

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE FAVORABLE RECOMMENDATION OF THE FINANCE AND ECONOMIC RESILIENCY COMMITTEE AT ITS APRIL 19, 2024 MEETING, TO PROCEED WITH PHASES I AND II OF THE FIRST STREET PROJECT, AND SELECT TO MODIFY THE APPROVED TYPICAL SECTION FOR FIRST STREET AND JEFFERSON AVENUE TO INCORPORATE DIAGONAL PARKING, REDUCING THE IMPACT OF THE PROJECT ON AVAILABLE PARKING BY LESS THAN 10%.

WHEREAS, at its March 13, 2024 meeting, the City Commission approved a referral to the April 19, 2024 Finance and Economic Resiliency Committee (FERC) meeting to discuss funding for the construction phase and path forward of the First Street Project; and

WHEREAS, the City of Miami Beach is committed to preserving the welfare and safety of its residents, visitors, and businesses. As part of this commitment, the City prioritizes infrastructure needs throughout Miami Beach. The last remaining area of the South of Fifth Neighborhood to receive improvements after the approval of the 1999 General Obligation bonds is the segment of First Street between Alton Road and Washington Avenue. The City has taken into account this area's recurring flooding issues and low elevations and has worked diligently to provide both short- and long-term solutions by designing improvements to the infrastructure; and

WHEREAS, the City began the process for this project by performing public outreach prior to the Commission approval to issue a Request for Qualifications (RFQ) to select a design consultant on October 19, 2016 via Consent Agenda Item C2 C. On February 8, 2017, via Resolution 2017-29759, the City selected and awarded the contract for design to civil engineering firm Wade Trim, Inc. Following a significant rainfall event on August 1, 2017, the Commission approved Resolution 2017-30039 on October 18, 2017, which directed the City to modify the design criteria for stormwater systems citywide from a 5-year level of service (LOS) to a 10-year LOS. On September 11, 2019 via Resolution 2019-30987, the City attempted to resolve the issues at First Street by amending Wade Trim's contract to allow them to increase the LOS to a 10-year storm, incorporate additional hydraulic modeling, and continue coordination on the selection of a cross section and pump station location; and

WHEREAS, after nearly two more years of trying to reach consensus regarding the cross section and pump station location, on May 12, 2021, the Commission adopted Resolution No. 2021-31711, which directed the Administration to select a location for the stormwater treatment system and to negotiate a design task order with a new design team; and

WHEREAS, on December 8, 2021, the City Commission approved the consultant service order for Jacobs Engineering Group Inc (Jacobs) for the design of the First Street Neighborhood Improvement Project for a total of \$5,981,000. This task entails the design and permitting for the installation of a new stormwater quality treatment system and pump station at First Street and Washington Avenue; road reconstruction including appropriate elevation and streetscape redesign for First Street between Alton Road and Washington Avenue; and replacing water, sewer and stormwater infrastructure along Alton Road and Washington Avenue from South Pointe Drive to 5th Street and along First Street; and

WHEREAS, extensive public outreach efforts took place upon completion of the conceptual design (in June 2022) and the 30% design (in November 2022). The 30% design update included engineering findings and resulting recommended scope changes that received strong community opposition. Public Works continued with the 60% design, as originally approved by Commission. The 60% design was completed in December 2023; and

WHEREAS, there has been a significant increase in the overall estimated construction cost of the project. It is important to note that significant market volatility and uncertainty have been experienced in recent months with contractor bids due to materials supply shortages, labor shortages, inflation, and other factors experienced following the start of the pandemic. These issues continue to impact project budgets citywide and beyond. Unfortunately, this project's budget is not an exception; and

WHEREAS, the construction of this project was originally estimated and funded for \$46M in early 2021, based on pre-Covid historical bid data. As of the 30% design completion, the consultant estimated the project construction cost at \$129M (\$168M total budgetary cost, including construction management, design, permitting, inspections, and other administrative fees, that are necessary for the administration of a capital project); and

WHEREAS, the Administration, in an effort to validate that early-design-stage construction cost estimate, engaged a third-party independent consultant, Nova Consulting Inc., at the 60% design completion to provide a detailed cost estimate and conduct a constructability and phasing analysis. This task was intended to provide a more accurate project estimate, as well as provide guidance to the implementation plan for this project. The independent estimate, received in February 2024, resulted in total project budgetary cost estimate of \$178M; and

WHEREAS, the project currently has a total available funding of \$81.4M, which includes Resilient Florida Grant funds for construction of \$35M and GOB funds of \$5M. The City has already committed \$7M toward planning and design of the project. The total funding gap is estimated at \$89.5M. Additionally, the City submitted an application for a PROTECT grant from the Federal Highway Administration (FHWA) in August of 2023 in the amount of \$63,240,000. The City expects to hear back from the FHWA in late summer 2024. However, it should be noted there is no guarantee that this grant will be awarded to the City; and

WHEREAS, at the April 19, 2024 meeting of the Finance and Economic Resiliency Committee, Public Works presented a First Street Project update including a timeline, design update, project budget and construction schedule update and parking summary. Following the presentation and discussion by the Committee, the Committee voted to recommend that the City Commission move forward with Phases I and II; select the diagonal parking option, reducing available parking by less than 10%; and reach out to SOFNA and neighborhood businesses before presenting to the City Commission for approval. The estimated cost for Phases I and II is \$104 M, greatly reducing the funding gap.

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 favorable recommendation of the Finance and Economic Resiliency Committee at its April 19, 2024 meeting, to proceed with Phases I and II of the First Street Project, and modify the approved typical section for First Street and Jefferson Avenue to incorporate diagonal parking, reducing the impact of the Project on available parking by less than 10%.

PASSED and **ADOPTED** this _____ day of _____, 2024.

ATTEST:

Steven Meiner, Mayor

Rafael E. Granado, City Clerk

APPROVED AS TO FORM AND
LANGUAGE AND FOR EXECUTION

Stacy H. Potter 05/14/24

City Attorney NK Date