

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A BLANKET PURCHASE AGREEMENT WITH HORSEPOWER ELECTRIC, INC. TO FURNISH AND INSTALL SOLAR POWERED SPEED FEEDBACK SIGNS IN AN ANNUAL AMOUNT NOT TO EXCEED \$300,000.00 BASED UPON BROWARD COUNTY'S CONTRACT NO. PNC2122875B1 IN ACCORDANCE WITH SECTION 38.41(C)(5) OF THE CITY'S PROCUREMENT CODE ("PIGGYBACK").

WHEREAS, on March 4, 2020, the City Commission passed and adopted Resolution No. R-2020-056, approving and authorizing appropriate City officials to issue an Authorization to Proceed to Atkins North America, Inc. ("Atkins") for the establishment of a traffic calming program; and

WHEREAS, on June 2, 2021, Atkins presented its findings for the first phase of the traffic calming implementation plan, including a list of various traffic calming improvements Citywide; and

WHEREAS, some of the recommendations were to place solar powered speed feedback signs at certain City locations, and the Department of Development Services, Engineering, Transportation and Mobility Division desires to retain a company to construct and place the signs; and

WHEREAS, the desired solar powered speed feedback signs were competitively bid by Broward County through Bid No. PNC2122875B1 on August 30, 2021, and the current term of the contract is from March 15, 2022 through March 14, 2024, with one additional year extension if agreed upon by both parties; and

WHEREAS, Broward County awarded the bid to Horsepower Electric, Inc., and Horsepower Electric, Inc. has agreed to extend to the City the same pricing under the terms and conditions set forth in Broward County Contract No. PNC2122875B1; and

WHEREAS, the period of performance during which the desired solar powered speed feedback signs will be acquired is from November 2, 2022 through March 14, 2024, with the option to renew for an additional year upon the agreement of both parties and the exercise of the extension of the underlying agreement by the County, for an annual amount not to exceed \$300,000.00; and

WHEREAS, Section 38.41(C)(5) of the City's Procurement Code allows the Chief Procurement Officer to procure, without formal solicitation procedures, all goods, supplies, materials, equipment, and services that are the subject of contracts with the state, its political subdivisions, the United States government, other governmental entities, or a corporation not for profit whose members are governmental entities, public officers, or any combination thereof ("piggyback"), provided that the goods, supplies, materials, equipment, or services are the subject of a price schedule negotiated by the entities listed above and is based strictly on competitive bids, quotations, or competitive proposals and not on any preference and such utilization of other governmental entities contracts shall be permitted only during the term of the other governmental entity's contract; and

WHEREAS, the Director of Development Services, the City Engineer and the Chief Procurement Officer recommend that the City Commission approve and authorize the execution of the attached Blanket Purchase Agreement with Horsepower Electric, Inc. based upon Broward County Contract No. PNC2122875B1 to furnish, install, and mount solar powered speed feedback signs as identified in the City's Traffic Calming Program; and

WHEREAS, funding for this project was included in the amended FY 2023 Capital Improvement Plan and is available in account number 333.149901.54100.563010.001185.000.000.

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 the appropriate City officials, of the attached Blanket Purchase Agreement with Horsepower Electric, Inc., together with such non-material changes as may subsequently be agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

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PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
JOSH LEVY, MAYOR

ATTEST:

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

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

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DOUGLAS R. GONZALES  
CITY ATTORNEY