



**CITY OF FORT LAUDERDALE  
City Commission Agenda Memo  
REGULAR MEETING**

**#22-1164**

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**TO:** Honorable Mayor & Members of the  
Fort Lauderdale City Commission

**FROM:** Greg Chavarria, City Manager

**DATE:** January 10, 2023

**TITLE:** Motion Approving an Agreement for Merle Fogg Park Seawall Replacement  
- Ebsary Foundation Co. - \$1,022,459 - (**Commission District 2**)

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**Recommendation**

Staff recommends the City Commission approve an agreement, in substantially the form attached, for Merle Fogg Park Seawall Replacement with Ebsary Foundation Co. in the amount of \$1,022,459, which includes allowances of \$65,000 for permits, licenses, testing fees, and unforeseen conditions.

**Background**

The City owns and maintains Merle Fogg Park at the intersection of E. Las Olas Boulevard and Poinciana Drive, at the Intracoastal Waterway. This seawall was included in the Seawall Master Plan and recommended for replacement within the first tier but had not been funded for replacement at that time. In the spring of 2021, the seawall collapsed, creating erosion and impacting an existing stormwater discharge pipe. A new 130 linear foot proposed seawall will be built to replace the collapsed seawall and will be constructed to an elevation of five (5) feet providing greater protection against future sea level rise. Additional improvements include storm inlet installation, landscaping restoration, and check valve installation.

On September 8, 2022, the Procurement Services Division issued Invitation to Bid (ITB) No. 12719-1023. A total of three (3) firms responded on October 11, 2022. Ebsary Foundation Co. met all the solicitation requirements of the ITB and was deemed the low responsive, and responsible bidder.

**Resource Impact**

There is a fiscal impact to the City in the amount of \$1,022,459 for the contract award, including allowances and \$72,103 for in-house project management fees, for a total cost of \$1,094,562. Funds for this agreement in the total amount of \$1,094,562 are available in the FY2023 Community Investment Plan in the accounts listed below.

<b>Funds available as of December 9, 2022</b>					
<b>ACCOUNT NUMBER</b>	<b>COST CENTER NAME (Program)</b>	<b>CHARACTER/ACCOUNT NAME</b>	<b>AMENDED BUDGET (Character)</b>	<b>AVAILABLE BALANCE (Character)</b>	<b>AMOUNT</b>
10-331-9100-537-60-6599- P12726	Merle Fogg Seawall Replacement	Capital Outlay/ Construction	\$1,396,356	\$1,094,562	\$1,094,562
				<b>TOTAL AMOUNT ►</b>	\$1,094,562

**Strategic Connections**

This item is a *2022 Top Commission Priority*, advancing the Infrastructure and Resiliency initiative.

This item supports the *Press Play Fort Lauderdale 2024 Strategic Plan*, specifically advancing:

- The Infrastructure Focus Area
- Goal 1: Build a sustainable and resilient community.
- Objective: Reduce flooding and adapt to sea level rise

This item advances the *Fast Forward Fort Lauderdale 2035 Vision Plan: We Are Ready*

This item supports the *Advance Fort Lauderdale 2040 Comprehensive Plan*, specifically advancing:

- The Infrastructure Focus Area
- The Climate Change Element
- Goal 2: Achieve a climate-resilient community through the protection and adaptation of public infrastructure, services, and natural resources from adverse climate change impacts.

**Attachments**

- Exhibit 1 - Solicitation
- Exhibit 2 - Bid Tabulation
- Exhibit 3 - Agreement

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