

RESOLUTION NO. 2017-_____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER TO AWARD AN AGREEMENT, PURSUANT TO REQUEST FOR PROPOSALS (RFP) NO. 2016-204-KB, FOR DESIGN/BUILD SERVICES FOR A NEW PARKING GARAGE FACILITY AND RELATED INFRASTRUCTURE FOR THE COLLINS PARK PARKING GARAGE, TO KVC CONSTRUCTORS, INC., WITH THE GUARANTEED MAXIMUM PRICE (GMP) IN THE AMOUNT OF \$22,465,009.00; AUTHORIZING A TEN PERCENT (10%) OWNER'S CONTINGENCY FOR THE PROJECT IN THE AMOUNT OF \$2,246,500.90; AND FURTHER AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A DESIGN BUILD AGREEMENT WITH KVC CONSTRUCTORS, INC.

WHEREAS, on September 14, 2016, the City Commission directed the Administration to issue a Request for Proposals (RFP) for design/build services for a new parking garage facility and related infrastructure for the Collins Park parking garage (the "RFP"); and

WHEREAS, the RFP was released on September 16, 2016, with an opening date of November 4, 2016; and

WHEREAS, pre-proposal conference to provide information to the proposers submitting a response was held on September 27, 2016; and

WHEREAS, the RFP provided for a two-step, phased evaluation process; and

WHEREAS, the Phase I selection process, related to the qualifications, experience and availability of the proposers and key members of the design-build team, including the lead designer and lead contractor; and

WHEREAS, only those proposers short-listed during Phase I were authorized to proceed to Phase II of the RFP, in which price and detailed technical proposals, based on the approved Design Criteria Package (the "DCP"), would be considered; and

WHEREAS, under Phase I, the City received proposals in response to the RFP from the following seven (7) firms: Burke Construction Group, Finrock Construction, Inc., Kaufman Lynn Construction, KVC Constructors, Munilla Construction Management, Plaza Construction Group Florida, LLC, and Stiles Construction; and

WHEREAS, on November 28, 2016, via LTC # 511-2016, the City Manager appointed the Evaluation Committee (the "Evaluation Committee"), which convened on December 19, 2016 to consider the proposals submitted under Phase I; and

WHEREAS, the Evaluation Committee's Phase I rankings were as follows: 1) KVC Constructors; 2) Plaza Construction Group Florida, LLC; 3) Finrock Construction, Inc.; 4) Kaufman Lynn Construction; 5) Burke Construction Group; 6) Munilla Construction Management; and 7) Stiles Construction; and

WHEREAS, on January 11, 2017, City Commission adopted Resolution No. 2017-29697 accepting the recommendation of the City Manager pertaining to the ranking of proposals with

respect to Phase I of the RFP selection process and authorized for (1) KVC Constructors, Inc., (2) Plaza Construction Group Florida, LLC, (3) Finrock Construction, Inc., and (4) Kaufman Lynn Construction, to be further considered in Phase II of the RFP evaluation process; and

WHEREAS, on April 13, 2017, the Procurement Department issued Phase II of the RFP to the short-listed proposers; and

WHEREAS, on June 29, 2017, the City received the technical and price proposals in response to Phase II of the RFP; and

WHEREAS, Finrock Construction, Inc. did not submit a Phase II proposal; and

WHEREAS, the Evaluation Committee, appointed by the City Manager via LTC # 201-2017, convened on April 10, 2017 to consider the proposals received under Phase II; and

WHEREAS, the Evaluation Committee's rankings for Phase II were as follows:

- (1) Kaufman Lynn Construction; and
- (2) KVC Constructors; and
- (3) Plaza Construction; and

WHEREAS, after the Evaluation Committee, staff opened the Cost Tender Forms and reviewed the submissions for responsiveness, and determined that the proposal from Kaufman Lynn Construction was non-responsive for failure to submit a completed, executed, and notarized Cost Tender Form, in accordance with the RFP's requirements; and

WHEREAS, the City Manager, having considered the proposals and the Evaluation Committee's rankings, recommends award of the contract to KVC Constructors, Inc., with a Guaranteed Maximum Price (GMP) in the amount of \$22,465,009.00; and

WHEREAS, the City Manager further recommends the establishment of a separate ten percent (10%) Owner's Contingency for the Project in the amount of \$2,246,500.90.

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 of the City of Miami Beach, Florida hereby accept the recommendation of the City Manager to award an agreement, pursuant to Request for Proposals (RFP) No. 2016-204-KB for Design/Build Services for a New Parking Garage Facility and Related Infrastructure for the Collins Park Parking Garage, to KVC Constructors, Inc., with the Guaranteed Maximum Price (GMP) in the amount of \$22,465,009.00; and authorizes a ten percent (10%) Owner's Contingency for the Project in the amount of \$2,246,500.90; and further authorizes the Mayor and City Clerk to execute a Design Build Agreement with KVC Constructors, Inc.

PASSED AND ADOPTED this _____ day of _____ 2017.

ATTEST:

Philip Levine, Mayor

Rafael Granado, City Clerk

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APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION

City Attorney, *RAP* 7/17/17
Date