

RESOLUTION NO. 16-17

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF DELRAY BEACH, FLORIDA, APPROVING THE ACQUISITION OF BEACH CLEANING, MAINTENANCE, AND BEAUTIFICATION SERVICES FROM UNIVERSAL BEACH SERVICE CORP. IN AN AMOUNT NOT TO EXCEED \$79,000; DECLARING BY A FOUR-FIFTHS AFFIRMATIVE VOTE THAT PROCURING THE ITEM USING THE CITY'S SEALED COMPETITIVE METHOD IS NOT IN THE BEST INTEREST OF THE CITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on December 2, 2016 a Request for Proposals 2017-014 was advertised for Beach Cleaning, Maintenance, and Beautification (beach raking); and

WHEREAS, two proposals were received in response to the solicitation, and the fees submitted by both respondents were significantly higher than the budgeted amount for these services;

WHEREAS, Delray Beach Parks & Recreation Department has utilized the services of Universal Beach Services Corp. through contract 2013-012 and extended the contract through March 2, 2017, and;

WHEREAS, it is in the City's best interest to contract with Universal Beach Services Corp. to continue services for an additional year through March 3, 2018 in a not-to-exceed amount of \$79,000 for the one year period, and;

WHEREAS, the City of Delray Beach Section 36.02(c)(11) of the City's Code of Ordinances provides that the City may acquire or contract for non-real property, goods or services without utilizing a Sealed Competitive Method or the Written Quotation Method where the City Commission declares by at least a four-fifth (4/5) affirmative vote that the Sealed Competitive or the Written Quotation Method is not in the best interest of the City.

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

Section 1. That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct factual findings and are made a specific part of this Resolution.

Section 2. The City Commission of the City of Delray Beach hereby declares, by a minimum four-fifths affirmative vote, that the City's Sealed Competitive Method or Written Quotations Procurement Method is not in the best interest of the City. Additionally, the City Commission waives the requirement that utilization of another governmental contract for the procurement of goods and services be subject to a competitive bidding process conducted either within the State of Florida or by the United States Government. The City Commission declares that the acquisition of beach cleaning

maintenance and beautification services from Universal Beach Services Corp. is in the best interest of the City.

Section 3. The City Manager is authorized to do all things necessary and expedient to carry out the aims of this Resolution.

Section 4: This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED by the City Commission of the City of Delray Beach this the _____ day of _____, 2017.

MAYOR

ATTEST:

Acting City Clerk