

RESOLUTION No. 17-40

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, APPROVING THE AWARD OF INVITATION TO BID #2016-43, "MILLING AND RESURFACING OF BITUMINOUS PAVING, MISCELLANEOUS STORMWATER IMPROVEMENTS" TO H&R PAVING, INC; AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO AN AGREEMENT, SUBJECT TO APPROVAL AS TO FORM AND LEGAL SUFFICIENCY BY THE CITY ATTORNEY, IN AN AMOUNT NOT TO EXCEED \$2,406,668.37, FOR THE PROVISION OF CITYWIDE ROADWAY IMPROVEMENTS AND TO EXPEND BUDGETED FUNDS IN FURTHERANCE HEREOF; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in response to Invitation to Bid #2016-43 for "Milling and Resurfacing of Bituminous Paving, Miscellaneous Stormwater Improvements" (the "Project"), the City received six (6) bids by the January 31, 2017 deadline, with all six (6) companies meeting the required criteria; and

WHEREAS, upon review of bids received, staff determined that H&R Paving Inc. was the lowest most responsive and responsible bidder (the "Contractor"); and

WHEREAS, a copy of Contractor's Bid Submittal which includes the Construction Contract, ITB #2016-43 Inventory, and Bid Tabulation are all attached as Exhibit "A", which is incorporated herein and made a part hereof by this reference; and

WHEREAS, staff recommends the City Council award the bid to H&R Paving and authorize the City Manager to enter into an agreement for the Project with the Contractor in a not to exceed amount of \$2,406,668.37, which includes a 10% contingency for any unforeseen conditions, is in the best interest of the City.

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

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

Section 2. Award. Invitation to Bid #2016-43 for “Milling and Resurfacing of Bituminous Paving, Miscellaneous Stormwater Improvements” is hereby award to H&R Paving, the lowest, most responsible and most responsive bidder. This award, in and of itself, and absent entering into an agreement, does not vest H&R Paving with any contractual rights with regard to the Bid, the Project, or the City.

Section 3. Approval. The Contract between the City and Contractor for the Project, in substantially the form provided in in Exhibit “A”, which is incorporated herein and made a part hereof by this reference, together with such non-material changes as may be acceptable to the City Manager and approved as to form and legal sufficiency by the City Attorney, in an amount of \$2,406,668.37 (which includes a 10% contingency for any unforeseen conditions), is hereby approved.

Section 4. Authorization. The City Manager is authorized to execute the construction contract and expend budgeted funds on behalf of the City in furtherance hereof.

Section 5. 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 6. Effective Date. This Resolution shall take effect immediately upon adoption.

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

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Pete Cabrera	Yes
Councilwoman Christi Fraga	Absent/Excused
Councilwoman Claudia Mariaca	Yes
Councilwoman Ana Maria Rodriguez	Yes

PASSED and ADOPTED this 8 day of March, 2017.



JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



CONNIE DIAZ, CMC
CITY CLERK

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



WEISS, SEROTA, HELFMAN, COLE & BIERMAN, P.L.
CITY ATTORNEY