

RESOLUTION NO. 2018-062

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, ACKNOWLEDGING AND RATIFYING A NO-COST AMENDMENT TO CHANGE ORDER NO. 1 TO THE COMPREHENSIVE STREET IMPROVEMENTS PHASE I CONTRACT WITH STANFORD CONSTRUCTION CO. TO PROVIDE FOR THE SUBSTITUTION OF SOLAR POWERED LED BIKE LANE DELINEATORS MANUFACTURED WITH A GLASS LENS AS PROVIDED IN EXHIBIT "A-1;" PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on January 11, 2018, the City Commission approved a Joint Participation Agreement (JPA) with the State of Florida Department of Transportation (FDOT) that would compensate the City up to \$250,000 to install solar powered LED bike lane delineators manufactured with an acrylic lens at each of the eastbound and westbound right lanes of Winston Park Boulevard, between Lyons Road and State Road 7/US 441, as specified in Exhibit "A" of the JPA; and

WHEREAS, on January 11, 2018, the City Commission also approved Change Order No. 1 to the Comprehensive Street Improvements Phase I contract with Stanford Construction Co. in the amount of \$249,782.50 for the procurement and installation of the delineators specified in Exhibit "A" of the JPA; and

WHEREAS, after January 11, 2018, FDOT became aware of other models of the solar powered LED bike lane delineator MS series that are manufactured with a glass lens instead of an acrylic lens, as provided in the attached Exhibit "A-1;" and

WHEREAS, the City and FDOT have evaluated the glass lens to be superior to other materials in its resistance to scratching and clouding; and

WHEREAS, the MS delineator model with the glass lens will not result in added costs to the City and will not change the original contract terms; and

WHEREAS, City staff is recommending that the City Commission acknowledge and ratify the amendment to Change Order No. 1 by replacing Exhibit “A” with Exhibit “A-1” to provide for the substitution of solar powered LED bike lane delineators manufactured with a glass lens.

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 amendment to Change Order No. 1 by replacing Exhibit “A” with Exhibit “A-1” to provide for the substitution of solar powered LED bike lane delineators manufactured with a glass lens.

Section 3: 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 4: That this Resolution shall be in full force and effect immediately upon its adoption.

Adopted this 22nd day of March, 2018.

Joshua Rydell, Mayor

Attest:

Leslie Wallace May, City Clerk

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