

RESOLUTION No. 07- 62

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA AUTHORIZING THE CITY MANAGER TO TERMINATE AND RELEASE R&G ENGINEERING FROM THE CONTRACT FOR CONSTRUCTION OF STORMWATER IMPROVEMENTS WITHIN THE CITY OF DORAL PURSUANT TO AN AGREEMENT TO BE NEGOTIATED AND EXECUTED BY THE CITY MANAGER; AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO AN AGREEMENT WITH THE SECOND LOWEST BIDDER, METRO EXPRESS, INC., FOR SAID CONTRACT IN AN AMOUNT NOT TO EXCEED \$451,335.00; APPROVING A CHANGE ORDER FOR URS CORPORATION, INC. FOR THE CONSTRUCTION OVERSIGHT OF THE PROJECT IN AN AMOUNT NOT TO EXCEED \$18,055.00; AUTHORIZING AN AMOUNT NO TO EXCEED \$469,390.00 TO IMPLEMENT THE TERMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS; in May 2007, the Contract for construction of Stormwater Improvements within the City of Doral was awarded to R&G Engineering (contractor); and

WHEREAS, since the award of this contract, there have been difficulties with completing the work; and

WHEREAS, Staff respectfully requests that Council authorize the City Manager to terminate and release R&G Engineering from the contract and negotiate an agreement between the City and R&G Engineering concerning the terms of the release, and execute the agreement once approved as to form by the City Attorney, and authorize the City Manager to negotiate and enter into an agreement, which is to be approved as to form by the City Attorney, with the second lowest bidder, Metro Express, Inc., for said contract at a cost not to exceed \$451,335.00 which represents an increased cost to the City in the amount of \$8,805.00.; and

WHEREAS, due to the lack of progress from the contractor, the Stormwater Engineering Design and Construction Administration Contract with URS Corporation, Inc. has been impacted and Staff respectfully requests that the City Council authorize a change order in the amount of \$18,055.00 for construction oversight and facilitating the change of contractors.

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

Section 1. The City Council of the City of Doral, Florida hereby:

1. authorizes the City Manager to terminate and release R&G Engineering from the Contract for Construction of Stormwater Improvements within the City of Doral subject to the City Manager negotiating and executing an agreement relating to the release which has been approved as to form by the City Attorney; and
2. authorizes the City Manager to negotiate and enter into an agreement with Metro Express, Inc., subject to approval as to form by the City Attorney's Office, for said contract in an amount not to exceed \$451,335.00; and
3. authorizes a change order for the Stormwater Engineering Design and Construction Administration Contract with URS Corporation, Inc. for the provision of construction oversight in an amount not to exceed \$18,055.00; and
4. Authorizes the expenditure of an amount not to exceed \$469,390.00 to implement the terms of this Resolution.

Section 2. This Resolution shall take effect immediately upon adoption.

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

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Pete Cabrera	Yes
Councilman Michael DiPietro	Yes
Councilwoman Sandra Ruiz	Yes
Councilman Robert Van Name	Yes

PASSED and ADOPTED this 12th day of September, 2007.



JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



BARBARA HERRERA, CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



JOHN HEARN, ESQ., CITY ATTORNEY