


MEMORANDUM

October 15, 2024

TO: Mark Berman, City Attorney

CC: Jill R. Mesojedec, FRP, Florida Registered Paralegal
Suzette Sibble, Assistant City Manager
James Saunders, Assistant City Attorney
Amy Schmidt, Contract Manager
Mary Rivero, Purchasing Director
Horacio Danovich, Stegia LLC.

FROM: Fernand Thony, GO Bond Director 

Please prepare an Ordinance to execute a third Amendment to the contract with The Whiting-Turner Contracting Co. (WT). The Ordinance is necessary to retain WT to provide Construction Management at Risk Services for the GO Bond Dixie Highway Streetscape Improvements project. Work under this agreement will continue the transformation of this primary North- South corridor from City limits to City limits.

On September 24, 2019, via Ordinance 2019-94, the City executed a Construction Management at Risk (CMAR) contract with the firm. The City Commission authorized staff to proceed to negotiate a Guaranteed Maximum Price (See Exhibit A-1) contract. The firm received a pre-construction services contract in the sum of \$396,360.00 (approved via Resolution 2020-22) to assist the City with preparation of a GMP.

On December 8, 2020, via Ordinance 2021-24, the City Commission approved a First Amendment to the existing contract and awarded WT the sum of \$9,377,631.00. The funds were used to construct streetscape improvements on Dixie Highway from McNab Road to SW 2nd Street (Segment 1).

On July 12, 2022, via Ordinance 2022-55, the City Commission approved a Second amendment to the contract and award in the sum of \$45,632,432.00 to construct streetscape improvements on Dixie Highway from y from SW 3rd Street to NE 10th Street and Atlantic Boulevard, from NW 7th Avenue to NE 4th Avenue.

Since, the firm compiled a new GMP proposal in the sum of \$12,984,223.00 (see Exhibit C) and a Project Schedule (see Exhibit E). The GMP was prepared to address streetscape improvements proposed for Dixie Highway from NE 10th Street to Copans Road, known as Segment 3 phase A

This 3rd segment of the project will be funded utilizing various sources, inclusive of Broward County Surtax funds in the sum of \$12,240,069.60. Staff has incorporated all required County surtax provisions into the GMP contract and relevant Exhibits.

The Ordinance will authorize execution of this GMP. Staff is seeking to add this Ordinance to the November 12, 2024 City Commission agenda.