RESOLUTION NO. 2017-24

A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE RIVIERA BEACH COMMUNITY REDEVELOMENT AGENCY ("AGENCY") APPROVING THE FIFTH MODIFICATION TO THE CONTRACT BETWEEN THE AGENCY AND THE ARCHITECTURAL FIRM, SONG + ASSOCIATES, INC. ("CONSULTANTS") TO PROVIDE ADDITIONAL PROFESSIONAL **SERVICES** RELATING TO CONSTRUCTION ADMINISTRATION FOR THE OVER THE WATER FUELING OFFICE PROJECT AND THE DESIGN OF THE MODIFICATION TO THE EXISITING SEAWALL FOR AN ADDITIONAL AMOUNT NOT TO EXCEED \$44,500 PLUS A 9% CONTINGENCY; AUTHORIZING THE CHAIR AND EXECUTIVE DIRECTOR, RESPECTIVELY, TO EXECUTE AND ATTEST THE FIFTH MODIFICATION OF THE AGREEMENT WITH SONG + ASSOCIATES, INC.; PROVIDING AN EFFECTIVE DATE.

* * * * * * *

WHEREAS, The Agency is responsible for carrying out community redevelopment activities and projects in the community redevelopment area of the City of Riviera Beach; and

WHEREAS, on April 24, 2013, the Riviera Beach Community Agency Commission adopted Resolution 2013-17, approving a contract with the Consultant for complete design documents for phase one of the Marina Redevelopment Project for a fee of \$1,373,836 plus 10% contingency (the "Contract"); and

WHEREAS, the Contract provided for amendments to the contract to increase the scope of work and increase the amount of the contract; and

WHEREAS, on March 18, 2014, the Riviera Beach Community Redevelopment Agency approved Resolution 2014-14, approving the First Modification to the Professional Service Agreement with the Consultant to provide additional service for the Phase One Project for an amount not to exceed \$273,538 (the Contract and approved Amendments will be collectively referred to as the "Contract"); and

WHEREAS, on August 13, 2014, the Riviera Beach Community Redevelopment Agency approved Resolution 2014-41, approving the Second Modification to the Professional Services Agreement with the Consultant to provide professional design services for the Public Market Project in the amount of \$1,026,731.20, with partial funding provided by Palm Beach County; and

WHEREAS, on September 23, 2015, the Riviera Beach Community Redevelopment Agency approved Resolution 2015-37, approving the Third Modification to the Professional Services Agreement with the Consultant to provide professional

design services for the Restaurant Row element of the Marina Project in the amount of \$222,292. to complete the site plan application for the future restaurants and related surface parking; and

WHEREAS, on December 9, 2015, the Riviera Beach Community Agency approved Resolution 2015-48 approving the Fourth Modification to the Professional Service Agreement with the Consultant to provide for extended Construction Administration (CA) for the Phase One Marina Project extending the CA services through completion and final commissioning for the project (April 2016); and

WHEREAS, the parties desire to amend the Contract to provide additional professional services to professional services previously approved relating to construction administration for the Over the Water fueling office project and the design of the modification to the existing seawall.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY THAT:

SECTION1. The Community Redevelopment Agency authorizes additional professional services listed in "Exhibit A" to the Fifth Modification to the Contract, attached hereto, at an additional cost not to exceed \$44,500.00. The Executive Director is hereby authorized to issue payments from the appropriate Marina District fund as indicated in the CRA Budget to pay for the additional professional architectural and engineering consulting services.

SECTION 2: The Chair and the Executive Director of the Agency, on behalf of the Agency, are each hereby authorized to execute and attest, respectively, the attached Fifth Modification to the Professional Services Agreement between the Agency and Song + Associates, Inc.

SECTION 3. This resolution shall be effective immediately upon its adoption.

[Signatures on following page]

PASSED AND ADOPTED this 29th	day of <u>Mov</u> e, 2017.
ATTEST:	RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY By: Name: Kashamba Miller-Anderson Title: Chairperson
Executive Director	1
	Approved as to form and legal sufficiency
MOTION BY: D. Pardo	J. Michael Haygood Date 1/29/2017
SECONDED BY: T.Davis	J. Michael Haygood, PA General Counsel to CRA
D. PARDO K. MILLER-ANDERSON L. HUBBARD AVE Abbent	General Couriser to CRA

T. DAVIS JOHNSON T. DAVIS

FIFTH AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT BETWEEN

SONG + ASSOCIATES, INC., AND RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY TO PROVIDE ADDITIONAL ARCHITECTURAL AND DESIGN SERVICES FOR PHASE ONE MARINA REDEVELOPMENT PROJECT

THIS AGREEMENT amendment made and entered into this 21 day of November, 2017, by and between, SONG + ASSOCIATES, hereinafter referred to as "Consultant," whose mailing address is, 400 Australian Avenue South, 6th Floor, West Palm Beach, FL 33401, and the Riviera Beach Community Redevelopment Agency a body corporate and politic created pursuant to Chapter 163, Part II, Florida Statutes, hereinafter referred to as "CRA," whose address is 2001 Broadway Suite 300, Riviera Beach, Florida, 33404, is hereby amended as follows:

WHEREAS, on April 24, 2013, the CRA and the Consultant entered into a contract for complete design documents for phase one of the Marina Redevelopment Project for a fee of \$1,373,836 plus 10% contingency (the "Contract"); and

WHEREAS, the Contract provided for amendments to increase the scope of work and increase the amount of the contract; and

WHEREAS, on March 18, 2014, the CRA and the Consultant entered into the First Modification to the Contract to provide additional service for the Phase One Project for an amount not to exceed \$273,538 (the Contract and approved Amendments will be collectively referred to as the "Contract"); and

WHEREAS, on August 13, 2014, the CRA and the Consultant entered into the 2nd Modification to the Contract to provide professional design services for the Public Market Project in the amount of \$1,026,731.20; and

WHEREAS, on September 23, 2015, the CRA and the Consultant entered into the 3rd Modification to the Contract to provide professional design services for the Restaurant Row element of the Marina Project to complete the site plan application for the future restaurants and related surface parking in the amount of \$222,292.; and

WHEREAS, on December 9, 2015, the Riviera Beach Community Agency

approved Resolution 2015-48 approving the Fourth Modification to the Professional Service Agreement with the Consultant to provide for extended Construction Administration (CA) for the Phase One Marina Project extending the CA services through completion and final commissioning for the project (April 2016); and

WHEREAS, the parties desire to amend the Contract to provide additional professional services to professional services previously approved relating to construction administration for the Over the Water fueling office project and the design of the modification to the existing seawall.

In consideration of the mutual covenants and promises set forth herein, the parties to this agreement amendment do hereby agree as follows:

- 1. To amend the Contract to provide additional professional services previously approved relating to construction administration for the Over the Water fueling office project and the design of the modification to the existing seawall as described in the attached scope of services for additional fees not to exceed \$44,500.00.
- 2. To the extent that there exists a conflict, this Agreement, the Scope of Work and any work orders, the terms, conditions, covenants, and/or provisions of this Agreement shall prevail. Wherever possible, the provisions of such documents shall be construed in such a manner as to avoid conflicts between provisions of the various documents.
- 3. All other terms in the Contract remain in effect.

[Signatures on following page]

IN WITNESS WHEREOF, the Parties unto this Agreement have set their hands and seals on the day and date first written above.

RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY

Name: Kashamba Miller Anderson

Title: Chairperson

Scott Evans, Interim Executive Director

ATTEST:

Approved as to form and legal

sufficiency

J. Michael Haygood Date 12 28 12614

General Counsel to CRA

SONG + ASSOCIATES, INC.

Name:

Title: President

- Amorical



November 14, 2017 Revision 2 November 16, 2017

Mr. Scott Evans Interim Executive Director Riviera Beach Community Redevelopment Agency 2001 Broadway, Suite 300 Riviera Beach, Fl 33404

Re: Fee Proposal for Professional Design Services for the Removal of the Marina Village Seawall

Song + Associates, Inc. is pleased to provide this Professional Services Fee Proposal for the removal of the existing seawall. Refer to Attachment 1, this document for a graphic representation of the areas of seawall to be removed. The seawall is located at the Marina Village (MV), 190 E. 13th Street, Riviera Beach, FL 33404.

A. SCOPE OF WORK

The following scope of work is based on our understanding of the information provided to us by the Riviera Beach Community Redevelopment Agency (RB CRA) at a meeting held on Thursday, November 2, 2017 at the RB CRA Office.

Song + Associates will provide:

- 1. Plans and specifications to:
 - a. To demolish approximately 500'-0" x 3'-0" seawall. Refer to Attachment 1.
 - Design and Construction Documents for the stainless steel or aluminum guard rails, and hand rails if required by FBC, that will replace the CMU seawalls that will be removed.
 - c. Phasing Plans
 - d. Life Safety as required by the Florida Building Code.
- 2. Services for Bidding, Permitting and Construction Administration.
- 3. Qualifications
 - a. During Construction Administration site visits are limited to two (2). Additional Services will be requested if more than two (2) visits are required.

The Structural Engineering scope would be to:

- Determine once the seawall is removed, do the columns that remain require any reinforcing?
 If reinforcing is required, the structural engineer will provide the design and construction documents for the additional structural system.
- Provide any structural engineering for the guard rails and any other components requiring structural engineering resulting for either demolition or new construction.
- 3. Include two visits to the site for Construction Administration.

B. SERVICES EXCLUDED

1. Hazardous Material Remediation/Testing/Abatement including Lead and Asbestos.

Song + Associates, Inc. Architecture • Planning • Interior Design AA003165 / IB0001095

1545 Centrepark Drive North West Palm Beach, Florida 33401 T: 561.655.2423 F: 561.655.1482

American Institute of Architects / NCARB

- 2. As-Built surveying and verification of existing conditions.
- 3. Landscaping, Civil, Structural, Mechanical and Plumbing Engineering.

C. TIME OF SERVICES

Song and Associates, Inc. will begin work immediately after receipt of Authorization to Proceed.

D. PROFESSIONAL FEES

Song + Associates, Inc. will provide professional services for a fixed fee amount of:

Architectural

Seven Thousand Two Hundred Dollars and No Cents (\$7,200.00)

Structural

Two Thousand Five Hundred Dollars and No Cents (\$2,500.00)

Refer to Attachment 2, AMS Proposal.

Total

Eight Thousand Five Hundred Dollars and No Cents (\$9,700.00)

E. REIMBURSABLES ALLOWANCE

The Architect shall be paid for all normal reimbursable expenses such as, but not limited to, printing, reproductions, postage, mileage, special delivery, as an addition to the basic compensation at the actual amount with an estimated total not to exceed \$300.00.

F. OWNER RESPONSIBILITIES

The RB CRA shall provide PDF and electronic format (AutoCAD) drawings of listed campus to Song + Associates, Inc. for generation of the drawing contract documents. Electronic drawings shall consist of surveys, site plans, building plans, elevations, building and wall sections.

G. DELIVERABLES

Song + Associates, Inc. will provide 24x36 drawings suitable for obtaining a building permit for the above listed scope of work.

Acceptance of this Proposal may be indicated by the signature of a duly authorized official of the Riviera Beach Community Redevelopment Agency in the space provided below. The return of a signed copy of this Proposal to our office together with the appropriate Purchase Order will serve as an agreement between the parties and as a Notice to Proceed.

We appreciate this opportunity and look forward to your consideration of this proposal.

Regards,

Mark Clary

Sr. Project Manager

Riviera Beach Marina Village Removal of the Seawall Page 3 of 3

> cc: Young Song, S+A Jill Lanigan, S+A Jo Ann Brent, S+A

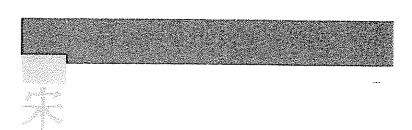
Riviera Beach Community Redevelopment Agency

Accepted By:_

Print Name:_

Title:_

ate: Totopin Executive / in



October 20, 2017

Mr. Terrence N. Bailey City of Riviera Beach Acting Director of Public Works 2391 Avenue L., Riviera Beach 33404

RE: Marina Operations Fuel Office

200 E. 13th Street, Marina Docks
Professional Design Services Fee Proposal for Construction Administration

Dear Mr. Bailey:

Song + Associates, Inc. is pleased to provide our proposal for Construction Administration Services for the Marina Operations Fuel Office Project.

I. PROJECT UNDERSTANDING

Construction Administrations Services will be provided for the construction scope detailed in our December 16, 2016 Construction Documents and as modified through the City Permit Review process.

II. SCOPE OF SERVICES

A. Construction Administration Phase.

- · Attend Preconstruction meeting. Limited to one (1) meeting.
- · Provide responses to Contractor RFI's.
- Review and process shop drawings.
- · Review, process and log change orders if required.
- Conduct periodic site observation visits, concurrent with the scheduled OAC meetings, to evaluate construction relative to the intent of the documents.
- Attend OAC meetings. This includes up to six (6) meetings.
- · Review payment applications and certifications.
- Issue Certificates for Substantial completion with punch list items and Final Pay Application Certificate.
- Prepare record drawings from detailed contractor markups as part of project close out.
- Services for this phase will be limited to five (5) months (150 days) for construction.

Song + Associates, Inc. Architecture • Planning • Interior Design AA003165 / IB0001095

1545 Centrepark Drive North West Palm Beach, Florida 33401 T: 561.655.2423 F: 561.655.1482

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Marinna Operations Fuel Office Construction Administration Services Page 2

III. SUMMARY OF PROFESSIONAL FEES

Song + Associates, Inc. will provide these services as described in section II above for a lump sum fee of Thirty Four Thousand Five Hundred Dollars (\$34,500.00).

Acceptance of this proposal may be indicated by the signature of the duly authorized official of the client in the space provided below. Returning an executed copy of this proposal to our office will serve as an agreement between the two parties and as a notice to begin work upon final Council approval. Song + Associates will await a purchase order as prepared by the City of Riviera Beach.

We appreciate this opportunity to continue our relationship with the City of Riviera Beach for providing Construction Administration services for your Marina Operations Fuel Office.

Title: City Engineer
Date: 12/7/17





Suite 109, 513 US 1, North Palm Beach, Florida 33408 Phone: 561-881-8999 § Email: amorganservices@gmail.com Certificate of authorization #26093

Andrew Morgan Services

Date: November 13, 2017.

Mr. Mark Clary, Song and Associates, 1545 Centrepark Drive North, West Palm Beach, Florida 33401

Structural Cost proposal for structural design of the renovation at the Riviera Marina.

Dear Mark,

Andrew Morgan Services is pleased to submit this Fee Proposal for structural engineering services for the concrete columns and beams at the walkway.

Our proposal is based on the following information:

- 1. Removal of existing masonry walls about 500'-0" long x 3'-0" high of existing seawall.
- 2. The existing columns shall remain
- 3. New guardrail design.
- 4. Two site visits.

SCOPE OF SERVICES

Upon notice to proceed, AMS shall provide the following services:

- 1. Check the existing columns and provide any reinforcing required.
- 2. Provide structural design calculations, construction documents and structural construction administration services for the columns and new guard rails.

FEE

Andrew Morgan Services Intends to perform the above base professional services on a fixed fee basis for \$2500.

We appreciate the opportunity to bid for these projects. Should you have any questions concerning this Fee Proposal, please do not hesitate to contact the undersigned.

Sincerely,

Andrew Morgan, P.E.

Anompa



RIVIERA BEACH COMMUNITY REDEVELOPMENT AGENCY

2001 BROADWAY, SUITE 300 RIVIERA BEACH, FL 33404 PHONE: 561-844-3408 FAX: 561-881-8043 Website: www.rbcra.com

MEMORANDUM

TO: Honorable Chair and Members, CRA Board of Commissioners

City of Riviera Beach, Florida

FROM: Scott Evans, Interim Executive Director, Riviera Beach CRA

DATE: November 29, 2017

SUBJECT: Request for a Resolution Approving Work Orders 2017-01 and 2017-02 to 1) Provide Construction Administration Services to Complete the Marina Fuel & Office Structure and to 2) Provide Bid Documents to Remove Sections of Wall Along the Marina Promenade.

REQUEST FOR BOARD ACTION

The Agency is asking the Board of Commissioners to approve a Resolution for Work Orders 2017-01 and 2017-02 to 1) provide construction administration services to complete the Marina fuel & office structure and to 2) provide bid documents to remove sections of wall along the Marina Promenade. The two Work Orders will amend the existing contract with Song + Associates for the Marina District Project, providing a maximum of \$44,500 plus up to a 9% contingency for the two Work Orders.

BACKGROUND

In furtherance of the Marina District Master Planning process and subsequent redevelopment, the Riviera Beach Community Redevelopment Agency Board of Commission approved Resolution 2012-49, authorizing the Agency to negotiate a contract with "Song + Associates," as the top ranked firm for RFQ 369-12 and continue this process until an agreement is finalized. Additionally, on February 27, 2013, the Commission reviewed and approved the Concept Master Development Plan as provided by Viking Developers in accordance with the adopted Noticed Elements Agreement. A Contract and Scope of Services was executed as approved by Resolution No. 2013-17 to provide architectural and engineering services for the Marina South District Redevelopment Project: providing complete design services for Phase One of the Project for the negotiated fee of \$1,373,836, plus a 10% contingency. This will be the fifth amendment.

PROPOSED PROJECTS

Project 1. This project includes site work and construction of Over the Water Riviera Marina Fuel Office (MFO), which is a 940 Square Foot one story building planned for the recently completed Marina Docks Project, located at the Marina Village, 200 E. 13th Street, Riviera Beach, FL 33404. The MFO shall consist of retail, storage, a restroom, and a janitorial closet. This project

is located in the Marina CITY South Redevelopment (MDS) currently under construction. The Marina CITY South Redevelopment (MDS) is bounded by Avenue E on the west, the Intracoastal Waterway and Peanut Island on the east, 11th Street on the south and 16th Street on the north. The Marina Fuel Office is to be constructed on the southwest corner of Pier D of the new Marina on an existing fixed concrete platform, surrounded by floating docks. In addition, in accordance with the September 26, 2016 Dept. of the Army letter, the Permit No: SAJ-1993-02265 (SP-AAZ) should be available at he construction site and the U.S. Army Corps of Engineers (USACE) must be notified of the following: (1) The date of commencement of the work, (2) The dates of work suspensions and resumption of work, if suspended over a week, and (3) The date of final completion. See Exhibit A, City of Riviera Beach Purchasing Department Memo Requesting the Contract Administrator Work Order with Song + Associates for Construction of Over the Water Marina Fuel Office Building and Exhibit B, Marina Operations Fuel Office Proposal.

Project 2. The Marina Project was completed in June 2016. As part of this significant infrastructure and redevelopment project, a seawall was constructed pursuant to the latest proposed Federal Emergency Management Agency (FEMA) guidelines. The seawall is located at the Marina Village, 190 E. 13th Street, Riviera Beach, FL 33404. The seawall is protective as well as decorative and is continuous along the Marina docks. The plan is to uncover views of the waterfront as much as possible, while maintaining the structural integrity and decorative columns of the original seawall. The project will include demolishing approximately 500 - 600 feet of seawall. Additionally, stainless steel or aluminum guard rails and hand rails as required by FBC, will replace the CMU seawalls that will be removed. This resolution approves the Professional Services Fee Proposal and Work Order to provide the plans and specifications to do so. Included will also be services for bidding, permitting and construction administration. The Scope of Work also includes the structural engineering scope which would be to:

- a) Determine once the seawall is removed, do the columns that remain require any reinforcing. If reinforcing is required, the structural engineer will provide the design and construction documents for the additional structural system.
- b) Provide any structural engineering for the guard rails and any other components requiring structural engineering resulting from either demolition or new construction.

The scope includes two (2) site visits for the required architectural and for the engineering services. This work order is effective immediately after receipt of the Authorization to Proceed. See Exhibit C.

RECOMMENDATION

Staff recommends approval of a Resolution for Work Orders 2017-01 and 2017-02 to 1) provide construction administration services to complete the Marina fuel & office structure and to 2) provide bid documents to remove sections of wall along the Marina Promenade. The two Work Orders will amend the existing contract with Song + Associates for the Marina District Project, providing a maximum of \$44,500 plus up to a 9% contingency for the two Work Orders.

CITY OF RIVIERA BEACH PURCHASING DEPARTMENT 2051 MLK BLVD, SUITE 310 RIVIERA BEACH, FLORIDA 33404

561-845-4180 (PHONE); 561-842-5105 (FAX)

TO:

SCOTT EVANS, INTERIM EXECUTIVE DIRECTOR OF THE CRA

THROUGH: RICKEY LITTLE, INTERIM PROCUREMENT DIRECTOR

FROM:

RANDY WOOD, CONTRACT ADMINISTRATOR

DATE:

November 8, 2017

SUBJECT: REQUEST FOR CONTRACT ADMINSTRATOR WORK ORDER WITH SONG & ASSOCIATES ON FOR CONSTRUCTION OF OVER THE WATER MARINA FUEL OFFICE BUILDING

Resolution 129-17 for Award of Construction of Marina Fuel Office Building Contract CM-849-17-1 to West Construction in the amount of \$852,255.00 was approved at the 11/01/17 City Council Meeting. Song & Associates provided the technical specifications for the proposed project, contained and described in the Project # 14006 Drawings & Specifications.

A Work Order with Song & Associates for a Contract Administrator is requested by Terrence Bailey, Acting Director of Public Works, for construction oversight services of the **construction of an over the water Marina Fuel Office Building** on an existing fixed concrete platform, surrounded by floating docks, at the City's Marina, located at 200 East 13th Street, Riviera Beach FL 33404, and managed by Seven Kings Holdings, LLC

This contract is for site work and construction of Over the Water Riviera Marina Fuel Office (MFO), which is a 940 Square Foot one story building planned for the recently completed Marina Docks project. The MFO shall consist of retail, storage, a restroom and Janitors closet. This project is located in the Marina CITY South Redevelopment (MDS) Project currently under construction. The Marina CITY South Redevelopment (MDS) is bounded by Ave E on the west, the Intracoastal Waterway and Peanut Island on the east, 11th Street on the south and 16th Street on the north ("Site hereafter). The Marina Fuel Office is to be constructed on the southwest corner of Pier D of the new Marina on an existing fixed concrete platform, surrounded by floating docks. In accordance with the September 26, 2016 Dept. of the Army letter the Permit No: SAJ-1993-02265 (SP-AAZ) should be available at the construction site and the U.S. Army Corps of Engineers must be notified of the following: (1) The date of commencement of the work (2) The dates of work suspensions and resumptions of work, if suspended over a week, and (3) The date of final completion.

The West Construction contract will incorporate all construction, and post-construction work requirements of the Project, until the Marina Fuel Office Building has been inspected and accepted by the City. The Contract stipulates that West Construction must be able and willing to work with all the City's consultants and contractors on this Project.

Cc: TERRENCE BAILEY, ACTING DIRECTOR OF PUBLIC WORKS

RANDY SHERMAN, DIRECTOR OF FINANCE AND ADMINISTRATIVE SERVICES

JEFF GAGNON, ASSISTANT DIRECTOR, COMMUNITY DEVELOPMENT KEN BLAIR, SEVEN KINGS HOLDINGS, INC. DBA LOGGERHEAD

JOHN SPRAGUE, SPRAGUE CONSULTING