

RESOLUTION No. 17-87

A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, AWARDED INVITATION TO BID #2017-10, "NW 79 AVENUE & NW 33 STREET INTERSECTION IMPROVEMENTS," TO AUM CONSTRUCTION, INC., THE LOWEST, MOST RESPONSIVE AND RESPONSIBLE BIDDER; APPROVING AN AGREEMENT BETWEEN THE CITY AND AUM CONSTRUCTION INC., IN AN AMOUNT NOT TO EXCEED \$325,167.70 FOR THE ROADWAY AND SIGNALIZATION IMPROVEMENTS AT THE INTERSECTION OF NW 33 STREET AND NW 79 AVENUE; AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND ENTER INTO AN AGREEMENT WITH THE NEXT LOWEST BIDDER SUCCESSIVELY IF AN AGREEMENT CAN NOT BE NEGOTIATED WITH THE TOP BIDDER; AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY IN FURTHERANCE HEREOF; PROVIDING FOR IMPLEMENTATION; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in response to Invitation to Bid #2017-10 (the "ITB") for "NW 79th Avenue & NW 33rd Street Intersection Improvements" (the "Project"), the City received five (5) bids by the April 13, 2017 deadline with all five (5) companies meeting the required criteria; and

WHEREAS, upon review of bids received, staff determined that AUM Construction 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 #2017-10 Inventory, and Bid Tabulation are all attached as Exhibit A, which are incorporated herein and made a part hereof by this reference; and

WHEREAS, staff has recommended that the City Council accept the bid and authorize the City Manager to entering into an agreement for the Project with the Contractor in a not to exceed amount of \$325,167.70, which includes a 10% contingency for any unforeseen conditions, and to expend budgeted funds in furtherance hereof; and

**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. The ITB is hereby award to AUM Construction, the lowest, most responsible and responsible bidder. This award, in and of itself, absent an agreement with the City, does not vest AUM Construction with any rights.

Section 3. Approval. The Contract between the City and Contractor for the Project in an amount of \$325,167.70 (which includes a 10% contingency for any unforeseen conditions), attached hereto 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 legality by the City Attorney, 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.

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 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 SUFFIENCY
FOR THE USE AND RELIANCE OF THE CITY OF DORAL ONLY:



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

EXHIBIT “A”

