

RESOLUTION NO. 177-23

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE SERVICE AUTHORIZATIONS RELATED TO CONTINUING CONTRACTS FOR ENGINEERING, SURVEYING, LANDSCAPING, AND ARCHITECTURAL CONSULTING SERVICES, PURSUANT TO SECTION 287.055, FLORIDA STATUTES, THE CONSULTANTS' COMPETITIVE NEGOTIATION ACT; 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, the City requires engineering, surveying, landscaping, and architectural consulting services; and

WHEREAS, on August 2, 2017, pursuant to Request for Qualifications (RFQ) No. 2017-048, the City Commission approved agreements with: A.D.A. Engineering, Inc., Avirom & Associates, Inc.; Baxter & Woodman Inc., formally known as Mathews Consulting, a Baxter & Woodman Company, Bermello Ajamil and Partners, Inc.; Biscayne Engineering Company, Inc.; CB&I Environmental & Infrastructure, Inc.; Carollo Engineers, Inc.; CPH, Inc., Calvin, Giordano & Associates, Inc.; Carnahan Proctor and Cross, Inc.; Chen Moore and Associates, Inc.; Coastal Systems International, Inc.; Craven, Thompson & Associates, Inc.; EDSA, Inc.; Engenuity Group, Inc.; Environmental Science Associates Corporation; Erdman Anthony of Florida, Inc.; GLE Associates, Inc.; Gartek Engineering, Corp.; KCI Technologies formally known as Keith and Schnars, P.A.; Kimley-Horn and Associates, Inc.; Marlin Engineering, Inc.; Master Consulting Engineers, Inc.; Michael B. Schorah and Associates, Inc.; Mott MacDonald Florida, LLC; Pinnacle Ecological, Inc.; SGM Engineering, Inc.; Stanley Consultants, Inc.; T. Y. Lin International; and Wantman Group, Inc., for continuing architectural, engineering, landscape architectural, surveying and mapping services ((hereinafter referred to as "Continuing Contracts")); and

WHEREAS, the Continuing Contracts authorized the City Manager to execute Service Authorizations not to exceed Two Hundred Thousand Dollars (\$200,000), pursuant to the Consultants' Competitive Negotiation Act (CCNA), Section 287.055, Florida Statutes, for engineering, surveying, landscaping, and architectural consulting services for Capital Improvement Projects approved by the City Commission through the budget approval process; and

WHEREAS, on June 29, 2020, House Bill 441 was signed into law by the Governor of the State of Florida, which amended Section 287.055, Florida Statutes; and

WHEREAS, prior to July 1, 2020, the CCNA authorized the use of continuing contracts for projects in which the estimated construction cost for each individual project did not exceed Two Million Dollars (\$2,000,000) and for studies in which the total fees for professional services for each individual study did not exceed Two Hundred Thousand Dollars (\$200,000); and

WHEREAS, on July 1, 2020, the CCNA, as amended, authorized the use of continuing contracts for projects in which the estimated construction cost for each individual project did not exceed Four Million Dollars (\$4,000,000) and for studies in which the total fees for professional services for each individual study did not exceed Five Hundred Thousand Dollars (\$500,000); and

WHEREAS, the City Commission deems it appropriate to increase the maximum limit for which the City Manager may negotiate and execute service authorizations relating to the Continuing Contracts to Five Hundred Thousand Dollars (\$500,000), consistent with the CCNA, as amended; and

WHEREAS, the City Commission deems approval of this Resolution to be in the best interest 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. The foregoing recitals are hereby affirmed and ratified.

Section 2. The City Commission authorizes the City Manager to execute Service Authorizations not to exceed Five Hundred Thousand Dollars (\$500,000) pursuant to the Continuing Contracts entered into pursuant to RFQ No. 2017-048 for engineering, surveying, landscaping, and architectural consulting services for Capital Improvement Projects approved by the City Commission through the budget approval process.

Section 3. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED in regular session on the ____ day of _____, 2023.

ATTEST:

Katerri Johnson, City Clerk

Shelly Petrolia, Mayor

Approved as to form and legal sufficiency:

Lynn Gelin, City Attorney