

EXHIBIT 1

RESOLUTION NO. 2017 -

A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA, ACCEPTING THE GUARANTEED MAXIMUM PRICE (GMP) OF FOURTEEN MILLION SIX HUNDRED EIGHTY TWO THOUSAND SEVEN HUNDRED EIGHTY FIVE (\$14,682,785.00) DOLLARS AND AWARDING PHASE I OF RFP FY2014-2015-010 CONSTRUCTION MANAGER AT RISK (CMAR) SERVICES TO KAUFMAN LYNN CONSTRUCTION, INC. FOR CONSTRUCTION SERVICES FOR BLUESTEN PARK; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH KAUFMAN LYNN CONSTRUCTION, INC. TO EFFECTUATE THE PROJECT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to the City of Hallandale Beach Code of Ordinances, Section 23-23-4, Competitive Bidding Required, all purchases and contracts for equipment, supplies and contractual services, when the estimated cost shall exceed \$50,000, shall be based on competitive bids. Furthermore, pursuant to City Code of Ordinances, Chapter 23, Section 23-5 – Award of Contract, the City Manager shall have the authority to recommend to the City Commission award of contracts; and

WHEREAS, on February 9, 2015, the Construction Manager At-Risk (CMAR) RFP #2014-2015-010 was released, and the RFP included a two-phase award for Preconstruction Services and for Construction Services – Guaranteed Maximum Price (GMP). On January 6, 2016, Resolution 2016-04 awarded the CMAR Preconstruction Services to Kaufman Lynn Construction Inc. in an amount not to exceed three hundred forty eight thousand seven hundred thirty (\$348,730.00) dollars; and

WHEREAS, as part of the Preconstruction Services, Kaufman Lynn is engaged in the design development of the project along with the Architect ACAI Associates, to provide assistance in the cost containment process, materials and constructability recommendations; and

WHEREAS, a Guaranteed Maximum Price (GMP) contract is a cost type open book contract where the contractor is compensated for actual costs incurred plus a fixed fee subject to a ceiling price; and

42 **WHEREAS**, Kaufman Lynn Construction, Inc. is required to present a final GMP to the
43 City for consideration following issuance of the ninety (90%) percent construction documents for
44 Phase I which is the Site-Civil Portion and Right of Way Improvements and Phase II of the
45 Construction which includes the building and the balance of the park amenities; and
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47 **WHEREAS**, as proposed, Kaufman Lynn Construction, Inc. will perform construction
48 services for Bluesten Park Phase One for a Guaranteed Maximum Price of Fourteen Million Six
49 Hundred Eighty Two Thousand Seven Hundred Eighty Five (\$14,682,750.00) dollars to include
50 three (3) ballfields with all amenities, field house with concession area and restrooms,
51 maintenance facility for Parks and Recreation, multipurpose synthetic field, streetscape that will
52 surround the streets that border the park, and a new SE 4th Avenue connector road that will
53 provide north/south access once Old Federal Highway has been vacated; and
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55 **WHEREAS**, as an incentive and cost saving measure, the GMP contract includes
56 provisions that will allow the City and Contractor to share in any cost savings. Therefore, as an
57 incentive to reduce the cost of the project, any savings effectuated by the CMAR will be shared
58 with the City, retaining sixty (60%) percent of the savings and the Contractor receiving forty (40%)
59 percent; and
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61 **WHEREAS**, the City Administration recommends that the City Commission accept the
62 final Guaranteed Maximum Price submitted and award Phase I of RFP #FY2014-2015-010 to
63 Kaufman Lynn Construction, Inc., for the Construction Manager At-Risk services for the Bluesten
64 Park Project, and the City Manager to execute an agreement and all necessary documents to
65 implement the project; and
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67 **WHEREAS**, the Mayor and City Commission have determined that the City
68 Administration's recommendations is in the best interest of the City and its residents.
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70 **NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF**
71 **THE CITY OF HALLANDALE BEACH, FLORIDA:**
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73 **SECTION 1.** The foregoing "whereas" clauses are incorporated herein.
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75 **SECTION 2. City Commission Action.** The Mayor and City Commission hereby accept
76 the final Guaranteed Maximum Price of fourteen million six hundred eighty two thousand seven

hundred eighty five (\$14,682,785.00) dollars and awarding Phase I of RFP FY2014-2015-010, Construction Manager At Risk Services to Kaufman Lynn Construction, Inc. for construction services for Bluesten Park.

SECTION 3. City Manager Authorization. The Mayor and City Commission hereby authorize the City Manager to execute an agreement with Kaufman Lynn Construction, Inc. for the Construction Manager At Risk Services for construction services for Bluesten Park for a Guaranteed Maximum Price of fourteen million six hundred eighty two thousand seven hundred eighty five (\$14,682,785.00) dollars. The City Manager is authorized to take all necessary action to implement the project.

SECTION 3. Effective Date. This Resolution shall take effect immediately upon its passage and adoption.

APPROVED AND ADOPTED on ____ day of April, 2017.

JOY F. COOPER
MAYOR

SPONSORED BY: CITY ADMINISTRATION

ATTEST:

MARIO BATAILLE, CMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY
FORM

JENNIFER MERINO
CITY ATTORNEY