

RESOLUTION NO. R-2024-355

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE CHANGE ORDER NUMBER TWO WITH MOSS & ASSOCIATES, LLC FOR ADDITIONAL CONSTRUCTION MANAGEMENT AT RISK SERVICES RELATED TO THE NEW POLICE HEADQUARTERS PROJECT, A GENERAL OBLIGATION BOND PROJECT, IN AN AMOUNT NOT TO EXCEED \$1,599,629.17.

WHEREAS, in a Special Election held on March 12, 2019, City voters approved a variety of projects to be funded by a General Obligation Bond, including the new Police Headquarters; and

WHEREAS, on October 20, 2020, the Department of Design and Construction Management ("DCM") and the Office of Procurement and Contract Compliance issued Request for Qualifications RFQ-4642-20-DCM for Construction Manager at Risk ("CMAR") services for the New Police Headquarters Project; and

WHEREAS, on February 3, 2021, the City Commission passed and adopted Resolution No. R-2021-031, ranking CMAR firms selected under Request for Qualifications RFQ-4642-20-DCM, and authorizing the appropriate City officials to negotiate an agreement with the highest ranked firm, Moss & Associates, LLC ("Moss"); and

WHEREAS, on May 19, 2021, the City Commission passed and adopted Resolution No. R-2021-105, authorizing the appropriate City officials to execute a Phase I Pre-Construction Services Agreement with Moss in an amount up to \$165,288.00; and

WHEREAS, Phase I Preconstruction Services were completed; and

WHEREAS, on May 1, 2024, the City Commission passed and adopted Resolution No. R-2024-149, authorizing the appropriate City officials to execute a Phase II Construction Services Agreement with Moss in an amount up to \$82,937,302.00; and

WHEREAS, Change Order Number One for the New Police Headquarters project was administratively approved on August 29, 2024 to update the baseline schedule for the project to the August 12, 2024 start date instead of the original September 9, 2024 start date, as well as to transfer funds between contract line items with a net zero cost impact; and

WHEREAS, the design for the Police Headquarters radio tower was procured separately from the design for the overall new Police Headquarters project and proceeded on a different timeline; and

WHEREAS, the design for the Police Headquarters radio tower is now complete, and construction of this radio tower is required for the successful completion of the overall new Police Headquarters project; and

WHEREAS, the construction of the radio tower was not included in the original guaranteed maximum price ("GMP") contract for this project due to a later design and permitting timeline for the radio tower and, as a result, requires a change order for these additional services; and

WHEREAS, the radio tower has always been considered a part of the overall Police Headquarters project, it is critical to the ability of the Police Headquarters to function as intended, and was included in the site plan approval process as part of the overall Police Headquarters project; and

WHEREAS, DCM evaluated the scope of services and negotiated the fee for Change Order Number Two, and has determined such fees to be fair and reasonable and in accordance with industry standards; and

WHEREAS, the Director of DCM and the Director of the Office of Procurement and Contract Compliance recommend the City Commission approve and authorize the execution of Change Order Number Two for Phase II Construction Services for the Police Headquarters radio tower as described above, in an amount not to exceed \$1,599,629.17; and

WHEREAS, Moss will complete the proposed Police Headquarters Radio Tower Phase II Construction Services in approximately 22 months concurrently with the construction of the Police Headquarters project, and will not impact the overall project schedule; and

WHEREAS, funding for this project was included in the amended FY 2025 Capital Improvement Plan, and is available in account numbers 117.179901.54100.563010.001523.000.000, 334.179901.52100.563010.001553.000.000, 334.179901.51900.563010.001553.000.000.

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 Change Order Number Two with Moss, together with such non-material changes as may be subsequently 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 23 day of October, 2024.

ATTEST



PATRICIA A. CERNY, MMC
CITY CLERK



JOSH LEVY, MAYOR

APPROVED AS TO FORM:



DOUGLAS R. GONZALES
CITY ATTORNEY

DYH