

RESOLUTION No. 21-73

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AUTHORIZING THE CITY MANAGER TO CORRECT RESOLUTION No. 21-51 TO ACCOUNT FOR THE PRIOR AMENDMENT No. 1 TO WORK ORDER No. 5, AND TO AUTHORIZE THE CITY MANAGER TO EXECUTE THE SECOND AMENDMENT TO WORK ORDER No. 5 WITH KEITH AND SCHNARS P.A., TO INCREASE THE AVAILABLE FUNDS FOR PROFESSIONAL SERVICES TO COVER THE COST TO UPDATE THE CONSTRUCTION PLANS FOR PHASE II OF THE DORAL BOULEVARD MEDIAN LANDSCAPE IMPROVEMENTS, BETWEEN NW 97 AVENUE AND THE PALMETTO EXPRESSWAY INTERCHANGE IN AN AMOUNT OF \$12,420.00 FOR A TOTAL NOT TO EXCEED AMOUNT OF \$143,095.97; AUTHORIZING THE CITY MANAGER TO EXECUTE THE WORK ORDER AMENDMENT AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, via Resolution 17-139, the design of Phase II of the Doral Boulevard Median and Landscape Improvements between NW 97th Avenue and the Palmetto Expressway Interchange was awarded to Keith & Schnars, P.A. (currently known as KCI Technologies, Inc.); and

WHEREAS, the improvements include landscape, irrigation, and lighting along Doral Boulevard from NW 97th Avenue to the Palmetto Expressway Interchange; and

WHEREAS, the City executed Work Order No. 5 (as part of RFQ 2014-24, Pool of Pre-Qualified Engineering and Architecture Firms) for Keith & Schnars to provide design professional services for Phase II of the Doral Boulevard Median and Landscape Improvements in a not to exceed amount of \$123,344.81, as approved by Resolution No. 17-139; and

WHEREAS, the Project was placed on hold due to budget constraints; and

WHEREAS, the Public Works Department (PWD) requested a proposal from KCI Technologies to update the 95% completed plans to include GCFI power outlets along the medians for future installation of holiday lighting and decoration, and to update the ground cover plant material proposed for the project; and

WHEREAS, the PWD and KCI negotiated the attached proposal on a time and material basis in an amount not to exceed \$12,420.00; and

WHEREAS, City staff presented the Amendment to Work Order No. 5 at the February 10, 2021 Council Meeting and did not account for the previously approved Amendment No. 1 (approved via Resolution No. 19-22) which increased the Work Order in an amount of \$7,331.16, to a total not to exceed amount of \$130,675.97; and

WHEREAS, the 1st Amendment to the Work Order was processed to include the design and permitting phase of an irrigation well proposed at the Doral Boulevard and the Palmetto Expressway intersection to service the landscape in the area; and

WHEREAS, City staff respectfully requests that the City Manager is authorized to correct the approved Resolution, Resolution No. 21-51, to account for prior amendment; and

WHEREAS, City staff respectfully requests that the City Council approve Amendment No. 2 to Work Order No. 5 for KCI Technologies, Inc, a copy of which is attached hereto as Exhibit "A", for the update of the construction plans of Phase II of the Doral Boulevard Median Landscape Improvements, for a revised total not to exceed amount of \$143,095.97; and

WHEREAS, funding for this request is available in the current Fiscal Year in the Public Works Department Transportation Fund, Account Num. 101.80005.500650.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DORAL AS FOLLOWS:

Section 1. Recitals. The above recitals are confirmed, adopted, and incorporated herein and made part hereof by this reference.

Section 2. Approval. The 2nd Amendment to Work Order No. 5 between the City of Doral and KCI Technologies, Inc. for the update of the construction plans of Phase II of the Doral Boulevard Median Landscape Improvements, in an amount not to exceed \$12,420.00 for a revised total not to exceed amount of \$143,095.97, a copy which is attached hereto as Exhibit "A", is hereby approved.

Section 3. Authorization. The City Manager is authorized to execute the work order amendment and expend budgeted funds on the behalf of the City in furtherance hereof.

Section 4. Implementation. The City Manager and the City Attorney are hereby authorized to take such further action as may be necessary to implement the purpose and the provisions of this Resolution.

Section 5. Effective Date. This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by Councilmember Cabral who moved its adoption. The motion was seconded by Vice Mayor Cabrera and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Pete Cabrera	Yes
Councilwoman Digna Cabral	Yes
Councilwoman Claudia Mariaca	Yes
Councilman Oscar Puig-Corve	Yes

PASSED AND ADOPTED this 17 day of March, 2021.



JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



CONNIE DIAZ, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY
FOR THE USE AND RELIANCE OF THE CITY OF DORAL ONLY:



LUIS FIGUEREDO, ESQ.
CITY ATTORNEY

EXHIBIT “A”

**SECOND AMENDMENT TO WORK ORDER NO. 5 BETWEEN
THE CITY OF DORAL, FLORIDA
AND
KCI TECHNOLOGIES**

This Second Amendment to Keith & Schnars P.A. (currently known as KCI Technologies, Inc.), Inc. Work Order No. 5 made and entered into this __ day of _____, **2021**, by and between the City of Doral, Florida, a municipal corporation of the State of Florida ("City") and KCI Technologies, Inc. ("Consultant") having its place of business at 6500 N. Andrews Avenue, Fort Lauderdale, FL 33309, for the provision of Professional Services associated with the design and development of construction plans for the landscape, lighting, and irrigation improvements within the Doral Boulevard medians between NW 97th Avenue and the Palmetto Expressway Interchange.

WHEREAS, the City of Doral is presently engaged in the design of Phase II of the Doral Boulevard Median Landscape Improvements between NW 97th Avenue and the Palmetto Expressway Interchange; and

WHEREAS, the City of Doral is presently contracted with Keith & Schnars P.A. (currently known as KCI Technologies, Inc.) for the provision of design and development of construction plans for the Project; and an increase in funding is necessary to update the existing plans to incorporate additional scope of work requested by the City; and

WHEREAS, the original cost for the professional services contracted for the Project approved by the Work Order was a not to exceed amount of \$123,344.81; and

WHEREAS, via Resolution No. 19-22, the cost for the provision of professional services was increased to a not exceed amount of \$130,675.97, with the cost of the amended work to be a not to exceed amount of \$7,331.16; and

WHEREAS, the cost for the provision of professional services was furthered increased to a not exceed amount of \$143,095.97, with the cost of the amended work to be a not to exceed amount of \$12,420.00; and

WHEREAS, KCI Technologies, Inc. is a prequalified provider of professional engineering services selected in accordance with Consultant Competitive Negotiation Act (CCNA) requirements and approved by the City Council in December 2014.

NOW THEREFORE, in consideration of the mutual covenants set forth in this First Amendment, the parties agree as follows:

Section 1. Recitals. The above recitals are true and correct and incorporated herein.

Section 2. Amendments. The following Sections of the Work Order are hereby amended to read as follows:

“SCOPE OF SERVICES AND SCHEDULE:

...The performance of services associated with this Work Order will be executed on a time and material basis with a not to exceed amount of ~~\$130,675.97~~\$143,095.97.”

EXCEPT AS PROVIDED HEREIN, all other terms and conditions of the Contract dated February 2, 2015, remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this First Amendment on the day and date first above written, in three (3) counterparts, each of which shall, without proof or accounting for the other counterpart be deemed an original.

WITNESSES:

Typed Name: _____

CONSULTANT: KCI Technologies, Inc.

By: _____

Name: _____

Title: _____

ATTEST:

Connie Diaz, City Clerk

CITY OF DORAL

By: _____

Albert P. Childress, City Manager

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY FOR THE SOLE USE
OF THE CITY OF DORAL:

By: _____

Name: Luis Figueredo, ESQ.

Title: City Attorney