

RESOLUTION: _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, APPROVING THE ALLOCATION OF ADDITIONAL DESIGN FEES, IN THE TOTAL AMOUNT OF \$404,808.41, PURSUANT TO THE CONSULTANT AGREEMENT, DATED FEBRUARY 24, 2017, BETWEEN THE CITY AND THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT); TO CONSTRUCT ADJUSTMENTS TO CITY-OWNED UTILITY FACILITIES LOCATED ALONG FDOT'S STATE ROAD 907/ALTON ROAD, FROM MICHIGAN AVENUE TO 43RD STREET (FM# ID 429193-1-56-01), AS PART OF THE RECONSTRUCTION OF THE FDOT ALTON ROAD PROJECT; SAID ALLOCATION INCREASING THE TOTAL AMOUNT OF THE ESTIMATED DESIGN FEES UNDER THE AGREEMENT TO \$695,565.26 FROM PREVIOUSLY APPROVED FUNDING.

WHEREAS, for the last few years, the Florida department of Transportation ('FDOT') has been working on the design and programming for the construction improvements along Alton Road/SR 907 from Michigan Avenue to Ed Sullivan Street/43rd Street (Project); and

WHEREAS, FDOT has reached 60% design completion with the anticipated construction schedule to begin in February 2025; and

WHEREAS, the Project will include elevating the road, drainage improvements, including storm water pump stations, intersection improvements, bicycle lanes, sidewalk and curb ramps, pedestrian ramps, signage, pavement markings, lighting, signalization and landscaping; and

WHEREAS, on February 24, 2017, the City and FDOT executed a Utility Design By FDOT Consultant Agreement ("Agreement") to design the relocation of the existing water mains impacted by the proposed Project, in the amount \$290,756.85; and

WHEREAS, since the execution of the Agreement, FDOT has made significant changes in the design of the roadway improvements; and

WHEREAS, in addition, the City determined that the sewer system along the Project limits is old and substandard and decided to replace it as part of the FDOT Project; and

WHEREAS, due to the significant changes to the roadway improvements and the replacement of the existing sewer system, an additional design fee is required; and

WHEREAS, after weeks of extensive negotiations between the City staff and the FDOT design consultant, the parties have reached a fair and reasonable scope and fee for the additional design work, in the total lump sum amount of \$404,808.41, for a total estimated design fee of \$695,565.26 (\$290,756.85+ \$404,808.41) to complete the design of the City-owned utilities contained within the Project limits, and as described in detail in the scope of work, a copy of which is attached to the City Commission Memorandum accompanying this Resolution; and

WHEREAS, a separate but similar Resolution is being presented to the City Commission to include the additional design fees for the segment along Alton Road, between 43rd Street to 63rd Street; and

WHEREAS, if the updated scope of work is approved by the City Commission, the City will deposit the total lump sum amount of \$404,808.41 to FDOT, and FDOT will issue a supplemental agreement to the FDOT consultant performing the utility design work; and

WHEREAS, the additional design fee will be funded from the City's FDOT Utilities Relocation, Project Number 20527; and

WHEREAS, the Administration recommends that the Mayor and City Commission approve the proposed allocation of additional design fees to the scope of the Agreement to complete the design of the relocation and upgrade of the City-owned utilities along Alton Road, from Michigan Avenue to 43rd Street, as part of the reconstruction of the FDOT Alton Road Project.

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 the allocation of additional design fees, in the total amount of \$404,808.41, pursuant to the Consultant Agreement, dated February 24, 2017, between the City and the Florida Department of Transportation (FDOT); to construct adjustments to City-owned utility facilities located along FDOT's State Road 907/Alton Road, from Michigan Avenue to 43rd Street (FM# ID 429193-1-56-01), as part of the reconstruction of the FDOT Alton Road Project; said allocation increasing the total amount of the estimated design fees under the Agreement to \$695,565.26 from previously approved funding.

PASSED and ADOPTED this _____ day of _____ 2022.

ATTEST:

Dan Gelber, Mayor

Rafael E. Granado, City Clerk

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

City Attorney

6-29-22

Date