

ST. PETERSBURG CITY COUNCIL

Consent Agenda

Meeting of October 19, 2023

TO: The Honorable Brandi Gabbard, Chair, and Members of City Council

SUBJECT: A Resolution accepting a guaranteed maximum price “GMP” proposal dated August 10, 2023 in the amount of \$1,760,147 from PCL Construction, Inc. (“PCL”) for construction phase services for the Vinoy Golf Club Canal Dredging & Maintenance Project; authorizing the Mayor or his designee to execute the First Amendment to the Construction Manager At Risk Agreement with a GMP between the City of St. Petersburg, Florida and PCL dated May 9, 2023 to incorporate the GMP Proposal into the agreement and modify other necessary provisions; rescinding an unencumbered appropriation in the amount of \$1,349,022 in the Stormwater Drainage Capital Projects Fund (4013) from the Old NE Stormwater Drainage Improvements Project (18596); approving a supplemental appropriation in the amount of \$1,349,022 from the increase in the unappropriated balance of the Stormwater Drainage Capital Projects Fund (4013), resulting from this rescission, to the Vinoy Golf Club Drainage Channel Project (19857) to provide for the necessary funding for the GMP and engineering project management costs; and providing an effective date. (ECID Project No. 23100-100; Oracle Project Nos. 18592, 19214 and 19857)

EXPLANATION: On November 10, 2022, City Council acknowledged the selection of two CMAR firms for the CMAR Continuing Services for Roadway, Structures, and Stormwater projects, for the Engineering & Capital Improvements Department and authorized execution of Construction Manager at Risk Agreements with a Guaranteed Maximum Price with those firms. A Letter Agreement as executed with each firm establishing the terms and conditions of the continuing services CMAR Agreement.

On May 9, 2023, the Engineering and Capital Improvements Department (“ECID”) administratively approved the AIA Document A133 – 2019 and AIA Document A201-2017 with PCL Construction, Inc., for pre-construction services including the review of bid plans, site visits, and bidding services in the amount of \$61,943.48.

The goal of these construction activities is to provide capacity improvements to a City-maintained drainage channel; located over an easement at the Vinoy Golf Club on 600 Snell Isle Blvd NE by performing needed removal of accumulated sediment and restore its historical stormwater conveyance capacity.

The Engineering and Capital Improvements Department recommends for award:

PCL Construction, Inc. \$1,760,147

City Code 2-234, Small Business Enterprise Assistance Program, requires a required participation percentage to be assigned to all construction projects of over \$50,000. However, due to the limited availability of subcontractors in the specialized field required, a participation goal was not assigned to this project by the city’s Procurement & Supply Management SBE coordination group.

A supplemental appropriation is required to provide for the necessary funding for this Amendment and other engineering project management costs, contingency and other soft costs.

RECOMMENDATION: Administration recommends authorizing the Mayor or his designee to accept a guaranteed maximum price “GMP” proposal dated August 10, 2023 in the amount of \$1,760,147 from PCL Construction, Inc. (“PCL”) for construction phase services for the Vinoy Golf Club Canal Dredging & Maintenance Project; authorizing the Mayor or his designee to execute the First Amendment to the

Construction Manager At Risk Agreement with a GMP between the City of St. Petersburg, Florida and PCL dated May 9, 2023 to incorporate the GMP Proposal into the agreement and modify other necessary provisions; rescinding an unencumbered appropriation in the amount of \$1,349,022 in the Stormwater Drainage Capital Projects Fund (4013) from the Old NE Stormwater Drainage Improvements Project (18596); approving a supplemental appropriation in the amount of \$1,349,022 from the increase in the unappropriated balance of the Stormwater Drainage Capital Projects Fund (4013), resulting from this rescission, to the Vinoy Golf Club Drainage Channel Project (19857) to provide for the necessary funding for the GMP and engineering project management costs; and providing an effective date. (ECID Project No. 23100-100; Oracle Project Nos. 18592, 19214 and 19857)

COST/FUNDING/ASSESSMENT INFORMATION: A portion of the funding (\$281,660) has been previously appropriated in the Stormwater Drainage Capital Projects Fund (4013), Stormwater System Resiliency Enhancements FY22 Project (18592). Additional funding will be available after the approval of rescissions of unencumbered in the Stormwater Drainage Capital Projects Fund (4013) in the amount of \$1,349,022 from the Old NE Stormwater Drainage Improvements Project (18596) and \$200,000 from the Stormwater System Resiliency Project (19214); and approval of a supplemental appropriation in the amount of \$1,549,022 from the unappropriated balance of the Stormwater Drainage Capital Projects Fund (4013), resulting from the above rescission, to the Vinoy Golf Club Drainage Channel Project (19857).

ATTACHMENTS: Resolution
GMP Proposal

RESOLUTION NO. 2023-_____

A RESOLUTION ACCEPTING A GUARANTEED MAXIMUM PRICE “GMP” PROPOSAL DATED AUGUST 10, 2023 IN THE AMOUNT OF \$1,760,147 FROM PCL CONSTRUCTION, INC. (“PCL”) FOR CONSTRUCTION PHASE SERVICES FOR THE VINOY GOLF CLUB CANAL DREDGING & MAINTENANCE PROJECT; AUTHORIZING THE MAYOR OR HIS DESIGNEE TO EXECUTE THE FIRST AMENDMENT TO THE CONSTRUCTION MANAGER AT RISK AGREEMENT WITH A GMP BETWEEN THE CITY OF ST. PETERSBURG, FLORIDA AND PCL DATED MAY 9, 2023 TO INCORPORATE THE GMP PROPOSAL INTO THE AGREEMENT AND MODIFY OTHER NECESSARY PROVISIONS; RESCINDING AN UNENCUMBERED APPROPRIATION IN THE AMOUNT OF \$1,349,022 IN THE STORMWATER DRAINAGE CAPITAL PROJECTS FUND (4013) FROM THE OLD NE STORMWATER DRAINAGE IMPROVEMENTS PROJECT (18596); APPROVING A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$1,349,022 FROM THE INCREASE IN THE UNAPPROPRIATED BALANCE OF THE STORMWATER DRAINAGE CAPITAL PROJECTS FUND (4013), RESULTING FROM THIS RESCISSION, TO THE VINOY GOLF CLUB DRAINAGE CHANNEL PROJECT (19857) TO PROVIDE FOR THE NECESSARY FUNDING FOR THE GMP AND ENGINEERING PROJECT MANAGEMENT COSTS; AND PROVIDING AN EFFECTIVE DATE (ECID PROJECT NO. 23100-100; ORACLE PROJECT NOS. 18592, 19214 AND 19857)

WHEREAS, on November 10, 2022, City Council (i) acknowledged the selection of two firms, including PCL Construction, Inc. (“PCL”), as the most qualified firms to provide construction manager at risk services on a continuing basis for City Roadway, Structures, and Stormwater projects for the Engineering & Capital Improvements Department and (ii) authorized the Mayor or his designee to execute Construction Manager at Risk Agreements with a Guaranteed Maximum Price (“GMP”) between the City and those qualified firms, including PCL; and

WHEREAS, the City and PCL entered into a Construction Manager at Risk Agreement with a GMP on May 9, 2023 (“Agreement”) for PCL to provide preconstruction and construction phase services for the Vinoy Golf Club Canal Dredging & Maintenance project (“Project”); and

WHEREAS, Administration authorized payment under the Agreement for preconstruction services, including the review of bid plans, site visits, and bidding services, in the

amount of \$61,943.48; and

WHEREAS, in accordance with the requirements set forth in the Agreement, PCL has submitted to the City for review and acceptance a GMP proposal in the amount of \$1,760,147 (which includes a \$ 264,022.00 owner’s contingency) for construction phase services for the Project; and

WHEREAS, the City and PCL desire to execute the First Amendment to the Agreement to incorporate the GMP proposal into the Agreement and modify other necessary provisions; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of St. Petersburg, Florida, that a guaranteed maximum price (“GMP”) proposal dated August 10, 2023 in the amount of \$1,760,147 submitted by PCL Construction, Inc. (“PCL”) for construction phase services for the Vinoy Golf Club Canal Dredging & Maintenance project is hereby accepted.

BE IT FURTHER RESOLVED that the Mayor or his designee is authorized to execute the First Amendment to the Construction Manager at Risk agreement with a GMP between the City of St. Petersburg, Florida and PCL, dated May 9, 2023, to incorporate the GMP proposal into the agreement and modify other necessary provisions.

BE IT FURTHER RESOLVED that an unencumbered appropriation in the Stormwater Drainage Capital Projects Fund (4013) in the amount of \$1,349,022 from the Old NE Stormwater Drainage Improvements Project (18596) is hereby rescinded.

BE IT FURTHER RESOLVED that there is hereby approved from the increase in the unappropriated balance of the Stormwater Drainage Capital Projects Fund (4013), resulting from the above rescission, the following supplemental appropriation for FY24:

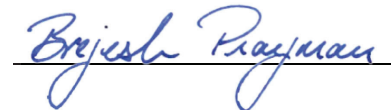
<u>Stormwater Drainage Capital Projects Fund (4013)</u>	
Vinoy Golf Club Drainage Channel Project (19857)	\$1,349,022

This Resolution shall become effective immediately upon its adoption.

LEGAL:


00702867

DEPARTMENT:



BUDGET:

