

RESOLUTION NO. R-CRA-2024-60

A RESOLUTION OF THE HOLLYWOOD, FLORIDA COMMUNITY REDEVELOPMENT AGENCY ("CRA"), RELATING TO PHASE II CONSTRUCTION SERVICES FOR THE PHASE IV - UNDERGROUNDING OF OVERHEAD UTILITIES AND STREETScape BEAUTIFICATION AT STATE ROAD A1A FROM HOLLYWOOD BOULEVARD TO THE SOUTHERN CITY LIMITS, AND THE FLORIDA DEPARTMENT OF TRANSPORTATION RESURFACING RESTORATION AND REHABILITATION AT STATE ROAD A1A FROM MONROE STREET TO SEACREST PARKWAY; CORRECTING CERTAIN DOLLAR AMOUNTS CONTAINED IN RESOLUTION NO. R-CRA-2024-30.

WHEREAS, on July 3, 2024, the CRA Board passed and adopted Resolution No. R-CRA-2024-30 ("Resolution"); and

WHEREAS, staff subsequently discovered certain incorrect amounts in the Resolution; and

WHEREAS, pursuant to Resolution No. R-CRA-2024-23, the Board approved the execution of an Amendment to the Phase IV E/W Streets GMP with Burkhardt Construction Inc., for the construction of Keating Park in an amount not to exceed \$1,303,168.34; and

WHEREAS, while preparing the Resolution, the amount of \$1,373,553.00 was entered instead of the correct amount of \$1,303,168.34; and

WHEREAS, by passing and adopting this Resolution, the CRA Board corrects these errors as follows:

In the title of the Resolution, (i) the initial amount of \$49,651,133.36 shall be corrected to \$49,580,749.70, and (ii) Adding the Phase II Construction Services GMP amount of \$26,525,180.55, which increases the amendment amount to a total Guaranteed Maximum Price of \$76,105,930.25 instead of \$76,176,313.91.

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

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

A RESOLUTION OF THE HOLLYWOOD, FLORIDA COMMUNITY REDEVELOPMENT AGENCY ("CRA"), RELATING TO PHASE II CONSTRUCTION SERVICES FOR THE PHASE IV - UNDERGROUNDING OF OVERHEAD UTILITIES AND STREETScape BEAUTIFICATION PROJECT BY CORRECTING CERTAIN DOLLAR AMOUNTS CONTAINED IN RESOLUTION NO. R-CRA-2024-30.

Section 2: That it approves the correction of Resolution No. R-CRA-2024-30 as set forth above.

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

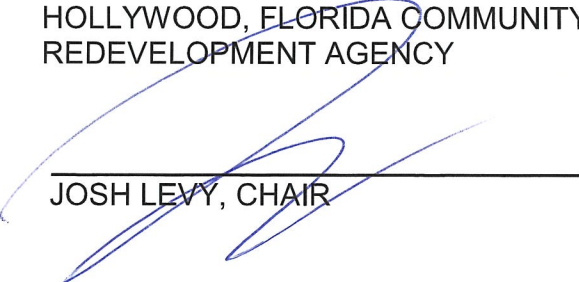
PASSED AND ADOPTED this 4th day of December, 2024.

ATTEST:

HOLLYWOOD, FLORIDA COMMUNITY REDEVELOPMENT AGENCY

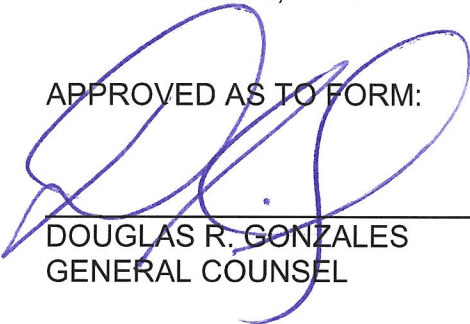


PHYLLIS LEWIS, BOARD SECRETARY



JOSH LEVY, CHAIR

APPROVED AS TO FORM:



DOUGLAS R. GONZALES
GENERAL COUNSEL

RESOLUTION NO. R-CRA-2023-30

A RESOLUTION OF THE HOLLYWOOD, FLORIDA COMMUNITY REDEVELOPMENT AGENCY ("CRA"), AUTHORIZING THE APPROPRIATE CRA OFFICIALS TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH BURKHARDT CONSTRUCTION INC. FOR PHASE II CONSTRUCTION SERVICES FOR THE PHASE IV - UNDERGROUNDING OF OVERHEAD UTILITIES AND STREETScape BEAUTIFICATION AT STATE ROAD A1A FROM HOLLYWOOD BOULEVARD TO THE SOUTHERN CITY LIMITS, AND THE FLORIDA DEPARTMENT OF TRANSPORTATION RESURFACING RESTORATION AND REHABILITATION AT STATE ROAD A1A FROM MONROE STREET TO SEACREST PARKWAY, IN AN AMOUNT UP TO \$26,525,180.55 TO INCREASE THE AGREEMENT AMOUNT FROM \$49,651,133.36 FOR A TOTAL GUARANTEED MAXIMUM PRICE OF \$76,176,313.91; FURTHER AUTHORIZING THE CRA EXECUTIVE DIRECTOR TO EXECUTE ALL APPLICABLE AGREEMENTS OR DOCUMENTS.

WHEREAS, the Hollywood Beach Community Redevelopment Agency ("CRA") Plan identifies the need to eliminate slum and blight by improving circulation for pedestrians, bicyclists, and motorists, and to underground the overhead utility lines; and

WHEREAS, the Plan includes the conversion of overhead utility lines to underground within the public right of way of the Beach District; and

WHEREAS, the CRA Board directed staff to proceed with Streetscape Improvements and Undergrounding from Hollywood Boulevard to the southern City limits, which includes the E/W Streets from Harrison Street to Magnolia Terrace, Surf Road, the street ends and harmonization to private properties from State Road A1A to the west right of way line of the Broadwalk, and State Road A1A from Hollywood Boulevard to the southern City limits; and

WHEREAS, on June 3, 2020, the CRA Board passed and adopted Resolution No. R-BCRA-2020-20, which authorized Kimley-Horn and Associates to provide consulting services for the design of Phase IV for both the E/W Streets and State Road A1A from Hollywood Boulevard to the southern City limits; and

WHEREAS, on May 5, 2022, the CRA through the City submitted a letter of interest to the Florida Department of Transportation ("FDOT") to enter into a Joint Partnership Agreement ("JPA") to combine the CRA's State Road A1A project scope with the proposed FDOT Resurfacing, Restoration and Rehabilitation ("RRR") Project; attached as Exhibit "A"; and

WHEREAS, on July 25, 2022, FDOT responded to the letter of interest accepting the request to enter a JPA, attached as Exhibit “B”; and

WHEREAS, on January 18, 2023, the CRA Board passed and adopted Resolution R-BCRA-2023-01, authorizing appropriate CRA officials to execute an Agreement with Burkhardt for Phase I Preconstruction Services for the Phase IV - Undergrounding of Overhead Utilities and Streetscape Beautification in an amount not to exceed \$159,820.00; and

WHEREAS, on January 18, 2023, the CRA Board approved Resolution No. R-BCRA-2023-02, which authorized Kimley Horn and Associates to include the FDOT RRR consulting services in the design of Phase IV - Undergrounding of Overhead Utilities and Streetscape Beautification along State Road A1A from Hollywood Boulevard to the southern City limits; and

WHEREAS, the scope of the project includes milling and resurfacing, upgrades to the existing pedestrian curb ramps, pavement markings and stripping, drainage component, update signalization at existing crossings, lighting upgrades at intersections and signage to comply with improvements, attached as Exhibit “C”; and

WHEREAS, on December 6, 2023, pursuant to Resolution No. R-CRA-2023-61, the Board approved the execution of an Agreement with Burkhardt for a Guaranteed Maximum Price (“GMP”) for Phase II Construction Services for the Phase IV project in an amount up to \$48,277,581.36; which includes 18 E/W Streets, Surf Road, streetends, private property harmonization and the undergrounding of overhead utilities; and

WHEREAS, on June 5, 2024, pursuant to Resolution No. R-2024-23, the Board approved the execution of an Amendment to the Phase IV E/W Streets GMP with Burkhardt for the construction of Keating Park in an amount not to exceed \$1,373,553.00, increasing the approved Phase IV E/W Street amount from \$48,277,581.36 to \$49,561,133.36; and

WHEREAS, it is anticipated that the City Commission will review a project funding agreement in September 2024, which will authorize the appropriate City officials to execute a project funding agreement with the FDOT for RRR improvements along State Road A1A between Monroe Street and Seacrest Parkway; and

WHEREAS, CRA has included the RRR scope of work in the Phase IV State Road A1A GMP; and

WHEREAS, the project funding agreement with FDOT will authorize reimbursement to the City for the RRR scope of work in an amount of \$3,481,644.00 (attached as Exhibit “D”); and

WHEREAS, Burkhardt submitted a GMP for Construction Services for the Phase IV Undergrounding of Overhead Utilities and Streetscape Beautification at State Road A1A from Hollywood Boulevard to the Southern City Limits and the FDOT RRR at State Road A1A from Monroe Street to Seacrest Parkway in an amount up to \$26,525,180.00 (attached as Exhibit "E")

WHEREAS, funding for this expenditure is available in the Beach CRA FY 2024 account number 163.639901.552.563010.001236.000.000 (Underground Ph 4 - A1A South).

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

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 approves and authorizes the execution, by the appropriate CRA officials, of the attached Amendment to the Construction Management at Risk Phase II Construction Services Agreement with Burkhardt, 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 Executive Director to execute all applicable agreements or documents to implement the Project, subject to approval by the General Counsel.

Section 4: That it approves and authorizes the use of funds from account number 163.639901.552.563010.001236.000.000, in an amount not to exceed \$26,525,180.55, with an estimated \$3,481,644.00 to be reimbursed by FDOT.

Section 5: That \$26,525,180.55 when added to previously approved amount of the Agreement with Burkhardt increases the GMP from \$49,651,133.36 to a total Guaranteed Maximum Price of \$76,176,313.91.

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

A RESOLUTION OF THE HOLLYWOOD, FLORIDA COMMUNITY REDEVELOPMENT AGENCY ("CRA"), AUTHORIZING THE APPROPRIATE CRA OFFICIALS TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH BURKHARDT CONSTRUCTION INC. FOR PHASE II CONSTRUCTION SERVICES FOR THE PHASE IV - UNDERGROUNDING OF OVERHEAD UTILITIES AND STREETScape BEAUTIFICATION AT STATE ROAD A1A FROM HOLLYWOOD BOULEVARD TO THE SOUTHERN CITY LIMITS AND THE FLORIDA DEPARTMENT OF TRANSPORTATION RESURFACING RESTORATION AND REHABILITATION AT STATE ROAD A1A FROM MONROE STREET TO SEACREST PARKWAY IN AN AMOUNT UP TO \$26,525,180.55, TO INCREASE THE AGREEMENT AMOUNT FROM \$49,651,133.36 FOR A TOTAL GUARANTEED MAXIMUM PRICE OF \$76,176,313.91.

PASSED AND ADOPTED this 3rd day of July, 2024.

ATTEST:

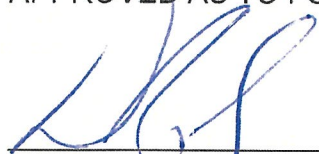
HOLLYWOOD, FLORIDA COMMUNITY
REDEVELOPMENT AGENCY



PHYLLIS LEWIS, BOARD SECRETARY

JOSH LEVY, BOARD CHAIR

APPROVED AS TO FORM:



DOUGLAS R. GONZALES
GENERAL COUNSEL

DWR

**HOLLYWOOD, FLORIDA
COMMUNITY REDEVELOPMENT AGENCY**

**CONSTRUCTION MANAGEMENT AT RISK SERVICES
AGREEMENT**



PHASE II

CONSTRUCTION SERVICES

**PHASE IV- UNDERGROUNDING OF OVERHEAD UTILITIES
AND STREETScape BEAUTIFICATION: Phase IV- EW Streets
from Harrison Street to Magnolia Terrace between east of SR
A1A to the Broadwalk; private property harmonization and
Phase IV – undergrounding of overhead utilities and lighting
and electrical infrastructures at SR A1A from Hollywood Blvd
to the Southern City Limits**

BCRA 19-001

**HOLLYWOOD FLORIDA COMMUNITY REDEVELOPMENT
AGENCY
1948 HARRISON STREET
HOLLYWOOD, FLORIDA 33020**

**CONSTRUCTION MANAGEMENT AT RISK
SERVICES AGREEMENT**

PHASE II

CONSTRUCTION SERVICES

This Agreement made this 1st day of February in the year 2024, by and between the Hollywood Florida, Community Redevelopment Agency (CRA), a municipal corporation of the State of Florida ("Owner") and Burkhardt Construction, Inc. ("CMAR").

RECITALS:

Whereas, Owner desires to construct Phase IV Undergrounding of Overhead Utilities and Streetscape Beautification Project. The project is broken up in 2 phases: **Phase IV - EW Streets** from Harrison Street to Magnolia Terrace between east of SR A1A to the Broadwalk; and **Phase IV - SR A1A** from Hollywood Blvd to the Southern City Limits. The project scope is generally described as undergrounding of overhead utilities, streetscape beautification, consisting of reconstruction of the EW Streets, drainage improvements, roadway profile modifications, new streetlights, landscaping and new signage. pavement markings and private property harmonization . The Phase IV E-W Street portion of the project also includes, Magnolia Terrace surface parking lot reconfiguration.. **Phase IV - SR A1A** project scope is generally described as undergrounding of overhead utilities and Complete Street Improvements, which includes widening the medians new landscape on sidewalk and medians, new lighting fixtures and new sidewalks and pavement markings; and

Whereas, it is in the best interests of the Owner to obtain professional construction management services in order to insure quality, timely and valued construction from a pre-approved professional construction manager at risk; and

Whereas, Owner, through a Request for Qualifications (RFQ), has competitively selected CMAR; and

Whereas the CMAR will provide professional construction management services for the PHASE IV- UNDERGROUNDING OF OVERHEAD UTILITIES AND

STREETSCAPE BEAUTIFICATION: Phase IV- EW Streets from Harrison Street to Magnolia Terrace between east of SR A1A to the Broadwalk; and **Phase IV - SR A1A** from Hollywood Blvd to the Southern City Limits which includes the Florida Department of Transportation (FDOT), resurfacing, restoration and rehabilitation components (RRR) as directed by CRA Executive Director.

Whereas, CMAR will provide professional construction management services for the **PHASE IV- UNDERGROUNDING OF OVERHEAD UTILITIES AND STREETSCAPE BEAUTIFICATION: Phase IV- EW** Streets from Harrison Street to Magnolia Terrace between east of SR A1A to the Broadwalk, which includes, streetends, surf road, access pathways at flower streets and private property harmonization; and **Phase IV - SR A1A** from Hollywood Blvd to the Southern City Limits project which includes FDOT RRR components as directed by CRA Executive Director.

NOW, THEREFORE, Owner and CMAR, for considerations herein set forth, agree as follows:

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RESOLUTION NO. R-CRA-2024-23

A RESOLUTION OF THE HOLLYWOOD, FLORIDA, COMMUNITY REDEVELOPMENT AGENCY ("CRA"), AUTHORIZING THE APPROPRIATE CRA OFFICIALS TO EXECUTE AN AMENDMENT TO THE PHASE IV PROJECT'S GMP WITH BURKHARDT CONSTRUCTION INC. FOR THE CONSTRUCTION OF THE KEATING PARK PROJECT IN AN AMOUNT NOT TO EXCEED \$1,303,168.34, TO INCREASE THE AGREEMENT AMOUNT FROM \$48,277,581.36 TO \$49,580,749.70; AUTHORIZING THE CRA EXECUTIVE DIRECTOR TO EXECUTE ANY AND ALL APPLICABLE AGREEMENTS AND DOCUMENTS TO IMPLEMENT THE PROJECT.

WHEREAS, the Hollywood Beach Community Redevelopment Agency ("CRA") Plan ("Plan") identified the need to eliminate slum and blight by improving circulation for pedestrians, bicyclists, and motorists, and to underground the overhead utilities lines; and

WHEREAS, the Plan includes the conversion of overhead utility lines to underground within the public right of way of the Beach District; and

WHEREAS, due to sea level rise, Phase IV Undergrounding of Overhead Utilities and Streetscape Beautification ("Phase IV") includes the elevation of roadways and harmonization of private properties and the new inlets and drainage infrastructure to provide long term protection from the impacts of sea level rise and weather events; and

WHEREAS, the CRA Board ("Board") directed staff to proceed with Streetscape Improvements and Undergrounding from Hollywood Boulevard to the Southern City limits, which includes the east west streets from Harrison Street to Magnolia Terrace, Surf Road, the Streetends, the Streetends encompass the Right of Way from Surf Road to the Broadwalk throughout the project boundaries from Harrison Street to Magnolia Terrace. and harmonization to private properties from State Road A1A to the west right of way line of the Broadwalk and State Road A1A, from Hollywood Boulevard to the southern City limits; and

WHEREAS, on June 3, 2020, the Board passed and adopted Resolution No. R-BCRA-2020-20, which authorized Kimley-Horn and Associates to provide Consulting Services for the design of Phase IV for both the E/W Streets and State Road A1A from Hollywood Boulevard to the Southern City limits; and

WHEREAS, Keating Park is located at 301 Magnolia Terrace and is a beachfront park in Hollywood's South Beach area located within the Phase IV Project boundaries; and

WHEREAS, the current restroom facility was built in 1978 and the building is outdated with localized structural deficiencies, which require repairs; and

WHEREAS, on February 6, 2019, pursuant to Resolution No. R-CRA-2019-09, the Board authorized the appropriate CRA Officials to negotiate and execute contracts with four Architectural and Engineering firms selected to provide Professional Engineering Services, including Kimley-Horn & Associated (“Kimley-Horn”); and

WHEREAS, June 3, 2020, pursuant to Resolution No. R-BCRA-2020-20, Kimley-Horn, a national team of licensed structural engineers, was hired to complete an assessment as part of their professional engineering services under the Phase IV Streetscape and A1A project; and

WHEREAS, the assessment report completed by Kimley-Horn concluded the building should be closed pending structural shoring and repairs; and

WHEREAS, on March 2, 2022, the Board instructed CRA staff to investigate the cost and feasibility of either building a new restroom or renovating the existing restroom facility, pavilion structure, and park masterplan; and

WHEREAS, on March 2, 2022, pursuant to Resolution No. R-CRA-2022-08, the Board authorized the appropriate CRA officials to negotiate and execute contracts with five Architectural and Engineering firms selected to provide Architectural and Engineering services for the CRA, including Song & Associates, Inc. (“Song & Associates”); and

WHEREAS, CRA staff, City staff, Song & Associates, and Song & Associate’s consultant worked together to refine the schematic design for the restroom facility and pavilion renovation along with the park masterplan related to the Keating Park Project; and

WHEREAS, on December 7, 2022, the Board passed and adopted Resolution R-CRA-2022-62, authorizing the appropriate CRA officials to execute an Agreement with Song & Associates for the restroom facility and pavilion renovation along with the park masterplan for the Keating Park Project; and

WHEREAS, on January 18, 2023, the Board passed and adopted Resolution R-BCRA-2023-01, authorizing the appropriate CRA officials to execute an Agreement with Burkhardt Construction, Inc. (“Burkhardt”) for Phase I Preconstruction Services for the Phase IV undergrounding of overhead utilities and streetscape beautification in an amount not to exceed \$159,820.00; and

WHEREAS, on December 6, 2023, pursuant to Resolution No. R-CRA-2023-61, the Board approved the execution of an Agreement with Burkhardt for a Guarantee Maximum Price (“GMP”) for Phase II Construction Services for the Phase IV project in an amount up to \$48,277,581.36; which includes 18 E/W Streets, Surf Road, Streetends, private property harmonization and the undergrounding of overhead utilities; and

WHEREAS, Burkhardt submitted a GMP for Construction Services for the Keating Park project located at Magnolia Terrace in an amount up to \$1,303,168.34, attached as Exhibit "A"; and

WHEREAS, funding for this project is available in account number 163.639901.55200.563010.001234.000.000.

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

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 approves and authorizes the execution, by the appropriate CRA officials, of an Amendment 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 Executive Director to execute all applicable Agreements and documents to implement the Keating Park Project.

Section 4: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this 5th day of June, 2024.

ATTEST:




PHYLLIS LEWIS
BOARD SECRETARY

HOLLYWOOD, FLORIDA
COMMUNITY REDEVELOPMENT
AGENCY



JOSH LEVY, CHAIR

APPROVED AS TO FORM:



DOUGLAS R. GONZALES
GENERAL COUNSEL

DWG

City of Hollywood Keating Park Phase III

Guaranteed Maximum Price Based on Construction Documents dated BCI Rec'd 10/20/2023

From: Burkhardt Construction, Inc.
Attn: Marc R. Kleisley
1400 Alabama Ave., Suite #20
West Palm Beach, FL 33401
Tel: (561) 659-1400
Fax: (561) 659-1402

Owner: City of Hollywood, Community Redevelopment Agency
Attn: Jorge Camejo
1948 Harrison Street
Hollywood, FL 33020

Designer: Song & Associates
Attn: Jorge Luaces
1545 Centrepark Drive, N
West Palm Beach, FL 33401
Tel: (561) 655-2423

Plans: Song and Associates Keating Park Phase III
Design + Renovation
Construction Documents Dated BCI Received 10/20/2023

Location: City of Hollywood
2500S. Ocean Drive, Hollywood FL 33019

**Proposal
Date:** 6/3/2024

Cost of Work (Direct Construction Costs)	\$	1,101,745.82
General Conditions	\$	82,569.86
Construction Fee	\$	73,045.00
Construction Contingency	\$	33,055.00
Owner's Contingency	\$	18,500.00
Owner Direct Purchase Tax Savings	\$	(5,747.34)
Exceptions & Clarifications Plan Log		
Total Guaranteed Maximum Price	\$	1,303,168.34



City of Hollywood
Keating Park Phase III
 Direct Construction Costs

Prepared by Burkhardt Construction, Inc.

Item Description	Quantity	UM	Unit Price	Amount	Legend for Abbreviations
MAINTENANCE OF TRAFFIC					
WORK ZONE SIGNING TRESPASSING SIGNS					
CONES	1820	EA	\$0.30	546.00	EA - Each
WATER FILLED BARRIER WALL/TEMPORARY PEDESTRIAN BARRICADES WITH SCREEN	2000	EA	\$2.00	4,000.00	EA - Each Day
5' X 8' FOR BARRICADES	1	LS	\$337.23	337.23	LS - Lump Sum
CONTINUOUS SITE CLEANING / DEBRIS REMOVAL	60	HRS	\$14.20	852.00	HRS - Hour
DANGER RIBBON	10	ROLLS	\$34.18	341.87	ROLL - Roll
SPECIALTY SIGNAGE (ALLOWANCE)	1	LS	\$8,205.00	8,205.00	LS - Lump Sum
TEMPORARY CONSTRUCTION FENCE					
TEMPORARY PEDESTRIAN BARRICADES					
NOT / SAFETY DEVICE SET-UP & MAINTENANCE					
NOT PLAN					
BARRICADE TEMP. TYPE II, VP & DRUM					
ADVANCE WARNING ARROW PANEL					
STEADY BURN / OR FLASHING LIGHTS					
VARIABLE MESSAGE SIGNAGE					
POST MOUNTING FOR ADVANCE WARNING SIGNS					
FLAGMEN					
TEMPORARY ASPHALT PATCHING					
TEMPORARY ASPHALT MILLING/TEMP WALKWAYS					
ROADWAY STEEL PLATES					
TEMPORARY ASPHALT MILLING/TEMP WALKWAYS					
SPECIALTY MERCHANT SIGNAGE (ALLOWANCE)					
WINDOW CLEANING					
TEMP. CHAIN LINK FENCING WITH WINDSCREEN					
FLOWABLE FILL					
OFF DUTY POLICE OFFICERS					
LIGHT BANNERS FOR NIGHT WORK					
DEMOLITION/CLEARING & GRUBBING					
NPDES MONTHLY REPORTING					
INLET PROTECTION					
SILT FENCE					
GRAVEL WASHDOWN AREA AND CONSTRUCTION ENTRANCE					
REMOVE EXISTING SEAGRAPE HEDGE					
REMOVE EXISTING CONCRETE CURBING					
REMOVE EXISTING CONCRETE					
REMOVE EXISTING BOLLARDS					
REMOVE EXISTING ALEXANDRIA LAUREL HEDGE					
CLEAN AND GRUB SITE					
TREE PROTECTION					
REMOVE EXISTING PADBOARD STATION (ALLOWANCE)					
REMOVE EXISTING PADBOARD STATION					
SAWCUT EXISTING CONCRETE/ASPHALT					
FINAL CONSTRUCTION CLEAN					
ROLL-OFF DUMPSTER					
PROTECT EXISTING SANITARY SEWER MANHOLE					
PROTECT EXISTING SILVER BUTTWOOD HEDGE					
PROTECT EXISTING ALEXANDRIA LAUREL HEDGE					
REMOVE EXISTING SAND					
STORM DRAINAGE					
WATERSERBER					
CONNECT WATER TO DOG FIRE HYDRANT MASTER - ELIMINATED PER DISCUSSION WITH CRA					
CONNECT WATER MAIN FEEDOUTS					
CONNECT TO BACK FLOW PREVENTER					
8" WATER LINE					
CONNECT WATER FOUNTAINS TO SEWER LINE					
ADJUST EXISTING SANITARY SEWER MANHOLE RIM TO GRADE					
ALLOWANCE TO TV EXISTING SEWER LATERAL					
ELECTRICAL AND LIGHTING					
ALLOWANCE TO REMOVAL AND DISPOSAL OF EXISTING LIGHT POLE					
FRANCHISE UTILITIES AND LOW VOLTAGE					

LEGEND FOR ABBREVIATIONS

EA - Each	SF - Square Foot
EA - Each Day	SY - Square Yard
DAY - Daily	TCY - Truck Cubic Yard
LS - Lump Sum	ALL - Allowance
ROLL - Roll	
FT - Linear Foot	



Item Description	Quantity	U/M	Unit Price	Amount	Labor	Equipment	Natural	Subcontractor	General/Retain	Subtotal
EARTHWORK AND GRADING										
GRADE/COMPACT FOR CURB	90 SY		\$14.08	\$1,267.20	543.89	653.93			58.15	1255.77
GRADE/COMPACT FOR SIDEWALK AREA	220 SY		\$21.14	\$4,650.80	903.19	1089.47			98.16	5739.52
GRADE/COMPACT FOR SIDEWALK AREA	120 SY		\$25.39	\$3,047.28	1068.91	1586.37			14.6	5012.26
GRADE/COMPACT RETENTION AREA	175 SY		\$22.85	\$3,998.75	1717.84	2097.86			183.75	5998.55
LOAD/HAUL/DISPOSE SURPLUS FILL MATERIAL	220 CY		\$27.70	\$6,094.54	2617.81	3186.73			280	6094.54
FINAL DRESSING AND FINISH GRADING	285 CY		\$26.43	\$7,553.65	3309.88	4031.57		91	354	7553.65
	30 PMS.		\$15.13	\$453.90	1724.06	919.3			210	2253.36
SUBGRADE AND BASE CONSTRUCTION										
6" UNPROTECTED SUBGRADE	615 SY		\$4.57	\$2,811.15	1207.47	1474.49			129.15	3811.11
6" LIME/ROCK FOR SIDEWALK	90 SY		\$37.18	\$3,346.78	1009.74	1233.84		995	108	3346.78
6" GEOTEXTILE FABRIC FOR SYNTHETIC TURF	230 SY		\$40.34	\$9,278.51	3010.48	3676.34		2289.79	322	9278.51
4" 57 STONE FOR SYNTHETIC TURF	1,522 SF		\$2.02	\$3,075.00	3075			3075	3075	3075
	179 SY		\$3.48	\$633.31	1963.36	2297.55		1492.4	210	6033.31
ASPHALT										
CONCRETE CONSTRUCTION										
4" 12" REINFORCED CURB UNDERNEATH FENCE	245 LF		\$45.00	\$11,025.00						11025
D CURB	40 LF		\$45.00	\$1,800.00						1800
CONCRETE SUBSLAB FOR ADA RAMP	190 LF		\$30.00	\$5,700.00						5700
6" CONCRETE SIDEWALKS WWF & THICKENED EDGE W/ #4 BARS										0
PAVER SUBSLAB IN DOG PARK & "PAW" DESIGN W/ WWF										0
CONCRETE PUMP RENTAL										0
PAVER AREA CONSTRUCTION										
OWNER DIRECT PURCHASE CLAY BRICK PAVERS (BASED ON 390 SF) - ELIMINATED PER UPDATED PLANS RECD 5/16/2024	390 SF		\$7.77	\$3,055.33						3055.33
ALLOWANCE FOR INSTALLATION OF OWNER DIRECT PURCHASE CLAY BRICK PAVERS - ELIMINATED PER UPDATED PLANS RECD 5/16/2024	1 ALL.		\$6,500.00	\$6,500.00						6500
STRIPING AND SIGNAGE										
ALLOWANCE FOR PARK SIGNAGE	1 ALL.		\$5,000.00	\$5,000.00						5000
FURNISHINGS AND MISCELLANEOUS CONSTRUCTION										
FURNISH AND INSTALL 3 DIAMETER DECORATIVE CONCRETE SPHERES FROM ATLANTIC COAST PRECAST - ELIMINATED BY CRA VIA EMAIL ON 5-16-24	2 EA		\$0.00	\$0.00						0
FURNISH AND INSTALL LANDSCAPE FORMS SOLAR LED 6" BOLLARDS (A#989-96004 DIRECT BURY) - REDUCED TO 21 PER PLANS RECD 5-16-24	21 EA		\$4,420.53	\$92,831.03						92831.03
FURNISH AND INSTALL 4'-0" CHAIN LINK FENCE BLACK VINYL COATED W/ BLUE/WHITE SLATS	245 LF		\$199.47	\$49,150.00						49150
FURNISH AND INSTALL DOUBLE CHAIN LOCKING GATE	2 EA		\$3,750.00	\$7,500.00						7500
FURNISH AND INSTALL DOG WASTE STATIONS	2 EA		\$810.10	\$1,620.20						1620.20
FURNISH AND INSTALL FRIENDLY WATER STATIONS - ELIMINATED PER UPDATED PLANS RECD 5/16/2024	2 EA		\$2,831.15	\$5,662.30						5662.30
INSTALL CITY OF HOLLYWOOD SUPPLIED FIRE HYDRANT IN DOG PARK - (ALLOWANCE)	1 ALL.		\$0.00	\$0.00						0
FURNISH AND INSTALL BELSON OUTDOORS PRECAST CONCRETE SQUARE BENCH	6		\$3,000.00	\$18,000.00						18000
FURNISH AND INSTALL STAINLESS STEEL HANDRAIL	85 LF		\$331.78	\$28,201.00						28201
FURNISH AND INSTALL 1" X 4" X 6" WOODEN BOARD INCL. IN INSTALL	1,575 SF		\$16.22	\$25,546.50						25546.50
LANDSCAPING										
ALLOWANCE TO RELOCATE SALVAGEABLE TREES - TO BE DETERMINED BY CRA	1 ALL.		\$20,000.00	\$20,000.00						20000
SHRUBS AND GROUNDCOVER										
CR - HORIZONTAL COCCOPLUM	62 EA		\$20.00	\$1,240.00						1240
6" 1/2" 1/2" COCCOPLUM	63 EA		\$12.00	\$756.00						756
AG - PERENNIAL FERN	34 EA		\$8.00	\$272.00						272
ROOT BARRIER	60 LF		\$20.00	\$1,200.00						1200
FLORAL/PAINT AUGUSTINE GRASS	8000 SF		\$4.85	\$38,800.00						38800
PLANTING SOIL	1 S		\$3,000.00	\$3,000.00						3000
ALLOWANCE FOR ADDITIONAL SMALL PLANTS	1 ALL.		\$3,000.00	\$3,000.00						3000
TREE STAKING	1 ALL.		\$7,500.00	\$7,500.00						7500
1 YEAR LANDSCAPE MAINTENANCE	NOT INCLUDED									
IRRIGATION										
ALLOWANCE FOR IRRIGATION MODIFICATIONS (NO PLANS PROVIDED)	1 ALL.		\$7,500.00	\$7,500.00						7500
VERTICAL CONSTRUCTION AND SPECIALTY HARDSCAPE ELEMENTS										
VERTICAL CONSTRUCTION AND SPECIALTY HARDSCAPE ELEMENTS	1 LS		\$886,515.00	\$886,515.00						886515
VERTICAL CONSTRUCTION AND SPECIALTY HARDSCAPE ELEMENTS	1 LS		\$886,515.00	\$886,515.00						886515

Keating Park Direct Construction Costs Total: \$1,101,745.82



City of Hollywood Keating Park Phase III

GENERAL CONDITIONS

From: Burkhardt Construction, Inc.
Attn: Marc R. Kleisley
1400 Alabama Ave., Suite #20
West Palm Beach, FL 33401
Tel: (561) 659-1400
Fax: (561) 659-1402

Owner: City of Hollywood, Community Redevelopment Agency
Attn: Jorge Camejo
1948 Harrison Street
Hollywood, FL 33020
Tel: 954-924-2980

Designer: Song & Associates
Attn: Jorge Luaces
1545 Centrepark Drive, N
West Palm Beach, FL 33401
Tel: (561) 655-2423

Plans: Song and Associates Keating Park Phase III
Design + Renovation
Construction Documents Dated BCI Received 10/20/2023

Location: City of Hollywood
2500S. Ocean Drive, Hollywood FL 33019

Proposal
Due Date: 6/3/2024

Item Description					Amount
PROJECT IS BASED ON AN 6 MONTH DURATION WITH THE ASSUMPTION THAT THE KEATING PARK PROJECT WILL OVERLAP WITH THE PHASE IV IMPROVEMENTS					
<i>MOBILIZATION (move-in, move-out)</i>					\$0.00
TRANSPORT	\$100.00 /	Hr	x	0	\$0.00
EQUIPMENT	\$50.00 /	Hr.	x	0	\$0.00
<i>PROJECT FIELD OFFICE</i>					\$4,260.00
OFFICE &/or CONSTRUCTION TRAILER	\$2,500.00 /	mo.	x	0	\$0.00
YARD	\$16,050.00 /	mo.	x	0	\$0.00
EMPLOYEE PARKING FEES	\$150.00 /	mo.	x	0	\$0.00
WORK PLATFORM FOR YARD	\$0.00 /	mo.	x	0	\$0.00
TEMPORARY FENCING FOR YARD (IN MOT)	\$0.00 /	mo.	x	0	\$0.00
CONSTRUCTION YARD LIGHTING	\$0.00 /	mo.	x	0	\$0.00
OFFICE FURNISHINGS	\$200.00 /	mo.	x	0	\$0.00
COMPUTERS	\$300.00 /	mo.	x	0	\$0.00
SOFTWARE	\$200.00 /	mo.	x	0	\$0.00
PROCORE MANAGEMENT SOFTWARE	\$900.00 /	mo.	x	0	\$0.00
COPY MACHINE	\$200.00 /	mo.	x	0	\$0.00
INTERNET SERVICE	\$150.00 /	mo.	x	0	\$0.00
CELLULAR TELEPHONE	\$200.00 /	mo.	x	0	\$0.00
TELEPHONE	\$0.00 /	mo.	x	0	\$0.00
FEDERAL EXPRESS MAILINGS	\$50.00 /	mo.	x	0	\$0.00
POSTAGE	\$50.00 /	mo.	x	0	\$0.00
PHOTOGRAPHS					
AERIAL PHOTOS	\$110.00 /	mo.	x	6	\$660.00
JOB PHOTOS	\$100.00 /	mo.	x	6	\$600.00
PRE-CONSTRUCTION VIDEO	\$2,000.00 /	ea.	x	1	\$2,000.00
PLAN REPRODUCTION COST/PRINTING	\$500.00 /	set	x	2	\$1,000.00
OFFICE SUPPLIES	\$100.00 /	mo.	x	0	\$0.00
FIRST AID SUPPLIES	\$50.00 /	mo.	x	0	\$0.00
WATER SERVICE	\$50.00 /	mo.	x	0	\$0.00
SANITARY SERVICE	\$150.00 /	mo.	x	0	\$0.00
ELECTRIC SERVICE	\$500.00 /	mo.	x	0	\$0.00
GARBAGE SERVICE	\$25.00 /	mo.	x	0	\$0.00
CONSTRUCTION WATER/SPECIALTY DRINKS	\$500.00 /	mo.	x	0	\$0.00



JOHN DEERE GATOR	\$250.00 /	mo.	x	0	\$0.00
ICE	\$175.00 /	mo.	x	0	\$0.00

CONSTRUCTION MANAGEMENT TEAM	HRS/WEEK	RATE/HR.			WEEKS	\$19,760.00
MANAGEMENT TEAM FOR CONSTRUCTION (6 MONTHS, OTHER MANAGEMENT WILL BE COVERED IN THE PHASE IV IMPROVEMENTS)						
PROJECT PRINCIPAL (MARC KLEISLEY)	0	\$215.00 /	wk.	x	26	\$0.00
SENIOR PROJECT MANAGER	0	\$160.00 /	wk.	x	26	\$0.00
PROJECT MANAGER (ADAM ROSSMELL)	0	\$125.00 /	wk.	x	26	\$0.00
CONSTR. FIELD MANAGER (MIKE VAZQUEZ)	0	\$105.00 /	wk.	x	26	\$0.00
SUPERINTENDENT (RUBEN ALMAZAN)	0	\$105.00 /	wk.	x	26	\$0.00
ASST. PROJECT MANAGER (NICK FASULO)	8	\$95.00 /	wk.	x	26	\$19,760.00
CREW FOREMAN (GARING BAILEY)	0	\$70.00 /	wk.	x	26	\$0.00
PROJECT ACCOUNTANT (KATY PANTALEON)	0	\$95.00 /	wk.	x	26	\$0.00
FIELD OFFICE CLERK (BRITTANY DARVILLE)	0	\$55.00 /	wk.	x	26	\$0.00
MERCHANT LIAISON - NOT INCLUDED	0	\$100.00 /	wk.	x	26	\$0.00

BONDS					\$16,289.63
GENERAL BOND	\$1,303,170.00		x	1.25%	\$16,289.63
SUBCONTRACTORS BONDS					\$16,289.63

PARTNERING INITIATIVES					\$0.00
NOTICES, LETTERS, INFORMATIONAL MEETINGS					\$0.00

INSURANCE					\$24,760.23
GENERAL INSURANCE	\$1,303,170.00		x	1.90%	\$24,760.23
Commercial General Liability					
Comprehensive Automobile Liability					
Owner Indemnification					
Professional (Errors/Omissions) Liability					
Excess/Umbrella Liability					
ADD'L INSURED	\$0.00 /	ea.	x	100	\$0.00
ADDED INSURANCES REQUIRED	\$0.00		x	0.50%	\$0.00
Builders Risk Insurance					
Installation Floater					
Flood Insurance					
SUBCONTRACTORS' INSURANCE	included in their direct costs				

SANITARY SERVICES					\$4,500.00
JOB TOILETS (1 EA)	\$750.00 /	mo.	x	6	\$4,500.00

TESTING COSTS (ALLOWANCE)					\$5,000.00
TESTING COSTS FOR PROJECT DENSITIES	\$5,000.00 /		x	1	\$5,000.00
PROCTORS	INCLUDED				
CONCRETE CYLINDERS	INCLUDED				
ENGINEERING & REPORTING	INCLUDED				
ASBESTOS SURVEY	COMPLETED BY CRA				
PRESSURE	EXCLUDED				
BACTERIOLOGICAL	EXCLUDED				
VIBRATION MONITORING	EXCLUDED				
SPECIAL INSPECTOR	EXCLUDED				

FEES					\$0.00
PERMIT FEES (CITY OF HOLLYWOOD BLDG. DEPT.) (EXCLUDED)					
SFWM Dewatering PERMIT (EXCLUDED)					
BROWARD COUNTY HEALTH DEPARTMENT (EXCLUDED)					

SURVEYING					\$6,500.00
LAYOUT & ASBUILTS	\$5,000.00 /	ls	x	1	\$5,000.00
ALLOWANCE FOR RESTAKING & DRAFTING	\$1,500.00 /	ls	x	1	\$1,500.00

SMALL HAND TOOLS/EQUIPMENT RENTAL					\$1,500.00
ALLOWANCE (GENERAL)					\$1,500.00

GENERAL CONDITIONS TOTAL					\$82,569.86
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City of Hollywood
Keating Park Phase III
Guaranteed Maximum Price
Based on Construction Documents

Exceptions & Clarifications - Rev. 1/5/2024, 3/4/2024, 3/28/2024, 6/3/2024

GENERAL

1. Scope of work and quantities are based on Song and Associates Keating Park Phase III Design + Renovation Plans Dated BCI Rec'd 10/20/2023. A complete plan log is attached.
2. Guaranteed Maximum Price (G.M.P.) was compiled using competitive bids received from pre-approved subcontractors and vendors.
3. G.M.P. includes a Construction Contingency and an Owner's Contingency.
4. G.M.P. pricing is based on a project start date in the first quarter of 2024. Project duration shall be 6 months from receipt of permit and Notice to Proceed.
5. G.M.P. does not include any costs for City of Hollywood Building or Right of Way Permit Fees. The G.M.P. does not include permit fees for capital improvements, connection fees, impact fees, or any other regulatory agency fees that may be necessary (FDEP, ACOE, FWC, Etc.)
6. It is understood that the Direct Construction Cost (Exhibit "A") is unit prices for the work shown in the plans and as modified by these exceptions and clarifications.
7. Project master schedule and schedule updates shall be a bar chart schedule acceptable to the Owner prepared by CMAR in house personnel.
8. Project Manual as described in the contract shall mean the closeout project manual which shall be updated periodically and presented to the Owner upon completion of the project. The information contained in this manual shall be as requested by the Owner.
9. G.M.P. does not include additional insurance premiums for naming individual property owners as additional insureds.
10. G.M.P. includes an owner direct purchase sales tax credit. The CRA shall purchase directly the following materials: Landscape Forms Bollards, Dog Waste Stations, Decorative Dog Fire Hydrant, Belson Outdoors Precast Concrete Benches, and Clay Brick Pavers.
11. All Construction easements, if necessary, shall be executed and recorded and all permits shall be issued prior to notice to proceed.
12. Labor and equipment prices are firm for all work stated in the G.M.P. Material price increases shall be passed through to the Owner with proper documentation, and paid for with the construction contingency.
13. City of Hollywood Right of Way, Building Permits (including subcontractor permits) and Broward County Permit; All permits shall be obtained prior to start of construction and receipt of notice to proceed. Plans have not yet been through permitting and G.M.P. does not reflect any special permitting requirements. A Special Inspector is specifically excluded. Permit fees are excluded.



14. The project will require free and unlimited jobsite access for workmen and deliveries during all authorized work hours.

15. Burkhardt Construction, Inc. (BCI) is not liable for failure to perform such work or any damages that occur if such failure is as a result of Acts of God (including fire, flood, earthquake, storm, hurricane or other natural disaster). If BCI asserts Force Majeure as the reason for failure to perform such work or such damages occur as a result of any Act of God, then BCI must prove that they took reasonable steps to minimize delay or damages caused by unforeseeable events, that BCI substantially fulfilled all obligations, and that the owner was timely notified of the likelihood or actual occurrence of the event described as an Act of God (Force Majeure). Any construction related damages that took place as a result, shall be repaired or removed and replaced at the same contract unit prices and shall be paid out of the owners contingency.

16. In the event that the terms and provisions of all attached Exhibits conflict with or are omitted from the terms and provisions of this Contract, the terms and provisions of the attached Exhibits shall govern with respect to the performance of the work.

17. Owner and Construction Manager acknowledge and agree the GMP and Contract Time as defined in the Agreement do not include any cost impacts or schedule impacts associated with any virus, disease, epidemic, or pandemic. If Construction Manager's work is delayed, suspended, disrupted, made more expensive, or otherwise adversely impacted, including, but not limited to the following impacts: (1) material or equipment supply chain disruptions; (2) labor force reduction required by the CDC or OSHA guidelines, regulations, or governmental order; (3) government orders, shelter-in-place orders, closures, changes in the law, or other directives or restrictions that impact the schedule (4) fulfillment of Construction Manager's contractual obligations regarding the above, then Construction Manager shall be entitled to an adjustment of the Contract Time for all such impacts. The Parties further agree, Construction Manager will attempt to exercise due diligence with respect to the selection and management of material suppliers and supply chains in an effort to minimize the risk of disruption; however, Construction Manager does not warrant the performance of material suppliers, supply chains and supply chain management. Any material price increases shall be passed through to the Owner with proper documentation, and paid for with Owner's Contingency.

18. G.M.P. excludes vibration monitoring. G.M.P. does not include a pre/post construction survey by a geotechnical engineer on the existing buildings or structures within the project area. Should any of the tasks be required, the value will be taken from the construction contingency.

19. G.M.P. specifically excludes any payment processing fee. If a fee is charged for payments to the contractor, the fee will be paid from the construction contingency.

20. G.M.P. includes a standard 1-year warranty unless specifically noted otherwise in the GMP.

21. G.M.P. does not include pest & rodent control.

22. G.M.P. does not include demonstrations or training videos.

23. G.M.P. is based on using portions of the site as a construction staging area.

24. The general conditions has been reduced under the assumption that this project will overlap entirely with other City of Hollywood CRA projects, providing an economy of scale.

25. The G.M.P. does not include costs for merchant/resident liaison services.



26. The G.M.P. does not include temporary toilets for public use during construction. The existing restroom building will be closed to the public while under construction.

27. The G.M.P. includes the cost for a stainless steel handrail system next to the ADA ramp.

VERTICAL CONSTRUCTION/RESTROOM BUILDING RENOVATION

1. G.M.P. assumes the existing ventilation in the roof is staying in the same location. If the ventilation needs to be moved, the costs will be taken from the contingency.

2. A door hardware schedule was never provided for the restroom building renovation. The G.M.P. includes costs for door hardware similar to products that have been used on other City of Hollywood Community Redevelopment Agency projects.

3. G.M.P. includes the cost for the cast stone on the columns. The cast stone finish shall match the finish that's been used on other City of Hollywood Community Redevelopment Agency projects.

DEMOLITION / CLEARING & GRUBBING

1. G.M.P. does not include costs for removal / remediation of asbestos cement pipe or any other hazardous materials. Testing, inspection and abatement of existing buildings is specifically excluded.

EARTHWORK / GRADING

1. G.M.P. excludes costs for removal and replacement of unsuitable subsoils for underground utilities.

2. Prices are based on re-using excavated material unless listed otherwise. No unsuitable subsoil excavation, removal or replacement. Unsuitable soil, if encountered, can be removed, disposed of, replaced as directed by the Owner and billed to the Owner at the actual direct cost.

3. Initial Geotech bore reports were not included in the Plan set. No subsurface soil investigations were performed by the CMAR during pre-construction services.

4. G.M.P. is based on the assumption that the entire park area will be closed to pedestrians during construction.

5. Much of the project is located east of the Coastal Construction Control Line (CCCL). The G.M.P. does not include any special earthwork or grading provisions for being east of the CCCL.

WATER / SEWER / STORM DRAINAGE

1. G.M.P. does not include de-silting of the existing storm drainage system outside the project limits. Pre/Post construction video of the existing storm drainage system is excluded.

2. G.M.P. does not include City of Hollywood meter installation and hook-up fees.

3. G.M.P. assumes tying into the existing water line that is running to the restroom building. There are no costs for installing a new water line to the building. Costs for running water lines into the dog park for the fountains and fire hydrant are included.

4. G.M.P. includes an allowance for TV'ing the existing sanitary sewer line coming out of the restroom.



5. G.M.P. does not include any cost for disposal/treatment of contaminated ground water if dewatering operations are needed. It is assumed that clean groundwater generated by dewatering operations will be discharged into the existing storm drainage system.

6. G.M.P. excludes any and all costs for storm drainage improvements.

FRANCHISE UTILITIES / ELECTRICAL / LOW VOLTAGE

1. G.M.P. does not include any design, engineering or installation fees which may be charged to the Owner by franchise utility companies. (electric, telephone, cable tv, gas). G.M.P. does not include any costs for any franchise utility modifications.

2. The Construction Manager at Risk shall not assume liability or warranty any work performed by FPL, COMCAST, ATT, TECO, HOTWIRE, CROWN CASTLE and/or their subcontractors.

3. The schedule represents the work controlled by the Construction Manager at Risk. Should the project exceed the scheduled 6 month duration due to the involvement of entities beyond our control (including but not limited to FPL, ATT and Comcast), a "No Fee" time extension for that work shall be issued. "No Fee" specifically refers to the construction fee. General conditions shall be reimbursed with proper documentation.

4. Upon (a) achievement of substantial completion; or (b) achievement of substantial completion of all items for which Burkhardt Construction, Inc. is directly responsible such that the only outstanding items preventing finalization and closeout of the permit are either: (1) items which Owner has separately contracted for, such as installation, connection or repair of cable, telephone, electric, utility, or other similar facilities or services; or (2) items under Burkhardt Construction Inc.'s permit but wholly out of Burkhardt Construction Inc.'s control, such as installation, connection or repair of cable, telephone, electric, utility, or other similar facilities or services; the Owners shall release Burkhardt Construction, Inc., its respective officers, directors, agents and employees (collectively, "BCI") from all liability and indemnify, save, defend, and hold harmless BCI from and against any and all liabilities, damages, claims, losses, and expenses, including reasonable attorney's fees, expenses, and costs (including attorneys' fees, costs and expenses through appeal and attorneys' fees, costs and expenses incurred in establishing the right to and the amount of indemnification) for injury or damages resulting from, arising out of, caused by, or related to the presence of persons or property (other than persons or property under the direct control of BCI) within the boundaries of the location at which BCI performed the Work. This provision shall control over any other provision in the Agreement.

5. The G.M.P. include an allowance to remove and dispose of the existing light pole that is located in front of the restroom building.

6. The G.M.P. includes the cost for furnishing and installing the Landscape Forms Annapolis 6" Diameter, embedded bollard (no plastic sleeve), solar amber color LED with 180 degrees shield: powder coated black. Model number AN999-06118-02.

7. The G.M.P. includes the cost for furnishing and installing the lights on the restroom building per the lighting fixture schedule on sheet E001. The G.M.P. assumes the lights that have been specified have been reviewed by FWC and are turtle friendly. The additional costs will be taken out of contingency if the lights that have been specified are not turtle friendly and a different fixture needs to be installed.



CONCRETE / PAVERS / HARDSCAPE

1. G.M.P. does not include a vapor barrier under the concrete sidewalk.
2. G.M.P. includes concrete sidewalks per the details in the plans.
3. G.M.P. does not include the costs to furnish and install a Mobi-Mat.

LANDSCAPE / IRRIGATION

1. G.M.P. does not include an annual landscape maintenance agreement.
2. G.M.P. includes the relocation of noted trees one time within the project area. Relocates outside of the project limits are not included. G.M.P. does not include a guarantee or warranty on relocated materials.
3. G.M.P. includes an allowance for modifying the existing irrigation system. There were no irrigation plans included in the Song + Associates plan set. Installation of a new pump is specifically excluded.
4. G.M.P. does not include a weed barrier in the landscape/shrub areas.
5. G.M.P. includes an allowance for additional shrub and groundcover planting.
6. G.M.P. includes an allowance for relocating trees that the CRA deems salvageable.

