

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. 11 TO THE PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES AGREEMENT BETWEEN THE CITY OF MIAMI BEACH, FLORIDA AND WOLFBERG/ALVAREZ AND PARTNERS, INC., FOR THE FLAMINGO PARK PROJECT IN THE NOT-TO-EXCEED AMOUNT OF \$365,800, FOR ADDITIONAL ARCHITECTURAL AND ENGINEERING PROFESSIONAL SERVICES AND AN ADJUSTMENT TO THE HOURLY RATES; WITH PREVIOUSLY APPROPRIATED FUNDING.

WHEREAS, on September 5, 2007, pursuant to Request for Qualifications (RFQ) No. 15-06/07, the Mayor and City Commission adopted Resolution No. 2007-26609, approving and authorizing the Mayor and City Clerk to execute an Architectural and Engineering ("A/E") Agreement with Wolfberg/Alvarez and Partners, Inc. (Wolfberg/Alvarez), for the Flamingo Park Project, in the amount of \$443,000; and

WHEREAS, the scope included architectural, engineering, master planning, landscape architecture and surveying services, for the development of the Master Plan, as well as the design, bidding, award services, and construction administration of the Flamingo Park Tennis Center ("Tennis Center"); and

WHEREAS, on September 9, 2009 the City Commission approved option "L" of the Flamingo Park Master Plan through the adoption of Resolution No. 2009-27190; and

WHEREAS, the Basis of Design Report (BOOR) was subsequently issued based upon this approval and on November 9, 2010, the Flamingo Park Master Plan was approved by the Historic Preservation Board (HPB); and

WHEREAS, on July 14, 2010, the Commission adopted Resolution No. 2010-27427, approving and authorizing the Mayor and City Clerk to execute Amendment No. 1 for a total amount of \$77,720, for additional architectural and engineering services associated with revisions to the Master Plan and Tennis Center and amendments No.'s 2 through 4 were administratively approved by the City Manager, for a total amount of \$6,446, for additional architectural and engineering services associated with changes to the scope and the design of the Tennis Center; and

WHEREAS, on January 15, 2014, the City Commission adopted Resolution No. 2014-28449, approving and authorizing the Mayor and City Clerk to execute Amendment No. 5 for a total amount of \$403,261, provide for the planning, design, bidding, and construction phase services of the following park improvements including a community garden, baseball field renovations, historic lodge renovations, a new park entrance, enhanced pedestrian/bike paths, a new interactive water feature, teenage activity, lighting enhancement, signage, drainage, and landscaping and irrigation; and

WHEREAS, on April 23, 2015, Amendment No. 6 was approved administratively by the City Manager for a total amount of \$14,732 providing for scope modifications to the Master Plan concept that included an outdoor fitness cluster, the replacement of the community garden with a butterfly garden, the relocation of the new restroom facility and upgrades to the baseball, softball and soccer fields, inclusive of sod, drainage and irrigation; and

WHEREAS, on July 14, 2015, Amendment No. 7 was approved by the City Manager for a total amount of \$15,090 for additional design services associated with the renovation of 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 and Joe Rubin Handball Court Buildings, the eight (8) existing outdoor courts and additional scope identified for the softball field with new lighting, new benches, 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 included revisions necessary for the relocation of the existing IT Room (currently located inside the historic lodge), plan revisions to park-wide landscaping and concrete pathways (due to Hurricane Irma tree damages), relocation of baseball field guy wires (due to the unforeseen conflict with the renovation 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, certain Master Plan improvements have been completed, such as the tennis center, the football field and running track, the restroom facility, the soccer field, and the demolition of the former Property Management site; and

WHEREAS, the City proceeded with the construction of the park-wide improvements, an outdoor fitness center, and the renovation of the Joe Rubin and Robert Haas handball courts; and

WHEREAS, additional funding was required to complete the construction of the new butterfly garden, renovation of the historic lodge, a new water feature, and the renovation of the baseball and softball fields; and

WHEREAS, on November 6, 2018, the electorate of the City of Miami Beach approved the issuance of a \$439,000,000 General Obligation Bond, including \$169,000,000 for parks, recreational facilities, and cultural facilities and funding for the Flamingo Park Master Plan was included; and

WHEREAS, on March 13, 2019, the City Commission adopted Resolution No. 2019-30754, approving the GOB implementation plan, which included the necessary funding to complete the improvements of the Flamingo Park Master Plan in the third tranche bond issuance; and

WHEREAS, on July 17, 2019, the City Commission adopted Resolution No. 2019-30874 approving Amendment No. 10 in the amount of \$35,216, for the provision of additional architectural and engineering services as a result of a community request and direction from the City Commission to revisit the Flamingo Park Master Plan regarding tree retention and mitigation, and for the extension of construction administration services for the renovation of the Joe Rubin and Robert Haas handball courts for added scope of work associated to the restoration of stucco and project phasing; and

WHEREAS, on April 21, 2021 Commission adopted Resolution No. 2021-31693, advancing the GOB funding for the Flamingo Park Master Plan from Tranche 3 to the current Tranche 1; and

WHEREAS, certain elements of the Master Plan funded by the GOB have been fully designed by Wolfberg /Alvarez, including the new butterfly garden consisting of the addition of new trees, palms, ground cover, native plants, lighting, and new concrete pathways and drainage improvements; and

WHEREAS, the historic lodge, formerly used as the Property Management building, will be fully renovated and converted into a multi-use community center and other improvements and include a renovated baseball field, drainage improvements, restrooms, press box and bleachers; and

WHEREAS, the adjacent softball field renovations include installation of new artificial turf, construction of new bleachers, canopy system, new dugouts, and drainage improvements; and

WHEREAS, as part of the City's initiative to implement resiliency on all possible City projects, additional scope was added to the Flamingo Park Master Plan project to include two underground storm water management systems for storage and disposal of storm water; and

WHEREAS, the systems are to be installed below the softball and baseball fields and it is expected that the systems will be used to collect, treat, and dispose storm water run-off from Flamingo Park and possibly adjacent areas; and

WHEREAS, the storage component may also provide water for the landscaping irrigation system; and

WHEREAS, in addition, new scope was identified as desired by the City and residents, such as additional renovation to the baseball field and stadium that include: replacement of the existing field with artificial turf, new chain link fencing, new pre-engineered storage shed, new LED sports lights, upgrades to the electrical room, grading, paving, drainage, a renovated ticket booth at entrance, and upgraded dugouts , all of which require additional professional services to implement the scope; and

WHEREAS, Wolfberg/Alvarez, the project Architect of Record, has completed the design for most of the elements of the Master Plan and therefore it is in the City's best interest to continue with their services for the remainder of the project; and

WHEREAS, Wolfberg/Alvarez, as requested by the City, presented a fee proposal for the additional professional services, including a request for an adjustment to the hourly rates per Article 7.4.2 A/E of the A/E agreement; and

WHEREAS, the original hourly rates date back to 2007 and the negotiated rates are in accordance with the current rates being paid by the City for similar professional services; and

WHEREAS, City staff negotiated an agreement with Wolfberg/Alvarez for additional professional services in the amount not-to-exceed \$365,800; and

WHEREAS, the negotiated fee is commensurate with the level of work contemplated in the scope of services for this project in the total amount of \$1,663,734; and

WHEREAS, the Administration recommends that the Mayor and City Commission adopt this Resolution.

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. 11 to the Professional and Architectural and Engineering Services Agreement between the City of Miami Beach, Florida and Wolfberg/Alvarez and Partners, Inc., for the Flamingo Park Project; in the not-to-exceed amount of \$365,800 for additional architectural and engineering professional services and an adjustment to the hourly rates; with previously appropriated funding.

PASSED and ADOPTED this ____ day of _____, 2021.

Dan Gelber, Mayor

ATTEST:

Rafael E. Granado, City Clerk

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

City Attorney

9-8-21

Date