

RESOLUTION NO. R-DCRA-2023-

A RESOLUTION OF THE HOLLYWOOD, FLORIDA COMMUNITY REDEVELOPMENT AGENCY ("CRA"), AUTHORIZING THE APPROPRIATE CRA OFFICIALS TO EXECUTE AN AGREEMENT WITH BURKHARDT CONSTRUCTION INC. FOR THE CONSTRUCTION OF THE HOLLYWOOD BOULEVARD STREETScape PROJECT IN AN AMOUNT NOT TO EXCEED \$14,509,809.36 THAT INCLUDES THE DIRECT PURCHASE OF CONSTRUCTION MATERIALS BY THE CRA IN AN ESTIMATED AMOUNT OF \$1,832,000.00; AUTHORIZING THE EXPENDITURE OF FUNDS FOR PERMIT FEES IN AN AMOUNT NOT TO EXCEED \$400,000.00; AUTHORIZING THE CRA EXECUTIVE DIRECTOR TO EXECUTE ANY AND ALL APPLICABLE AGREEMENTS AND DOCUMENTS TO IMPLEMENT THE PROJECT.

WHEREAS, it is in the best interest of the City's Community Redevelopment Agency ("CRA") to enter into an agreement with a qualified general contractor to provide professional Construction Management at Risk services that are required to implement the Hollywood Boulevard Streetscape Project ("Project"); and

WHEREAS, in accordance with Florida Statute Section 255.103, a governmental entity, including a municipality and a special district, may select a construction management entity pursuant to the process provided by Florida Statute Section 287.055, the Consultants' Competitive Negotiation Act ("CCNA"); and

WHEREAS, if a governmental entity seeking construction management services chooses to procure such services pursuant to CCNA, it must issue a request for qualifications, review the statements of qualifications, rank the firms, and negotiate with the most qualified firm; and

WHEREAS, on November 15, 2020, the CRA issued RFQ DCRA 20-027 to provide construction management at risk services for the Project; and

WHEREAS, on April 7, 2021, the CRA Board passed and adopted Resolution No. R-CRA-2021-19, which authorized the appropriate CRA officials to negotiate the Phase I Preconstruction Services with the highest ranked firm; and

WHEREAS, Burkhardt Construction Inc. ("Burkhardt") was the highest ranked firm and provided fees for the Phase I Preconstruction service as requested by the CRA; and

WHEREAS, on July 7, 2021, the CRA Board passed and adopted Resolution No. R-DCRA-2021-38, which authorized the appropriate CRA officials to approve the expenditure for Construction Management at Risk, Phase I Preconstruction fees in an amount not to exceed \$80,000.00; and

WHEREAS, Burkhardt bid out the project and prepared and submitted a Guarantee Maximum Price ("GMP") for the construction of the Project in an amount not to exceed \$14,509,809.36, attached as Exhibit "A"; and

WHEREAS, the CRA requests authorization from the CRA Board to allow for the direct purchase of materials in an estimated amount of \$1,832,000.00 for an estimated sales tax savings of \$121,000.00; and

WHEREAS, the CRA requests authorization from the CRA Board to allow for the expenditure of funds for permit fees associated with the construction of the project in an amount not to exceed \$400,000.00; and

WHEREAS, funding for this expenditure is available in the Downtown CRA account number 166.669902.55200.563010.001349.000.000; and

WHEREAS, the GMP includes \$1,296,395.65 for costs associated with upgrades to the existing water main system which consists of the installation of a new water main within the project limits, and Public Utilities will reimburse the CRA for such cost; and

WHEREAS, the Executive Director of the CRA recommends that the CRA Board approve the execution of a Phase II Construction Agreement with Burkhardt, including the expenditure of funds for permit fees, the direct purchase of materials for this Project and the reimbursement of funds by Public Utilities to the CRA.

NOW, THEREFORE, BE IT RESOLVED BY THE HOLLYWOOD, FLORIDA COMMUNITY REDEVELOPMENT AGENCY:

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

Section 2: That it approves and authorizes the execution, by the appropriate CRA officials, of the attached agreement with Burkhardt Construction Inc., together with such non-material changes as may be subsequently agreed to by the CRA Executive Director and approved as to form by the CRA's General Counsel.

Section 3: That it approves and authorizes the expenditure of funds to allow the CRA to direct purchase materials to save on the sales taxes in an estimated amount of \$1,832,000.00.

Section 4: That it approves and authorizes the expenditure of funds for Permit

Fees associated with the construction of the Hollywood Boulevard Streetscape Project in an amount not to exceed \$400,000.00.

Section 5: That it approves and authorizes the Executive Director to execute all applicable agreements and documents to implement the Hollywood Boulevard Streetscape Project.

Section 6: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

A RESOLUTION OF THE HOLLYWOOD, FLORIDA COMMUNITY REDEVELOPMENT AGENCY ("CRA"), AUTHORIZING THE APPROPRIATE CRA OFFICIALS TO EXECUTE AN AGREEMENT WITH BURKHARDT CONSTRUCTION INC. FOR THE CONSTRUCTION OF THE HOLLYWOOD BOULEVARD STREETScape PROJECT IN AN AMOUNT NOT TO EXCEED \$14,509,809.36 THAT INCLUDES THE DIRECT PURCHASE OF CONSTRUCTION MATERIALS BY THE CRA IN AN ESTIMATED AMOUNT OF \$1,832,000.00; AUTHORIZING THE EXPENDITURE OF FUNDS FOR PERMIT FEES ASSOCIATED WITH THE CONSTRUCTION OF THE PROJECT IN AN AMOUNT NOT TO EXCEED \$400,000.00; AUTHORIZING THE CRA EXECUTIVE DIRECTOR TO EXECUTE ANY AND ALL APPLICABLE AGREEMENTS AND DOCUMENTS TO IMPLEMENT THE PROJECT.

PASSED AND ADOPTED this _____ day of _____, 2023.

ATTEST:

HOLLYWOOD, FLORIDA COMMUNITY
REDEVELOPMENT AGENCY

PHYLLIS LEWIS, BOARD SECRETARY

JOSH LEVY, CHAIR

APPROVED AS TO FORM.

DOUGLAS R. GONZALES
GENERAL COUNSEL