

MIAMI BEACH

Presentations & Awards/Commission Meeting SUPPLEMENTAL MATERIAL 2

City Hall, Commission Chamber, 3rd Floor, 1700 Convention Center Drive
April 27, 2016

Mayor Philip Levine
Commissioner John Elizabeth Alemán
Commissioner Ricky Arriola
Commissioner Kristen Rosen Gonzalez
Commissioner Michael Grieco
Commissioner Joy Malakoff
Commissioner Micky Steinberg

City Manager Jimmy L. Morales
City Attorney Raul J. Aguila
City Clerk Rafael E. Granado

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ATTENTION ALL LOBBYISTS

Chapter 2, Article VII, Division 3 of the City Code of Miami Beach entitled "Lobbyists" requires the registration of all lobbyists with the City Clerk prior to engaging in any lobbying activity with the City Commission, any City Board or Committee, or any personnel as defined in the subject Code sections. Copies of the City Code sections on lobbyists laws are available in the City Clerk's office. Questions regarding the provisions of the Ordinance should be directed to the Office of the City Attorney.

SUPPLEMENTAL AGENDA

R7 - Resolutions

- R7B A Resolution Accepting The Recommendation Of The City Manager, To Award, Pursuant To RFP No. 2016-062-KB, The Design Build Contract For The West Avenue Bridge Over Collins Canal To Bergeron Land Development Inc. (Bergeron), In The Not To Exceed Amount Of \$9,930,000; And Further Authorizing The Mayor And City Clerk To Execute The Design Build Agreement With Bergeron, Which Agreement Shall Be In Substantial Form To The Contract Attached Hereto As Exhibit 1.

(Procurement/Public Works)
(Deferred from April 13, 2016 - R7O)
(Revised Memorandum & Resolution)

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Condensed Title:

A Resolution Of The Mayor And City Commission Of The City Of Miami Beach, Florida, Accepting The Recommendation Of The City Manager, To Award, Pursuant To RFP No. 2016-062-KB, The Design Build Contract For The West Avenue Bridge Over Collins Canal To Bergeron Land Development Inc. (Bergeron), In The Not To Exceed Amount Of \$9,930,000; And Further Authorizing The Mayor And City Clerk To Execute A Design Build Agreement With Bergeron.

Key Intended Outcome Supported:

Build and Maintain Priority Infrastructure with Full Accountability

Supporting Data (Surveys, Environmental Scan, etc): N/A

Item Summary/Recommendation:

In efforts to improve traffic, safety, transit, bicycle, pedestrian mobility and general safety in the area, the Public Works Department is in the process of expediting the construction of the West Avenue Bridge Project while the Sunset Harbour Project is currently on-going, by processing a design build agreement. Public Works had prepared a Design Criteria Package (DCP) as stipulated by the Florida Statutes, to define the design and construction requirements for development of construction documents by Design Build Firms and for submission of their price proposals.

On December 16, 2015, the City Commission directed the Administration to prepare and issue a Request For Proposals (RFP) for design build services for the West Avenue Bridge over the Collins Canal, with an option to include a pedestrian bridge at Lincoln Court over Collins Canal. The RFP was released on December 29, 2015 and City Commission was notified via LTC No. 491-2015 on December 31, 2015.

The scope of work also included street lighting, pedestrian lighting, signage and pavement markings, a new vehicular and pedestrian signal on Dade Boulevard and West Avenue, utility relocation and/or adjustments, and drainage.

On March 9, 2016, the City Commission authorized the Administration to negotiate with the sole respondent and provide price proposals closer to the City's estimates. City staff recommended the following: (1) to modify the PD&E design criteria so that the design would be more in line with the existing conditions; (2) increase the length of the West Avenue Bridge to address the FPL transmission line concerns; and (3) removal of the scope of work related to the reconstruction of the seawall along Dade Boulevard, between the Venetian Causeway Bridge and the 17th Street Bridge. The original completion date for raising the travel lanes on Dade Boulevard (75 calendar days and 270 calendar days for total project, including Bridges following the issuance of a notice to proceed as specified in the Design Criteria Package for the project) was maintained after discussions with the City Attorney's office determined that this represented a material change to the original solicitation.

CITY MANAGER'S RECOMMENDATION

The City Administration requests that the City Commission accept the recommendation of the City Manager to award Bergeron Land Development, pursuant to RFP No. 2016-062-KB, the Design Build Contract for the West Avenue Bridge and Pedestrian Bridge over Collins Canal in the amount of \$9,930,000; and further authorize the Mayor and City Clerk to execute the Design Build Agreement with Bergeron.

THE ADMINISTRATION RECOMMENDS APPROVING THE RESOLUTION.

Advisory Board Recommendation:

N/A

Financial Information:

Source of Funds:	Amount	Account
1	\$3,011,000	The cost of the related services is subject to funds availability approved through pending Miami-Dade County Joint Partnership Agreement
2	\$1,443,266	Pending Capital Budget Amendment May 2016
2	\$4,430	187-2950-069357
4	\$1,104	303-2950-069357
5	\$3,379	384-2950-061357



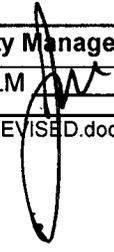

	6	\$52,197	384-2950-069357
	7	\$12,127	384-2950-069358
	8	\$59	158-2575-000670
	9	\$16,864	158-2575-061357
	10	\$800,000	158-2575-069357
	11	\$204,315	187-2575-000356
	12	\$133,846	187-2575-069351
	13	\$339,839	187-2575-069357
	14	\$555,318	303-2575-061357
	15	\$230,000	187-2740-069357
	16	\$24,707	187-2670-061357
	17	\$425,669	187-2670-069357
	18	\$334,000	305-2780-069357
	19	\$137,880	011-9407-000342
	20	\$2,200,000	304-2336-069357
OBPI	Total	\$9,930,000	

Financial Impact Summary:

City Clerk's Office Legislative Tracking:

Alex Denis – Procurement Director, Bruce Mowry, P.E. – City Engineer

Sign-Offs:

Department Director	Assistant City Manager	City Manager
JJF _____	ETC _____	JLM 

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MIAMI BEACH

City of Miami Beach, 1700 Convention Center Drive, Miami Beach, Florida 33139, www.miamibeachfl.gov

COMMISSION MEMORANDUM

TO: Mayor Philip Levine and Members of the City Commission

FROM: Jimmy L. Morales, City Manager

DATE: April 27, 2016

SUBJECT: **A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER, TO AWARD, PURSUANT TO RFP NO. 2016-062-KB, THE DESIGN BUILD CONTRACT FOR THE WEST AVENUE BRIDGE OVER COLLINS CANAL TO BERGERON LAND DEVELOPMENT INC. (BERGERON), IN THE NOT TO EXCEED AMOUNT OF \$9,930,000; AND FURTHER AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A DESIGN BUILD AGREEMENT WITH BERGERON.**

ADMINISTRATION RECOMMENDATION

Adopt the Resolution.

FUNDING

\$3,011,000	The cost of the related services is subject to funds availability approved through the Miami-Dade County Joint Partnership Agreement
\$1,443,266	Pending Capital Budget Amendment May 2016
\$4,430	187-2950-069357
\$1,104	303-2950-069357
\$3,379	384-2950-061357
\$52,197	384-2950-069357
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\$24,707	187-2670-061357

\$425,669	187-2670-069357
\$334,000	305-2780-069357
\$137,880	011-9407-000342
\$2,200,000	304-2336-069357
\$9,930,000	Total

BACKGROUND

In efforts to improve traffic, safety, transit, bicycle, pedestrian mobility and general safety in the area, the Public Works Department is in the process of expediting the construction of the West Avenue Bridge Project while the Sunset Harbour Project is currently on-going, by processing a design build agreement. Public Works had prepared a Design Criteria Package (DCP) as stipulated by the Florida Statutes, to define the design and construction requirements for development of construction documents by Design Build Firms and for submission of their price proposals.

On December 16, 2015, the City Commission directed the Administration to prepare and issue a Request For Proposals (RFP) for design build services for the West Avenue Bridge over the Collins Canal, with an option to include a pedestrian bridge at Lincoln Court over Collins Canal. The RFP was released on December 29, 2015 and City Commission was notified via LTC No. 491-2015 on December 31, 2015.

The scope of work also included street lighting, pedestrian lighting, signage and pavement markings, a new vehicular and pedestrian signal on Dade Boulevard and West Avenue, utility relocation and/or adjustments, and drainage.

RFP PROCESS

The RFP was issued on December 29, 2015 and on March 1, 2016, the City received a single proposal, by Bergeron Land Development ("Bergeron") in a total amount of \$15,645,372.60 (inclusive of 10% owner's contingency) for three (3) components: West Avenue Bridge \$9,434,700.00; Dade Boulevard Harmonization \$4,880,134.60; and Lincoln Court Pedestrian Bridge \$1,330,538.

On March 9, 2016, the City Commission authorized the Administration to negotiate with Bergeron and provide price proposals closer to the City's estimates. City staff met with Bergeron on multiple occasions in recorded negotiating sessions, during the course of these sessions, Bergeron presented several iterations of the proposed design. They also described in detail the challenges and constraints from this project including: the existing substandard geometry of the 17th Street Bridge over Collins Canal at the Dade Boulevard approach, the existing profile constraints along Dade Boulevard near Bay Road, the presence of two (2) existing underground FPL high voltage transmission lines located near the support on the north side of the bridge, and impacts to the existing Collins Canal seawalls. Bergeron recommended to increase the length of the West Avenue Bridge by 10 feet from the length specified in the Design Criteria Package due to the need for clearance for the high voltage transmission lines.

City staff recommended the following to value engineer the project while still maintaining the original intent: (1) to modify the PD&E design criteria so that the design would be more in line

with the existing conditions described above; (2) increase the length of the West Avenue Bridge to address the FPL transmission line concerns; and (3) removal of the scope of work related to the reconstruction of the seawall along Dade Boulevard, between the Venetian Causeway Bridge and the 17th Street Bridge. The original completion date for raising the travel lanes on Dade Boulevard (75 calendar days and 270 calendar days for total project, including Bridges following the issuance of a notice to proceed as specified in the Design Criteria Package for the project) was maintained after discussions with the City Attorney's office determined that this represented a material change to the original solicitation.

Based upon the foregoing conditions, Bergeron and the City Administration negotiated a modified price proposal in the amount of \$9,930,000 for the West Avenue Bridge for all three components as follows: West Avenue Bridge \$6,806,400; Dade Boulevard Harmonization \$1,729,600; and Lincoln Court Pedestrian Bridge \$864,000. The modified, negotiated proposal includes a \$430,000 City's contingency, \$100,000 for permitting work, with a total allowance of \$530,000.

CITY MANAGER'S RECOMMENDATION

The City Administration requests that the City Commission accept the recommendation of the City Manager to award Bergeron Land Development, pursuant to RFP No. 2016-062-KB, the Design Build Contract for the West Avenue Bridge and Pedestrian Bridge over Collins Canal in the amount of \$9,930,000; and further authorize the Mayor and City Clerk to execute a Design Build Agreement with Bergeron.

Attachments: Cost Proposal
Design Criteria, West Avenue Bridge Over Collins Canal
Sample Design Build Agreement

JLM/ETC/AD/BAM/WRB/LJS

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RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER, TO AWARD, PURSUANT TO RFP NO. 2016-062-KB, THE DESIGN-BUILD CONTRACT FOR THE WEST AVENUE BRIDGE OVER COLLINS CANAL TO BERGERON LAND DEVELOPMENT INC. (BERGERON), IN THE NOT TO EXCEED AMOUNT OF \$9,930,000; AND FURTHER AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE THE DESIGN BUILD AGREEMENT WITH BERGERON, WHICH AGREEMENT SHALL BE IN SUBSTANTIAL FORM TO THE CONTRACT ATTACHED HERETO AS EXHIBIT 1.

WHEREAS, on December 16, 2015, the City Commission directed the Administration to prepare and issue an RFP seeking proposals for design build services for the West Avenue Bridge over the Collins Canal with an option to include a pedestrian bridge at Lincoln Court over Collins Canal; and

WHEREAS, on December 29, 2015, the City Administration issued Request for Proposals No. 2016-062-KB (the "RFP"), with a proposal opening date of March 1, 2016; and

WHEREAS, a voluntary pre-proposal meeting was held on January 7, 2016; and

WHEREAS, the City received one (1) proposal in response to the RFP, from Bergeron Land Development, Inc. ("Bergeron"); and

WHEREAS, on January 25, 2016, the City Manager, via Letter to Commission (LTC) No. 035-2016, appointed an Evaluation Committee (the "Committee") to review the sole proposal, and the Committee convened on March 2, 2016; and

WHEREAS, on March 9, 2016, the City Commission authorized the City Administration to negotiate with Bergeron in order to get its price proposals closer to the City's estimates; and

WHEREAS, City staff met with Bergeron in different occasions during the months of March and April 2016; and

WHEREAS, Bergeron and the City Administration have negotiated a modified, negotiated price proposal, in the amount of \$9,930,000, for all three components, including contingencies: (1) the West Avenue Bridge work, estimated at \$6,806,400; (2) Dade Boulevard harmonization estimated at \$1,729,000; and (3) Lincoln Court Pedestrian Bridge work, estimated at \$864,000; with a contingency of \$430,000, and a \$100,000 proposed permitting allowance; and

WHEREAS, the original completion date for raising the travel lanes on Dade Boulevard and completing the West Avenue Bridge and the Lincoln Court Pedestrian Bridge remain as stated in the RFP; and

WHEREAS, the City Administration believes that the modified, negotiated, price proposal is fair and more in line with current construction costs in Miami Beach; and

WHEREAS, the City Administration requests that the City Commission accept the recommendation of the City Manager to award a contract to Bergeron, pursuant to RFP No. 2016-062-KB, in the amount of \$9,930,000, and further authorize the Mayor and City Clerk to execute the Design Build Agreement with Bergeron.

NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby accept the recommendation of the City Manager to award, pursuant to RFP No. 2016-062-KB, the Design Build Contract for the West Avenue Bridge over Collins Canal, to Bergeron Land Development, Inc. (Bergeron), in the not to exceed amount of \$9,930,000; and further authorize the Mayor and City Clerk to execute the Design Build Agreement with Bergeron, which agreement shall be in substantial form to the contract attached hereto as Exhibit 1.

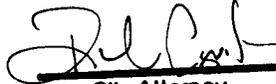
PASSED AND ADOPTED this _____ day of April 2016.

Philip Levine, Mayor

ATTEST:

Rafael E. Granado, City Clerk

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney

4-25-16

Date

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