

DRAFT

CITY OF CORAL GABLES

RESOLUTION NO. 2010 - ____

RESOLUTION APPROVING TWO (2) CHANGE ORDERS TO THE PONCE DE LEON BOULEVARD MEDIAN INSTALLATION & ROADWAY IMPROVEMENTS PHASE II PROJECT UNDER SECTION 2-829 OF THE PROCUREMENT CODE IN THE AMOUNT OF \$303,044.82 FOR MODIFICATIONS TO THE MEDIAN LANDSCAPING PLAN; FURTHER AUTHORIZING AN AMENDMENT TO THE 2010-2011 ANNUAL BUDGET FOR AN APPROPRIATION OF \$159,620 FOR THE AMOUNT TO BE REIMBURSED FROM MIAMI DADE COUNTY ROAD IMPACT FEES.

WHEREAS, on March 11, 2010, the City of Coral Gables entered into construction contract IFB 2009.12.01 with Tran Construction, Inc. for the purpose of completing the Ponce de Leon Boulevard Median Installation and Roadway Improvements Phase II Project; and

WHEREAS, the project includes pedestrian improvements and the installation of a new landscaped median; and

WHEREAS, the Medjool Palms would replace the Live Oaks in the medians with a larger and more elegant feel; and

WHEREAS, Change Order No.1 provides for the installation of the Medjool Palms on the Ponce de Leon Boulevard Phase II project and Change Order No. 2 provides for the replacement of the existing trees previously installed on the Phase I project with Medjool Palms; and

WHEREAS, a sixty (60) days time extension will be granted to allow for the increased scope of work; and

WHEREAS, all of the existing trees that are being replaced will be replanted in public rights of way within the City; and

WHEREAS, the Old Cutler Bay Home Owners Association (HOA) desires to replace the existing Coconut Palms within the rights-of-way at the entrance to Old Cutler Bay with the Oak trees that are currently planted in the median of Ponce de Leon Boulevard; and

WHEREAS, the Old Cutler Bay HOA has agreed to relocate the Oak trees at no cost to the City and further agrees to relocate a portion of the Coconut Palms at no cost to the City to other rights-of-way within the subdivision; and

WHEREAS, a portion of the Coconut Palms shall be relocated to other rights-of-way within the City by City forces; and

WHEREAS, the City Manager is hereby authorized to execute an agreement with the Old Cutler Bay HOA authorizing the HOA or an approved contractor to remove and replant certain coconut trees located within the rights of way of the Old Cutler Bay community and to remove the existing Oak trees from the median of Ponce de Leon Blvd and to replant said Oak trees in the rights-of-way at the Old Cutler Bay entrance; and

WHEREAS, the HOA or their approved contractor shall have the adequate and appropriate insurance coverage to provide such services; and

WHEREAS, the Ponce de Leon Boulevard Phase II project is funded entirely by a combination of American Recovery and Reinvestment Act (ARRA) funds and Miami Dade County Impact fees. Change Order No. 1 increases the total project costs from \$1,023,069 to \$1,182,689. An additional allocation of funds from the available grant monies is requested to cover project costs; and

WHEREAS, Change Order No. 2 is funded from previously appropriated City funds; and

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF CORAL GABLES:

SECTION 1. The forgoing “Whereas” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution upon adoption hereof.

SECTION 2. That the two (2) change orders to the Ponce de Leon Boulevard Median Installation & Roadway Improvements Phase II project in the amount of \$303,044.82 for modifications to the median landscaping plan are hereby authorized.

SECTION 3. The 2010-2011 Annual Budget is hereby amended to include an appropriation of \$159,620 for the amount to be reimbursed from Miami Dade County Road Impact Fees.

SECTION 4. That all Resolutions or parts of Resolutions inconsistent with, or in conflict herewith, shall be and are hereby repealed insofar as there is conflict or inconsistency.

SECTION 5. That this Resolution shall become effective upon the date of its passage and adoption herein.

PASSED AND ADOPTED THIS FOURTEENTH DAY OF DECEMBER, 2010, A.D.

APPROVED:

DONALD D. SLESNICK II
MAYOR

ATTEST:

WALTER J. FOEMAN
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

ELIZABETH M. HERNANDEZ
CITY ATTORNEY