

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A CHANGE ORDER TO THE CONTRACT/BLANKET PURCHASE AGREEMENT WITH MARCUM LLP FOR EXTERNAL AUDITING SERVICES TO INCREASE THE CONTRACT AMOUNT FROM \$709,120.00 TO \$1,322,700.00 AND RENEW THE CONTRACT TERM IN ACCORDANCE WITH SECTION 38.48 OF THE PROCUREMENT CODE (CHANGE ORDERS) AND SECTION 38.49(C)(1) OF THE PROCUREMENT CODE. (RENEWALS)

WHEREAS, on July 7, 2021, the City Commission passed and adopted Resolution No. R-2021-172, approving a Blanket Purchase Agreement (PA600416) in the amount up to \$709,120.00 with Marcum LLP for external auditing services for the period from November 1, 2021 to October 31, 2024, with two additional two-year renewals; and

WHEREAS, the Department of Financial Services ("Department") desires a change order to the Blanket Purchase Agreement to increase the contract amount by \$613,580.00, from \$709,120.00 to \$1,322,700.00; and

WHEREAS, the Department desires to issue the first of two two-year renewals that will extend the contract term from November 1, 2024 to October 31, 2026; and

WHEREAS, the changes are desired to account for the renewal term's fees for the independent annual audits and the fees associated with the City's interlocal agreements (surtax grant agreements) with Broward County; and

WHEREAS, these interlocal agreements require a separate and additional external audit and independent auditors' report for each year the agreements are active; and

WHEREAS, \$518,580.00 of the \$613,580.00 in requested amount increase is for the audits for fiscal years 2024 and 2025, with the remaining \$95,000.00 being estimated costs for the audits of the surtax agreements for fiscal years 2022 through 2025; and

WHEREAS, Section 38.48 of the Procurement Code states that all change orders not authorized for City Manager approval must be formally approved by the City Commission, which includes this desired change order; and

WHEREAS, Section 38.49(C)(1) of the Procurement Code states that when a contract entered into by the City pursuant to City Commission approval provides for one or more renewals by affirmative action of the City and the estimated annual cost of a

renewal exceeds \$250,000, only the City Commission is authorized to approve such renewals, which includes this desired renewal; and

WHEREAS, the Director of the Department of Financial Services recommends that the City Commission approve and authorize a change order and renewal to the Blanket Purchase Agreement with Marcum LLP to increase the contract amount from \$709,120.00 to \$1,322,700.00 and exercise the first additional two-year term extending the term from November 1, 2024 to October 31, 2026; and

WHEREAS, funding for the change order to the Blanket Purchase Agreement is available account number(s) 001.120201.51300.532400.000000.000.000, 442.400101.53600.532400.000000.000.000, 445.520101.53400.532400.000000.000.000, 446.150101.54500.532400.000000.000.000, 557.510101.51900.532400.000000.000.000, and 558.112004.51900.532400.000000.000.000, and will be budgeted in subsequent fiscal years' operating budget subject to approval and adoption by the City Commission.

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 or issuance, by the appropriate City officials, of a change order to the Blanket Purchase Agreement with Marcum LLP, together with such non-material changes as may subsequently be 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 _____, 2023.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM:

DOUGLAS R. GONZALES
CITY ATTORNEY