MEMORANDUM

TO: The Honorable Mayor and City Commission

FROM: Wade L. Sanders, Director of Public Works

DATE: 7/19/2012

RE: Resolution approving a Second Amendment to the Agreement with Steigerbuilt, LLC for interim improvements to the Intracoastal Parks

RECOMMENDATION:

It is recommended that the City Commission adopt the resolution approving a Second Amendment to the Agreement with Steigerbuilt, LLC for interim improvements to the Intracoastal Parks.

REASONS:

The City purchased the properties at 16100 and 16200 as part of the Intracoastal Parks. Building improvements on the 16100 parcel were recently demolished by others and the site further improved under contract with Steigerbuilt, LLC primarily for the installation of irrigation and sod. Once mobilized to the site, Steigerbuilt, LLC identified additional improvements that might benefit the future and ultimate site development. The work detailed in the attached proposal will be authorized on an individual line item basis. In an amount not to exceed $18,650.00.

FUNDING SOURCE:

Funding is available in account number 35-600-5682 and 35-600-5687.

ATTACHMENTS:

1. Resolution
2. Second Amendment
RESOLUTION NO. 2012-______

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF SUNNY ISLES BEACH, FLORIDA, APPROVING THE SECOND AMENDMENT TO AGREEMENT WITH STEIGERBUILT, LLC. FOR ADDITIONAL IMPROVEMENTS THAT MIGHT BENEFIT THE FUTURE AND ULTIMATE SITE DEVELOPMENT OF THE LOT LOCATED AT 16200 COLLINS AVENUE, AND REMOVAL AND DISPOSAL OF THE CONCRETE WALL DIVIDING 16100 AND 16200 COLLINS AVENUE, FOR THE INTRACOASTAL PARKS PROJECT, IN AN AMOUNT NOT TO EXCEED EIGHTEEN THOUSAND SIX HUNDRED FIFTY DOLLARS ($18,650.00), ATTACHED HERETO AS EXHIBIT “A”; AUTHORIZING THE MAYOR TO EXECUTE SAID SECOND AMENDMENT TO AGREEMENT; AUTHORIZING THE CITY MANAGER TO DO ALL THINGS NECESSARY TO EFFECTUATE THIS RESOLUTION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on January 19, 2012 via Ordinance No. 2012-378, the City Commission authorized an amendment to the City’s Budget for the 2011/2012 Fiscal Year Capital Projects Funds to increase the Intracoastal Parks account to complete the landscaping project at the Intracoastal Parks at 16700 Collins Avenue; and

WHEREAS, due to the current deteriorating condition of the Intracoastal Parks the City Manager determined that there was a need to retain a contractor for the installation of landscaping and irrigation of vacant lots located at 16050 and 16000 Collins Avenue; and

WHEREAS, on March 15, 2012 via Resolution No. 2012-1882 the City Commission entered into an Agreement with Steigerbuilt, LLC waiving the formal competitive bidding procedures pursuant to Section 62-12 of the City Code, in an amount not to exceed Fifty-Three Thousand Five Hundred Dollars ($53,500.00), for the installation of landscaping and irrigation of vacant lots located at 16050 and 16000 Collins Avenue; and

WHEREAS, on April 19, 2012 via Resolution No. 2012-1900 the City Commission approved the First Amendment to Agreement with Steigerbuilt, LLC. for installation of landscaping and irrigation of the lot located at 16100 Collins Avenue, as well as the removal and disposal of the concrete wall dividing 16100 and 16200 Collins Avenue, in an amount not to exceed Thirty-Seven Thousand Eight Hundred Fifty Dollars ($37,850.00); and

WHEREAS, the City Commission now wishes to approve the Second Amendment to Agreement with Steigerbuilt, LLC. for additional improvements to 16200 Collins Avenue that might benefit the future and ultimate site development, including repairing the existing west retaining wall, add fill to level slope along western retaining wall, add top soil and new grass on newly leveled area, remove existing perimeter western wall between 16200 and 16100 lots allowing more green area towards the waters edge, add top soil and new grass, build a new retaining wall to adjoin existing retainer walls on both 16200 and 16100 lots, and remove three (3) trees and disposal, in an amount not to exceed Eighteen Thousand Six Hundred Fifty Dollars
($18,650.00), bringing the total amount not to exceed to One Hundred Ten Thousand Dollars ($110,000.00) for the Intracoastal Parks Project, attached hereto as Exhibit “A”.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF SUNNY ISLES BEACH, FLORIDA, AS FOLLOWS:

Section 1. Approval of Second Amendment to Agreement. The City Commission hereby approves the Second Amendment to Agreement with Steigerbuilt, LLC. for additional improvements that might benefit the future and ultimate site development of the lot located at 16200 Collins Avenue, and removal and disposal of the concrete wall dividing 16100 and 16200 Collins Avenue, for the Intracoastal Parks Project, in an amount not to exceed Eighteen Thousand Six Hundred Fifty Dollars ($18,650.00), attached hereto as Exhibit “A”.

Section 2. Authorization of Mayor. The Mayor is hereby authorized to execute said Second Amendment to Agreement.

Section 3. Authorization of City Manager. The City Manager is hereby authorized to do all things necessary to effectuate this Resolution.

Section 4. Effective Date. This Resolution will become effective upon adoption.

PASSED AND ADOPTED this 19th day of July 2012.

ATTEST:

Jane A. Hines, CMC, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

Hans Ottinot, City Attorney

Moved by: ________________________

Seconded by: _____________________

Vote:

Mayor Norman S. Edelcup   (Yes) (No)
Vice Mayor Lewis J. Thaler  (Yes) (No)
Commissioner Isaac Aelion  (Yes) (No)
Commissioner Jeanette Gatto (Yes) (No)
Commissioner George “Bud” Scholl (Yes) (No)
SECOND AMENDMENT TO THE AGREEMENT BETWEEN
THE CITY OF SUNNY ISLES BEACH AND STEIGERBUILT, LLC.
CONTRACT NO. C1112-052

This Second Amendment to the Agreement between the City of Sunny Isles Beach and Steigerbuilt, LLC, executed this ___ day of __________, 2012, is made a part of the original Agreement between the parties, approved via Resolution No. 2012-1882 on March 15, 2012, ("Agreement"), incorporated herein by reference, between the City of Sunny Isles Beach ("City") and Steigerbuilt, LLC ("Contractor") a business corporation licensed in the State of Florida, whose Federal Identification # is 264344330. The City and Contractor hereby agree as follows:

1. ADDITIONAL SERVICES TO BE PERFORMED. The scope of services, as set forth in Section 2 of the original Agreement, is hereby amended to include additional services at the 16100 and 16200 Collins Avenue lots, as more particularly described in Attachment “A”, which is attached hereto and incorporated herein by reference.

2. COST. The payments to the Contractor, as set forth in Section 4 of the original Agreement, is hereby amended to include additional compensation for the additional services to be performed, in an amount not to exceed Eighteen Thousand Six Hundred Fifty Dollars ($18,650.00), bringing the total amount not to exceed One Hundred Ten Thousand Dollars ($110,000.00).

3. OTHER PROVISIONS REMAIN IN EFFECT: Except as specifically modified herein, all terms and conditions of the original Agreement between the parties as well as the First Amendment to the Agreement, approved via Resolution No. 2012-1900 on April 19, 2012, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this document as of the date mentioned above.

WITNESS:             STEIGERBUILT, LLC

__________________________
Signature

__________________________
Print Name

BY:                      ________________________________

__________________________
Signature and Title

ATTEST:                CITY OF SUNNY ISLES BEACH

__________________________
Jane A. Hines, CMC, City Clerk

BY:                      ________________________________

__________________________
Norman S. Edelcup, Mayor

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

__________________________
Hans Olitinot, City Attorney

Agenda Item No.1001\nDate 7/19/2012
PROPOSAL:

JUNE 26, 2012

ATTN: CITY MANAGER

SUNNY ISLES BEACH, FL

RE: 16200 COLLINS AVE.

SUNNY ISLES BEACH, FL. 33160

EMPTY LOT

1. REPAIR EXISTING WEST RETAINING WALL WITH BLOCKS USING #5 DOWELS AND FILL CELLS WITH CONCRETE $1200.00

2. ADD APPROX 50 TONS OF FILL TO LEVEL SLOPE ALONG WESTERN RETAINING WALL $6250.00

3. ADD TOP SOIL AND NEW GRASS ON NEWELY LEVELED AREA $1200.00

4. REMOVE EXISTING PERIMETER WESTERN WALL BETWEEN 16200 AND 16100 LOTS ALLOWING 20X60 MORE GREEN AREA TOWARDS THE WATERS EDGE ADD TOP SOIL AND NEW GRASS $3650.00

5. BUILD NEW RETAINING WALL USING 4 COURSE OF CONCRETE BLOCKS WITH #5 DOWELS AND CELLS FILLED WITH CONCRETE TO ADJOIN EXISTING RETAINER WALLS ON BOTH 16200 AND 16100 LOTS. $5300.00

6. REMOVE 3 TREES AND DISPOSAL $1050.00

TOTL $18,650.00