RESOLUTION NO. ____________________

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A MASTER SERVICES AGREEMENT WITH ESR, LLC FOR THE PROVISION OF SANDBAGS DURING DECLARED STATES OF EMERGENCY IN AN ESTIMATED ANNUAL AMOUNT UP TO $140,000.00 BASED UPON MIAMI-DADE COUNTY CONTRACT NO. ITB0000002 IN ACCORDANCE WITH SECTION 38.41(C)(5) OF THE PROCUREMENT CODE. (PIGGYBACK)

WHEREAS, the City remains vulnerable to flooding, as demonstrated by the April 2023 South Florida flood event, and sandbags serve as an effective means of mitigating flood damage and protecting homes, businesses, and critical infrastructure; and

WHEREAS, to provide this protection to the public, the Department of Public Works (“Public Works”) desires to execute a Master Services Agreement (“MSA”) for the provision of sandbags during declared states of emergency (“Services”); and

WHEREAS, the desired Services were competitively solicited by Miami-Dade County through Invitation to Bid No. ITB0000002 on April 22, 2025, and awarded to ESR, LLC (“ESR”) under Contract No. ITB0000002; and

WHEREAS, the current term of Contract No. ITB0000002 is from May 31, 2025, through May 31, 2030, and ESR has agreed to extend to the City the same pricing, terms and conditions set forth in Contract No. ITB0000002; and

WHEREAS, the performance period for the Services shall commence on August 27, 2026, and continue through May 31, 2030, for an annual amount not to exceed $140,000.00; and

WHEREAS, Section 38.41(C)(5) of the Procurement Code allows the Chief Procurement Officer to procure, without formal solicitation procedures, all goods, supplies, materials, equipment, and services that 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 (“piggyback”), provided that the goods, supplies, materials, equipment, or services are the subject of a price schedule negotiated by the entities listed above and is based strictly on competitive bids, quotations, or competitive proposals and not on any preference and such utilization of other governmental entities contracts shall be permitted only during the term of the other governmental entity’s contract; and

WHEREAS, the Director of Public Works recommends that the City Commission approve and authorize the execution of an MSA with ESR for the Services for the period from August 27, 2026, through May 31, 2030, for an annual amount up to $140,000.00; and

WHEREAS, funding for these services will be provided from the Emergency/Disaster Fund 168, with accounts to be established as needed.

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 a Master Services Agreement with ESR, LLC together with such non-material changes as may subsequently be 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 __________________, 2026.

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JOSH LEVY, MAYOR

ATTEST:

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PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

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DAMARIS HENLON
CITY ATTORNEY