

RESOLUTION NO. R-2016-206

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO CANCEL THE ONLY BID PROPOSAL RECEIVED AS PART OF BID SOLICITATION NO. 16-4106, AND TO EXECUTE THE ATTACHED UNIT PRICE CONTRACT BETWEEN A TO Z METAL FABRICATION, INC. AND THE CITY OF HOLLYWOOD FOR CONSTRUCTION SERVICES RELATED TO THE WATER TREATMENT PLANT SPIRATOR REPAIRS IN THE AMOUNT OF \$175,010.00 (CITY PROJECT NO. 16-4106).

WHEREAS, the Department of Public Utilities maintains and operates the Water Treatment Plant (WTP), located at 3441 Hollywood Boulevard, Hollywood, Florida; and

WHEREAS, the WTP utilizes three processes, Membrane Softening, Reverse Osmosis, and Lime Softening, to treat raw water from the Biscayne and Floridan Aquifers in the production of its potable water; and

WHEREAS, the main components of the Lime Softening System are twelve (12) conical spiractors and eighteen (18) large gravity filters; and

WHEREAS, this system has been in operation since the 1970's and with the appropriate maintenance and rehabilitation, can provide a firm capacity of 22.5 million gallons of water per day (mgd) towards the overall production at the WTP; and

WHEREAS, during the November 2015 Sanitary Inspection performed by the Florida Department of Health, the condition of the spiractors was labeled and documented as deficient and the City was directed to improve the condition of all twelve (12) spiractors; and

WHEREAS, the Department of Public Utilities needed a comprehensive capital project for the appropriate rehabilitation of the spiractors and directed in-house staff to develop an all-inclusive project scope, specifications, and construction documents for Phase I of the spiractor repairs, which included three (3) of the spiractors; and

WHEREAS, on April 15, 2016, the Department of Public Utilities staff advertised the project soliciting qualified construction services, and on April 22, 2016, a pre-bid meeting was held, attended by five (5) contractors; and

WHEREAS, on May 5, 2016, one (1) bid proposal was received at the Office of the City Clerk and was publicly opened at the City of Hollywood Southern Regional Wastewater Treatment Plant with the following result:

| NO. | BIDDER | BID TOTAL |
|------------|--------------------------------|------------------|
| 1 | A to Z Metal Fabrication, Inc. | \$175,010.00 |

; and

WHEREAS, the bid proposal from A to Z Metal Fabrication, Inc. did not comply with the bid bond requirement contained in the bid documents; and

WHEREAS, based on the fact that the only bid received was not responsive, the Administration recommends that the City Commission cancel the bid for City Project No. 16-4106; and

WHEREAS, with the formal bid cancelled, the City still finds it necessary, and in its best interest, to enter into a contract with A to Z to perform work on the spiractors; and

WHEREAS, this action is necessary because the rehabilitation of the spiractors is under a time constraint due to the deficiency noted by the Florida Department of Health; and

WHEREAS, although it did not comply with the bid bond requirement, A to Z is a responsible and reputable local business with over 20 years of successfully servicing city facilities; and

WHEREAS, A to Z is ready, willing and able to enter into an agreement to complete this project, and there are apparently no other contractors ready, willing and able to do so; and

WHEREAS, Section 38.40(C)(8) of the Code of Ordinances provides that purchases of, and contracts for, supplies or contractual services, when the Commission declares by a five-sevenths (5/7ths) affirmative vote that competitive bidding and competitive proposals are not in the best interest of the City, are exempt from the competitive bid and competitive proposal requirements of the Purchasing Ordinance; and

WHEREAS, the Administration recommends that pursuant to Section 38.40(C)(8), the City Commission waive competitive bidding and authorize the appropriate City Officials to execute the attached unit price contract between A to Z Metal Fabrication, Inc. and the City of Hollywood for construction services related to the Water Treatment Plant spiractor repairs in the amount of \$175,010.00; and

WHEREAS, the Administration recommends an initial term of six (6) months for the repair of three (3) spiractors, with three (3) renewal terms of six (6) months each, at

the option of the City, for the repair of three spiractors during each renewal term if funding becomes available; and

WHEREAS, funding for the spiractor repairs has been provided via Resolution No. R-2015-345 which continued the appropriation for previously approved Capital Projects from FY 2015 to FY 2016, and is available in account number 42.4000.75392.536.005224; and

WHEREAS, although the initial and renewal terms as recommended above would be six (6) months, the actual estimated construction time for the repair of three spiractors is one hundred twenty (120) calendar days from the Notice to Proceed;

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

Section 1: That it hereby approves and authorizes the cancelation, by the appropriate City Officials, of solicitation No. 16-4106.

Section 2: That it hereby approves and authorizes the execution, by the appropriate City Officials, of the attached contract between A to Z Metal Fabrication, Inc. and the City of Hollywood, together with such non material changes as may be subsequently agreed to by the City Manager and approved as to form and legality 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 6 day of July, 2016.



PETER BOBER, MAYOR

ATTEST:



PATRICIA A. CERNY, MMC, CITY CLERK

APPROVED AS TO FORM AND LEGALITY
for the use and reliance of the City of
Hollywood, Florida only.



JEFFREY P. SHEFFEL, CITY ATTORNEY *duh*