

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A UTILITY WORK BY HIGHWAY CONTRACTOR AGREEMENT WITH FLORIDA DEPARTMENT OF TRANSPORTATION IN THE LUMP SUM AMOUNT OF \$18,760.00 FOR THE ADJUSTMENT OF UTILITY SEWER MANHOLES AND WATER VALVES ON PARK ROAD, FILLMORE STREET, POLK STREET AND VAN BUREN STREET (PROJECT NUMBER: 18-5139).

WHEREAS, the State of Florida Department of Transportation (FDOT) is currently in the production stage of a project along Hollywood Boulevard from Presidential Circle to N. 35th Avenue, which also consists of mobility improvements on City streets including Park Road, Fillmore Street, Polk Street and Van Buren Street; and

WHEREAS, On June 20, 2018, pursuant to Resolution No. R-2018-200, the City Commission approved and authorized the execution of a Utility Work by Highway Contractor Agreement, which combines FDOT road work and the City's 8-inch water main replacement as a joint project; and

WHEREAS, during the final design phase of the project, the City and FDOT desire to include in the project certain roadway improvements to enhance the pedestrian experience which will include, but not be limited to adjustment of utility sewer manholes and water valves; and

WHEREAS, the City will be responsible for the adjustment of nine utility sewer manholes and 20 water valves on City streets where FDOT is working; and

WHEREAS, these utility sewer manholes and water valve adjustments are in the best interest of both the City and FDOT, and it would be practical, expeditious and economical for FDOT's contractor to perform such activities in conjunction with the FDOT's scheduled City mobility improvements project; and

WHEREAS, pursuant to Section 38.40(C)(8) of the City's Code of Ordinances, the City Commission may, when in the best interest of the City, by a 5/7th vote, waive competitive bidding and competitive proposal requirements for the purchase of, and contracts for, supplies or services; and

WHEREAS, FDOT requires this understanding between the City and FDOT be formalized through the execution of a second FDOT Utility Work By Highway Contractor Agreement for the project to address adjustment of sewer manholes and water valves; and

WHEREAS, funding has been provided pursuant to Resolution No. R-2018-XXX which continued the appropriation for previously approved capital projects from FY 2018 to FY 2019; and

WHEREAS, funding is available in account number 42.4000.85889.536.006302 and 42.4000.76671.536.006301; and

WHEREAS, the estimated construction time for this project is nine months based upon FDOT's schedule.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION 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 the attached contract with FDOT and the City, together with such non-material changes as may be acceptable to 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.

PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
JOSH LEVY, MAYOR

ATTEST:

\_\_\_\_\_  
PATRICIA A. CERNY, MMC, CITY CLERK

APPROVED AS TO FORM & LEGAL SUFFICIENCY for the use and reliance of the City of Hollywood, Florida only.

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DOUGLAS R. GONZALES, CITY ATTORNEY