

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

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER AND AUTHORIZING THE CITY MANAGER TO APPROVE AND EXECUTE A WORK ORDER WITH METRO EXPRESS INC. (CONTRACTOR), IN THE NOT TO EXCEED AMOUNT OF \$1,691,134.67; PLUS TEN PERCENT OWNER'S CONTINGENCY IN THE AMOUNT OF \$169,113.47 FOR A TOTAL OF \$1,860,248.14 FOR THE CONSTRUCTION OF THE ESPAÑOLA WAY CONVERSION OF THE STREET TO A PERMANENT PEDESTRIAN MALL PROJECT UTILIZING THE COMPETITIVELY BID NATIONAL JOINT POWERS ALLIANCE (NJPA) COOPERATIVE CONTRACT PARTIALLY UTILIZING PREVIOUSLY APPROPRIATED FUNDS AND FUTURE FUNDING AS PROSPED UNDER THE 7TH AMENDMENT TO THE FY 15/16 CAPITAL BUDGET**

**WHEREAS**, Española Way was created in 1925 as an artist's colony envisioned by Newton B.T. Roney, to duplicate a miniature Spanish Village; and

**WHEREAS**, in March of 1986, the City of Miami Beach designated the entire length of Española Way, from Collins Avenue to Jefferson Avenue, as its first Historic Preservation District; and

**WHEREAS**, on July 23, 2014, the Mayor and City Commission adopted Resolution No. 2014-28664, approving and authorizing the permanent closure of the 400 Block of Española Way between Washington Avenue and Drexel Avenue to vehicular traffic; and

**WHEREAS**, after closure of the 400 Block, City Administration decided to improve the area and convert the street into a pedestrian mall feature; and

**WHEREAS**, the proposed conversion will eliminate the existing sidewalks and curbs; will convert the existing asphalt street to a paver walkway; will provide ADA accessibility; will include the replacement of an existing watermain and water service lines; will include the existing sanitary sewer system; will replace the drainage system; will connect all existing roof drains to the drainage system; will replace existing lighting; will modify the traffic signal at Washington Avenue, and will include landscape and irrigation enhancements; and

**WHEREAS**, these improvements will provide a safer and more dynamic pedestrian boulevard for residents and visitors; and

**WHEREAS**, on February 29, 2016, the City Commission retained Wade Trim, Inc. (Consultant), to provide design services, permitting and cost estimating; and

**WHEREAS**, on April 12, 2016, the Historic Preservation Board (HPB) approved a Certificate of Appropriateness for the proposed improvements to Española Way; and

**WHEREAS**, during the design phase, staff identified that in order to preserve the Historic intent of a miniature Spanish Village, the scope required to implement the use of special hardscape materials, not contemplated in the original scope and in addition, the use of root barriers and Silva Cells are being required by the HPB; and

**WHEREAS**, on May 5, 2016, the consultant submitted its 100% submittal cost estimate in the amount of \$1,398,544, however, the estimate does not take into account the accelerated schedule and complex logistics of the construction sequencing that will reduce the impact to the businesses; and

**WHEREAS**, in the interest of time and to minimize high impact to the businesses along the project, construction must occur during the off-peak season, between July and December; and

**WHEREAS**, the City has elected to expedite this project and utilize the Indefinite Quantity Contract (IQC) process, which is used extensively by local, state and federal governmental agencies throughout the United States, expedites the delivery of construction projects; and

**WHEREAS**, the City, as a governmental agency member, is authorized to utilize the IQC contract for construction services competitively awarded by the National Joint Powers Alliance (NJPA) to the Gordian Group, the Managers of IQC; and

**WHEREAS**, through the NJPA process, Metro Express, Inc. was identified as the contractor, hereinafter "Contractor", that has the qualifications and experience in performing the identified scope; and

**WHEREAS**, on April 25, 2016, the City and the Gordian Group met with the Contractor to review the scope of the project; and

**WHEREAS**, on May 25, 2016, after negotiations, the Contractor submitted a revised bid proposal, utilizing the NJPA cooperative contract system in the amount of \$1,691,134.67; and

**WHEREAS**, the total contract amount to be approved is \$1,691,134.67, plus a 10 percent owner's contingency in the amount of \$169,113.47, for a total of \$1,860,248.14; and

**WHEREAS**, the cost proposal was reviewed and analyzed by the consultant, CIP and the Gordian Group and was found to be fair and reasonable considering the accelerated schedule and complex logistics of construction; and

**WHEREAS**, on July 6, 2016, the Finance and Citywide Projects Committee unanimously voted in favor to advance, to this fiscal year, the funding needed to complete this project and requested to submit a capital budget amendment on July 20, 2016 Commission Meeting for approval, which would be the 7<sup>th</sup> Amendment to the FY 15/16 Capital Budget; and

**WHEREAS**, the City Manager recommends the execution of a work order with Metro Express, Inc. as Contractor for the pedestrian mall improvements for Espanola Way.

**NOW, THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA** authorizing the City Manager to approve and execute a work order with Metro Express Inc., in the not to exceed amount of \$1,691,134.67 for the construction of the Española Way Conversion to Pedestrian Mall Project utilizing the competitively bid National Joint Powers Alliance (NJPA) cooperative contract plus ten percent owner's contingency in the amount of \$169,113.47 for a total of \$1,860,248.14 partially utilizing previously appropriated funds and funding subject to the 7th Amendment to the FY 15/16 Capital Budget

**PASSED and ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2016.

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**PHILIP LEVINE, MAYOR**

**ATTEST:**

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**RAFAEL E. GRANADO, CITY CLERK**