

RESOLUTION NO. 2019-228

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AN AGREEMENT WITH FREEPORT FOUNTAINS, LLC FOR THE DESIGN AND CONSTRUCTION OF SPLASH PADS AT THE COMMUNITY CENTER AND RECREATION COMPLEX PURSUANT TO RFQ NO. 05-28-19-01; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City budgeted funds in the Fiscal Year 2018 Capital Improvement Budget for the purpose of installing splash pads at the Community Center and Recreation Complex; and

WHEREAS, the City issued Request for Qualifications (“RFQ”) No. 05-28-19-01, entitled “Design-Build North and South Splash Pads,” through the e-bid system for the purpose of identifying a qualified and experienced contractor to design and construct the aforementioned splash pads; and

WHEREAS, the City received four (4) submittals that were deemed to be responsive; and

WHEREAS, a selection and negotiation committee consisting of Lou Italice, Public Works Project Manager; Wayne Tobey, Parks and Recreation Director; and Randall Blanchette, Engineering Manager, evaluated the submittals based on the criteria listed in the RFQ and ranked the firms as follows: 1) MBR Construction Inc., 2) Freeport Fountains, LLC, 3) Recreational Design and Construction, Inc., and (4) West Construction; and

WHEREAS, presentations and interviews were conducted with the top three (3) ranked firms to establish the final ranking as follows: 1) MBR Construction Inc., 2) Freeport Fountains, LLC, and 3) Recreational Design and Construction, Inc.; and

WHEREAS, negotiations began with the top ranked firm, MBR Construction, Inc., however the firm was unable to provide a price proposal within the City's budget, and as such, negotiations with MBR were terminated and then commenced with the second-ranked firm, Freeport Fountains, LLC; and

WHEREAS, the committee was able to reach an agreement with Freeport Fountains, LLC to design and construct the desired splash pads in the amount of \$600,000; and

WHEREAS, staff recommends executing an agreement with Freeport Fountains, LLC for the purpose of designing and constructing splash pads at the Community Center and Recreation Complex; and

WHEREAS, the City Commission finds and determines that it is in the best interest of the City to execute an agreement with Freeport Fountains, LLC to provide for the design and construction of splash pads at the Community Center and Recreation Complex in the amount of \$600,000.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this resolution. All exhibits attached hereto are incorporated herein and made a specific part of this resolution.

Section 2: That the City Commission has reviewed and hereby approves the attached agreement between the City of Coconut Creek and Freeport Fountains, LLC for the purpose of installing splash pads at the Community Center and Recreation Complex in the amount of \$600,000.

Section 3: That the City Manager, or designee, is hereby authorized to execute the attached agreement between the City of Coconut Creek and Freeport Fountains, LLC for the aforementioned purpose.

Section 4: That if any clause, section, other part or application of this resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or

in application, it shall not affect the validity of the remaining portion or applications of this resolution.

Section 5: That this resolution shall be in full force and effect immediately upon its adoption.

Adopted this 12th day of September, 2019.

Sandra L. Welch, Mayor

Attest:

Leslie Wallace May, City Clerk

Welch	<u>Aye</u>
Sarbone	<u>Absent</u>
Tooley	<u>Aye</u>
Belvedere	<u>Aye</u>
Rydell	<u>Aye</u>