

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A CONSTRUCTION MANAGEMENT AT RISK PHASE II CONSTRUCTION SERVICES AGREEMENT WITH WAYPOINT CONTRACTING INC. TO PROVIDE CONSTRUCTION MANAGEMENT AT RISK SERVICES FOR THE BUTLER ROCK HOUSE PROJECT, A CAPITAL IMPROVEMENT PROJECT, FOR A TOTAL GUARANTEED MAXIMUM PRICE OF \$549,615.04.

WHEREAS, the City desires to make improvements to The Butler Rock House ("Rock House") at Charles Vollman Park by providing new amenities to the park by constructing a new pavilion that preserves elements of the historic value of The Butler Rock House; and

WHEREAS, on September 21, 2022, the City Commission passed and adopted Resolution No. R-2022-271, authorizing City officials to execute Continuing Services Agreements with the highest-ranked firms in each tier level to provide construction management at risk services with Waypoint Contracting Inc. ("Waypoint") being one of those firms; and

WHEREAS, on August 19, 2024, a Phase I Pre-Construction Services Agreement was executed with Waypoint for The Butler Rock House project in an amount up to \$1,625.00; and

WHEREAS, Phase I preconstruction services were completed; and

WHEREAS, the Department of Design and Construction Management ("DCM") received a Guaranteed Maximum Price proposal from Waypoint for Phase II construction services for The Butler Rock House project in an amount up to \$549,615.04, which staff has determined to be fair and reasonable and in accordance with industry standards; and

WHEREAS, it is in the best interest of the City to enter into an agreement with Waypoint to provide Phase II construction services for The Butler Rock House project; and

WHEREAS, the Director of DCM recommends that the City Commission approve and authorize the execution of a Construction Management at Risk Phase II Construction Services Agreement for The Butler Rock House project ("Agreement") in an amount up to \$549,615.04; and

WHEREAS, an owner allowance of \$75,000 is included within the proposal amount of \$549,615.04 for unforeseen conditions, including but not limited to additional structural shoring and existing utility relocations; and

WHEREAS, the owner allowance shall only be used as requested by staff with the remaining value to be returned to the City; and

WHEREAS, funding for this project was included in the amended FY 2025 Capital Improvement Plan, and is available in account number 334.309901.57200.563010.001143.000.000.

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

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it authorizes the appropriate City officials to execute a Construction Management at Risk Phase II Construction Services Agreement with Waypoint, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form by the City Attorney.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2024.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM:

DOUGLAS R. GONZALES

CITY ATTORNEY