

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER PERTAINING TO THE AWARD OF BIDS, PURSUANT TO INVITATION TO BID (ITB) NO. 2017-254-ZD FOR FLAMINGO PARK EXISTING HAND BALL COURTS RENOVATIONS; AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH HG CONSTRUCTION DEVELOPMENT & INVESTMENT, INC., THE LOWEST RESPONSIVE BIDDER; FURTHER, SHOULD THE ADMINISTRATION NOT BE SUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH HG CONSTRUCTION DEVELOPMENT & INVESTMENT, INC., AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH OAC ACTION CONSTRUCTION, CORP., AS THE SECOND LOWEST RESPONSIVE BIDDER; FURTHER, SHOULD THE ADMINISTRATION NOT BE SUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH OAC ACTION CONSTRUCTION, CORP., AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH WEST CONSTRUCTION, INC., THE THIRD LOWEST RESPONSIVE BIDDER; AND FURTHER AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT UPON CONCLUSION OF SUCCESSFUL NEGOTIATIONS BY THE ADMINISTRATION.**

**WHEREAS**, ITB No. 2017-254-ZD was issued on July 6, 2017, with a bid opening date of August 23, 2017, for Flamingo Park Existing Hand Ball Courts Renovations (the "Project"); and

**WHEREAS**, the City received proposals from three (3) firms, HG Construction Development & Investment, Inc.; OAC Action Construction, Corp.; and West Construction, Inc.; and

**WHEREAS**, as part of its due diligence, the Procurement Department verified that the three (3) proposal responses met the requirements of the ITB; and

**WHEREAS**, as all bid prices received from the three (3) proposers were higher than the City's cost estimates for the Project, the Administration recommends that the City enter into negotiations in an effort to bring pricing in line with the City's estimated costs; and

**WHEREAS**, after exercising his due diligence, the City Manager recommends that the Administration be authorized to enter into negotiations with HG Construction Development & Investment, Inc., the lowest responsive, responsible bidder; further, should the Administration not be successful in negotiating an agreement with HG Construction Development & Investment, Inc., the Administration recommends that it be authorized to enter into negotiations with OAC Action Construction, Corp., as the second lowest responsive, responsible bidder; further, should the Administration not be successful in negotiating an agreement with OAC Action Construction, Corp.; the Administration recommends that it be authorized to enter into negotiations with West Construction, Inc., the third lowest responsive, responsible bidder; and further recommends that the City Commission authorize the Mayor and City Clerk to execute an agreement upon conclusion of successful negotiations by the Administration.

