

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A CHANGE ORDER TO A BLANKET PURCHASE AGREEMENT WITH CONSTRUCTION 95 LLC FOR CITYWIDE CONCRETE INSTALLATION AND REPAIR TO INCREASE THE CONTRACT AMOUNT FROM \$1,800,000.00 TO \$2,700,000.00 IN ACCORDANCE WITH SECTION 38.48 OF THE PROCUREMENT CODE.

WHEREAS, on February 7, 2024, the City Commission passed and adopted Resolution No. R-2024-041, approving a Blanket Purchase Agreement ("BPA") in the amount up to \$1,800,000.00 with Construction 95 LLC for Citywide concrete installation and repair; and

WHEREAS, the period of performance for the desired services is for an initial term of three years from February 7, 2024 to February 6, 2027, with two, one year options to renew; and

WHEREAS, the Department of Public Works desires to issue a change order to the BPA to increase the contract amount from \$1,800,000.00 to \$2,700,000.00; and

WHEREAS, the change order will allow the Division of Engineering, Transportation and Mobility to use this contract and expend the additional \$900,000.00 for new sidewalk and other miscellaneous construction; and

WHEREAS, Section 38.48(A) of the Procurement Code defines a "change order" as changes, due to unanticipated conditions or developments, made to any contract, which are reasonably and conscientiously viewed as being in fulfillment of the original scope of the contract and/or matters directly related thereto; and

WHEREAS, Section 38.48(B) of the Procurement Code states that all change orders that the City Manager is not authorized to approve must be formally approved by the City Commission, which includes this desired change order; and

WHEREAS, the Director of the Department of Public Works recommends that the City Commission approve and authorize a change order to the BPA with Construction 95 LLC to increase the contract amount from \$1,800,000.00 to \$2,700,000.00; and

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

336.149901.54100.563010.001279.000.000  
116.160502.51900.583440.001247.000.000.

and

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 issuance, by the appropriate City officials, of a change order to the Blanket Purchase Agreement with Construction 95 LLC, together with such non-material changes as may subsequently be 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