

**TOWN OF LOXAHATCHEE GROVES**

**RESOLUTION NO. 2024 -55**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA APPROVING THE ISSUANCE OF A CHANGE ORDER FOR INSTALLATION OF A BRIDGE CULVERT AT 12<sup>th</sup> PLACE NORTH AND F ROAD; APPROVING AN AGREEMENT WITH KRISTIAN AND KIMBERLY STRONG REGARDING CULVERT REPLACEMENT RELATED TO THE CHANGE ORDER; AUTHORIZING THE TOWN MANAGER AND THE TOWN ATTORNEY TO TAKE SUCH ACTIONS AS ARE NECESSARY TO IMPLEMENT THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to Resolution No. 2022-75, adopted by Town Council on November 1, 2022, the Town entered into an agreement with Johnson-Davis, Inc. utilizing the City of Boynton Beach BID No. 019-2821-19/IT: Repairs and Emergency Services for Water Distribution, Wastewater Collection and Storm Water Utility Systems; and

**WHEREAS**, pursuant to Resolution No. 2024-14, Town Council gave authorization to issue a purchase order for the installation of a bridge culvert at 12<sup>th</sup> Place North and F Road, as stated in the Scope of Work attached thereto (“Project”); and

**WHEREAS**, Mr. and Mrs. Strong, who own property adjacent to the Project have requested, and agreed to pay for, a change order to the Project that will extend the culvert from forty (40) feet to sixty (60) feet across the canal and add the replacement of the 24 inch culvert across 12<sup>th</sup> Place North, as stated in the Scope of Work attached hereto (“Change Order Scope”) to alleviate traffic and safety issues at the intersection of 12<sup>th</sup> Place North and F Road; and

**WHEREAS**, Town Council has determined that the most prudent and economical solution is to issue a change order to the Project for the Town’s contractor to perform the Change Order Scope as it is impractical to perform the Change Order Scope as a separate project from the Project; and

**WHEREAS**, the Mr. and Mrs. Strong have executed an Agreement to pay the Town for the Change Order Scope; and

**WHEREAS**, the Town Council has determined that adding the Change Order Scope to the Project serves a valid public purpose.

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, AS FOLLOWS:**

**Section 1.** The foregoing “WHEREAS” clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution.

**Section 2.** The Town Council of the Town of Loxahatchee Groves, Florida hereby authorizes the issuance of a change order to the Project for the Change Order Scope in accordance with the Scope of Work and pricing attached hereto as Exhibit “A”, contingent on receipt of payment from Mr. and Mrs. Strong under the Agreement approved in Section 3 of the Resolution.

**Section 3.** The Town Council of the Town of Loxahatchee Groves, Florida hereby approves the Agreement with Mr. and Mrs. Strong attached hereto as Exhibit “B”.

**Section 4.** The Town Manager and Town Attorney are authorized to take such actions as are necessary to implement this Resolution.

**Section 5.** This Resolution shall become effective immediately upon its passage and adoption.

Councilmember \_\_\_\_\_ offered the foregoing resolution. Councilmember \_\_\_\_\_ seconded the motion, and upon being put to a vote, the vote was as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>
ANITA KANE, MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
MARGARET HERZOG, VICE MAYOR	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
LAURA DANOWSKI, COUNCILMEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PHILLIS MANIGLIA, COUNCILMEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ROBERT SHORR, COUNCILMEMBER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF LOXAHATCHEE GROVES, FLORIDA, THIS \_\_\_\_ DAY OF \_\_\_\_\_ 2024.**

TOWN OF LOXAHATCHEE GROVES,  
FLORIDA

ATTEST:

\_\_\_\_\_  
Mayor Anita Kane

\_\_\_\_\_  
Town Clerk

\_\_\_\_\_  
Vice Mayor Margaret Herzog

APPROVED AS TO LEGAL FORM:

\_\_\_\_\_  
Councilmember Laura Danowski

\_\_\_\_\_  
Office of the Town Attorney

\_\_\_\_\_  
Councilmember Phillis Maniglia

\_\_\_\_\_  
Councilmember Robert Shorr