

RESOLUTION NO. 2024-163

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AN AGREEMENT WITH K.E.R. CONSTRUCTION, LLC FOR SUNSHINE DRIVE AND DONALDSON PARKS IMPROVEMENTS PURSUANT TO IFB NO. 09-17-24-11; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Donaldson and Sunshine Drive Parks are in need of renovations; and

WHEREAS, the City was awarded a Florida Department of Commerce Grant for \$315,000 to partially fund improvements at Sunshine Drive Park; and

WHEREAS, on August 11, 2024, the City issued 368 electronic invitations to contract with a qualified general contractor to construct improvements at Sunshine Drive and Donaldson Parks; and

WHEREAS, five (5) responsive submittals were received from the following companies: (1) K.E.R. Construction, LLC (\$698,418.88); (2) MBR Construction, Inc. (\$999,614.00); (3) Conengineers Builders, LLC (\$1,029,884.97); (4) Waypoint Contracting, Inc. (\$1,069,520.00); and (5) Vercetti Enterprises (\$1,138,274.00); and

WHEREAS, the Procurement Division reviewed the bid responses for compliance, and no issues were found; and

WHEREAS, staff recommends approval of this agreement with K.E.R. Construction, LLC, the lowest, responsive bidder, for the Sunshine Drive and Donaldson Parks Improvement projects; and

WHEREAS, the City Commission finds and determines it to be in the best interest of the City to enter into an agreement with K.E.R. Construction, LLC for the Sunshine Drive and Donaldson Parks Improvement projects pursuant to IFB No. 09-17-24-11.

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 agreement between the City of Coconut Creek and K.E.R. Construction, LLC, attached hereto and made a part hereof as Exhibit “A,” to construct improvements at Sunshine Drive and Donaldson Parks pursuant to IFB No. 09-17-24-11 in an amount not to exceed \$723,418.88, which includes contingency.

Section 3: That the City Manager, or designee, is hereby authorized to execute said agreement between the City of Coconut Creek and K.E.R. Construction, LLC and any change orders in accordance with the Purchasing Policies & Procedures Manual.

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 24th day of October, 2024.

Sandra L. Welch, Mayor

Attest:

Joseph J. Kavanagh, City Clerk

Welch Aye

Railey Aye

Rydell Aye

Brodie Aye

Wasserman Aye