS IN ACCORDANCE WITH SECTION 38.48 OF THE PROCUREMENT CODE. (CHANGE ORDERS)

WHEREAS, on April 22, 2020, pursuant to Resolution No. R-2020-063, the City Commission authorized the appropriate City officials to execute a contract with Intercounty Engineering, Inc. ("Intercounty") for construction services related to the Return Activated Sludge ("RAS") Pump Station No. 1 Replacement Project at the Southern Regional Wastewater Treatment Plant ("SRWWTP") in the amount of \$3,991,828.00; and

WHEREAS, on February 7, 2024, the City Commission passed Resolution No. R-2024-040 authorizing the appropriate City officials to execute Change Order No. 2 with Intercounty in an amount up to \$428,450.68, and to extend the RAS Pump Station No. 1 Replacement Project's contract duration by 481 days due to COVID-19 related procurement and unforeseen site condition delays per section 38.48 of the Procurement Code; and

WHEREAS, additional construction delays occurred due to extended delivery time of the 36 inch plug valve, steel walkway and the substantial ongoing construction of other projects at the SRWWTP coupled with operational issues from aging infrastructure that have severely impacted the planned construction schedule; and

WHEREAS, Intercounty submitted delay claims to the City on April 3, 2024; and

WHEREAS, Hazen and Sawyer, P.C., as the construction manager and engineer of record, and the Department staff evaluated the aforementioned claim and found a non-compensable time extension of 363 calendar days to be fair and reasonable; and

WHEREAS, the Department Director and the Interim Chief Procurement Officer recommend that the City Commission approve and authorize the appropriate City officials to execute Change Order No. 3 with Intercounty to extend the project duration for an additional 363 days.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it approves and authorizes the execution, by the appropriate City officials, of Change Order No. 3 with Intercounty, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form by the City Attorney.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2024.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM:

DOUGLAS R. GONZALES
CITY ATTORNEY