

RESOLUTION No. 17-89

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, APPROVING A WORK ORDER FOR R.J. BEHAR & COMPANY, INC., A PREQUALIFIED CITY VENDOR, FOR SUPPLEMENTAL ENVIRONMENTAL COMPLIANCE AUDITING SERVICES OF ODOR CONTROL PROGRAMS AT CERTAIN FACILITIES, IN AN AMOUNT NOT TO EXCEED \$28,500.00; AUTHORIZING THE CITY MANAGER TO EXECUTE THE WORK ORDER AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Doral (the “City”) contracted an environmental engineering consultant to conduct an environmental audit to the facilities to identify any deficiencies in their odor control programs and/or permits; and provide recommendations to the attention of the respective administrations and, although we have experienced some improvements, we consider that additional work can be done; and

WHEREAS, the City is concerned with this matter that is affecting the citizens of Doral, and, as Doral’s population continues to grow and new development continues to encroach the areas closer to the existing facilities, we can anticipate that these concerns will also increase; and

WHEREAS, R.J. Behar & Company, Inc., is a pre-qualified engineering consultant that was selected in accordance with Consultant Competitive Negotiation Act requirements and approved by the City Council in December 2014; and

WHEREAS, Staff has recommended that the City Council approve the Work Order to R.J. Behar & Company, Inc., based on the additional and supplemental work requested by City Council during the preliminary and final presentations; the proposal submitted, a copy of which is attached hereto as Exhibit “A”, for the provision of supplemental

environmental compliance auditing services of the waste-to-energy facility and the landfill, identified as potential odor emitters, in an amount not to exceed \$28,500.00.

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. Approval. The Work Order for R.J. Behar & Company, Inc., for Supplemental Environmental Compliance Auditing services; in an amount not to exceed \$28,500.00, attached hereto as Exhibit "A", which is incorporated herein and made a part hereof by this reference, is hereby approved.

Section 3. Authorization. The City Manager is authorized to execute the Work Order and expend budgeted funds on behalf of the City in furtherance hereof.

Section 4. 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 5. Effective Date. This Resolution shall take effect immediately upon adoption.

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

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

PASSED AND ADOPTED this 10 day of May, 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

EXHIBIT “A”

WORK ORDER No. 8 FOR PROFESSIONAL SERVICES

TO: R.J. Behar & Company, Inc.
6861 SW 196th Avenue, Suite 302
Pembroke Pines, Florida 33332
(954) 680-7771

DATE: May 10, 2017

The City of Doral authorizes the firm of R.J. Behar & Company, Inc. to proceed with the Environmental Compliance Audit of the Medley Landfill and Covanta Dade Renewable Energy (WTE Plant) as of the date of this Work Order. The work should be performed in accordance with the contract provisions contained in the Continuing Professional Services Final Agreement between R.J. Behar & Company, Inc. and the City of Doral dated February 2, 2015, and the attached Proposal submitted by your firm for the above referenced project.

SCOPE OF SERVICES AND SCEHDULE:

The scope of the project will be as described in the attached proposal from R.J. Behar & Company, Inc, for the performance of the environmental compliance auditing to the facilities. The schedule requires to perform site visits and draft audit report and presentation to be submitted within 60 calendar days of the notice to proceed. All limitations of time set forth in this Work Order are of the essence. The performance of services associated with this Work Order will be executed on a time and materials basis with a not to exceed amount of \$28,500.00.

You are required by the Continuing Service Agreement to begin work subsequent to the execution of this Work Order, or as directed otherwise. If you fail to begin work subsequent to the execution of this Work Order, the City of Doral will be entitled to disqualify the Proposal, and revoke the award.

The Work Order incorporates the terms and conditions set forth in the Continuing Services Agreement dated February 2, 2015 between the parties as though fully set forth herein. In the event that any terms or conditions of this Work Order conflict with the Continuing Services Agreement, the provisions of this specific Work Order shall prevail and apply.

Work Order is not binding until the City of Doral agrees and approves this Work Order.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the day and date first above written, in three (3) counterparts, each of which shall, without proof or accounting for the other counterpart be deemed an original Contract.

CONSULTANT: R.J. Behar & Company, Inc.

WITNESSES:

SEAL:

BY: _____
NAME: _____
TITLE: _____

1. _____
2. _____

OWNER: City of Doral

AUTHENTICATION:

BY: _____
NAME: Edward Rojas
TITLE: City Manager

BY: _____
NAME: Connie Diaz
TITLE: City Clerk

APPROVED AS TO FORM:

BY: _____
NAME: WEISS, SEROTA, HELFMAN, COLE,
& BIERMAN, PL
TITLE: City Attorney