

GOLDEN BEACH, FLORIDA

RESOLUTION NO. 1711.05

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, PURSUANT TO SECTION 2-275 OF THE CODE OF ORDINANCES PROVIDING FOR A WAIVER OF THE PURCHASING AND BIDDING PROCEDURES AND AN AWARD OF A CONTRACT TO METRO EQUIPMENT SERVICE, INC. FOR THE SPOT REPAIR ON THE EXISTING 30" HDPE PIPE AS DESCRIBED IN THE APRIL 5, 2005 CORRESPONDENCE FROM METRO EQUIPMENT SERVICE, INC TO CRAIG A. SMITH & ASSOCIATES; PROVIDING FOR ADDITIONAL EXPENSES IF WARRANTED; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the underground HDPE pipe is in need of emergency repair; and

WHEREAS, the approaching spring season brings with it an increased amount of rain; and

WHEREAS, the affected area, left unchecked, creates a safety hazard; and

WHEREAS, the public health, safety and welfare of the community is of paramount concern; and

WHEREAS, there is insufficient time to complete the bid process; and

WHEREAS, Town Code section 2-275 provides for the emergency acquisition of services upon a finding by the Town Council that an insufficient amount of time exists to complete the bid processes;

NOW THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. That the Whereas clauses are determined to be legitimate concerns affecting the public health, safety and welfare of the community.

Section 2. That pursuant to Section 2-275 of the Code of Ordinances of the Town of Golden Beach, the purchasing procedures be, and they are hereby waived for the purpose of the emergency repair on the existing 30" HDPE pipe located next to an existing catch basin approximately 15' west of the tennis courts in the parking area in front of Town Hall described in correspondence from Metro Equipment Service, Inc. dated April 5, 2005 to Craig A. Smith & Associates and attached hereto as Exhibit "A".

Section 3. That the Town Council, having heard a presentation by Craig A. Smith & Associates, having reviewed related backup and taking into consideration the safety of the public and the need for an immediate repair to stop additional damage that Metro Engineering is selected to perform the work as detailed above in an amount not to exceed \$31,220.00. Further, the Town Manager is authorized, upon receipt of proper documentation, to incur additional expenses in an amount not to exceed \$3000.00 incurred at the rate of \$300.00 per linear foot.

Section 4. That the Town Attorney and Mayor are authorized to review and negotiate, as necessary, the contract between the Town and the Vendor selected by the Town to complete the project as detailed and referenced above.

Section 5. Severability. That the provisions of this Resolution are declared to be severable and if any section, sentence, clause or phrase of this Resolution shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, clauses, sentences and phrases of this Resolution but they shall remain in effect, notwithstanding the invalidity of any part.

Section 6. Conflict. That all resolutions or parts of resolutions in conflict with this Resolution are hereby repealed to the extent of such conflict.

Section 7. Effective Date. That this Resolution shall become effective immediately upon approval of the Town Council.

Sponsored by Administration.

The Motion to adopt the foregoing resolution was offered by Mayor Singer, seconded by Councilman Iglesias and on roll call the following vote ensued:

Mayor Singer:	<u>AYE</u>
Vice Mayor Lusskin	<u>AYE</u>
Councilmember Einstein	<u>AYE</u>

Councilmember Iglesias
Councilmember Paruas

AYE
AYE

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach this 17th day of May, 2005.



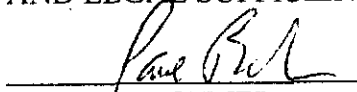
MAYOR GLENN SINGER

ATTEST:



CATHY SZABO
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY



PAUL D. EICHNER
TOWN ATTORNEY

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**TOWN OF GOLDEN BEACH
AGENDA ITEM REPORT**

AGENDA ITEM NO: 6
Meeting Date: May 17, 2005

Prepared By: Bonilyn Wilbanks-Free

SUBJECT: Emergency Repair of Stormwater Pipe

BACKGROUND/HISTORY:

At the April 19th Council Meeting the Council gave consent to have an emergency repair on the sinkhole that developed again in front of Town Hall. Mr. Eichner advised the Council at that meeting, that this matter would need to be brought back for Council approval at the May Council Meeting.

The asphalt area located in Stormwater Phase 1 directly in front of the tennis courts developed a sinkhole during the testing of the wells. At the time the attorneys representing the Town in a lawsuit regarding the Stormwater Phase 1 Project was contacted and it was agreed that emergency repairs needed to be made due to the liability for the Town by leaving the sinkhole unattended to or temporarily fixed. With the assistance of staff members from Craig A. Smith & Associates, Inc. we obtained a quote from Metro Equipment Service, Inc. in the amount of \$31,220.00. It is being presented to the Council for approval.

FINANCIAL IMPACT:

\$31,220.00

ATTACHMENTS:

Quote from Metro Equipment Service, Inc. dated April 5th 2005
Resolution

ACTION OPTIONS/RECOMMENDATIONS:

Staff requests Council to approve this Resolution.

April Agenda.

METRO EQUIPMENT SERVICE, INC.
9450 SUNSET DR. SUITE 110
Miami, FL 33173

FACSIMILE COVER SHEET

DATE: April 5, 2005

TO: Craig A. Smith & Associates

ATTN: Tony Gomes

FROM: Jorge L. Godoy, President

RE: Golden Beach Emergency Repair

OF PAGES (inc. cover): 1

Message:

Tony,

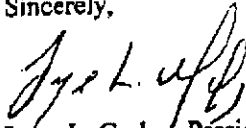
We propose to perform the spot repair on the existing 30" HDPE pipe, located next to an existing catch basin approximately 15 feet west of the tennis courts in the parking area in front of City Hall. The pipe will be repaired/replaced and the area will be restored to match the existing pavement. The scope of work includes the installation of 20 LF (maximum) of 30" HDPE with all required fittings and appurtenances, pipe bedding, backfill and compaction, the installation of compacted limerock base, asphalt pavement to match the existing pavement, and thermoplastic striping.

The total price for this work is \$31,220.00.

If required, the additional cost for the complete installation of 30" HDPE over 20 LF, with all required fittings and appurtenances, pipe bedding, backfill and compaction, the installation of compacted limerock base, asphalt pavement to match the existing pavement, and thermoplastic striping, will be at the unit price of \$300.00/LF.

If you have any questions please call 305-598-7741.

Sincerely,


Jorge L. Godoy, President

9450 Sunset Dr. Suite 110-Miami, FL 33173 - Office (305) 598-7741 - Fax (305) 598-7742