

RESOLUTION NO. 51-26

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING AN AGREEMENT WITH GREAT LAKES DREDGE & DOCK COMPANY, LLC FOR BEACH RENOURISHMENT SERVICES PURSUANT TO A BID WAIVER; AUTHORIZING THE CITY MANAGER TO TAKE ANY AND ALL ACTIONS NECESSARY TO EFFECTUATE THE INTENT OF THIS RESOLUTION; PROVIDING AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.

WHEREAS, the City of Delray Beach (City) is authorized to enter into agreements to provide services, programming, and products in accordance with its Charter; and

WHEREAS, established in 1973, the Delray Beach Shore Protection Program is a successful beach maintenance and preservation program supplemented by Federal, State, and County funding to renourish and maintain the eroded beach; and

WHEREAS, during the 2022 hurricane season, the City's beach experienced sand losses prompting the City and County to request the United States Army Corps of Engineers (USACE) evaluate and repair damages caused by storms; and

WHEREAS, the USACE found the City's beach was impacted and eligible for a Flood Control and Coastal Emergency (FCCE) Storm Repair Project; and

WHEREAS, the Delray Beach Renourishment Shoreline Protection Project is managed by the USACE and will provide sand placement services to renourish the City's beach; and

WHEREAS, on August 5, 2025, the USACE issued Solicitation No. W912EP25BA015 for the Delray Beach Renourishment Shoreline Project; and

WHEREAS, the USACE, pursuant to Solicitation No. W912EP25BA015, awarded an agreement with Great Lakes Dredge & Dock Company, LLC (Contractor) for the Delray Beach Renourishment Shoreline Protection Project; and

WHEREAS, concurrent to planning for the Delray Beach Renourishment Shoreline Protection Project, the City was in the process of obtaining permits for additional sand placement to add a taper to the Southern end of the City's Beach to provide increased protection to erosional hotspots; and

WHEREAS, these permits were approved following the release of the bid documents for Solicitation No. W912EP25BA015 and could not be included in the solicitation; and

WHEREAS, due to insufficient time to conduct an independent solicitation for the additional sand placement prior to Marine Turtle Nesting Season and to capitalize on the opportunity for reduced mobilization costs while the Contractor is performing work for the Delray Beach Renourishment Shoreline Protection Project, it is in the best interest of the City to waive the full open and competitive acquisition process to receive sand placement services for the southern taper by the Contractor; and

WHEREAS, the City desires to procure these services from the Contractor in accordance with the City's Bid Waiver policy subject to the terms and conditions of this Agreement, the City's Purchasing Ordinances, and Florida Law; and

WHEREAS, on February 2, 2026, in accordance with Section 38 of the City's Purchasing Policies and Procedures Manual, the City approved a bid waiver to enter into an agreement with Contractor for sand placement services pursuant to the Memorandum attached hereto and incorporated herein as Exhibit "A"; and

WHEREAS, the City Commission deems approval of this Resolution to be in the best interests of the health, safety, and welfare of the residents and citizens of the City of Delray Beach and the public at large.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AS FOLLOWS:

Section 1. That the foregoing recitals are hereby affirmed and ratified.

Section 2. The City Commission of the City of Delray Beach has reviewed and hereby approves the Agreement between the City and Contractor, attached hereto and incorporated herein as Exhibit "B".

Section 3. The City Commission authorizes the City Manager to take any and all actions necessary to effectuate the intent of this Resolution.

Section 4. This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED in regular session on the ____ day of _____, 2026.

ATTEST:

Alexis Givings, City Clerk

Thomas F. Carney, Jr., Mayor

Approved as to form and legal sufficiency:

Lynn Gelin, City Attorney