

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER, TO AUTHORIZE NEGOTIATIONS RELATING TO REQUEST FOR QUALIFICATIONS NO. 2023-120-ND, FOR CONSTRUCTION MANAGER AT RISK (CMR) FOR THE 72ND STREET COMMUNITY COMPLEX PROJECT; AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH KAUFMAN LYNN CONSTRUCTION, INC., AS THE TOP-RANKED PROPOSER; FURTHER, IF THE ADMINISTRATION IS NOT SUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH KAUFMAN LYNN CONSTRUCTION, INC., AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH PCL CONSTRUCTION SERVICES, INC., AS THE SECOND-RANKED PROPOSER; AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE AN AGREEMENT, WHICH SHALL INCLUDE PRECONSTRUCTION SERVICES, UPON THE CONCLUSION OF SUCCESSFUL NEGOTIATIONS; AND REQUIRING THAT THE FINAL GUARANTEED MAXIMUM PRICE (GMP) FOR CONSTRUCTION SERVICES BE SUBJECT TO THE PRIOR APPROVAL OF THE CITY COMMISSION.

WHEREAS, on February 22, 2023, the Mayor and City Commission approved the issuance of the Request for Qualifications (RFQ) No. 2023-120-ND for Construction Manager at Risk (CMR) for the 72nd Street Community Complex Project; and

WHEREAS, Request for Qualifications No. 2023-120-ND (the "RFQ") was released on February 27, 2023; and

WHEREAS, a voluntary pre-proposal meeting was held on March 10, 2023; and

WHEREAS, on April 10, 2023, the City received two (2) proposals from Kaufman Lynn Construction, Inc., and PCL Construction Services, Inc.; and

WHEREAS, on April 17, 2023, The City Manager, via Letter to Commission No. 171-2023, appointed an Evaluation Committee consisting of the following individuals: Monica Beltran, Director, Parking Department; Jose Del Risco, Assistant Director, Parks and Recreation Department; Francisco Garcia, Division Director, Facilities and Fleet Management Department; David Gomez, Division Director, Office of Capital Improvement Projects; Ronnie Issenberg, Member, Ad Hoc North Beach CRA Advisory Committee; Carolina Jones, Member, Parks and Recreation Advisory Committee; and Rodney Knowles, Assistant Director, Public Works Department; and

WHEREAS, the Evaluation Committee convened on May 4, 2023, to review and score the proposals; and

WHEREAS, the Evaluation Committee received an overview of the project, information relative to the City's Cone of Silence Ordinance and the Government Sunshine Law, general information on the scope of services, and a copy of each proposal; and

WHEREAS, the Evaluation Committee was instructed to score and rank each proposal pursuant to the evaluation criteria established in the RFQ; and

WHEREAS, the Evaluation Committee process resulted in the ranking of proposers as follows: Kaufman Lynn Construction, Inc., as the top-ranked proposer; and PCL Construction Services, Inc., as the second-ranked proposer; and

WHEREAS, after reviewing all of the submissions and the Evaluation Committee's rankings and analysis, the City Manager concurs with the Evaluation Committee and recommends that the Mayor and City Commission authorize the Administration to enter into negotiations with Kaufman Lynn Construction, Inc., as the top-ranked proposer; further, if the Administration is not successful in negotiating an agreement with Kaufman Lynn Construction, Inc., authorizing the Administration to enter into negotiations with PCL Construction Services, Inc., as the second-ranked proposer; authorizing the City Manager and City Clerk to execute an agreement, which shall include preconstruction services, upon the conclusion of successful negotiations; and requiring that the final guaranteed maximum price (GMP) for construction services be subject to the prior approval of the City Commission.

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 recommendation of the City Manager, to authorize negotiations relating to Request for Qualifications No. 2023-120-ND, for Construction Manager at Risk (CMR) for the 72nd Street Community Complex Project; authorize the Administration to enter into negotiations with Kaufman Lynn Construction, Inc., as the top-ranked proposer; further, if the Administration is not successful in negotiating an agreement with Kaufman Lynn Construction, Inc., authorize the Administration to enter into negotiations with PCL Construction Services, Inc., as the second-ranked proposer; authorize the City Manager and City Clerk to execute an agreement, which shall include preconstruction services, upon the conclusion of successful negotiations; and require that the final guaranteed maximum price (GMP) for construction services be subject to the prior approval of the City Commission.

PASSED AND ADOPTED this _____ day of _____ 2023.

ATTEST:

RAFAEL E. GRANADO, CITY CLERK

DAN GELBER, MAYOR

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

Ricardo Rojas 6/27/2023
For City Attorney Date