

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, REJECTING THE AWARD OF BID FOR PEMBROKE ROAD WALL MAINTENANCE AND REPAIR PROJECT BID NUMBER F4430-14-RD AND FOR PEMBROKE ROAD WALL REPLACEMENT PROJECT BID NUMBER EN-14-014; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE ATTACHED CONTRACT BETWEEN SAGARIS CORP. AND THE CITY OF HOLLYWOOD FOR THE REPLACEMENT OF THE PEMBROKE ROAD WALL PROJECT BID NUMBER EN-14-014A FROM SOUTH 25TH AVENUE TO SOUTH 27TH AVENUE IN THE AMOUNT OF \$184,445.00; APPROVING AN AMENDMENT TO THE APPROVED FISCAL YEAR 2015 CAPITAL IMPROVEMENT PROGRAM TO REALLOCATE FUNDS FOR THE PEMBROKE ROAD WALL REPLACEMENT PROJECT AS SET FORTH IN EXHIBIT A, AUTHORIZING THE ESTABLISHMENT OF NECESSARY ACCOUNTS AND THE TRANSFER OF FUNDS, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the existing concrete slat wall along Pembroke Road between South 25<sup>th</sup> Avenue and South 27<sup>th</sup> Avenue has deteriorated over time from concrete failures and damages from traffic accidents; and

WHEREAS, at the September 17, 2014 Commission Meeting, the City Commission directed staff to move forward with plans to replace the existing slat wall with a new precast or concrete masonry wall in place of performing a wall repair project; and

WHEREAS, at the same Commission Meeting, Item R-2014-276 considering contract award of Bid Number F4430-14-RD for maintenance and repair of the subject existing slat wall was withdrawn from the agenda by the City Manager in light of the Commission's direction to pursue wall replacement; and

WHEREAS, plans and specifications for the Pembroke Road Wall Replacement Project were prepared by City staff for both a Precast Concrete Wall System (Option 1) and a Concrete Masonry Units/Block Wall (Option 2); and

WHEREAS, bidders were provided the option to submit a bid for one or both options, and award would be based upon the lowest, responsible and responsive bidder for the option that the City Commission selects; and

WHEREAS, the wall replacement project was publicly advertised on November 12, 2014 (Project Bid Number EN-14-014), and a pre-bid field meeting was held on November 21, 2014 with nine potential bidders attending, resulting in no responsive bid for Option 1 and one responsive bid for Option 2 being received on December 2, 2014 as listed below:

	Precast Concrete Wall- Option 1 (Base Bid)	Masonry/Block Wall- Option 2 (Base Bid)
Sagaris Corp. Coral Springs, FL 33065	\$152,867.50 (Non-responsive)	\$126,625.50
Solo Construction and Engineering Inc Miami, FL 33179	Non-responsive	

;and

WHEREAS, in review of the bids, City staff determined it to be in the best interest of the City to re-advertise and re-bid the project to obtain more competitive bids for both options; and

WHEREAS, the wall replacement project was publicly re-advertised on December 11, 2014 (Project Bid Number EN-14-014a), a pre-bid meeting was held on December 17, 2014 with six potential bidders attending, bids were opened on December 30, 2014, and bids received are listed below; and

	Precast Concrete Wall- Option 1 (Base Bid)	Masonry/Block Wall- Option 2 (Base Bid)
JZT Utilities, Inc. Pembroke Pines, FL 33024	\$191,730.00	No Bid Received for this Option
Sagaris Corp. Coral Springs, FL 33065	\$249,337.50	\$199,457.50
Coastal Concrete Products Fort Lauderdale, FL 33155	\$290,151.00	No Bid Received for this Option
MBR Construction Fort Lauderdale, FL 33309	\$323,563.50	No Bid Received for this Option
Olympus Painting Contractors Inc. Tarpon Springs, Florida 34689	No Bid Received for this Option	\$330,786.14 (non-responsive)

WHEREAS, in review of the bids, City staff negotiated with the lowest bidder for each of the two options for a lower price; and

WHEREAS, the price provided by JZT Utilities, Inc. for the precast option remained the same at \$191,730.00 and the price provided by Sagaris Corp. for the masonry units/block option was reduced by \$15,012.50 to \$184,445.00; and

WHEREAS, the project was electronically advertised and re-advertised via BidSync in accordance with the City's Purchasing Ordinance, Section 38.42(A); and

WHEREAS, through receipt of the City's bid specifications for this project, all prospective bidders were provided with a copy of the City's contract document, including the terms and conditions contained therein; and

WHEREAS, the bid submitted by Olympus Painting Contractors Inc. did not include all the required documents, and therefore was determined to be non-responsive; and

WHEREAS, award is subject to the City's receipt and approval of all insurance certificates required by the City's Risk Manager, and indemnity/indemnification to the City; and

WHEREAS, the City may terminate the agreement should the Contractor fail to reasonably perform the services as specified, with or without cause upon thirty (30) days written notification; and

WHEREAS, City staff checked the JZT Utilities, Inc. and Sagaris Corp. references for similar projects and they were found to be satisfactory; and

WHEREAS, a portion of the funding for the wall replacement project has been established in the amount of \$150,000.00 and is available within Capital Account # 34.1400.14491.541.006303; and

WHEREAS, it is necessary to amend the Approved Fiscal Year 2015 Capital Improvement Program and allocate funding, as set forth in Exhibit A; and

WHEREAS, the City has attempted to obtain easements for construction and maintenance of the replacement wall from the owners of all 18 affected properties and has obtained easements from the owners of 16 of the affected properties; and

WHEREAS, the City has not received, and does not expect to receive, easements from the owners of the properties located at 2502 Fletcher Street and 2646 Fletcher Street;

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

Section 1: That it hereby rejects Bid Number F4430-14-RD for the Pembroke Road Wall Maintenance and Repair Project.

Section 2: That it hereby rejects Bid Number EN-14-014 for the Pembroke Road Wall Replacement.

Section 3: That the appropriate City officials are hereby authorized to establish the appropriate account numbers and transfer funds as stated in Exhibits A.

Section 4: That it hereby approves and authorizes the execution, by the appropriate City Officials, of the attached contract between Sagaris Corp. and the City of Hollywood for the replacement of the Pembroke Road Wall in the amount of \$184,445.00, 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 5: That it hereby accepts the easements received from the owners of 16 of the 18 affected properties (and the last two, should they come in at some time in the future).

Section 6: That this resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
PETER BOBER, MAYOR

ATTEST:

\_\_\_\_\_  
PATRICIA A. CERNY, MMC  
CITY CLERK

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

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JEFFREY P. SHEFFEL, CITY ATTORNEY