

RESOLUTION NO. 21-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, WAIVING THE COMPETITIVE SOLICITATION AND SELECTION PROCESSES CONTAINED IN THE CITY OF FORT LAUDERDALE PROCUREMENT ORDINANCE FOR PROCURING THE LAS OLAS MARINA ASSOCIATED IMPROVEMENTS OF: RELOCATION AND REPLACEMENT OF D-31 PUMP STATION AND MODIFICATION OF ROADWAY TO CREATE A DEDICATED TURN LANE, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on June 21, 2016, the City Commission adopted Resolution No. 16-102 declaring its intent to lease City-owned property known as the Las Olas Marina located on 240 East Las Olas Circle, and a portion of the Las Olas Intracoastal Parking Lot located at 201 South Birch Road; and

WHEREAS, on October 5, 2016, the City Commission approved Resolution No. 16-175 awarding the Las Olas Marina Lease to Suntex Marina Investors LLC (“Suntex”); and

WHEREAS, on October 18, 2016, the City Commission adopted Resolution No. 16-180 authorizing the negotiation of the lease and the approval of Alternative C-3 Proposal from the Suntex bid package; and

WHEREAS, on July 11, 2017, the City Commission adopted Resolution No. 17-154 approving the Ground Lease Agreement with Suntex; and

WHEREAS, on July 9, 2019, the City Commission approved modifications to the site plan which include relocation of the D-31 pump station, and a dedicated turn lane, outside of the leasehold; and

WHEREAS, the Parties have agreed that Las Olas SMI, LLC (“Las Olas SMI”) will engage the appropriate engineer and general contractor to construct both the pump station and dedicated turn lane, and will oversee, manage and ensure completion of both Projects; and

WHEREAS, the Parties have agreed to share the costs of both Projects; and

WHEREAS, the Parties have agreed that the City will own the D-31 pump station asset upon the completion of the construction; and

WHEREAS, City staff recommends waiving the procurement rules to allow Las Olas SMI to oversee, manage and ensure completion of the construction of the D-31 pump station by its third-party contractor as it will ensure a cohesive and timely implementation of a necessary public asset necessary for the larger development effort; and

WHEREAS, City staff further recommends waiving the procurement rules to allow Las Olas SMI to oversee, manage and ensure completion of the construction of a dedicated turn lane by its third party contractor; and

WHEREAS, pursuant to Section 2-176(e)(17), Code of Ordinances of the City of Fort Lauderdale, Florida, the competitive solicitation, and solicitation processes do not apply to “[p]urchases of goods or services for which the provisions of this article are waived by the city commission by resolution.”

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That the competitive solicitation and selection processes contained in the City of Fort Lauderdale Procurement Ordinance are waived for procuring the Las Olas Marina associated improvements of relocation and replacement of D-31 pump station and modification of roadway to create a dedicated turn lane.

SECTION 2. That this Resolution shall become effective immediately upon its adoption.

ADOPTED this _____ day of _____, 2021.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
JEFFREY A. MODARELLI