

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER, PURSUANT TO REQUEST FOR QUALIFICATIONS NO. 2019-370-ND, FOR CONSTRUCTION MANAGER AT RISK (CMR) FOR THE CONSTRUCTION OF THE NEW FIRE STATION NO. 1 FACILITY; AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH KAUFMAN LYNN CONSTRUCTION, INC., AS THE TOP RANKED PROPOSER; FURTHER, IF THE ADMINISTRATION IS NOT SUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH KAUFMAN LYNN CONSTRUCTION, INC., AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH LINK CONSTRUCTION GROUP, INC., AS THE SECOND RANKED PROPOSER; FURTHER, IF THE ADMINISTRATION IS NOT SUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH LINK CONSTRUCTION GROUP, INC., AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH LEMARTEC CONSTRUCTION, AS THE THIRD RANKED PROPOSER; AND FURTHER AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT UPON CONCLUSION OF SUCCESSFUL NEGOTIATIONS BY THE ADMINISTRATION FOR PRE-CONSTRUCTION PHASE SERVICES ONLY, WITH THE FINAL NEGOTIATED GUARANTEED MAXIMUM PRICE FOR THE PROJECT SUBJECT TO THE PRIOR APPROVAL OF THE MAYOR AND CITY COMMISSION.

WHEREAS, on September 25, 2019, the Mayor and City Commission authorized the issuance of Request for Qualifications (RFQ) 2019-370-ND, Construction Manager at Risk (CMR) for a New Fire Station No. 1 Facility; and

WHEREAS, on September 27, 2019, the RFQ 2019-370-ND, Construction Manager at Risk (CMR) for a New Fire Station No. 1 Facility (the "RFQ") was issued; and

WHEREAS, a voluntary pre-proposal meeting was held on October 7, 2019; and

WHEREAS, on November 12, 2019, the City received a total of 7 proposals, including proposals from Critical Path Services, Inc., G.E.C. Associates, Inc., Kaufman Lynn Construction, Inc., Lemartec Corporation, Link Construction Group, Inc., Pirtle Construction, Inc., and The Bec Group Services, Inc.; and

WHEREAS, the proposals from Critical Path Services, Inc. and The Bec Group Services, Inc. were deemed non-responsive for failure to meet the minimum requirements of the RFQ and were not further evaluated; and

WHEREAS, on December 12, 2019, Pirtle Construction, Inc. notified the City of the withdrawal of its proposal submission, and the firm was therefore not further evaluated; and

WHEREAS, the Evaluation Committee appointed by the City Manager convened on September 25, 2019 to review and score the remaining proposals; and

WHEREAS, the Evaluation Committee was provided an overview of the project, information relative to the City's Cone of Silence Ordinance and the Government Sunshine Law, general information on the scope of services and a copy of each proposal; and

WHEREAS, the Evaluation Committee was instructed to score and rank each proposal pursuant to the evaluation criteria established in the RFQ; and

WHEREAS, the evaluation process resulted in the ranking of proposers as follows: Kaufman Lynn Construction, Inc., as the top ranked proposer; Link Construction Group, Inc., as the second ranked proposer; Lemartec Corporation, as the third ranked proposer; and G.E.C. Associates, Inc., as the fourth ranked proposer; and

WHEREAS, after reviewing all of the submissions and the Evaluation Committee's rankings and commentary, the City Manager concurs with the Evaluation Committee and recommends that the Mayor and City Commission authorize the Administration to enter into negotiations with Kaufman Lynn Construction, Inc., the top ranked proposer; further, if the Administration is not successful in negotiating an agreement with Kaufman Lynn Construction, Inc., authorize the Administration to enter into negotiations with Link Construction Group, Inc., as the second ranked proposer; further, if the Administration is not successful in negotiating an agreement with Link Construction Group, Inc., authorize the Administration to enter into negotiations with Lemartec Corporation, as the third ranked proposer.

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, pursuant to Request For Qualifications No. 2019-370-ND, Construction Manager at Risk (CMR) for a New Fire Station No. 1 Facility; authorize the Administration to enter into negotiations with Kaufman Lynn Construction, Inc., as the top ranked proposer; further, if the Administration is not successful in negotiating an agreement with Kaufman Lynn Construction, Inc., authorize the Administration to enter into negotiations with Link Construction Group, Inc., as the second ranked proposer; further, if the Administration is not successful in negotiating an agreement with Link Construction Group, Inc., authorize the Administration to enter into negotiations with Lemartec Corporation, as the third ranked proposer; and further authorize the Mayor and City Clerk to execute an agreement upon conclusion of successful negotiations by the Administration for Pre-Construction Phase services only, with the final negotiated Guaranteed Maximum Price for the Project subject to the prior approval of the Mayor and City Commission.

PASSED AND ADOPTED this _____ day of _____ 2020.

ATTEST:

RAFAEL E. GRANADO, CITY CLERK

DAN GELBER, MAYOR

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**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

 12-30-19
City Attorney *RAP* Date