

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT FOR DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES RELATING TO THE BACKUP ELECTRICAL POWER GENERATORS FOR SEWER LIFT STATIONS E-03, E-06, AND STORMWATER PUMP STATION SW-08 WITH KIMLEY-HORN AND ASSOCIATES, INC. TO COMPLY WITH THE FEMA GRANT REGULATIONS.

WHEREAS, the Department of Public Utilities was awarded a grant under the Hazard Mitigation Grant Program (“HMGP”) for electrical power generators for sewer lift stations E-03 and E-06 and stormwater pump station SW-08; and

WHEREAS, this project is being funded through the HMGP pursuant to a contract between the City and the Florida Division of Emergency Management (“Division”); and

WHEREAS, on October 7, 2020, the City Commission passed and adopted Resolution No. R-2020-253 that ranked professional consulting engineering firms and authorized the execution of consultant services agreements with the two highest ranking firms, one of them being Kimley-Horn and Associates, Inc. (“Kimley”); and

WHEREAS, on November 4, 2020, the parties executed the professional services agreement for Kimley to provide design and construction services for backup electrical power generators for sewer lift stations E-03 and E-06 and stormwater pump station SW-08; and

WHEREAS, although the current Agreement between the City and Kimley provides in Section 9.16 that Kimley will comply with all applicable laws, codes, rules and the provisions of the contract between the City and the Division, the Division has notified the City that the current Agreement with Kimley needs to be amended to include specific mandatory provisions established by the federal FEMA, as specifically set forth in Appendix II to the Uniform Rules.

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 the attached amendment to the Professional Engineering Consultant Services Agreement with Kimley-Horn and Associates, Inc., 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.

PASSED AND ADOPTED this _____ day of _____, 2021.

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.

DOUGLAS R. GONZALES
CITY ATTORNEY