

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. 5 TO THE PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF MIAMI BEACH, FLORIDA AND SAVINO MILLER DESIGN STUDIO, P.A., FOR ADDITIONAL SERVICES ASSOCIATED WITH THE RESILIENT AND SUSTAINABLE ELEMENTS FOR THE FUTURE COMMUNITY PARK (FORMER PAR 3) PROJECT, INCLUDING INSTALLATION OF ADDITIONAL WELLS, CONTINUATION OF MONITORING, PREPARATION OF REPORTS, DESIGN OF SIGNS FOR THE ENTRANCE TO THE PARK, AND DESIGN OF WATER CIRCULATION AND AERATION SYSTEM FOR THE LAKE, IN THE AMOUNT OF \$102,040.65 FOR THE ADDITIONAL SERVICES, PLUS A \$20,000 PROJECT CONTINGENCY, INCREASING THE TOTAL CONTRACT AMOUNT TO A NOT-TO-EXCEED TOTAL OF \$1,300,379.65, WITH PREVIOUSLY APPROPRIATED FUNDING FROM THE 2018 GENERAL OBLIGATION BOND PROGRAM.

WHEREAS, on December 9, 2015, the Mayor and City Commission adopted Resolution No. 2015-29234, authorizing the administration to enter into negotiations and further authorizing the Mayor and City Clerk to execute a Professional Services Agreement with the firm of Savino Miller Design Studio, P.A., (Consultant), to provide professional services for the planning, design, bid, award and construction administration of the Future Community Park (former Par 3) (the "Project"); and

WHEREAS, on May 19, 2016, a Professional Services Agreement (the "Agreement") was executed in the amount of \$933,465; and

WHEREAS, the Project was previously a golf course and is being developed as a passive community park; and

WHEREAS, the Project includes a central lake, open meadows and informal open play field areas, site grading, a pavilion, tennis courts with restroom facilities, a children's playground, a dog park, a boardwalk and pathways, security lighting, a vita course and fitness cluster, a butterfly garden, a linear water feature, and parking lot; and

WHEREAS, the Project design documents are currently being revised to the 60% design development stage, and has been presented to the community and Park Advisory Board, and has received approval from the Design Review Board (DRB); and

WHEREAS, on September 5, 2017 the conceptual drawings and renderings for the Project were presented at the DRB hearing, and the DRB recommended the approval of the Project with certain conditions, and approved a Certificate of Appropriateness; and

WHEREAS, on January 26, 2018, the City approved Amendment No.1 to the Agreement, in the amount of \$32,295, for design services, to incorporate the reduction and reconfiguration of the lake, removal of the parking lot from the west side of the property, to increase the parking along Pinetree Drive, and reconfigure the walkway and jogging path; and

WHEREAS, on February 23, 2018, the Finance and Citywide Projects Committee (FCWPC) approved the conceptual design and directed staff to continue with the development and permitting of the Project and requested staff to prepare a list of Project elements that could be implemented within the current available budget and to explore Brownfield grants for the remediation efforts; and

WHEREAS, on March 7, 2018, the Mayor and City Commission adopted Resolution 2018-30222, accepting the recommendation of the FCWPC, to continue with the current design of the park; and

WHEREAS, on May 16, 2018, the Mayor and City Commission adopted Resolution 2018-30291 approving Amendment No. 2 to the Agreement, in the amount of \$35,698, for additional Architectural and Engineering Design Services associated with the site changes due to Hurricane Irma debris removal operation; and

WHEREAS, on September 12, 2018, the Mayor and City Commission adopted Resolution 2018-30492, approving Amendment No. 3 to the Agreement, in the amount of \$126,781, for additional Architectural and Engineering Design Services associated with incorporation of resilient and sustainable strategies; and

WHEREAS, due to the previous use of the park as a golf course and the associated contamination, additional studies for treatment of the water within the lake and groundwater transient flow modeling, have been requested by the Miami Dade County Regulatory and Economic Resources (RER); and

WHEREAS, on April 10, 2019, the Mayor and City Commission adopted Resolution 2019-30764, approving Amendment No. 4 in the amount of \$50,100, for extended coordination with Miami Dade County Regulatory and Economic Resources (RER), installation of additional wells, groundwater sampling and preparation of groundwater flow modeling, which resulted a conditional approval being issued on April 21, 2020 by RER; and

WHEREAS, the RER conditional approval requires installation of additional wells, continuation of monitoring and preparation of reports, and the consultant has prepared a cost proposal, attached as Exhibit B to the Memorandum accompanying this resolution, for the additional services in the amount of \$122,040.65; and

WHEREAS, the additional scope also includes design of the signs for the entrance to the park and design of water circulation and aeration system for the lake; and

WHEREAS, the consultant has submitted a price proposal in the amount of \$102,040.65 for the additional services, plus a \$20,000 project contingency associated with the Project design and permitting; and

WHEREAS, prior to expenditure of the reimbursable accounts the scope work and cost must be preapproved by the Contract Administrator; and

WHEREAS, the Administration has reviewed the proposal in the total amount of \$122,040.65 and has found it to be fair and reasonable, and the Administration recommends the execution of Amendment No. 5, attached to the Commission Memorandum accompanying this Resolution as Exhibit C; and

WHEREAS, the total contract amount, including this Amendment No.5, will be increased to a not-to-exceed total of \$1,300,379.65; and

WHEREAS, the funding for implementation of the above resiliency and sustainability strategies is included as part of the Par 3/Community Park project in the 2018 General Obligation Bond program.

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 approve and authorize the Mayor and City Clerk to execute Amendment No. 5 to the Professional Services Agreement between the City of Miami Beach, Florida and Savino Miller Design Studio, P.A., for additional services associated with the resilient and sustainable elements for the Future Community Park (former Par 3) Project, including installation of additional wells, continuation of monitoring, preparation of reports, design of signs for the entrance to the park, and design of water circulation and aeration system for the lake, in the amount of \$102,040.65 for the additional services, plus a \$20,000 project contingency, increasing the total contract amount to a not-to-exceed total of \$1,300,379.65, with previously appropriated funding from the 2018 General Obligation Bond program.

Dan Gelber, Mayor

ATTEST:

Rafael E. Granado, City Clerk

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


City Attorney

6/12/2020
Date