

**RESOLUTION No. 19-45**

**A RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF DORAL, FLORIDA, APPROVING A WORK ORDER BETWEEN THE CITY OF DORAL AND H.W. LOCHNER, INC. TO PROCEED WITH THE ROADWAY IMPROVEMENT IMPACT FEE ORDINANCE UPDATE IN AN AMOUNT NOT EXCEED \$35,305.00; RECOGNIZING THAT H.W. LOCHNER IS A CITY OF DORAL PRE-QUALIFIED VENDOR; APPROVING A BUDGET TRANSFER OF \$35,305.00 FROM THE TRANSPORTATION FUND ACCOUNT NO. 101.80005.500650 (CONSTRUCTION IN PROGRESS) TO THE TRANSPORTATION FUND ACCOUNT NO. 101.80005.500310 (PROFESSIONAL SERVICES); AUTHORIZING THE CITY MANAGER TO EXECUTE THE WORK ORDER, TRANSFER FUNDING, AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the City of Doral Public Works Department (PWD) is interested in updating the Roadway Improvement Impact Fee Ordinance (Section 65-73) to include the costs of the projects provided in the latest Transportation Master Plan which was adopted by City Council on August 2017, and

**WHEREAS**, the PWD is also interested in updating the Roadway Improvement Impact Fee Ordinance (Section 65-73) to include more robust language in the code that would not hinder smaller development projects while still generating funds for projects that mitigate impacts to the City's roadways.; and

**WHEREAS**, Lochner is a prequalified provider of professional engineering services selected in accordance with Consultant Competitive Negotiation Act (CCNA) requirements as advertised by the City with RFQ 2017-21 and approved by the City Council in November 2017; and

**WHEREAS**, Staff respectfully requests that the City Council approve the Work Order with Lochner to proceed with the update of the Roadway Improvement Impact Fee Ordinance in an amount not exceed \$35,305.00; and

**WHEREAS**, the PWD respectfully requests that the City Council approve the budget transfer of \$35,305.00 from Transportation account 101.80005.500650 (Construction in Progress) to Transportation account 101.80005.500310 (Professional Services) for proper allocation of funds.

**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 Work Order between the City of Doral and Lochner to update to the Roadway Improvement Impact Fee Ordinance; in an amount not to exceed \$35,305.00, a copy which is attached hereto as Exhibit "A", is hereby approved. The budget transfer of \$35,305.00 from Transportation account 101.80005.500650 (Construction in Progress) to account 101.80005.500310 (Professional Services) is hereby approved.

**Section 3. Authorization.** The City Manager is authorized to execute the work order and expend budgeted funds on the behalf of the City. The City Manager is authorized to transfer the funds from account 101.80005.500650 (Construction in Progress) to account 101.80005.500310 (Professional Services).

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

Mayor Juan Carlos Bermudez	Yes
Vice Mayor Claudia Mariaca	Yes
Councilwoman Digna Cabral	Yes
Councilman Pete Cabrera	Yes
Councilwoman Christi Fraga	Yes

PASSED AND ADOPTED this 13 day of February, 2019.

  
\_\_\_\_\_  
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. 2 FOR PROFESSIONAL SERVICES**

TO: H. W. Lochner, Inc.  
8750 NW 36<sup>th</sup> Street, Suite 360  
Doral, Florida 33178  
(305) 503-9873

DATE: February 13, 2019

The City of Doral authorizes the firm of H.W. Lochner, Inc. to proceed with the provision of transportation planning and traffic engineering services for the update to the City’s Roadway Improvement Impact Fee Ordinance. The work should be performed in accordance with the contract provisions contained in the Continuing Professional Services Agreement between H.W. Lochner, Inc. and the City of Doral dated February 2, 2018, and the attached Proposal submitted by your firm for the above referenced project dated November 13, 2018.

**SCOPE OF SERVICES AND SCEHDULE:**

The scope of the project will be as described in the attached proposal from H.W. Lochner, Inc. The schedule requires the work to be performed within 6 months from NTP. 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 \$35,305.00.

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.

Work Order incorporates the terms and conditions set forth in the Continuing Services Agreement dated February 2, 2018 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: H.W. Lochner, Inc.

WITNESSES:

SEAL:

BY: \_\_\_\_\_  
NAME: \_\_\_\_\_  
TITLE: \_\_\_\_\_

1. \_\_\_\_\_  
2. \_\_\_\_\_

OWNER: City of Doral

AUTHENTICATION:

BY: \_\_\_\_\_  
NAME: Albert P. Childress  
TITLE: Acting City Manager

BY: \_\_\_\_\_  
NAME: Connie Diaz  
TITLE: City Clerk

APPROVED AS TO FORM:

BY: \_\_\_\_\_  
NAME: Luis Figueroa  
TITLE: City Attorney