

**CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners **DATE:** August 25, 2023

FROM: Douglas R. Gonzales, City Attorney

SUBJECT: Proposed Interlocal Agreement with Broward County for cost-sharing support of the United States Geological Survey (“USGS”) Salinity Distribution study in the amount of \$87,436.00 in accordance with Section 38.41(c)(9) of the Procurement Code (Best Interest).

I have reviewed the above referenced Agreement with the participating Department/Office(s), and the proposed general business terms and other significant provisions are as follows:

- 1) Department/Division involved – Public Utilities.
- 2) Type of Agreement – Interlocal Agreement.
- 3) Method of Procurement (RFP, bid, etc.) – The Dept. of Public Utilities followed the procedures established in Florida Statute Section 163.01, Florida Interlocal Cooperation Act.
- 4) Term of Contract:
 - a) Perpetual, until study is completed or terminated as provided in Section 6 below.
 - b) renewals (if any) – n/a
 - c) who exercises option to renew – n/a
- 5) Contract Amount – Not to exceed amount of \$87,436.00
- 6) Termination Rights – The Parties agree that, upon the USGS Agreement becoming effective, and unless the USGS Agreement is terminated, neither Party shall be entitled to terminate the Interlocal Agreement.
- 7) Indemnity/Insurance Requirements – City and County agree to be fully responsible for the acts and omissions of their agents or employees to the extent permitted by law. Both County and City are self-insured up to statutory caps per Section, 768.28, Florida Statutes.
- 8) Scope of Services – This Agreement outlines defines the responsibilities of the City and County pertaining to the cooperative study between the U.S. Geological Survey and the Resilient Environment Department of Broward County, Florida. The primary objective of this study would be to evaluate the changes to the spatial distribution of salinity within the surficial aquifer for the urbanized areas of Broward County resulting from projected future hydrologic conditions.
- 9) Other Significant Provisions: n/a

cc: George R. Keller, City Manager