

**RESOLUTION NO. R2022-XX**

**A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF NORTH MIAMI BEACH, FLORIDA APPROVING THE AWARD RECOMMENDATION OF THE REQUEST FOR QUALIFICATIONS RFQ-21-025-MC - DESIGN-BUILD SERVICES FOR NORWOOD-OEFFLER WATER TREATMENT PLANT; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH PCL CONSTRUCTION INC.; AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXPEND A BUDGETED AMOUNT NOT TO EXCEED \$34,400,000.00; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, in an effort for the City of North Miami Beach (“City”) to continue providing Excellent Municipal Services through NMB Water, in a financially responsible manner to the water service within the City, Aventura, Miami Gardens, Sunny Isles, Golden Beach and parts of unincorporated Miami-Dade County, and consistent with our Strategic Plan, the City issued Request for Qualifications (“RFQ”) RFQ-21-025-MC - Design-Build Services For Norwood-Oeffler Water Treatment Plant; and

**WHEREAS**, the Mayor and City Commission approved Resolution No.2021-107 on October 19, 2021, accepting the ranking of the three qualified firms and authorizing to City Manager to negotiate with highest ranking firm PCL Construction Inc. and, if the negotiations were successful, present an agreement for the City Commission’s consideration and approval; and

**WHEREAS**, the City Manager established a Negotiation Committee comprised of the NMB Water Director, City’s Chief of Staff, City’s Finance Director, CIP Program Manager, and CIP Construction Manager; and

**WHEREAS**, the project will be delivered by the Progressive Design-Build at a Budget method in which the design and construction function is provided by one single entity in collaboration with the City as the Owner, utilizing an established budget for the completion of the Norwood-Oeffler Water Treatment Plant Improvements; and

**WHEREAS**, NMB Water will be responsible of the management of the selected Progressive Design-Builder including schedule management, progress reporting, workshop attendance, budget management, and approvals of invoices; and

**WHEREAS**, the City Manager conducted his own due diligence and concurs with the recommendation of the Negotiation Committee, the NMB Water Department and the Procurement Management Division, to recommend awarding RFQ-21-025-MC to PCL Construction Inc.; and

**WHEREAS**, the Mayor and City Commission find it to be in the best interests of the City to award RFQ-21-025-MC to PCL Construction Inc. and authorize the City Manager to execute an agreement between the City and PCL Construction Inc.; and

**WHEREAS**, the Mayor and City Commission authorize the City Manager or designee to expend up to \$34,000,000.00 on the Design-Build Project with conditions.

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**NOW, THEREFORE, BE IT RESOLVED** by the City Commission of the City of North Miami Beach, Florida, as follows:

**Section 1.** The foregoing recitals are true and correct.

**Section 2.** The Mayor and City Commission hereby award RFQ-21-025-MC to PCL Construction Inc. for Progressive Design-Build Services for Norwood-Oeffler Water Treatment Plant.

**Section 3.** The Mayor and City Commission of the City of North Miami Beach authorize the City Manager, in a form acceptable to the City Attorney, to execute an Agreement between the City and PCL Construction Inc. for Progressive Design-Build Services For Norwood-Oeffler Water Treatment Plant at a budget not to exceed \$34,400,000.

**Section 4.** If there is a change order/budget amendment that will cause Project expenditures to exceed \$34,400,000.00, then said change order/budget amendment must be brought to the City Commission for review and approval.

**Section 5.** This resolution shall become effective upon adoption.

**APPROVED AND ADOPTED** by the City of North Miami Beach City Commission at the regular meeting assembled this 24<sup>th</sup> day of March 2022.

ATTEST:

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ANDRISE BERNARD, MMC  
CITY CLERK

(CITY SEAL)

\_\_\_\_\_  
ANTHONY F. DEFILLIPO  
MAYOR

APPROVED AS TO FORM, LANGUAGE  
& FOR EXECUTION:

\_\_\_\_\_  
HANS OTTINOT  
INTERIM CITY ATTORNEY

Sponsored by: Mayor and City Commission