

RESOLUTION NO. R-CRA-2022-51

A RESOLUTION OF THE HOLLYWOOD, FLORIDA COMMUNITY REDEVELOPMENT AGENCY ("CRA"), RANKING CONSTRUCTION MANAGEMENT AT RISK FIRMS AND AUTHORIZING THE APPROPRIATE CRA OFFICIALS TO NEGOTIATE PHASE I PRECONSTRUCTION SERVICES WITH THE HIGHEST RANKED FIRM, BURKHARDT CONSTRUCTION, INC., TO PROVIDE CONSTRUCTION MANAGEMENT AT RISK FOR PHASE IV - UNDERGROUNDING OF OVERHEAD UTILITIES AND STREETScape BEAUTIFICATION AT EW STREETS, STREETENDS, SURF ROAD FROM HARRISON STREET TO MAGNOLIA TERRACE AND SR A1A FROM HOLLYWOOD BOULEVARD TO THE SOUTHERN CITY LIMITS PROJECT.

WHEREAS, it is in the best interest of the Hollywood Community Redevelopment Agency ("CRA") to enter into an agreement with a qualified general contractor to provide professional Construction Management at Risk Services for the Phase IV Undergrounding of Overhead Utilities and Streetscape Beautification Project; and

WHEREAS, in accordance with Section 255.103, Florida Statutes entitled "Construction Management Entities", the CRA has followed the procedures set forth in Section 287.055, Florida Statutes entitled "Consultants' Competitive Negotiation Act" ("CCNA") and the City's Procurement Code to advertise for Statements of Qualifications for Construction Management at Risk Services; and

WHEREAS, on June 15, 2022, Request for Qualification ("RFQ") Number RFQ-4736-22-GJ was electronically advertised on www.BidSync.com to solicit the desired firms to provide Construction Management at Risk Services, attached as Exhibit "A"; and

WHEREAS, prior to the initial deadline, the Office of the City Clerk only received one response to the Statement of Qualifications; and

WHEREAS, on July 20, 2022, the City's Procurement Department issued an addendum to extend the RFQ submittal deadline from July 20, 2022 to August 17, 2022; and;

WHEREAS, on August 17, 2022, the Office of the City Clerk received Statements of Qualifications packages from two Construction Management at Risk firms, attached as Exhibit “B” and Exhibit “C”:

1. Burkhardt Construction, Inc.
2. The Whiting-Turner Contracting Company; and

WHEREAS, as part of the process to determine qualifications, a Selection Committee consisting of four professional in-house staff were invited to review and evaluate the Statements of Qualifications, attached as Exhibit "D"; and

WHEREAS, on September 6, 2022, the Selection Committee met virtually to evaluate and rank the Statements of Qualifications based upon the Evaluation Criteria established in the RFQ, and the Selection Committee determined that oral presentations were not needed to rank the firms; and

WHEREAS, based on the Evaluation Criteria, the Selection Committee evaluated the two proposals and the scores were compiled to arrive at the following rankings, with the highest score being the highest ranked, attached as Exhibit “E”:

Burkhardt Construction, Inc.	(396 points)
The Whiting-Turner Contracting Company	(367 points)

; and

WHEREAS, Section 287.0554(b), Florida Statutes, requires that a minimum of three firms be selected; and

WHEREAS, the CRA has made good faith efforts to obtain a minimum of three firms but was unable to do so despite two attempts at advertising the services that are desired; and

WHEREAS, the CRA recommends that the CRA Board authorize the appropriate CRA officials to negotiate the Construction Management at Risk Agreements, as included in the Request for Qualifications package, attached as Exhibit “A”, with the highest-ranked firm to provide Construction Management at Risk services as set forth above; and

WHEREAS, upon negotiating the Phase I Pre-Construction Services Agreement with the highest rank firm, if the contract amount falls within the CRA Executive Director’s authority pursuant to Section 38.38 of the City’s Procurement Code, the CRA Executive Director will execute the agreement, but if the contract amount exceeds his

authority, the agreement will be brought back to the CRA Board for consideration at a later date; and

WHEREAS, after execution of the Phase I Pre-Construction Services Agreement, the parties will negotiate the Phase II Construction Services Agreement for consideration by the CRA Board at a later date; and

WHEREAS, funding for this project was included in the adopted Fiscal Year 2023 budget; and

WHEREAS, funds for the preconstruction services portion of this project are available in account number 163.639901.552.563010.001236.000.000 and account number 163.639901.552.563010.001235.000.000.

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 authorizes the appropriate CRA officials to negotiate a Phase I Pre-Construction Services Agreement with the highest ranked firm, 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 and legal sufficiency by the CRA's General Counsel.

Section 3: That if the negotiated Phase I Pre-Construction Services amount falls within the CRA Executive Director's authority pursuant to Section 38.38 of the City's Procurement Code, the CRA Executive Director is authorized to execute the Agreement.

Section 4: That in the event that the contract amount is above the CRA Executive Director's authority, the Agreement will be brought back to the CRA Board at a later date for consideration and approval.

Section 5: That if the appropriate CRA officials are unable to negotiate an agreement with the highest-ranked firm, then they are authorized to terminate negotiations with that firm and commence negotiations with the next highest-ranked firm and execute an agreement, if possible, in accordance with Section 3.

A RESOLUTION OF THE HOLLYWOOD, FLORIDA COMMUNITY REDEVELOPMENT AGENCY ("CRA"), RANKING CONSTRUCTION MANAGEMENT AT RISK FIRMS AND AUTHORIZING THE APPROPRIATE CRA OFFICIALS TO NEGOTIATE PHASE I PRECONSTRUCTION SERVICES WITH THE HIGHEST RANKED FIRM, BURKHARDT CONSTRUCTION, INC., TO PROVIDE CONSTRUCTION MANAGEMENT AT RISK FOR PHASE IV - UNDERGROUNDING OF OVERHEAD UTILITIES AND STREETScape BEAUTIFICATION.

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

PASSED AND ADOPTED this 12th day of October, 2022.

ATTEST:

HOLLYWOOD, FLORIDA COMMUNITY
REDEVELOPMENT AGENCY



PHYLLIS LEWIS, BOARD SECRETARY



JOSH LEVY, CHAIRPERSON

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY for the use and reliance
of the Hollywood, Florida Community
Redevelopment Agency only.



DOUGLAS R. GONZALES
GENERAL COUNSEL

Exhibit "B"



RFQ 4736-22-GJ - CMAR Services for
**Phase IV - Undergrounding of
Overhead Utilities and Streetscape
Beautification Project (BCRA 19-001)**

Submitted: August 17, 2022

BURKHARDT
CONSTRUCTION, INC.

Streetscape + Utilities Improvements Experts

"The difference is in the details."

FORM 1

SUBMITTAL CHECKLIST FORM

The items below are required components of your solicitation response in order for your bid/proposal/submittal to be considered responsive and responsible. Please complete and submit this submittal checklist form as the cover page of your submittal with all of the items below in the order listed.

Please indicate Yes or No in the "Submitted (Yes/No)" column below to indicate which required components were provided with your submittal.

Submitted (Yes/No)	Required Bid Components
Yes	This Submittal Checklist Form completed and included as the cover page of your submittal.
Yes	A Table of Contents that clearly identifies each section and page number of your submittal.
Yes	Information and/or documentation that addresses and/or meets the requirements outlined in Section III – Scope of Work/Services, including any procedural or technical enhancements/innovations which do not materially deviate from the objectives or required content of the Scope of Work/Services.
Yes	Forms (Completed) Form 1 Bid Checklist Form* Form 2 Acknowledgement and Signature Page Form 4 Vendor Reference Form* Form 5 Hold Harmless and Indemnity Clause Form 6 Non-Collusion Affidavit Form 7 Sworn Statement...Public Entity Crimes Form 8 Certifications Regarding Debarment... Form 9 Drug-Free Workplace Program Form 10 Solicitation, Giving, and Acceptance... Form 11 W-9 (Request for Taxpayer Identification) Form 12 Statement of Qualifications
Yes	Certificate(s) of insurance that meet the requirements of Section 2.14
Yes	Proof of State of Florida Sunbiz Registration
No	As applicable, any suggested changes to the sample contract (Attachment D and E)*

This checklist is only a guide, please read the entire solicitation to ensure that your submission includes all required information and documentation.



City of Hollywood RFQ 4736-22-GJ
Construction Management at Risk (CMAR) Services
for Phase IV Undergrounding of Overhead Utilities
and Streetscape Beautification Project

Submitted by:

Burkhardt Construction, Inc.

1400 Alabama Avenue, Suite 20
West Palm Beach, Florida 33401
561.659.1400

Contact Person:

Marc Kleisley, Vice President

Marc@BurkhardtConstruction.com
561.659.1400

Date: July 27, 2022



BURKHARDT CONSTRUCTION, INC.

Vincent G. Burkhardt
President



July 22, 2022

City of Hollywood
Ginah Joseph, Senior Purchasing Agent
2600 Hollywood Boulevard, Room 221
Hollywood, Florida 33020

RE: RESPONSE TO RFQ 4736-22-GJ CMAR SERVICES FOR PHASE IV UNDERGROUNDING OF
OVERHEAD UTILITIES AND STREETScape BEAUTIFICATION PROJECT (BCRA 19-001)

Dear Selection Committee Members:

On behalf of Burkhardt Construction, Inc., it is our pleasure to submit our qualifications for Construction Management at Risk (CMAR) services for RFQ 4736-22-GJ. Having successfully worked with the City of Hollywood for over two decades, Burkhardt offers a local, intimate knowledge of the City's overall plan to improve Hollywood Beach. We understand that providing infrastructure improvements along with elements of beautification will ultimately add to the City's appeal in attracting new residents and visitors, as well as generating various revenues for the City's utilization and benefit.

Streetscape & Utilities Improvements Experts

We hope you'll keep in mind our team's expertise in building similar utility conversion and streetscape projects. We are an industry leader in urban revitalization and an expert in construction management of streetscape, public space and infrastructure improvements in active, urban business and pedestrian environments. Burkhardt Construction has a proven track record of successfully delivering dozens of similar projects for municipalities in South and Central Florida - all of which have been completed on or ahead of schedule and within budget. To strengthen our team further,

we have engaged The Merchant Strategy, Inc. to augment our Public Outreach efforts.

Our team's ability to serve the City of Hollywood's needs has been successfully demonstrated on projects such as: Hollywood Beach Side Street Streetscape & Infrastructure Improvements (Pilot Program) and subsequent Phases II & III, Hollywood Broadwalk Phases I & II, and Surf Road Utility Improvements Phases I, II & III as well as the Harrison Street Streetscape from Young Circle to 21st Avenue which we completed for the City of Hollywood in 1995.

Proposer's Understanding & Positive Commitment

Burkhardt Construction fully understands the scope of work for CMAR services on your Phase IV Undergrounding of Overhead Utilities and Streetscape Beautification project. We are committed to completing all work on time or ahead of schedule and on budget.

The Burkhardt team is not only familiar with local conditions and the Hollywood Beach coastal area, but we also understand your stakeholders' needs. Our firsthand experience and comprehensive understanding of

1400 Alabama Avenue • West Palm Beach, Florida 33401 • (561) 659-1400 • Fax (561) 659-1402



**BURKHARDT
CONSTRUCTION, INC.**

streetscape, public space and infrastructure construction ensures your project will be successfully delivered to your stakeholders, as promised.

Both the SR AIA corridor and the E/W Side Streets components of the project are adjacent to residents and businesses with high pedestrian and vehicular traffic areas. As such, safety, environmental sensitivity, and disruption minimization are extremely important. Burkhardt Construction will apply our extensive knowledge to ensure safety and successful delivery of your project to the CRA's complete satisfaction.

Past Performance

As an owner making qualifications-based selection decisions, history and past performance must be primary considerations for the City of Hollywood. Burkhardt Construction has an unblemished track record of successfully completing similar municipal projects not only for Hollywood, but throughout South and Central Florida. Throughout every project, one thing remains the same. In our 47-year history, Burkhardt Construction has:

- ✓ NEVER had a construction litigation claim filed against the company
- ✓ NEVER filed a construction litigation claim against an Owner
- ✓ NEVER been assessed liquidated damages for late project completion
- ✓ ALWAYS completed every project undertaken

Burkhardt Construction, Inc. - Duly Authorized Representative:

FEIN: 59-1622522

1400 Alabama Avenue, Suite 20

West Palm Beach, Florida 33401

561.659.1400 | 561.659.1402 fax

Marc Kleisley, Vice President

Marc@BurkhardtConstruction.com

We will manage this project out of our Hollywood Office located at:

1934 Hollywood Blvd., Suite 200

Hollywood, FL 33020

** Evidence that Marc Kleisley has the required authority herein can be found on the following page.*

Burkhardt Construction will consider it an honor and privilege to serve the CRA's needs for your undergrounding of overhead utilities and streetscape beautification improvements. Thank you for your time and the opportunity to submit our qualifications for review and consideration. We look forward to teaming with the CRA once again to successfully deliver your project on or ahead of schedule and on or under budget.

Respectfully submitted,
Burkhardt Construction, Inc.

Marc Kleisley
Vice President/Project Principal



Burkhardt Construction, Inc. - Duly Authorized Representative Marc Kleisley Evidence of Required Authority

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an official State of Florida website

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Detail by Officer/Registered Agent Name

Florida Profit Corporation
BURKHARDT CONSTRUCTION, INC.

Filing Information

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Principal Address

1400 ALABAMA AVENUE #20
WEST PALM BEACH, FL 33401

Changed: 05/20/1998

Mailing Address

1400 ALABAMA AVENUE #20
WEST PALM BEACH, FL 33401

Changed: 05/20/1998

Registered Agent Name & Address

BURKHARDT, VINCENT G
1400 ALABAMA AVENUE #20
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Address Changed: 03/18/2009

Officer/Director Detail

Name & Address

Title PTD

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Title VDS

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