

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. 2016-091-KB, FOR DESIGN/BUILD SERVICES FOR WEST AVENUE IMPROVEMENTS PHASE II NORTH OF 14 STREET (PHASE II), TO RIC-MAN CONSTRUCTION, INC., WITH THE GUARANTEED MAXIMUM PRICE (GMP) IN THE AMOUNT OF \$30,850,663.00; AUTHORIZING A TEN PERCENT (10%) OWNER'S CONTINGENCY FOR THE PROJECT IN THE AMOUNT OF \$3,085,066.30; AND FURTHER AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE A DESIGN BUILD AGREEMENT WITH RIC-MAN CONSTRUCTION, INC.

WHEREAS, on March 9, 2016, the City Commission directed the Administration to issue a Request for Proposals (RFP) for Design/Build Services for West Avenue Improvements Phase II North of 14 Street (the "RFP"); and

WHEREAS, the RFP was released on March 14, 2016, with an opening date of May 9, 2016; and

WHEREAS, a voluntary pre-proposal conference to provide information to the proposers submitting a response was held on March 29, 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 five (5) firms: Bergeron Land Development, Inc. ("Bergeron"), David Mancini & Sons, Inc. ("DMSI"), Lanzo Construction Company ("Lanzo"), Ric-Man Construction, Inc. ("Ric-Man Construction"), and Ric-Man International, Inc. ("Ric-Man International"); and

WHEREAS, the proposal from Ric-Man International failed to comply with the minimum requirements as stated in the RFP, and, accordingly was deemed non-responsive; and

WHEREAS, on May 17, 2016, via LTC # 215-2016, the City Manager appointed the Evaluation Committee (the "Evaluation Committee"), which convened on June 13, 2016 to consider the proposals submitted under Phase I; and

WHEREAS, the Committee's Phase I rankings were as follows: 1) Ric-Man Construction; 2) DMSI; 2) Lanzo; and 4) Bergeron; and

WHEREAS, on July 14, 2016, after reviewing the proposals and the Evaluation Committee's scores and rankings, the City Manager exercised his due diligence and

recommended, pursuant to Section 0400 (Proposal Evaluation) of the RFP, that all proposers proceed to Phase II of the RFP evaluation process; and

WHEREAS, on November 10, 2016, the Procurement Department issued Phase II of the RFP to the short-listed proposers; and

WHEREAS, on January 12, 2017, the City received the technical and price proposals in response to Phase II of the RFP; and

WHEREAS, DMSI submitted a "Statement of No Bid" for Phase II of the RFP and therefore received no further consideration; and

WHEREAS, the Evaluation Committee, appointed by the City Manager via LTC # 215-2016, convened on January 19, 2017 to consider the proposals received under Phase II; and

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

- (1) Ric-Man Construction; and
- (2) Lanzo; and
- (3) Bergeron; and

WHEREAS, the City Manager, having considered the proposals and the Evaluation Committee's rankings, recommends award of the contract to Ric-Man Construction, Inc., with a Guaranteed Maximum Price (GMP) in the amount of \$30,844,123.00; 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 \$3,084,412.30.

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. 2016-091-KB for Design/Build Services for West Avenue Improvements Phase II North of 14 Street (Phase II), to Ric-Man Construction, Inc., with the Guaranteed Maximum Price (GMP) in the amount of \$30,850,663.00; and authorizes a ten percent (10%) Owner's Contingency in the amount of \$3,085,066.30; and further authorizes the Mayor and City Clerk to execute a Design Build Agreement with Ric-Man Construction, Inc.

PASSED AND ADOPTED this _____ day of _____ 2017.

ATTEST:

Philip Levine, Mayor

**APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION**

Rafael Granado, City Clerk



City Attorney RAP
1-25-17

Date