

RESOLUTION NO. R-CRA 2018-

A RESOLUTION OF THE HOLLYWOOD, FLORIDA, COMMUNITY REDEVELOPMENT AGENCY ("CRA"), AUTHORIZING THE APPROPRIATE CRA OFFICIALS TO EXECUTE AN AGREEMENT FOR A CATALOGUE PURCHASE OF SIX FIRST AID STATIONS AND 15 LIFEGUARD TOWERS FROM POST AND BEAM, LLC, IN AN AMOUNT NOT TO EXCEED \$2,255,000.00, INCLUDING A 2.5% CONTINGENCY.

WHEREAS, the CRA Board passed Resolution No. R-CRA 2017-05, authorizing the appropriate CRA officials to negotiate and execute a contract with the highest ranked firm selected, CPZ Architects, to provide architectural and engineering services for 21 lifeguard towers and first aid stations; and

WHEREAS, CPZ Architects was selected as the consultant and was authorized to proceed to develop construction documents for the lifeguard towers and first aid stations; and

WHEREAS, the CRA issued a low-bid solicitation designated as Bid No. BCRA 16-002, which was canceled by the CRA Board on June 7, 2018; and

WHEREAS, the CRA then issued another low-bid solicitation designated as Rebid No. BCRA 16-002, which was canceled by the CRA Board on July, 2018; and

WHEREAS, staff evaluated the requirements of the Florida Statutes that govern public construction projects and determined that the proposed purchase of first aid stations and lifeguard towers is not a "construction project", because the first aid stations and lifeguard towers will not be affixed to the ground; and

WHEREAS, staff researched other municipalities' procurement records and found that the City of Miami Beach approved a resolution to execute a contract with Post and Beam, LLC, and waived bidding to continue the lifeguard tower replacement program, finding such waiver to be in the best interest of the City; and

WHEREAS, CRA staff resumed efforts to study the specifications of products provided by established corporations that offer prefabricated lifeguard towers in catalogue format, and found three companies that offer lifeguard towers; and

WHEREAS, the CRA, along with the City of Hollywood Department of Public Works and the City of Hollywood Division of Beach Safety, studied the specifications and concluded that the product provided by Post and Beam, LLC. is the

preferred product that meets the requirements of the City based on durability, maintenance effort and aesthetic value; and

WHEREAS, the City's Purchasing Ordinance has been adopted by the CRA Board, and Section 38.40(C)(8) of the City's Purchasing Ordinance provides that purchases of supplies, when the City Commission declares by a 5/7 vote that competitive bidding and competitive proposals are not in the best interest of the City, are exempt from the competitive bid and competitive proposal requirements.

NOW, THEREFORE, BE IT RESOLVED BY THE HOLLYWOOD, FLORIDA, COMMUNITY REDEVELOPMENT AGENCY:

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 declares that competitive bidding and competitive proposals for the proposed first aid stations and lifeguard towers are not in the best interest of the CRA, and approves and authorizes the execution, by the appropriate CRA officials, of an agreement embodying the terms and conditions approved by the CRA Board this day for the catalogue purchase of six first aid stations and 15 lifeguard towers from Post and Beam, LLC in an amount not to exceed \$2,255,000, including a 2.5% contingency.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2018.

ATTEST:

HOLLYWOOD, FLORIDA
COMMUNITY REDEVELOPMENT
AGENCY

PHYLLIS LEWIS
BOARD SECRETARY

JOSH LEVY, BOARD CHAIR

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY for the use and reliance
of the Hollywood, Florida Community
Redevelopment Agency only.

DOUGLAS R. GONZALES
GENERAL COUNSEL