

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO ISSUE AN AUTHORIZATION TO PROCEED FOR ADDITIONAL SERVICES FOR ENGINEERING DESIGN AND PERMITTING WITH BERMELLO AJAMIL & PARTNERS, INC. FOR THE AVANT GARDE ACADEMY SAFE ROUTE TO SCHOOLS PROJECT, A FLORIDA DEPARTMENT OF TRANSPORTATION LOCAL AGENCY PROGRAM PROJECT, IN AN AMOUNT UP TO \$6,000.00, FOR A TOTAL CONTRACT AMOUNT OF \$142,980.00.

WHEREAS, on March 1, 2022, a Local Agency Program Agreement, Contract No. G2675, was entered into with the Florida Department of Transportation (“FDOT”), authorizing construction reimbursement funds in the amount of \$945,042.00 for the construction of the Avant Garde Academy Safe Routes to School Project (“Project”); and

WHEREAS, the Department of Design and Construction Management (“DCM”) recommended the hiring of Bermello Ajamil & Partners, Inc. (“Bermello”) to provide surveying, engineering design, permitting and construction phase engineering services for the Project; and

WHEREAS, on December 19, 2018, the City Commission passed and adopted Resolution No. R-2018-400, approving a Continuing Services Agreement for engineering services with Bermello (“Contract”); and

WHEREAS, on August 31, 2022, the City Commission passed and adopted Resolution No. R-2020-133, approving the award and issuance of an Authorization to Proceed (“ATP”) with Bermello in an amount up to \$108,280.00; and

WHEREAS, ATP’s No. 1 and 2 were issued for the services covered under the contract award in the amount of \$108,280.00, under the City Manager’s authority; and

WHEREAS, on April 19, 2023, ATP No. 3 was issued for additional design services related to the North 25th Ave redesign, Arthur Street to Johnson Street, in the amount of \$10,100.00, under the City Manager’s authority; and

WHEREAS, on August 30, 2023, the City Commission passed and adopted Resolution No. R-2023-236, approving ATP No. 4 for additional engineering design in the amount up to \$18,600.00; and

WHEREAS, FDOT Project closure documentation requirements include as-built plans, and this resulted in additional services being negotiated in the amount of \$6,000.00,

and staff has determined that the scope and fee is fair and reasonable and in accordance with industry standards; and

WHEREAS, the sum of all change orders issued under the Contract exceeds 10% of the original Contract amount, and therefore, City Commission approval is required pursuant to Section 38.48(B)(2)(a) of the Procurement Code; and

WHEREAS, the Director of DCM recommends that the City Commission authorize the appropriate City officials to issue ATP No. 5 with Bermello for additional services in the amount of \$6,000.00, for a total contract amount of \$142,980.00; and

WHEREAS, funding for this project was included in the amended FY 2024 Capital Improvement Plan, and is available in account number 117.179901.54100.563010.001121.000.000.

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 appropriate City officials, of the attached ATP No. 5 with Bermello, 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