



CITY OF FORT LAUDERDALE
City Commission Agenda Memo
SPECIAL MEETING

#21-0798

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

FROM: Chris Lagerbloom, ICMA-CM, City Manager

DATE: August 5, 2021

TITLE: Resolution Waiving the Mandatory Commission Approval Amount and the Competitive Solicitation and Selection Processes Contained in the City of Fort Lauderdale Procurement Ordinance for Procuring Rio Vista Parks Improvements, Including Final Installation and Inspection of New Playground Equipment and Artificial Turf, and Additional Necessary Milling and Paving along Ponce de Leon Drive, SE 11th Street, and SE 9th Ave – **(Commission District 4)**

Recommendation

Staff recommends the City Commission adopt a resolution waiving the Mandatory Commission Approval Amount and the competitive solicitation and selection processes contained in the Procurement Ordinance and authorizing the City Manager to enter into and execute on behalf of the City construction contracts to complete remaining roadway work along Ponce de Leon Drive, SE 11th Street, and SE 9th Ave., including milling, paving, striping, signage, driveway harmonization and swale restoration; and a contract to complete the remaining punch list items on the playground, and artificial turf work in Virginia S. Young Park, as well as some minor work remaining in Hector Park, including the placement of two trees.

Background

As was reported to the Commission on January 7, 2020 (CAM# 20-0058), in December 2019, the Rio Vista neighborhood experienced two major sewer breaks along the 54-inch diameter sewer transmission main, which carries all the sewer flow from the City of Fort Lauderdale as well as five surrounding municipalities, to the George T. Lohmeyer Regional Wastewater Treatment Plant. These sewer breaks affected both Virginia S. Young Park and Hector Park in the Rio Vista neighborhood. Sanitary sewer overflows on the surface and subsequent emergency pipeline infrastructure repair work caused resulting damages to the existing facilities at both parks as well as surrounding roadways and sidewalks, resulting in the closure of the parks and restriction of traffic flows in and out of the neighborhood.

Hinterland Group, Inc. ("Hinterland") was one of four firms awarded contracts for the purchase of stormwater drainage construction services on June 20, 2017, for a two-year total of \$4,500,000. The contracts had two, one-year renewals and were administratively extended through September 20, 2021. Task Order No. 25, in the amount of \$1,717,817, was issued on October 16, 2020, through their Stormwater Construction Services Contract (Contract No.473-11907-2, CAM 17-0642), to complete the installation of a new watermain along Ponce de Leon Drive. However, Task Order No. 25 also included work outside the scope of Hinterland's contract, including the restoration of Virginia S. Young Park and Hector Park and the surrounding roadway and sidewalk resulting from the sewer work. Furthermore, during this construction, additional design scope changes and work was requested by the neighbors, but not submitted through an approved Change Order or authorized prior to the commencement of the work, which expanded the original work scope of the Task Order No. 25. Consequently, due to the out-of-scope work, absence of an approved Change Order, and lack of approved funding Hinterland Group cannot be permitted to finish the remaining work. Nothing in this action provides authorization for payment for previous work done outside of the scope of Hinterland's contract.

Due to the project not being able to be completed by Hinterland, there are immediate and outstanding safety concerns that need to be addressed as soon as possible. Some of these safety concerns include on-going flooding as a result of the new sidewalk getting raised along Ponce de Leon Drive at the residents' request. Driveways have been filled with gravel temporarily but need to be harmonized to avoid any potential trip hazard from the loose rock material. Parks staff completed a punch list of the playground and found some potential safety issues that will need to be addressed before the playground is opened to the public. Dust from the median and swale areas that have not been restored could also pose a potential health hazard for neighbors in the area, if not addressed in a timely manner.

In addition to the safety concerns, there is outstanding work that needs to be completed, which includes: the installation of a concrete curb around an electrical panel, additional paving due to raised sidewalk, and a new artificial turf area within Virginia S. Young Park.

In order to complete the project as soon as possible and address all the safety concerns, staff recommends a waiver of the competitive solicitation and selection processes and mandatory commission approval amount contained in the City of Fort Lauderdale Procurement Ordinance.

Resource Impact

The fiscal impact associated with waiving the procurement rules is estimated at \$750,000. Funding for this item is contingent upon approval of the Consolidated Budget Amendment CAM 21-0797.

<i>Funds available as of August 3, 2021</i>					
ACCOUNT NUMBER	INDEX NAME (Program)	CHARACTER CODE/ SUB- OBJECT NAME	AMENDED BUDGET (Character)	AVAILABLE BALANCE (Character)	AMOUNT
331-P12690.331-6599	Hector Park and Virginia S. Young Park Restoration Improvements	Capital Outlay / Construction	\$0	\$0	\$750,000
TOTAL AMOUNT ►					\$750,000

Strategic Connections

This is a *2021 Top Commission Priority*, advancing the Infrastructure 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: Proactively maintain our water, wastewater, stormwater, road, and bridge infrastructure
- Goal 2: Build a multi-modal and pedestrian friendly community
- Objective: Improve road, sidewalks, and trails to prioritize a safer, more walkable and bikeable community
- The Public Places Focus Area
- Goal 3: Build a healthy and engaging community
- Objective: Improve water quality and our natural environment
- Objective: Improve access to and enjoyment of our beach, waterways, parks, and open spaces for everyone

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

- The Public Places Focus Area:
- The Parks, Recreation & Open Spaces Element
- Goal 2: Be a community with high quality parks and recreational facilities that highlight the character of our City.

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

Related CAM

#21-0797

Attachment

Exhibit 1 – Resolution

Prepared by: Linda Short, Deputy Director, Finance
Omar Castellon, Chief Engineer, Public Works

Department Directors: Susan Grant, Finance Director
Talal Abi-Karam, Public Works Interim Director