

HOMELAND DEFENSE/
NEIGHBORHOOD IMPROVEMENT
BOND OVERSIGHT BOARD
AGENDA

2/25/14 – 6:00 P.M.
CITY OF MIAMI
CITY HALL CHAMBERS
3500 PAN AMERICAN DRIVE
MIAMI, FLORIDA 33133

- I. APPROVAL OF THE MINUTES FOR THE MEETING OF JANUARY 28, 2014**

- II. OLD BUSINESS / FOR INFORMATIONAL ONLY:**
 - Discussion on Environmental Remediation Funding

- III. ADDITIONAL ITEMS:**

- IV. CHAIRMAN OPEN AGENDA:**

HOMELAND DEFENSE/
NEIGHBORHOOD IMPROVEMENT
BOND OVERSIGHT BOARD
MINUTES

**1/28/14 – 6:06 P.M.
CITY OF MIAMI
CITY HALL CHAMBERS
3500 PAN AMERICAN DRIVE
MIAMI, FLORIDA 33133**

The meeting was called to order at 6:06 p.m., with the following members found to be

Present: Ola Aluko (Entered meeting at 6:10 p.m.)
Eileen Broton (Vice Chair)
John Cunill
David Freedman
Henry Goa
Ricardo Lambert
Robert Powers
Jose Solares (Chairman)

Absent: Nelson V. Alvarado
David Berley
Guillermo Martin
Maria (Beba) Sardina-Mann
Albena Sumner

ALSO

PRESENT	City Attorney's Office:	Assistant Attorney Brian Dombrowski
	CIP Department:	Jeovanny Rodriguez, Assistant Director
	City Clerk's Office:	Evangeline Kilpatrick, Transcriber
	Board Liaison:	Marcia Lopez

I. APPROVAL OF THE MINUTES FOR THE MEETING OF AUGUST 27, 2013

HD/NIB MOTION 14-01

A MOTION TO APPROVE THE MINUTES OF THE AUGUST 27, 2013 MEETING OF THE HOMELAND DEFENSE/NEIGHBORHOOD IMPROVEMENT BOND OVERSIGHT BOARD.

MOVED: Robert Powers
SECONDED: Ricardo Lambert
ABSENT: N. Alvarado; D. Berley; G. Martin; M. Sardina-Mann; A. Sumner
AYE: O. Aluko; E. Broton; J. Cunill; D. Freedman; H. Goa; R. Lambert; R. Powers; J. Solares

Note for the Record: The motion passed unanimously, 8-0

II. OLD BUSINESS:

1. Introduction of New Board Member Nominated By Commissioner Wifredo "Willy" Gort
 - Guillermo Martin

III. NEW ITEMS:

1. Citywide Park Equipment & Site Improvements at *Duarte Park Playground Lighting – Construction Services--*

NAME OF PROJECT: [CITYWIDE PARK EQUIPMENT & SITE IMPROVEMENTS AT DUARTE PARK PLAYGROUND LIGHTING – CONSTRUCTION SERVICES](#)

CIP/PROJECT NUMBER: [B-30541D](#)

TOTAL DOLLAR AMOUNT: [\\$56,317; of which \\$31,000 is Homeland Defense funds \(other funds: \\$150,000 Contribution from General Funds 2007 & Future and \\$1,741,439 Impact Fees\)](#)

SOURCE OF FUNDS: [Homeland Defense Bond Series 3 – Neighborhood Park Improvements, Impact Fees and Contribution from General Fund 2007 and Future](#)

DESCRIPTION OF PROJECT: [The scope consists of installing a site lighting system to illuminate the playground.](#)

Presentation by Jeovanny Rodriguez. Scope consists of installation of a lighting system to illuminate the playground. The project is estimated at \$56,000, out of which \$31,000 is from HD funds.

Board Member Lambert requested that the board be provided with the master plan for the park in terms of lighting and potentially saving money.

Chair Solares requested that the board be provided an itemized list for this project.

HD/NIB MOTION 14-02

A MOTION TO APPROVE FUNDING OF THE CITYWIDE PARK EQUIPMENT & SITE IMPROVEMENTS AT DUARTE PARK PLAYGROUND LIGHTING -- CONSTRUCTION SERVICES.

MOVED: Vice Chair Eileen Broton
SECONDED: Ricardo Lambert
ABSENT: N. Alvarado; D. Berley; G. Martin; M. Sardina-Mann; A. Sumner
AYE: O. Aluko; E. Broton; J. Cunill; D. Freedman; H. Goa; R. Lambert
R. Powers; J. Solares

Note for the Record: The motion passed unanimously, 8-0

IV. PROJECT UPDATES:

1. Duarte Park Building Renovations, Splash Park and Sign Construction Services – *Completed: Presentation by Jeovanny Rodriguez. Scope of project is the expansion of the recreational building; including the demolition of a terrace and a construction of an 800 square feet addition for the multi-purpose room; including update to electrical system; the renovation of the existing building; new park manager’s office and new lighting for the new facilities. Total project scope of the total allocated funds for the project: \$1,321,797, out of which \$752,797 were HD (Homeland Defense) funds. Total project cost: \$1,268,834. Total savings: \$43,963.*
2. West End Park New Community Building: *Presentation by Jeovanny Rodriguez. This project is 90 percent designed, currently in the dry run process for permitting. Scope of project is demolition of existing community building and construction of the new 10,800 square feet community building. The new building would include multi-purpose room, fitness room, activity rooms, computer room, break rooms, male and female restrooms, a covered terrace and picnic area. Total estimated cost: \$3,878,537, out of which \$1,980,521 are HD funds. This is a project that is going to be conventional bid; expect to be ready for advertisement by end of March 2014 and start construction in August 2014.*
3. Bryan Park Tennis/Community Center – Design Services. *Presentation by Jeovanny Rodriguez. The scope of this project is the demolition of 600 square feet comfort station and construction of new 1,500 square feet community building and upgrade FPL services to the park. Total cost estimate: \$871,611, out of which \$852,128 is HD funds. This project is 90 percent complete in design; currently in dry run process for permitting. Project is expected to be advertised at the end of March 2014 with estimated construction start of August 2014.*

Board Member Lambert stated that he and the community have always had a concern about the placement based on the rendering; there has always been an issue each time they see a rendering of where the project is going, the feeling is that it’s always encroaching into the green space too much. He further suggested the community may be okay with the present placement because this is preserving the green space, but from the rendering in the update, it looks different. Board Member Lambert suggested that the site plan and the rendering do not

match, but as long as the project is proceeding as reflected in the site plan, he concurs with the site plan, but that is not what was in the update provided to the board.

Mr. Rodriguez expressed his understanding of the community's concern, and he is aware that this issue was discussed by the board at a previous meeting. He stated from his department's perspective, there was a discussion had with the Parks director who suggested the location was better, and further stated there would be a further community discussion concerning this matter, but Mr. Rodriguez was unsure whether such a community discussion ever took place. Mr. Rodriguez further stated he would like to continue and finalize the permitting process; that it is always easier to revise the permit and move back the building, but in the meantime, he will look into cost for the redesign which is just basically the site plan with some modifications to the utility, and before construction is started, he will approach the community and the board to ensure that some type of compromise is reached; that if it becomes necessary, he can go back and amend the contract, amend the redesign.

Board Member Powers reminded the board that this conversation was taken up about five years ago or longer about the fact that the acre to one side would remain undisturbed, and that if they were going to have to move anything, they would move the playground to put in more tennis courts; that they would never touch the other half of the property that has nothing on it. He further stated he has in his possession 500 signatures of the people who directly surround the park, saying that that is precisely what they wanted to occur and the fact that they did not need a 2,000 square foot space as far as a community center.

Vice Chair Broton inquired as to whether Mr. Rodriguez would be revisiting with the community to ensure that the way the project is moving forward is what the community wants. Mr. Rodriguez replied that the site plan will be distributed through the community and from what he understands and from comments presently made, the board concurs with the current site plan.

Board Member Lambert commented that the last time this issue was discussed in detail, the present site plan looks like it is in accord with what was discussed, but the rendering looked "iffy," and that is why Board Member Lambert asked for some clarification this evening; that as long as the project of moving forward according to the present site plan, he feels that his concerns plenty of the people that surround the neighborhood's concerns "will be okay." He further stated that there are many members of the community still debate whether or not they needed a building so large, but the placement of the building has been at different times on different locations on the site plan; however, what was presented this evening as the current site plan, he is in agreement with the current site plan.

4. *Hadley Park New Youth Center – Design Services--Presentation by Jeovanny Rodriguez. This project is 100 percent designed and permitted. The project has been advertised for construction. It's recently been funded. Scope of project is a 23,000 square-foot gymnasium. The building would include indoor basketball court, exercise room, adjacent lockers and restrooms, classrooms, meeting rooms, computer rooms, office space and storage, building lobby reception area and will interconnect with new covered drop-off area that will abut the cultural plaza. Estimated construction cost: \$6,535,777, out of which \$1,591,297 is HD funds. Negotiations are currently taking place with the low bidder to try to finalize the contract. The*

reason for the present negotiations with the low bidder is because it has been so long since advertising took place -- more than 120 days since the bids were due and low bidder needs to accept the low price before moving forward. The project is expected to begin construction relatively soon.

Board Member Goa expressed his concern about whether the project would include a circular driveway done at the senior building, not just a covered drop-off area. Board Member Goa specifically requested that the plans clearly indicate a circular driveway; not just a covered drop-off area.

Mr. Rodriguez assured Board Member Goa that the current site plan does include a circular driveway as well as a covered drop-off area.

Board Member Aluko that the CIP Department provide the board members with the most recent site plan and floor plans for this project; that the board needs a complete master plan. Board Member inquired as to what the amount of the lowest bidder of this project was.

Mr. Rodriguez stated that the amount of the lowest bidder was \$5,961,616 but that's not the final number for the project because it does not include all of the bid alternatives.

Board Member Aluko requested that the final negotiated price be provided to the board once that price is determined.

Chair Solares reminded the board that this project has already been approved by the City Commission.

V. ADDITIONAL ITEMS:

- *2013 Annual Report: The annual report is scheduled to come before the Commission in March 2014, to be presented by Chair Solares. Board Member Powers offered to attend the March 2014 City Commission with Chair Solares.*
- *Remediation in Some of the City's Parks: Mr. Rodriguez informed the board that he would be coming back on the next meeting or relatively soon with several requests to utilize some of the HD funds available to continue with some of the park contamination and the actual remediation that will have to be engaged in some of the City's parks. Mr. Rodriguez further stated that he consulted with the City Attorney's Office to ensure that type of use is consistent with the funds, and he was told that it is.*

Bond counsel confirmed that he approved the use of the funding for remediation in the City's parks. Bond counsel stated, "We've looked into it, and that is an acceptable use for the funds."

Mr. Rodriguez stated he is in the process now of trying to finalize some of those cost estimates for some of the affected parks and he hopes to have all the information

ready, hopefully for the next meeting so he can present it to the board for review and approval.

- *Seawall for Manatee Park. Board Member Powers requested an update on the status of the seawall for Manatee Park including what monies will come from the HD fund regarding this project. Mr. Rodriguez indicated this project was recently approved for phase two, which is the construction phase; that he is still in the process of finalizing the permits for this project.*

VI. CHAIRMAN OPEN AGENDA:

Vice Chair Broton requested a financial report be provided to the board which should include the status of all projects and available funding.

The meeting adjourned at 6:50 p.m.

City of Miami

*City Hall
3500 Pan American Drive
Miami, FL 33133
www.miamigov.com*



Meeting Agenda

Thursday, February 13, 2014

9:00 AM

REGULAR

City Hall Commission Chambers

City Commission

*Tomás Regalado, Mayor
Wifredo (Willy) Gort, Chair
Keon Hardemon, Vice Chair
Marc David Sarnoff, Commissioner District Two
Frank Carollo, Commissioner District Three
Francis Suarez, Commissioner District Four
Johnny Martinez, P.E., City Manager
Victoria Méndez, City Attorney
Todd B. Hannon, City Clerk*

ABSENT: Commissioner(s) Suarez

RE.6

RESOLUTION

14-00075

*District 1 -
Commissioner
Wifredo (Willy) Gort*

A RESOLUTION OF THE MIAMI CITY COMMISSION URGING GOVERNOR RICK SCOTT AND THE MEMBERS OF THE FLORIDA LEGISLATURE TO SUPPORT HOUSE BILL 153 AND SENATE BILL 224 EXTENDING THE CURRENT PROHIBITIONS RELATING TO TOBACCO PRODUCTS FOR PERSONS UNDER THE AGE OF EIGHTEEN, BY PROHIBITING THE SALE, GIFTING, POSSESSION OR USE OF NICOTINE VAPORIZERS AND LIQUID NICOTINE DISPENSING DEVICES, INCLUDING ELECTRONIC CIGARETTES, TO AND BY PERSONS UNDER THE AGE OF EIGHTEEN; DIRECTING THE CITY CLERK TO TRANSMIT A COPY OF THIS RESOLUTION TO THE OFFICIALS DESIGNATED HEREIN.

- 14-00075 FL HB 153.pdf
- 14-00075 FL SB 224.pdf
- 14-00075 Legislation.pdf

R-14-0042

MOVED: Francis Suarez

SECONDED: Frank Carollo

UNANIMOUS


Motion that this matter be ADOPTED WITH MODIFICATIONS PASSED by the following vote.

AYES: Commissioner(s) Gort, Sarnoff, Carollo, Suarez and Hardemon

RE.7

RESOLUTION

14-00095

 *Department of
Capital
Improvements
Program*

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING THE CAPITAL IMPROVEMENTS APPROPRIATIONS RESOLUTION NO. 14-0035, ADOPTED JANUARY 23, 2014, AND REVISING CURRENT APPROPRIATIONS AMONG APPROVED PROJECTS; FURTHER APPROPRIATING FUNDING FOR THE ADDED PROJECTS.

- 14-00095 Summary Form.pdf
- 14-00095 Legislation.pdf
- 14-00095 Exhibit.pdf
- 14-00095-Submittal-Assistant City Manager Alice Bravo.pdf
- 14-00095-Submittal-Administration.pdf

R-14-0046

MOVED: Marc David Sarnoff

SECONDED: Francis Suarez

UNANIMOUS

Motion that this matter be ADOPTED PASSED by the following vote.

AYES: Commissioner(s) Gort, Sarnoff, Carollo, Suarez and Hardemon

END OF RESOLUTIONS



AGENDA ITEM SUMMARY FORM

FILE ID: 14-00095

Date: 02/03/2014

Requesting Department: Capital Improvements Program

Commission Meeting Date: 02/13/14

District Impacted: Citywide

Law Department
Matter ID No.

Type: Resolution Ordinance Emergency Ordinance Discussion Item

Other _____

Subject: Resolution amending Capital Projects Appropriations Resolution No. 14-0035, adopted January 23, 2014.

Purpose of Item:

To amend the Capital Improvements Appropriations Resolution No. 14-0035, to reflect the reprogramming of existing funding.

Background Information:

Reprogramming of existing funding to continue projects, require that the Capital Improvements Appropriations Resolution No. 14-0035 be amended to reflect said changes to the capital appropriations.

Budget Impact Analysis

YES Is this item related to revenue?

YES Is this item an expenditure? If so, please identify funding source below.

General Account No: _____

Special Revenue Account No: _____

CIP Project No: _____

YES Is this item funded by Homeland Defense/Neighborhood Improvement Bonds?

Start Up Capital Cost: _____

Maintenance Cost: _____

Total Fiscal Impact: _____

Final Approvals
(SIGN AND DATE)

CIP _____
If using or receiving capital funds
Grants N/A

Budget [Signature] / 2/4/14
Risk Management N/A

Purchasing N/A

Dept. Director [Signature]

Chief [Signature]

City Manager [Signature]



City of Miami

Legislation

Resolution

City Hall
3500 Pan American
Drive
Miami, FL 33133
www.miamigov.com

File Number: 14-00095

Final Action Date:

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), AMENDING THE CAPITAL IMPROVEMENTS APPROPRIATIONS RESOLUTION NO. 14-0035, ADOPTED JANUARY 23, 2014, AND REVISING CURRENT APPROPRIATIONS AMONG APPROVED PROJECTS; FURTHER APPROPRIATING FUNDING FOR THE ADDED PROJECTS.

WHEREAS, the revised appropriations constitute an update to the existing Multi-Year Capital Plan approved pursuant to Resolution No. 13-0437, adopted October 24, 2013; and

WHEREAS, the previous appropriations remain authorized to continue previously approved capital projects; and

WHEREAS, select previous appropriations are being reallocated within Capital Funds; and

WHEREAS, it is now necessary in order to amend appropriations for Fiscal Year 2014 in Capital Funds based on the following format:

Fund 30000	Community Redevelopment Area
Fund 31000	General Government
Fund 32000	Public Safety
Fund 33000	Disaster Recovery
Fund 34000	Public Facilities
Fund 35000	Parks & Recreation
Fund 36000	Streets & Sidewalks
Fund 37000	Sanitary Sewers
Fund 38000	Storm Sewers
Fund 39000	Solid Waste
Fund 39900	Mass Transit
Fund 98004	ARRA Others - Memo Only;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI, FLORIDA:

Section 1. The recitals and findings contained in the Preamble to this Resolution are adopted by reference and incorporated as if fully set forth in this Section.

Section 2. The herein appropriations are hereby made for implementation of municipal capital improvements of the City of Miami ("City"), for the Fiscal Year ending September 30, 2014. Descriptive fund number and project balances, when included, are shown for informational purposes

only.

Fund 31000 General Government	\$	9,219,565.65
Fund 32000 Public Safety	\$	13,394,912.00
Fund 33000 Disaster Recovery	\$	2,470,620.97
Fund 34000 Public Facilities	\$	26,981,120.01
Fund 35000 Parks & Recreation	\$	34,641,402.25
Fund 36000 Streets & Sidewalks	\$	79,466,752.00
Fund 37000 Sanitary Sewer	\$	6,006,689.07
Fund 38000 Storm Sewers	\$	21,050,958.43
Fund 39000 Solid Waste	\$	958,076.28
Fund 39900 Mass Transit	\$	1,868,854.10
Fund 98004 ARRA - Others -	\$	235,821.58
Memo Only		
TOTAL	\$	196,294,772.34

Section 3. This Resolution shall become effective immediately upon its adoption and signature by the Mayor.{1}

APPROVED AS TO FORM AND CORRECTNESS:

VICTORIA MÉNDEZ
CITY ATTORNEY

Footnotes:

{1} If the Mayor does not sign this Resolution, it shall become effective at the end of ten calendar days from the date it was passed and adopted. If the Mayor vetoes this Resolution, it shall become effective immediately upon override of the veto by the City Commission.

**FISCAL YEAR 2013-2014
CAPITAL FUND APPROPRIATION AMENDMENT**

APPROPRIATION ADJUSTMENTS FEBRUARY 13, 2014							
Item No.	From Project	Amount	From Fund	To Project	Amount	To Fund	Award / Source
1	B-39910 - Quality of Life District 2	(5,204.85)	31000 - General Government Projects	B-30865G - Environmental Remediation - Citywide	5,204.85	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
2	B-30696 - Miamarina Pier A, B & C Fire Line Repairs - D2	(750.70)	34000 - Public Facilities-CIP	B-30865G - Environmental Remediation - Citywide	750.70	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
3	B-30172A - Roberto Clemente Park Recreation Building - D2	(21,079.78)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	21,079.78	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
4	B-30229 - Robert King High Park Soccer Field - D4	(25,253.09)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	25,253.09	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
5	B-30304 - Shenandoah Park Improvements - D4	(4,614.78)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	4,614.78	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
6	B-30541B - Kennedy Park Floating Dock PH I - D2	(53.93)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	53.93	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
7	B-30685B - 1814 Brickell Avenue Park - D2	(5,686.99)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	5,686.99	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
8	B-30801 - Manatee Bend Park Shoreline Improvements - D2	(887.39)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	887.39	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
9	B-30820 - Legion Park Boat Ramp Repairs - D2	(2,480.10)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	2,480.10	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
10	B-30826 - Lincoln Park Improvements D2	(5,811.42)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	5,811.42	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
11	B-30963 - Bay of Pigs Memorial Park Lighting - D4	(327.41)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	327.41	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
12	B-35812C - Duarte Park Gazebo and Roof Remodelling - D1	(186.32)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	186.32	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
13	B-35868A - Robert King High Park Furniture - D4	(949.62)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	949.62	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
14	B-35883 - Charles Hadley Park Field House and Concession Building - D5	(262.61)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	262.61	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
15	B-35887 - Moore Park New Construction - D5	(603.20)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	603.20	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
16	B-35887A - Moore Park Temporary Daycare Center Trailers - D5	(264.76)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	264.76	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
17	B-35907 - Athlete Range Park Soccer/Football Complex - D5	(12.53)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	12.53	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
Item No.	From Project	Amount	From Fund	To Project	Amount	To Fund	Award / Source

**FISCAL YEAR 2013-2014
CAPITAL FUND APPROPRIATION AMENDMENT**

18	B-39910E - D2 Quality of Life Park Improvements	(48,011.16)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	48,011.16	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
19	B-39910P - Brickell Park Playground (South of Icon) - D2	(6,001.11)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	6,001.11	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
20	B-40170 - Irrigation System at Kennedy Dog Park - D2	(11,689.94)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	11,689.94	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
21	B-75854 - Kirk Munroa Tennis Court Improvements - D2	(10,447.50)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	10,447.50	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
22	B-75864 - Merrle Christmas Park Site Improvements - D2	(17,367.42)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	17,367.42	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
23	B-75991A - Williams Park Improvements - Community Building - D5	(18,259.86)	35000 - Parks & Recreation	B-30865G - Environmental Remediation - Citywide	18,259.86	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
24	B-30179 - Downtown Baywalk Master Plan & Design - D2	(36,622.58)	36000 - Streets & Sidewalks	B-30865G - Environmental Remediation - Citywide	36,622.58	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
25	B-39910I - Brickell Avenue Decorative Pedestrian Crosswalks - D2	(692.00)	36000 - Streets & Sidewalks	B-30865G - Environmental Remediation - Citywide	692.00	31000 - General Government Projects	Award 1584 - Homeland Defense Series 3
26	B-73202C - Solid Waste Collection Equipment	(200,000.00)	39000 - Solid Waste-CIP	B-70479 - Remodeling of SW Work Area	200,000.00	39000 - Solid Waste-CIP	Award 1426 - Contribution from General Fund
27	B-72910 - Police Training Facility (New)	(7,154.76)	32000 - Public Safety	B-72910B - College of Police Condensation Study and Report	7,154.76	32000 - Public Safety	Award TBD - Contribution from General Fund (Formally Award 1464)
28	B-72910 - Police Training Facility (New)	(2,845.24)	32000 - Public Safety	B-72910B - College of Police Condensation Study and Report	2,845.24	32000 - Public Safety	Award TBD - Contribution from General Fund (Formally Award 1496)
29	B-72802 - Fire Stations & Other Fire Facilities	(54,803.00)	32000 - Public Safety	B-70418 - FEMA Assistance to Firefighters Program 2011	54,803.00	32000 - Public Safety	Award 1105 - Fire Assessment Fee
30	B-30501C - Manuel Arttime Window Replacement 970 Building - PF	(20,387.66)	34000 - Public Facilities-CIP	B-30501A - Manuel Arttime Miscellaneous Project	20,387.66	34000 - Public Facilities-CIP	Award 1350 - SRF 2007 Contribution to Capital - 09/12/13 Partial Appropriation Reversal
31	B-50705 - Kinloch Storm Sewer Improvements Project - D1	(268,315.81)	38000 - Storm Sewer	B-30789 - NW 20th Street from 7th Avenue to 20th Avenue - D1	268,315.81	36000 - streets and Sidewalks	Award 1584 - Homeland Defense Series 3
32	B-50705P2 - Kinloch Storm Sewer Improvements PH2 - D1	(142,437.61)	38000 - Storm Sewer	B-30789 - NW 20th Street from 7th Avenue to 20th Avenue - D1	142,437.61	36000 - streets and Sidewalks	Award 1584 - Homeland Defense Series 3
33					0.00		
APPROPRIATION ADJUSTMENTS TOTALS		(919,465.13)			919,465.13		

CITY OF MIAMI CONTAMINATED PARK STATUS INVENTORY
2/13/2014

Park Name	Contaminants	Current Status	Estimated Remediation Cost	Estimated Site Closure Cost	Estimated Reopening Date
Brickell Park	Dioxins, Arsenic, Barium, Lead, Copper, Antimony	Open with Turf Cover. Corrective Action Plan was submitted to DERM on 1/31/2014 for review and approval. DERM's review of the plan is in process. The City is planning to thicken the barrier between the detected contamination levels and the ground surface by adding clean fill and re-turfing the park	\$244,033.52	\$500,000	Jun-14
Meridian Park	Dioxins, Arsenic, Barium, Copper, Lead	Closed. A Corrective Action Plan is in process of development. In the meantime, the City has conducted confirmation samples at the eastern edge of the park where soil samples have returned clean. If the lab results re-confirm the clean results, the City plans to re-open at least the eastern half of the park by early March 2014.	\$146,657.37	\$500,000	Partial reopening Mar - 14 Full Reopening Jun- 14
Southside Park	Arsenic, Antimony, Barium, Copper, Iron, Lead - Further Testing Ongoing	Closed. A solid waste delineation report was submitted to DERM on 1/30/2014. The report included an overview of where solid waste debris was located beneath the ground surface throughout the park. A site assessment plan is in process to collect samples to confirm the sections of the park that are contaminated as a follow-up to the visual solid waste delineation report. The City anticipates to implement the site remediation early March.	\$43,605.76	\$1,070,000	Oct-14
Southside Park	Arsenic, Antimony, Barium, Copper, Iron, Lead - Further Testing Ongoing	Closed. The park initially remained open following the discovery of surficial solid waste debris and collection of soil samples at random locations within the park. The City evaluated the possibility of implementing public access restrictions at certain areas of the park where surficial solid waste is observed (melted glass, etc.). The plan to restrict public access areas proved to be extensive in addition to the still unknown full extent; therefore the City of Miami has closed the park as of February 7, 2014. Additional Site Assessment via collection and testing of soil will resume in February. The recent closing of this park is anticipated to be temporary; with gradual re-openings of sections after each area is tested and/or mitigated where necessary. Re-openings of certain sections could occur as early as mid-March.	\$55,055.21	TBD	Partial reopening Apr - 14 Full Reopening TBD
Southside Park	Arsenic, Barium, Copper, Lead Further Testing Ongoing	Closed. Southside Park will remain closed until a complete site assessment is conducted. A visual delineation report was recently submitted on February 3, 2014. The City is in the process of evaluating exactly how much of the park is affected via collection and testing of the soil. The City plans to complete its delineation by March and have an approved remediation plan by early May for implementation.	\$43,869.78	\$550,000	Sep-14

Submitted into the public record in connection with item RE.7 on 02/13/14

Todd B. Hannon
City Clerk

14-00095- Submittal- Assistant City Manager
Alice Bravo

	Arsenic, Barium - Further Testing Pending	Closed. Contamination was discovered at random sampling locations during the City-Wide Parks Investigation. Billy Rölle Park will remain closed until a complete site assessment is conducted. The City will be evaluating how much of the park is affected; however due to the parks relatively small size; and if the same issues are present. Site Assessment activities will begin February 2014.	Pending	TBD	TBD
	Arsenic, Barium, Copper, Iron, Lead - Further Testing Ongoing	Open. Contamination was discovered at random sampling locations of Bayfront Park during the City-Wide Parks investigation. The park continues to remain open, because top 6" of soil did not indicate exposure concern and since park is primarily used for special events.	Pending	TBD	TBD
Totals			\$533,221.64	\$2,620,000	

Submitted into the public record in connection with item RE.7 on 02/13/14
 Todd B. Hannon
 City Clerk



Carlos A. Gimenez, Mayor

Department of Regulatory and Economic Resources
Environmental Resources Management
701 NW 1st Court, 4th Floor
Miami, Florida 33136-3912
T 305-372-6700 F 305-372-6982

miamidade.gov

September 24, 2013

CERTIFIED MAIL NO. 7011 0470 0002 4386 4384
RETURN RECEIPT REQUESTED

Alice Bravo, Assistant City Manager
City of Miami
444 SW 2nd Avenue
Miami, FL 33130

Re: City of Miami (the City), Merrie Christmas Park (HWR-770) located at, near or in the vicinity of
3840 SW 37 Ave, City of Miami, FL

Dear Ms. Bravo:

Based on the findings from two City of Miami Parks, Blanche and Merrie Christmas, DERM recommends that an environmental status review of City of Miami Parks be conducted.

At a minimum, the following screening criteria should be used to evaluate the Parks. Historical land use using available records shall be evaluated, with particular emphasis on past uses such as rock quarries. Historical aerial photographs shall also be reviewed to assist in the evaluation or identify historical uses of the park, including landfilling activities. Additionally, the year of acquisition shall be used as screening criteria and whether a Phase 1/Phase 2 Environmental Audit was conducted at the property. These criteria will assist in the determination of whether site specific screening is warranted. The City may remove those parks from the screening process that have already undergone assessment and have already been addressed or are in the process of being addressed (e.g., Fern Isle, etc.). To assist in the screening process, DERM recommends that initial site screening begin with site reconnaissance to visually identify solid waste. Following site reconnaissance, a proposal for site specific soil sampling shall be prepared. The number and location of soil samples shall be based on the size of the park and location and size of open space areas within the park. Based upon the results, the appropriate recommendation to address parks identified with contamination shall be made.

If you have any questions concerning the above, please contact me at mayorw@miamidade.gov or via telephone at (305) 372-6700.

Sincerely

Wilbur Mayorga, P.E. Chief
Environmental Monitoring and Restoration Division

ec: Jeovanny Rodriguez, City of Miami - jeovannyrodriguez@miamigov.com
Harry James, City of Miami - hjames@miamigov.com

SUBMITTED INTO THE
PUBLIC RECORD FOR
ITEM RE.7 ON 2-13-14

Delivering Excellence Every Day



ARCADIS U.S., Inc.
5201 Blue Lagoon Drive
9th Floor
Miami
Florida 33126
Tel 305.716.4155
Fax 305.716.4154
www.arcadis-us.com

Mr. Lee Casey
Senior Division Director, Technical Services and Environmental Affairs
Public Works and Waste Management Department
2525 NW 62nd Street, #5001
Miami, Florida 33147

Re: **Miscellaneous Consulting Services (USF & Bond Funded) – Task 1100
Subtask 1110.1 – Southside Park CLCP Evaluation**

Dear Mr. Casey:

Date:
February 12, 2014

We reviewed the documentation provided for Southside Park located at 100 SW 11th Street in Miami to determine if the site was eligible for USF funding and inclusion in the County's Comprehensive Landfill Closure Plan. Any waste site located in Miami-Dade County may be considered eligible for USF funding from the Public Works and Waste Management Department (PWWM) if it meets the following criteria, subject to a determination by the PWWM Bond Engineer:

Contact:
Robert French, PE,
BCEE

Phone:
239.218.6821

Email:
RobertFrench@arcadis-us.com

1. The site must be owned by a municipal government (includes County-owned sites)
2. There must be documented ground water contamination at the site that exceeds RER standards and poses a potential risk of water supply contamination as determined by RER, and/or
3. There must be documented evidence that the site was used as a landfill

Our ref:

Florida License Numbers
Engineering 67
Geology 405

The documentation indicated that the site is owned by a municipality (the City of Miami), and subsurface soils sampling results indicated elevated concentrations of arsenic, barium, copper, and lead at several locations on site.

The Preliminary Site Assessment Report prepared by T.Y. LIN International/HJ Ross (TYLIN) dated January 30, 2014 included results from 32 soil borings and eight composite soil samples on the property, which indicated the presence of solid waste. The extent and depths below ground surface where the solid waste was found indicate landfilling activities were conducted at the site.

Imagine the result

SUBMITTED INTO THE
PUBLIC RECORD FOR
ITEM RE. 7 ON 2.13.14.

ARCADIS

Mr. Lee Casey
February 12, 2014

Two temporary groundwater monitoring wells were installed on site. The groundwater sampling results were reported as either non-detect, below regulatory limits, or below laboratory method detection limits. To date, there is no indication of groundwater contamination at the site.

Based on our review of the documentation provided, this site appears to meet the criteria for USF funding and qualifies to be added to the CLCP list. If you have any questions regarding this letter or wish to discuss the details of the site documentation further, please contact me or Christopher Tilman, PE, BCEE.

Very truly yours,

ARCADIS U.S., INC.



Robert H. French, P.E., BCEE
Principal-In-Charge

Enclosures

C: Kushala Gowda, PE, ARCADIS-US, Inc.
Antonio Guillen, PE, PMP, ARCADIS U.S., Inc.
Christopher Tilman, PE, BCEE, ARCADIS U.S., Inc.

Submitted into the public
record in connection with
item RE.7 on 02/13/14
Todd B. Hannon
City Clerk

Page:
2/2

Mission:

To protect, promote & improve the health of all people in Florida through integrated state, county & community efforts.



Rick Scott
Governor

John H. Armstrong, MD, FACS
State Surgeon General & Secretary

Vision: To be the Healthiest State in the Nation

January 30, 2014

Dear Health Care Provider:

The Florida Department of Health (FDOH) is sending this letter because there have been media reports of heavy metals in City of Miami and Miami-Dade County public parks, such as Blanche Park, and families may have questions for their physicians. For up-to-date information, please see <http://www.dadehealth.org/toxic.asp>. The Poison Control Center is available 24 hours per day to provide information on testing and treating patients for heavy metals.

FDOH has so far determined that there is minimal health risk for children, adults, (and animals) who have had typical park/playground use over the last decade. For example, state toxicologists completed a Health Risk Assessment (HRA) for Blanche Park on November 25, 2013 that predicted that the levels of chemicals found in the park (soil and groundwater) were not likely to pose a health concern. The City of Miami is taking steps to prevent future exposure at Blanche and several other Miami parks. An HRA is only designed to determine if current levels of chemicals at that location would add additional risk to the public's background exposure to chemicals in their lives. The Health Risk Assessment cannot be used to link individual illnesses to past chemical exposures.

Clinicians and families may still have concerns about individuals with specific questions about clinical aspects of toxic exposures, such as possible symptoms, testing, and treatment. One option is to consult the Poison Control Center 24 hours/day by calling 1-800-222-1212. They can provide accurate information on the appropriate method for testing of heavy metals in blood and/or urine.

Sincerely,

Lillian Rivera, RN, MSN, PhD
Health Officer/Administrator
Florida Department of Health in
Miami-Dade County

Jeffrey P. Brosco, MD, PhD
Regional Medical Director
Children's Medical Services, Miami-Dade County
Florida Department of Health

Florida Department of Health
Miami-Dade County
8175 NW 12th Street, Suite 300, Doral, FL 33126
PHONE: 305-324-2400 • FAX 786-336-1297

www.FloridasHealth.com
TWITTER: HealthyFLA
FACEBOOK: FLDepartmentofHealth
YOUTUBE: fldoh

ADMITTED INTO THE
PUBLIC RECORD FOR

RE-7 ON 2/13/14

14-00095-Submittal-Administration

HEAVY METAL POISONING

According to Centers for Disease Control and Prevention, there are many heavy metals in our environment both naturally and from pollution. Some of these, including copper, iron and zinc, play important roles in our bodies if they are in a normal level. Others have no known benefit for health. **There is growing evidence that "chronic" or long-term exposure to lower levels of heavy metals also causes health problems.** The symptoms of chronic heavy metal poisoning can be severe, but are often less obvious and develop much more slowly over time than the symptoms caused by acute exposure.

- **Many of the symptoms of heavy metal toxicity can include:**
 - Alcohol intolerance, allergies (environmental and food sensitivities), chronic unexplained pain, coated tongue, cold hands and feet, dark circles under the eyes.
 - Extreme fatigue, depression, headaches, loss of memory and forgetfulness, low body temperature, metallic taste in the mouth, muscle and joint pain, muscle tics or twitches.
 - Muscle tremors, night sweats prone to rashes, prone to mood swings, sensitive teeth skin problems, sore or receding gums, tingling in the extremities, , unsteady gait, vitamins and mineral deficiencies.

True chronic heavy metal poisoning is rare. More often, these same symptoms can be caused by other health problems not related to a metal exposure at all.

Different heavy metals are best tested for in different ways. Some are tested for in urine, and some are tested for in blood samples. One single test is not going to give the best information for all heavy metals.

Diagnosis or treatment should not be based on hair analysis alone because hair may pick up materials such as sweat and dust that can contain many things, including heavy metals. A positive hair test cannot tell you how much of the metal is in your body or whether or not it is causing disease.

Clinicians and families with specific questions about clinical aspects of toxic exposures (possible symptoms, testing and treatment) should consult the Poison Control Center 24hrs/day by calling 800-222-1212.

Additional Resources:

Agency for Toxic Substances & Disease Registry (ATSDR) Toxic Substances Portal: ToxFAQs:
www.atsdr.cdc.gov/

Occupational Safety and Health Administration. Safety and Health Topics: Heavy Metals at
osha.gov/SLTC/metalsheavy/index.html

U.S. Food and Drug Administration. "FDA issues warnings to marketers of unapproved 'chelation' products." Oct. 14 2010:

www.fda.gov/NewsEvents/Newsroom/PressAnnouncements/ucm229320.htm

U.S. Environmental Protection Agency information on health effects of metals:

www.epa.gov/mercury/ and www.epa.gov/lead/

Submitted into the public
record in connection with
item RE.7 on 02/13/14

Todd B. Hannon
City Clerk

RE: HADLEY PARK
YOUTH CENTER

City of Miami

City Hall
3500 Pan American Drive
Miami, FL 33133
www.miamigov.com



Meeting Agenda

Thursday, February 27, 2014

9:00 AM

PLANNING AND ZONING

City Hall Commission Chambers

City Commission

Tomás Regalado, Mayor
Wifredo (Willy) Gort, Chair
Keon Hardemon, Vice Chair
Marc David Sarnoff, Commissioner District Two
Frank Carollo, Commissioner District Three
Francis Suarez, Commissioner District Four
Johnny Martínez, P.E., City Manager
Victoria Méndez, City Attorney
Todd B. Hannon, City Clerk

RE.9**14-00107**

*Department of Capital
Improvements
Program*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), ACCEPTING FUNDS, IN THE AMOUNT OF \$1,000,000.00, FROM THE DEPARTMENT OF ECONOMIC OPPORTUNITY DIVISION OF COMMUNITY DEVELOPMENT, FOR THE DESIGN DISTRICT ROADWAY AND STORMWATER IMPROVEMENTS PROJECT NO. B-30985; AUTHORIZING THE CITY MANAGER TO EXECUTE A RURAL INFRASTRUCTURE FUND GRANT AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, FOR SAID PURPOSE.

14-00107 Summary Form.pdf

14-00107 Legislation.pdf

14-00107 Exhibit.pdf

RE.10**14-00137**

*Department of Capital
Improvements
Program*

RESOLUTION

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), ACCEPTING THE BID RECEIVED JUNE 20, 2013, PURSUANT TO INVITATION TO BID ("ITB") NO. 12-13-028, FROM ABC CONSTRUCTION INC., THE NEXT LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, AS DESCRIBED BELOW, FOR THE HADLEY PARK YOUTH CENTER PROJECT, CAPITAL IMPROVEMENTS PROJECT NOS. B-30588A AND B-30588AS, IN THE AMOUNT OF \$6,620,794.61, WHICH INCLUDES \$6,018,904.19, FOR THE BID AMOUNT, AN ALLOWANCE OF \$104,616.00, FOR PERMIT FEES, PLUS A TEN PERCENT (10%) OWNER CONTINGENCY AMOUNT OF \$601,890.42, FOR A TOTAL NOT TO EXCEED AWARD VALUE OF \$6,620,794.61; ALLOCATING FUNDS IN THE AMOUNT OF \$6,620,794.61, FROM CAPITAL IMPROVEMENT PROJECT NOS. B-35883A AND B-35883AS; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT, IN SUBSTANTIALLY THE ATTACHED FORM, CONSISTING OF THE ITB DOCUMENTS AND ATTACHMENTS, FOR SAID PURPOSE.

14-00137 Summary Form.pdf

14-00137 Legislation.pdf

14-00137 Exhibit 1.pdf

END OF RESOLUTIONS



AGENDA ITEM SUMMARY FORM

FILE ID: 14-00137

Law Department
Matter ID No.

Date: 12/17/13

Requesting Department: CIP

Commission Meeting Date: 2/27/14

District(s) Impacted: 5

Type: Resolution Ordinance Emergency Ordinance Discussion Item Other _____

Subject: Resolution authorizing the City Manager to execute a contract with ABC Construction, Inc. for the Hadley Park Youth Center Project No.s B-35883A and B-35883AS.

Purpose of Item:

To accept the bid and authorize execution of a construction contract with ABC Construction, Inc., ("ABC") the lowest responsive and responsible bidder, pursuant to invitation to Bid No. 12-13-028 received June 20, 2013, for the Hadley Park Youth Center Project No.s B-35883A and B-35883AS, in the bid amount of \$6,018,904.19, which includes an allowance of \$104,616 for permit fees, plus a ten percent (10%) owner contingency amount of \$601,890.42, for a total not to exceed award value of \$6,620,794.61. Funds in the amount of \$6,620,794.61 are to be allocated from Capital Improvement Project No.s B-35883A and B-35883AS.

Budget Impact Analysis:

The Capital Improvements and Transportation Program ("CIP") issued invitation to Bid ("ITB") No. 12-13-028 for construction services for the Hadley Park Youth Center Project ("The Project") No.s B-35883A and B-35883AS. Seven (7) bids were received by the Office of the City Clerk on June 20, 2013. The Bid Security list indicates that DiPompeo Construction Corporation's ("DiPompeo") bid is the lowest and CIP staff determined that DiPompeo is a responsive and responsible bidder. Because the award exceeded one hundred twenty (120) calendar days beyond the bid opening date of June 20, 2013, a Bidder may withdraw its Bid by delivering written notice of withdrawal to CIP prior to award of the Contract by the City Commission. CIP staff requested that DiPompeo confirm its willingness to accept award of the Project at its submitted bid amount. Two letters were sent to DiPompeo; the first dated January 10, 2014 and the second dated January 30, 2014 for this purpose. DiPompeo failed and/or refused to provide confirmation of withdrawal in response to these letters and accordingly, their bid is deemed withdrawn.

CIP is recommending that the Project be awarded to ABC; the next lowest Bidder which CIP staff has determined is a responsible bidder and meets the minimum requirements. Additionally, ABC has confirmed to CIP staff their willingness to comply and accept the award at its submitted bid amount of \$6,018,904.19. The City Manager requests authorization to execute a contract with ABC, in the total bid amount of \$6,018,904.19, which includes an allowance of \$104,616, for permit fees, plus a ten percent (10%) owner contingency amount of \$601,890.42, for a total not to exceed award value of \$6,620,794.61.

NO Is this item related to revenue?
YES Is this item an expenditure? If so, please identify funding source below.

General Account No: _____

Special Revenue Account No: _____

Project No.s: B-35883A and B-35883AS

YES Is this item funded by Homeland Defense/Neighborhood Improvement Bonds?

Start Up Capital Cost: _____

Maintenance Cost: _____

Total Fiscal Impact: \$6,620,794.61

**Final Approvals
(SIGN AND DATE)**

CIP N/A

Budget [Signature] 2/18/14

If using or receiving capital Grants N/A

Risk Management N/A

Purchasing N/A

Dept. Director [Signature] 2/19/14

Chief _____

City Manager [Signature]



City of Miami

Legislation

Resolution

City Hall
3500 Pan American
Drive
Miami, FL 33133
www.miamigov.com

File Number: 14-00137

Final Action Date:

A RESOLUTION OF THE MIAMI CITY COMMISSION, WITH ATTACHMENT(S), ACCEPTING THE BID RECEIVED JUNE 20, 2013, PURSUANT TO INVITATION TO BID ("ITB") NO. 12-13-028, FROM ABC CONSTRUCTION INC., THE NEXT LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, AS DESCRIBED BELOW, FOR THE HADLEY PARK YOUTH CENTER PROJECT, CAPITAL IMPROVEMENTS PROJECT NOS. B-30588A AND B-30588AS, IN THE AMOUNT OF \$6,620,794.61, WHICH INCLUDES \$6,018,904.19, FOR THE BID AMOUNT, AN ALLOWANCE OF \$104,616.00, FOR PERMIT FEES, PLUS A TEN PERCENT (10%) OWNER CONTINGENCY AMOUNT OF \$601,890.42, FOR A TOTAL NOT TO EXCEED AWARD VALUE OF \$6,620,794.61; ALLOCATING FUNDS IN THE AMOUNT OF \$6,620,794.61, FROM CAPITAL IMPROVEMENT PROJECT NOS. B-35883A AND B-35883AS; AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT, IN SUBSTANTIALLY THE ATTACHED FORM, CONSISTING OF THE ITB DOCUMENTS AND ATTACHMENTS, FOR SAID PURPOSE.

WHEREAS, the Capital Improvements and Transportation Program ("CIP") issued Invitation to Bid ("ITB") No. 12-13-028 for construction services for the Hadley Park Youth Center, Project Nos. B-35883A and B-35883AS ("Project"); and

WHEREAS, seven (7) bids were received by the Office of the City Clerk on June 20, 2013; and

WHEREAS, the Bid Security List indicates that DiPompeo Construction Corporation Inc.'s., ("DiPompeo") bid is the lowest; and

WHEREAS, CIP had determined DiPompeo to be the lowest responsive and responsible bidder; and

WHEREAS, as the award exceeded one hundred twenty (120) calendar days beyond the bid opening date of June 20, 2013, a bidder may withdraw its bid by delivering written notice of withdrawal to CIP prior to award of the contract by the City Commission; and

WHEREAS, CIP staff requested that DiPompeo confirm its willingness to accept award of the Project at its submitted bid amount and sent two letters to DiPompeo; the first dated January 10, 2014, and a second dated January 30, 2014, for this purpose; and

WHEREAS, DiPompeo failed and/or refused to provide conformation of withdrawal in response to these letters and accordingly, their bid is deemed withdrawn; and

WHEREAS, ABC Construction, Inc., ("ABC") the next lowest Bidder, has been determined by CIP

staff to be a responsible bidder and meets the minimum requirements; and

WHEREAS, ABC has responded in writing to a letter sent by CIP staff, dated February 4, 2014, their willingness to comply and accept the award at its submitted bid amount of \$6,018,904.19; and

WHEREAS, the City Manager requests authorization to execute a contract with ABC, in the bid amount of \$6,018,904.19, which includes an allowance of \$104,616.00 for permit fees, plus a ten percent (10%) owner contingency amount of \$601,890.42, for a total not to exceed award value of \$6,620,794.61; and

WHEREAS, funds in the amount of \$6,620,794.61 are to be allocated from Capital Improvement Project Nos. B-35883A and B-35883AS;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF MIAMI, FLORIDA:

Section 1. The recitals and findings contained in the Preamble to this Resolution are adopted by reference and incorporated as if fully set forth in this Section.

Section 2. The bid received June 20, 2013, pursuant to ITB No. 12-13-028 from ABC, the next lowest responsive and responsible bidder, for the Project, as stated herein, in the amount of \$6,620,794.61, which includes \$6,018,904.19, an allowance of \$104,616.00 for permit fees, plus a ten percent (10%) owner contingency amount of \$601,890.42, for a total not to exceed award value of \$6,620,794.61, is accepted, with funds in the amount of \$6,620,794.61, allocated from Capital Improvement Project Nos. B-35883A and B-35883AS.

Section 3. The City Manager is authorized {1} to execute a Contract, in substantially the attached form, consisting of the ITB documents and attachments, for said purpose.

Section 4. This Resolution shall become effective immediately upon its adoption and signature of the Mayor. {2}

APPROVED AS TO FORM AND CORRECTNESS:

VICTORIA MÉNDEZ
CITY ATTORNEY

Footnotes:

{1} The herein authorization is further subject to compliance with all requirements that may be imposed by the City Attorney, including but not limited to those prescribed by applicable City Charter and Code provisions.

{2} If the Mayor does not sign this Resolution, it shall become effective at the end of ten calendar days from the date it was passed and adopted. If the Mayor vetoes this Resolution, it shall become effective immediately upon override of the veto by the City Commission.