

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO ISSUE A PURCHASE ORDER TO CARDINAL CONTRACTORS, INC. FOR CONSTRUCTION SERVICES RELATED TO THE REPAIR OF ONE BAR SCREEN AND INSTALLATION OF HYDRAULIC LIFT SYSTEMS FOR TWO BAR SCREENS, IN AN AMOUNT NOT TO EXCEED \$96,472.00, IN ACCORDANCE WITH SECTION 38.41(C)(9) OF THE PROCUREMENT CODE (BEST INTEREST).

WHEREAS, Tropical Storm Alex impacted South Florida on June 4, 2022 and caused serious flooding throughout Broward County; and

WHEREAS, the Southern Regional Wastewater Treatment Plant ("SRWWTP") received large inflows, which contained high volumes of solids and non-flushable waste, resulting in damage to the two bar screens; and

WHEREAS, the City Manager previously approved emergency purchase memo #PU-22-42, which authorized Cardinal Contractors, Inc. ("Cardinal") to complete emergency repair of the west bar screen in the amount of \$28,654.73; and

WHEREAS, the Department of Public Utilities ("Department") evaluated the options for longer-term repairs and decided to repair the east bar screen and install hydraulic lift systems for both east and west bar screens, which will provide for rapid and flexible response to future potential heavy sewage inflow events; and

WHEREAS, the Department has determined that it is in the best interest of the City to procure construction services required for the bar screen repair from Cardinal since they installed both existing bar screens in 2014 and assisted in the emergency repair of these bar screens in November 2020 and June 2022; and

WHEREAS, Cardinal's emergency repair of the bar screen provides them with expertise and knowledge no other vendor will have since they observed, first-hand, the destruction and condition of the bar screen when removed; and

WHEREAS, Cardinal has intimate knowledge of the City's Headworks equipment and process that will guarantee satisfactory results in the installation of the repaired bar screen and ancillary equipment; and

WHEREAS, Department staff requested a proposal from Cardinal for construction services required for the repair of one bar screen and installation of hydraulic lift systems for two bar screens; and

WHEREAS, after negotiation of project scope and cost, Department staff has determined that the negotiated proposal is fair, reasonable, and in accordance with industry standards; and

WHEREAS, Section 38.41(C)(9) of the Procurement Code states that when the City Commission declares by a five-sevenths (5/7ths) affirmative vote that the competitive bidding and competitive proposals are not in the best interest of the City, such purchases are exempt from competitive bidding and competitive proposal requirements; and

WHEREAS, the Department Director and the Director of Procurement and Contract Compliance recommend that the City Commission approve and authorize the issuance of a Purchase Order with Cardinal for construction services related to the repair of one bar screen and installation of hydraulic lift systems for two bar screens in an amount not to exceed \$96,472.00; and

WHEREAS, the City is utilizing Cardinal for various projects, and the amount being paid to the firm has exceeded \$100,000.00 for Fiscal Year 2023, and therefore, City Commission approval is required for the payment of additional fees to the firm pursuant to Section 38.38 of the Procurement Code; and

WHEREAS, funding for the Purchase Order is available in account number 442.400602.53600.546310.000000.000.000; and

WHEREAS, it is estimated that the period to complete this work is 9 months after receipt of the executed Purchase Order.

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 the Purchase Order to Cardinal, together with such non-material changes as may be subsequently 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 \_\_\_\_\_, 2023.

\_\_\_\_\_  
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