

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO ISSUE A PURCHASE ORDER BETWEEN EARTHBALANCE CORPORATION AND THE CITY OF HOLLYWOOD FOR JEFFERSON STREET DUNE RENOVATION, FOR AN ESTIMATED EXPENDITURE OF \$157,350.00.

WHEREAS, the Department of Public Works requested that Procurement Services solicit bids for the Jefferson Street Dune Renovation Project which includes the identification and removal of exotic vegetation, while minimizing the impact to native vegetation, and replanting the dune with native species; and

WHEREAS, on October 13, 2016, Notification of Bid Number 4535-17-PB was electronically advertised via BidSync in accordance with the City's Purchasing Ordinance, Section 38.42(A); and

WHEREAS, RFP-4535-17-PB was opened at 3:00 p.m. on November 7, 2016, and resulted in the following two (2) responses:

GC Works Inc.	\$123,319.00
Miami, Florida	

EarthBalance Corporation	\$157,350.00	
North Port, Florida		; and

WHEREAS, the bid submitted from GC Works , Inc. was determined to be non-responsive as they failed to provide references of similar size and nature to include exotic plant removal and dune restoration work as specified in the bid document; and

WHEREAS, although the City of Hollywood has no prior experience with EarthWorks Corporation, a check of their references has resulted in positive responses as related to similar projects; and

WHEREAS, after all Bids received were thoroughly reviewed, the Director of Public Works and the Contract Compliance Officer have recommended that the City Commission approve award to the lowest responsive, responsible bidder, EarthBalance Corporation of North Port, Florida, who meets all requirements of the bid document; and

WHEREAS, award is subject to the City receiving all insurance required and approved by the City's Risk Manager, along with signed statements of Hold Harmless and Indemnity to the City; and

WHEREAS, on October 5, 2016 the City Commission approved R-2016-291 which continued the appropriation for previously approved Capital Projects from FY 16 to FY 17 and included \$70,000.00 of the funding for the Dune Restoration Project and is available in account numbers 34.5100.15496.572.016312 and 34.5100.15496.572.026312; and

WHEREAS, on September 28, 2016 the City Commission adopted R-2016-285 which adopted the FY 17 Capital Improvement Plan and included funding for Tree Replacement related projects and \$16,000.00 is available in account number 34.5100.37167.537.006304; and

WHEREAS, the estimated total project cost including consultant fees and permits is \$171,850.00 of which \$86,000.00 will be provided by the City and the remainder of funding will be provided by the CRA and will be made available in a CRA Account Number;

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

Section 1: That it hereby approves and authorizes the issuance, by the appropriate City Officials, of a purchase order embodying the terms and conditions approved by the City Commission this date between EarthBalance Corporation and the City of Hollywood, in a form acceptable to the City Manager and approved as to form and legality by the City Attorney.

Section 2: That this resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2016

\_\_\_\_\_  
JOSH LEVY, 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.

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JEFFREY P. SHEFFEL, CITY ATTORNEY