

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING AND AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AMENDMENT NO. 10 TO THE PROFESSIONAL ARCHITECTURAL AND ENGINEERING (A/E) SERVICES AGREEMENT BETWEEN THE CITY OF MIAMI BEACH, FLORIDA AND WOLFBERG/ALVAREZ AND PARTNERS, INC., FOR ADDITIONAL ARCHITECTURAL PROFESSIONAL SERVICES FOR THE FLAMINGO PARK PROJECT, IN THE NOT-TO-EXCEED AMOUNT OF \$35,216; WITH PREVIOUSLY APPROPRIATED FUNDING.

WHEREAS, pursuant to Request for Qualifications (RFQ) No. 15-06/07, the Mayor and City Commission adopted Resolution No. 2007-26609 on September 05, 2007, approving and authorizing the Mayor and City Clerk to execute an Agreement with Wolfberg / Alvarez and Partners, Inc., for Professional Architecture and Engineering Services for the Flamingo Park Project (the Agreement); and

WHEREAS, the Agreement provides for the architectural, engineering, master planning, landscape architecture and surveying, as necessary for the Project and includes the development of the Master Plan Concept; and the design, bidding and award services, and construction administration of the Tennis Center; and

WHEREAS, the Agreement was executed for a not-to-exceed amount of \$443,000; and

WHEREAS, on July 14, 2010, the City Commission adopted Resolution No. 2010-27427, approving Amendment No.1 to the Agreement, in the amount of \$77,720, for the provision of additional architectural and engineering services associated with revisions to the Master Plan and Tennis Center; and

WHEREAS, Amendment No. 2 was executed by the City on March 20, 2012, in the amount of \$1,528, for the provision of additional architectural and engineering services associated with the relocation of the FPL transformer to the south side of the Tennis Center and associated revisions to the electrical room; and

WHEREAS, Amendment No. 3 was executed on October 2, 2012, in the amount of \$2,902, for the provision of additional architectural and engineering services associated with the partial re-design of the Tennis Center building structure due to an unforeseen existing underground utility duct bank; and

WHEREAS, Amendment No. 4 was executed on August 15, 2013, in the amount of \$2,016, for the provision of additional architectural engineering services associated with the design of the structural support of the ornamental sphere to be installed in the landscape planter on the west side of the Tennis Center building; and

WHEREAS, on January 15, 2014, the City Commission adopted Resolution No. 2014-28449, approving Amendment No.5 in the amount of \$403,261, for additional architectural and engineering services associated with the planning, bidding and construction phase services of the remaining Flamingo Park improvements, which consist of a community garden, baseball field renovation, historic lodge renovation, new park entrance, enhanced pedestrian/bike paths, new

interactive water feature, teenage activity, lighting enhancement, signage, drainage, landscaping and irrigation; and

WHEREAS, Amendment No. 6 was executed by the City on April 23, 2015, in the amount of \$14,732, for the provision of additional architectural and engineering services associated with scope modifications to the Master Plan concept that include an outdoor fitness cluster, the replacement of the community garden with a butterfly garden, the relocation of the new restroom facility, and upgrades to all playing fields (sod, drainage and irrigation); and

WHEREAS, Amendment No. 7 was executed by the City on July 14, 2015, in the amount of \$15,090, for the provision of additional architectural and engineering services associated with professional design services to renovate the existing soccer field, including replacing existing sod with synthetic turf and site drainage in and around the field; and

WHEREAS, on December 14, 2016, the City Commission adopted Resolution No. 2016-29672, approving Amendment No. 8 in the amount of \$231,269, for the provision of additional architectural and engineering services that include updated phases for construction completion, revised construction cost estimates; the design, bidding and construction administration of the renovation of the Robert C. Hass Handball Court Building, the Joe Rubin Handball Court Building and the eight (8) existing outdoor courts; and the renovation of the softball field with new lighting, new benches and dug out, and a synthetic turf playing field with associated site drainage; and

WHEREAS, on September 12, 2018, the City Commission adopted Resolution No. 2018-30478, approving Amendment No. 9 in the amount of \$71,200, for the provision of additional architectural and engineering services that include revisions for the relocation of the existing IT Room (currently located inside the soon to be renovated Historic Lodge), Phase I plan revisions due to Hurricane Irma tree damages, baseball field guy wires relocation due to the unforeseen conflict with the renovation design of ADA ramps, preparation of construction documents for the softball field as a "stand-alone" project and preparation of a new specific purpose and topographic survey for Flamingo Park; and

WHEREAS, the proposed Amendment No. 10 to the Agreement is for additional architectural and engineering services associated with additional scope to the Flamingo Park Master Plan due to community request and direction of the Commission to revisit the Flamingo Park Master Plan, as it relates to tree retention and mitigation; and

WHEREAS, Amendment No. 10 also includes extended construction administration services for the Flamingo Park Handball Courts Renovation Project; and

WHEREAS, Wolberg/Alvarez and Partners submitted a proposal in the amount of \$35,216, for provision of professional services associated with additional scope to the Master Plan concept as defined in Amendment No. 10 (Attachment A); and

WHEREAS, additional services include providing an updated tree survey, updating the tree disposition plan, reviewing the arborist's report from Starwood properties, providing recommendations to the City to incorporate off-site trees into the landscape plans, revising the landscape and irrigation plans due to incorporation of larger canopy trees, and revising the civil, site and electrical drawings to reflect a new sidewalk geometry to incorporate an existing Melaleuca tree to the current design; and

WHEREAS, these revisions are required due to the necessity to mitigate the

community's concerns regarding additional embellishment to Flamingo Park due to the removal of the invasive trees specimens; and

WHEREAS, Wolfberg/Alvarez will also be providing extended construction administration services for the Flamingo Park Handball Courts Renovation Project for added scope of work associated to the restoration of stucco and project phasing required to maintain part of the handball courts operational during construction, as requested by the community; and

WHEREAS, the proposal from Wolfberg/Alvarez was reviewed, negotiated by staff, and found to be fair and reasonable; and

WHEREAS, this Amendment No. 10 to the Agreement, in the not to exceed amount of \$35,216, will revise the total contract amount to a not-to-exceed amount of \$1,297,934.

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 approve and authorize the Mayor and City Clerk to execute Amendment No. 10 to the Professional Services Agreement between the City of Miami Beach, Florida and Wolfberg Alvarez and Partners, Inc. for additional services associated with the Flamingo Park Project, in an amount not-to-exceed of \$35,216, with previously appropriated funding.

PASSED and ADOPTED this ____ day of _____, 2019.

Dan Gelber, Mayor

ATTEST:

Rafael E. Granado, City Clerk

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

Rafael E. Granado 7/10/19
City Attorney Date