

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 THE WHITING-TURNER CONTRACTING COMPANY, TO PROVIDE CONSTRUCTION MANAGEMENT AT RISK SERVICES FOR THE HOLLYWOOD TIDAL FLOODING MITIGATION AND SHORELINE PROTECTION PROJECT SITES 9,10,17,19,2,22,1 AND 18, A GENERAL OBLIGATION BOND PROJECT, FOR AN AMOUNT UP TO \$20,762,347.00.

WHEREAS, it is in the best interest of the City to retain Construction Manager at Risk ("CMAR") services for the Hollywood Tidal Flooding Mitigation and Shoreline Protection Project FDEP-22 FRP13 ("Project"), approved as part of the General Obligation Bond ("GOB"); and

WHEREAS, on April 2, 2025, the City Commission passed and adopted Resolution No. R-2025-093, ranking Construction Management at Risk ("CMAR") firms and authorizing the appropriate City officials to negotiate and execute a Phase 1 Pre-Construction Services Agreement with the highest-ranked firm to provide CMAR services for the Project; and

WHEREAS, on May 14, 2025, a CMAR Phase I Pre-Construction Services Agreement was executed with The Whiting-Turner Contracting Company for the Project, pursuant to Resolution No. R-2025-093, in an amount up to \$130,000.00 for Sites 9,10,17,19, 2, 22,1,18, 20, 21,6 & 13; and

WHEREAS, The Whiting-Turner Contracting Company Phase I Pre-Construction services is completed for Sites 9,10,17,19, 2, 22,1 & 18; and

WHEREAS, The Whiting-Turner Contracting Company has provided the Department of Design and Construction Management ("DCM") a proposed guaranteed maximum price ("GMP") proposal for CMAR Phase II Construction Services for the Project for Sites 9,10,17,19, 2, 22,1 & 18, in an amount up to \$18,874,861.00, for which DCM staff is in the final phase of negotiations; and

WHEREAS, an Owner's Allowance of \$1,887,486.00 will be included in the GMP amount for unforeseen conditions which shall only be used as requested by staff with the remaining value to be returned to the City; and

WHEREAS, it is in the best interest of the City to expedite procurement of subcontracts and long lead items to meet the grant construction completion date of June 30, 2026, as per Amendment 2 FDEP Resilient Florida Grant ("Agreement No. 22FRP13"); and

WHEREAS, the Deputy 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 Project for Sites 9,10,17,19, 2, 22,1 & 18, in an amount up to \$20,762,347.00, inclusive of the Owner's Allowance; and

WHEREAS, funding for this Project was included in the amended FY 2025 Capital Improvement Plan and is available in account numbers 111.179901.51900.563010.001678.000.000, 337.179901.54100.563010.001187.000.000, 334.179901.51900.531213.001360.000.000 and 333.149901.54100.563010.001187.000.000.

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 The Whiting-Turner Contracting Company, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

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

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 THE WHITING-TURNER CONTRACTING COMPANY TO PROVIDE CONSTRUCTION MANAGEMENT AT RISK SERVICES FOR THE HOLLYWOOD TIDAL FLOODING MITIGATION AND SHORELINE PROTECTION PROJECT SITES 9,10,17,19,2,22,1 AND 18, A GENERAL OBLIGATION BOND PROJECT, FOR AN AMOUNT UP TO \$20,762,347.00.

PASSED AND ADOPTED this _____ day of _____, 2025.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

DAMARIS HENLON
CITY ATTORNEY