

RESOLUTION NO. 21-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, WAIVING THE MANDATORY COMMISSION APPROVAL AMOUNT AND THE COMPETITIVE SOLICITATION AND SELECTION PROCESSES CONTAINED IN THE CITY OF FORT LAUDERDALE PROCUREMENT ORDINANCE FOR PROCURING CONSTRUCTION TO COMPLETE THE REMAINING ROADWAY WORK ALONG PONCE DE LEON DRIVE, SE 11TH STREET, AND SE 9TH AVE., AND COMPLETION OF THE REMAINING WORK IN HECTOR PARK, AND PUNCH LIST ITEMS ON THE PLAYGROUND AND ARTIFICIAL TURF WORK IN VIRGINIA S. YOUNG PARK, AUTHORIZING THE CITY MANAGER TO ENTER INTO AND EXECUTE CONTRACTS ON BEHALF OF THE CITY OF FORT LAUDERDALE, AND PROVIDING AN EFFECTIVE DATE.

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WHEREAS, on June 20, 2017, the City Commission approved a Stormwater Construction Contract with Hinterland Group Inc. ("Hinterland"); and

WHEREAS, in December 2019, the Rio Vista neighborhood experienced two major sewer breaks along the 54-inch diameter sewer transmission main; and

WHEREAS, Task Order No. 25, in the amount of \$1,717,817, was issued on October 16, 2020, through their Stormwater Construction Services Contract (Contract No. 473-11907-2, CAM 17-0642), to complete the installation of a new watermain along Ponce de Leon Drive, and included the restoration of Virginia S. Young Park and Hector Park and the surrounding roadway and sidewalk resulting from sewer work; and

WHEREAS, Task Order No. 25 included work outside the scope of Hinterland's contract, including the restoration of Virginia S. Young Park and Hector Park and the surrounding roadway and sidewalk resulting from the sewer work; and

WHEREAS, during this construction, additional design scope changes and work was requested by the neighbors, but not submitted through an approved Change Order or authorized prior to the commencement of the work, which expanded the original work scope of Task Order No. 25; and

WHEREAS, due to the out-of-scope work, absence of an approved Change Order, and lack of approved funding, there is outstanding and immediate work that needs to be completed, which includes the installation of a concrete curb around an electrical panel, additional paving due to raised sidewalks, minor remaining work in Hector Park, and a new artificial turf area within Virginia S. Young Park; and

WHEREAS, due to the project not being able to be completed, there are immediate and outstanding safety concerns that need to be addressed as soon as possible;

WHEREAS, pursuant to Subsection 2-176(e)(17), Code of Ordinances of the City of Fort Lauderdale, Florida, the mandatory commission approval amount and the competitive solicitation and selection 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 mandatory commission approval amount and the competitive solicitation and selection processes contained in the City of Fort Lauderdale Procurement Ordinance are waived for procuring construction to complete the remaining roadway portion of the work along Ponce de Leon Drive, SE 11th Street, and SE 9th Ave., including milling, paving, striping, signage, driveway harmonization, and swale restoration, and completion of the remaining work in Hector Park and the remaining punch list items on the playground and artificial turf work in Virginia S. Young Park.

SECTION 2. That the City Commission authorizes the City Manager to enter into and execute on behalf of the City of Fort Lauderdale one or more construction contracts to complete the remaining roadway portion of the work along Ponce de Leon Drive, SE 11th Street, and SE 9th Ave., including milling, paving, striping, signage, driveway harmonization, and swale restoration, and completion of the remaining work in Hector Park and remaining punch list items on the playground and artificial turf work in Virginia S. Young Park, with terms acceptable to the City Manager.

SECTION 3. That this Resolution shall become effective immediately upon its adoption.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

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ATTEST:

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Mayor  
DEAN J. TRANTALIS

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City Clerk  
JEFFREY A. MODARELLI