



TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Lee R. Feldman, ICMA-CM, City Manager

DATE: December 2, 2014

TITLE: Second amendment and extension agreement for civil engineering, utility design, construction management, appraisal and community outreach consultant services for undergrounding above ground utility lines.

Recommendation

It is recommended that the City Commission approve the second amendment and extension agreement for civil engineering, utility design, construction management, appraisal and community outreach consultant services for undergrounding above ground utility lines with Keith and Schnars, P.A. in substantially the form attached. This amendment deletes the current expiration date and allows the contract to extend until cancellation by the City.

Background

On December 16, 2008, the City Commission approved an initial four-year agreement for civil engineering, utility design, construction management, appraisal and community outreach consultant services for undergrounding above ground utility lines with Keith and Schnars, P.A. The original contract extension terms allowed for three two-year renewals options which would take the contract up to December 2018. The City Commission approved the first extension and amendment on November 6, 2012 (CAR 12-2329). The original contract term and extensions was intended to take into consideration the time it would take to complete the entire scope required.

The work on this project has taken longer then originally anticipated, due to no fault of the city nor the consultant, and is expected to take longer to complete then the original December 2018 contract expiration date. While competitive bids could be taken at the end of the contract term to continue the services, the possibility of bringing in another consultant to complete the project may bring issues and complications that are not in the City's best interest. Section 2-189 (c) Code of Ordinances of the City of Fort Lauderdale states in part, "...When the city manager or the purchasing manager determines in writing that while competitive bids could be utilized, their use may not be in the best interest of the city...".

Staff is therefore requesting approval to deem this as a proprietary contract from this point on in an effort to assure that the project be completed by the same contractor as was originally intended.

Resource Impact

Funding for these services will be from individual projects when services are contracted through individual task orders subject to the availability of funds.

Strategic Connections:

This item is a *Press Play Fort Lauderdale Strategic Plan 2018* initiative, included within the Infrastructure Cylinder of Excellence, specifically advancing:

- Goal 2: Be a sustainable and resilient community.
- Objective 6: Secure our community's water supply

This item advances the *Fast Forward Fort Lauderdale 2035 Vision Plan: We Are Ready*.

Attachment:

Exhibit 1 – Agreement

Prepared by: James Hemphill, Sr. Procurement Specialist
Elizabeth Cohen, Administrative Assistant I

Department Director: Hardeep Anand, P.E., Public Works