

RESOLUTION No. 21-51

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE THE FIRST AMENDMENT TO A WORK ORDER BETWEEN KEITH AND SCHNARS P.A. (KCI TECHNOLOGIES, INC.) AND THE CITY OF DORAL TO INCREASE THE AVAILABLE FUNDS FOR PROFESSIONAL SERVICES TO COVER THE COST TO UPDATE THE CONSTRUCTION PLANS FOR PHASE II OF THE DORAL BOULEVARD MEDIAN LANDSCAPE IMPROVEMENTS BETWEEN NW 97 AVENUE AND THE PALMETTO EXPRESSWAY INTERCHANGE IN AN AMOUNT OF \$12,420.00 FOR A TOTAL NOT TO EXCEED AMOUNT OF \$135,764.81; AUTHORIZING THE CITY MANAGER TO EXECUTE THE WORK ORDER AMENDMENT AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, via Resolution 17-139, the design of Phase II of the Doral Boulevard Median and Landscape Improvements between NW 97th Avenue and the Palmetto Expressway Interchange was awarded to Keith & Schnars, P.A. (currently known as KCI Technologies, Inc.); and

WHEREAS, the improvements include landscape, irrigation, and lighting along Doral Boulevard from NW 97th Avenue to the Palmetto Expressway Interchange; and

WHEREAS, the City executed Work Order No. 5 (as part of RFQ 2014-24, Pool of Pre-Qualified Engineering and Architecture Firms) for Keith & Schnars to provide design professional services for Phase II of the Doral Boulevard Median and Landscape Improvements in a not to exceed amount of \$123,344.81, as approved by Resolution No. 17-139; and

WHEREAS, the Project was placed on hold due to budget constraints; and

WHEREAS, the Public Works Department (PWD) requested a proposal from KCI Technologies to update the 95% completed plans to include GCFI power outlets along

the medians for future installation of holiday lighting and decoration, and to update the ground cover plant material proposed for the project; and

WHEREAS, the PWD and KCI the attached proposal on a time and material basis in an amount not to exceed \$12,420.00; and

WHEREAS, City staff respectfully requests that the City Council approve the Amendment to Work Order No. 5 for KCI Technologies, Inc, a copy of which is attached hereto as Exhibit "A", for the update of the construction plans of Phase II of the Doral Boulevard Median Landscape Improvements, for a revised total not to exceed amount of \$135,764.81; and

WHEREAS, funding for this request is available in the current Fiscal Year in the Public Works Department Transportation Fund, Account Num. 101.80005.500650.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DORAL 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 Amendment to Work Order No. 5 between the City of Doral and KCI Technologies, Inc. for the update of the construction plans of Phase II of the Doral Boulevard Median Landscape Improvements, in an amount not to exceed \$12,420.00 for a revised total not to exceed amount of \$135,764.81, a copy which is attached hereto as Exhibit "A", is hereby approved. .

Section 3. Authorization. The City Manager is authorized to execute the work order amendment and expend budgeted funds on the 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 Vice Mayor Cabrera who moved its adoption. The motion was seconded by Councilman Puig-Corve and upon being put to a vote, the vote was as follows:

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Pete Cabrera	Yes
Councilwoman Digna Cabral	Yes
Councilwoman Claudia Mariaca	Yes
Councilman Oscar Puig-Corve	Yes

PASSED AND ADOPTED this 10 day of February, 2021.




JUAN CARLOS BERMUDEZ, MAYOR

ATTEST:



CONNIE DIAZ, MMC
CITY CLERK

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



LUIS FIGUEREDO, ESQ.
CITY ATTORNEY

EXHIBIT “A”

WORK ORDER No. 5 FOR PROFESSIONAL SERVICES

TO: Keith and Schnars, P.A.
6500 N. Andrews Avenue
Ft. Lauderdale, FL 33309
(954) 776-1616

DATE: August 9, 2016

The City of Doral authorizes the firm of Keith and Schnars, P.A. to proceed with the provision of professional design services and the development of construction plans for the landscape improvements within the Doral Boulevard median from NW 97 Avenue to the Palmetto Expressway Interchange. The work should be performed in accordance with the contract provisions contained in the Continuing Professional Services Agreement between Keith and Schnars, P.A. and the City of Doral dated February 23, 2015, and the attached Proposal submitted by your firm for the above referenced project.

SCOPE OF SERVICES AND SCHEDULE:

The scope of the project will be as described in the attached proposal from Keith and Schnars, P.A. dated July 3, 2017 for design services on the project. The schedule requires the work to be performed within 240 calendar days. All limitations of time set forth in the 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 \$123,344.81.

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.

Work Order incorporates the terms and conditions set forth in the Continuing Services Agreement dated February 23, 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: Keith and Schnars, P.A.

WITNESSES:

SEAL:

BY: [Signature]
NAME: BRUCE REED
TITLE: VICE PRESIDENT

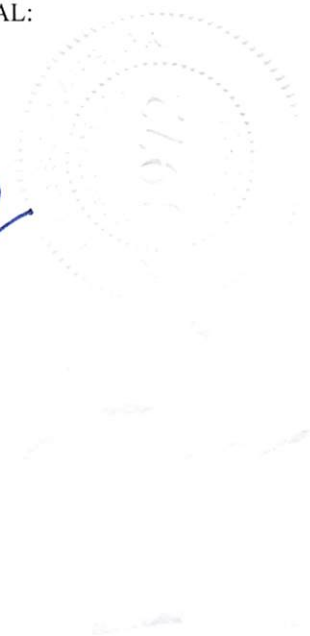
- 1. [Signature]
- 2. [Signature]

OWNER: City of Doral
BY: [Signature]
NAME: Edward Rojas
TITLE: City Manager

AUTHENTICATION:
BY: [Signature]
NAME: Connie Diaz
TITLE: City Clerk

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

BY: [Signature]
NAME: WEISS, SEROTA, HELFMAN,
COLE, & BIERMAN, PL
TITLE: City Attorney



**FIRST AMENDMENT TO WORK ORDER NO. 5 BETWEEN
THE CITY OF DORAL, FLORIDA
AND
KCI TECHNOLOGIES**

This First Amendment to Keith & Schnars P.A. (currently known as KCI Technologies, Inc.), Inc. Work Order No. 5 made and entered into this _____ day of _____, **2021**, by and between the City of Doral, Florida, a municipal corporation of the State of Florida ("City") and KCI Technologies, Inc. ("Consultant") having its place of business at 6500 N. Andrews Avenue, Fort Lauderdale, FL 33309, for the provision of Professional Services associated with the design and development of construction plans for the landscape, lighting, and irrigation improvements within the Doral Boulevard medians between NW 97th Avenue and the Palmetto Expressway Interchange.

WHEREAS, the City of Doral is presently engaged in the design of Phase II of the Doral Boulevard Median Landscape Improvements between NW 97th Avenue and the Palmetto Expressway Interchange; and

WHEREAS, the City of Doral is presently contracted with Keith & Schnars P.A. (currently known as KCI Technologies, Inc.) for the provision of design and development of construction plans for the Project; and an increase in funding is necessary to update the existing plans to incorporate additional scope of work requested by the City; and

WHEREAS, the original cost for the professional services contracted for the Project approved by the Work Order was a not to exceed amount of \$123,344.81; and

WHEREAS, the cost for the provision of professional services was increased to a not exceed amount of \$135,764.81, with the cost of the amended work to be a not to exceed amount of \$12,420.00; and

WHEREAS, KCI Technologies, Inc. is a prequalified provider of professional engineering services selected in accordance with Consultant Competitive Negotiation Act (CCNA) requirements and approved by the City Council in December 2014.

NOW THEREFORE, in consideration of the mutual covenants set forth in this First Amendment, the parties agree as follows:

Section 1. Recitals. The above recitals are true and correct and incorporated herein.

Section 2. Amendments. The following Sections of the Work Order are hereby amended to read as follows:

“SCOPE OF SERVICES AND SCHEDULE:

...The performance of services associated with this Work Order will be executed on a time and material basis with a not to exceed amount of ~~\$123,344.81~~\$135,764.81.”

EXCEPT AS PROVIDED HEREIN, all other terms and conditions of the Contract dated February 2, 2015, remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this First Amendment 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.

WITNESSES:

Typed Name: _____

CONSULTANT: KCI Technologies, Inc.

By: _____
Name: _____
Title: _____

ATTEST:

Connie Diaz, City Clerk

CITY OF DORAL

By: _____
Albert P. Childress, City Manager

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

By: _____
Name: Luis Figueredo, ESQ.
Title: City Attorney