

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE ATTACHED AGREEMENT AND ISSUE THE ATTACHED BLANKET PURCHASE ORDER BETWEEN MADSEN BARR CORPORATION AND THE CITY OF HOLLYWOOD FOR PUBLIC UTILITIES EMERGENCY RESPONSE SERVICES FOR AN ESTIMATED ANNUAL EXPENDITURE OF \$500,000.00 TO BE USED IN THE CASE OF AN EMERGENCY.

WHEREAS, the Department of Public Utilities requires a water and sewer repair services emergency response agreement; and

WHEREAS, the required agreement has been competitively bid by the City of Miramar, Florida; and

WHEREAS, the City of Miramar's, Bid Number 15-003 bid was opened on December 2, 2014 and was awarded to the two lowest responsive, responsible bidders, including Madsen Barr Corporation of Wellington, at its meeting on February 18, 2015, for a two (2) year agreement with renewal options for three (3) additional one (1) year periods; and

WHEREAS, Madsen Barr Corporation is currently providing these services to the City in a satisfactory manner; and

WHEREAS, Purchasing Code Section 38.40.C.5. provides that when it is in the best interest of the city, the Director may procure, without following formal contract procedure, all supplies, materials, equipment and contractual services which 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; provided, however, that this subsection shall apply only if (i) the supplies, materials, equipment or contractual services are the subject of a price schedule negotiated by the state or the United States government, or (ii) the supplies, materials, equipment or contractual services are the subject of a contract with another governmental entity or a corporation not for profit whose members are governmental entities, public officers, or any combination thereof, which contract is based strictly on competitive bids or competitive proposals and not on any preference; and

WHEREAS, the Director of Public Utilities and the Director of Procurement Services have recommended that the City Commission approve award,

as awarded by the City Commission of Miramar, Florida, to Madsen Barr Corporation of Wellington, Florida for a two (2) year agreement for an estimated annual expenditure of \$500,000.00, with the right to renew for three (3) additional one (1) year periods; and

WHEREAS, award is subject to the City receiving all insurance required and approved by the City's Risk Manager; and

WHEREAS, funding has been provided in the fiscal year 2015 budget in the Department of Public Utilities Contingency Account Number 42.4000.86578.536.005225 from available, unrestricted Water and Sewer, unrestricted Fund Net Assets and will be budgeted in subsequent fiscal years;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That it hereby approves and authorizes the issuance, by the appropriate City Officials, of the attached agreement and the attached blanket purchase order between Madsen Barr Corporation and the City of Hollywood, together with such non material changes as may be subsequently agreed to by the City Manager and approved as to form and legality by the City Attorney

Section 2: That this resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2015.

PETER BOBER, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC, CITY CLERK

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

JEFFREY P. SHEFFEL, CITY ATTORNEY