

RESOLUTION NO. 11- 2012

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AUTHORIZING THE TOWN MANAGER TO EXECUTE CHANGE ORDERS FOR THE COMMUNITY CENTER FROM THE DATE OF THIS RESOLUTION TO THE ISSUANCE OF THE CERTIFICATE OF OCCUPANCY AND RETURN TO THE TOWN COMMISSION FOR AFTER-THE-FACT APPROVALS SO LONG AS THE TOTAL AMOUNT OF CONSTRUCTION COSTS DOES NOT EXCEED FIVE MILLION DOLLARS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on December 15, 2009, by Resolution 09-1913, the Town Commission ratified the selection of West Construction, Inc. ("West") as the lowest most responsive bidder as the General Contractor for the Community Center; and

WHEREAS, West and all of its subcontractors are continuously and progressively working in order to timely complete construction on the Community Center; and

WHEREAS, change orders (written orders to the contractor, issued after execution of the construction contract, that authorize a change in the construction work, contract amount or materials which are approved by the construction project manager and often the design professionals which become necessary through the construction process for a variety of reasons are a normal and regular part of any construction process; and

WHEREAS, in order to keep West and all subcontractors working to timely complete this project, the Manager must be given the authority and ability to approve necessary change orders as and when they occur; and

WHEREAS, such change orders would normally be approved before issuance by the Town Commission at regular monthly meetings but as these occur only once a month, to defer approvals until then will delay the construction of the community center such that there can be no timely completion; and

WHEREAS, the Town Commission finds it is in the best interest of the Town of Surfside to grant the manager such authority.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA,

Section 1. Recitals. That the above and foregoing recitals are true and correct and are incorporated herein.

Section 2. Authorization. The Town Commission hereby authorizes the Town Manager to execute all necessary change orders on the construction cost or work or materials for the community center from the date of this resolution to the issuance of the certificate of occupancy and return to the town commission for after-the-fact approvals so long as the total amount of construction costs does not exceed five million dollars

Section 3. Effective Date. This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED this 8 day of March, 2011

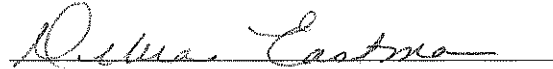
Motion by Commissioner Kopelman, Second by Commissioner Graubart

FINAL VOTE ON ADOPTION

Commissioner Michael Karukin	<u>yes</u>
Commissioner Edward Kopelman	<u>yes</u>
Commissioner Marta Olchyk	<u>yes</u>
Vice Mayor Joseph Graubart	<u>yes</u>
Mayor Daniel Dietch	<u>yes</u>


Daniel Dietch, Mayor

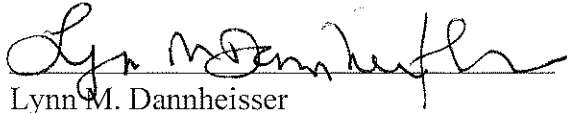
ATTEST:



Debra E. Eastman, MMC

Town Clerk

**APPROVED AS TO FORM AND LEGALITY FOR THE USE
AND BENEFIT OF THE TOWN OF SURFSIDE ONLY:**



Lynn M. Dannheisser

Town Attorney