

RESOLUTION NO. 11- 2028

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA APPROVING A CONTRACT WITH THE FIRM OF RIC MAN INTERNATIONAL, INC. FOR THE INFRASTRUCTURE REHABILITATION PROJECT; AUTHORIZING OTHER APPROVALS AND POSSIBLE ADDITIVE ALTERNATES; AUTHORIZING TOWN OFFICIALS TO TAKE ALL STEPS NECESSARY TO CARRY OUT THE TERMS OF THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, a Citizen Oversight Committee was established to assist in the review and oversight of the design to date, permitting, pre-qualification, bidding, award and construction of the Infrastructure Rehabilitation Project and the Committee has met on five (5) occasions to date; and

**WHEREAS**, on April 28, 2011 the Town received six (6) apparent responsive and responsible bids for the Infrastructure Rehabilitation Project from Ric-Man International, Inc. (“Ric Man”), SouthEastern Engineering, Lanzo Construction, Globetec, Man-Con and Reynolds, Inc., and those bids were publicly opened and read; and

**WHEREAS**, after reviewing all proposals submitted to the Town, and after further detailed review of the lowest two bidders, the Town Manager, Citizen Oversight Committee and consulting engineers recommend the selection of Ric Man International, Inc. and in the alternative, SouthEastern Engineering; and

**WHEREAS**, the Town Commission finds Ric Man International, Inc. to be the lowest, and SouthEastern Engineering to be the next lowest bidder with both being responsible and responsive bidders. The Town Commission finds, however, that while the selection of Ric Man International, Inc. (being the lowest bidder) would be in the best interest of the Town, if for any reason RicMan becomes disqualified, the selection of SouthEastern Engineering as the next lowest responsible responsive bidder would be in the best interest of the Town; and

**WHEREAS**, the Bid Package included a list and description of Additive Alternate Items which could be incorporated as part of the Infrastructure Rehabilitation Project as follows:

- **End of Road Signage**
- **Street End Improvements**
- **Street Tree Program**
- **Decorative Street Signage**

**WHEREAS**, an additional project to construct a force main along Collins Avenue for the joint use of the Village of Bal Harbor and Town of Surfside is necessary to provide an alternate to the sixty (60) year old force main along Byron Avenue; and

**WHEREAS**, there are limited funds available to complete the projects. the Town Manager recommends that the Town Commission authorize the base project as defined in the Commission Communication of even date, the FP&L conduit study and placement of and interconnection to the existing sewer force main with the Bal Harbor Shared Force Main (“SFM”) to be constructed along Collins Avenue with recommendations on funding. The Town Manager also recommends that should additional funds become available, the Town Commission should identify and authorize the additive alternatives it wishes to see come to fruition.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals.** The above recitals are true and correct and incorporated into this Resolution by this reference.

**Section 2. Approval of Award to Ric Man International, Inc.** The Town Commission approves the award of this competitive bid to Ric Man International, Inc. as the lowest, most responsible, responsive bidder (RFQ Project Number 065355-15) for the Infrastructure Rehabilitation Project. If, for any reason the bid cannot be awarded to Ric Man International, Inc., the bid shall be and is awarded to SouthEastern Engineering as the next

lowest, most responsible, responsive bidder. The contract to be entered into between the Town and the Contractor shall be in substantially the same form as the contract contained in the RFP.

**Section 3. Other Approvals.** The Town Commission also approves the following:

- A. **Bal Harbor Sewer Force Main Project.** From the additive alternatives set forth in the recitals above, the Town Commission selects and approves the Bal Harbor Force Main Project. The Town Manager is hereby authorized to enter into negotiations with the Town with Bal Harbor for the Town's participation in the construction and ownership of a Sewer Force Main to be completed along Collins Avenue to 72<sup>nd</sup> Street in Miami Beach and to be interconnected in Surfside along 96<sup>th</sup> Street and Collins Avenue. The Interlocal Agreement between the two municipalities addressing all the terms of such participation and ownership shall be approved for legal sufficiency by the Town Attorney.
- B. **FP&L Study and Conduit Installation.** The Town Manager is hereby authorized and directed to secure a study from FP&L that will allow underground conduit to be installed at intersections for future undergrounding of transmission lines during the course of the construction of the infrastructure rehabilitation project.
- C. **Construction Staging Area.** The Town Commission hereby approves the northernmost two lanes of 91<sup>st</sup> Street between Collins and Harding Avenue to be closed to traffic and utilized as a construction staging area for the infrastructure rehabilitation project. In the alternative, the Town Manager is authorized to pursue negotiations with either the Surf Club or the City of Miami Beach to locate alternative construction staging areas.

**Section 4. Additive Alternates.** Should additional funds become available, the Town

Commission authorizes the additive alternates as follows:

|   | Yes | No   |
|---|-----|------|
| <input type="radio"/> End of Road Signage       | ___ | ___x |
| <input type="radio"/> Street End Improvements   | ___ | ___x |
| <input type="radio"/> Street Tree Program       | ___ | ___x |
| <input type="radio"/> Decorative Street Signage | ___ | ___x |

**Section 5. Authorization of Town Officials.** The Town Manager and Town Attorney are hereby authorized to take all steps necessary to effectuate this Resolution.

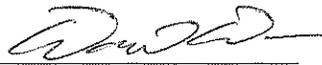
**Section 6. Effective Date.** This Resolution shall take effect immediately upon adoption.

Motion by Commissioner Kopelman, Second by Commissioner Karukin.

**PASSED AND ADOPTED** this 14<sup>th</sup> day of June, 2011

**FINAL VOTE ON ADOPTION**

|                              |        |
|------------------------------|--------|
| Commissioner Michael Karukin | yes    |
| Commissioner Edward Kopelman | yes    |
| Commissioner Marta Olchyk    | yes    |
| Vice Mayor Joseph Graubart   | absent |
| Mayor Daniel Dietch          | yes    |

  
Daniel Dietch, Mayor

**ATTEST:**  
  
Debra E. Eastman, MMC  
Town Clerk

**APPROVED AS TO FORM AND SUFFICIENCY:**

  
Lynn M. Dannheisser, Town Attorney