

**AMENDMENT NO. 4
TO THE PROFESSIONAL ARCHITECTURAL
AND
ENGINEERING (A/E) SERVICES AGREEMENT
BETWEEN THE CITY OF MIAMI BEACH, FLORIDA
AND
CALVIN, GIORDANO & ASSOCIATES, INC.
DATED JUNE 23, 2016**

**FOR ADDITIONAL ARCHITECTURAL AND ENGINEERING SERVICES
DURING CONSTRUCTION ASSOCIATED WITH ADDITIONAL
CONSTRUCTION ADMINISTRATION, PROJECT MANAGEMENT AND
DESIGN SERVICES FOR THE NORTH BEACH OCEANSIDE PARK
REDEVELOPMENT PROJECT, IN THE NEGOTIATED NOT-TO-EXCEED
AMOUNT OF \$48,129.25.**

THIS Amendment No. 4 to the Agreement is made and entered this ____ day of _____, 2024, by and between the CITY OF MIAMI BEACH, a municipal corporation existing under the laws of the State of Florida (the "City"), having its principal offices at 1700 Convention Center Drive, Miami Beach, Florida 33139, and Calvin, Giordano and Associates, Inc., having its offices at 1800 Eller Drive, Suite 600, Fort Lauderdale, Florida, 33316 (hereinafter referred to as "CGA").

RECITALS

WHEREAS, on December 9, 2015, the Mayor and City Commission adopted Resolution No. 2015-29233, pursuant to Request for Proposals No. 2015-211-KB, authorizing the Mayor and City Clerk to negotiate an agreement with CGA, Inc. for architectural and design services for the North Shore Open Space Park Project (F.K.A. North Shore Open Space Park) (the "Project"); and

WHEREAS, on June 23, 2016, the Mayor and City Clerk executed an agreement with CGA, Inc., for architectural and design services for the Project in the amount of \$660,220.00; and

WHEREAS, on August 19, 2016, Amendment No. 1, in the amount of \$49,330, was executed to include site studies associated with a proposed skate park, and as detailed in CGA's proposal dated July 14, 2016, increasing the total contract amount to \$709,550; and

WHEREAS, on October 24, 2019, Amendment No. 2, in the amount of \$129,893, was executed to include modification of the pathway widths, the preparation of a required arborist report and the preparation of select renderings, as detailed in CGA's proposal dated August 9, 2019; and

WHEREAS, on January 20, 2022, City Commission adopted Resolution No. 2022-31969 approving Amendment No. 3, in the amount of \$220,625 extending the professional services during construction an additional eighteen (18) months due to construction of the Park Project separate from the Beachwalk project, added park project duration associated to the additional construction phasing, through October 2023, increasing the total contract amount to \$1,060,068; and

WHEREAS, on January 20, 2022, the Mayor and City Commission approved the award of a contract to Buslam Company Partners, Inc., the lowest, responsive, responsible bidder to Invitation to Bidd (ITB) No. 2021-095-AY for North Beach Oceanside Park and construction of the park started on May 31, 2022; and

WHEREAS, the North Beach Oceanside Park project encountered additional unforeseen issues during construction associated to the existing streetlights along 79th Street which was inappropriately connected to an electrical panel in the park which required additional electrical engineering services;

WHEREAS, the architect had to provide additional landscape architectural services due to expanded landscape improvements including additional trees as a result of community feedback and expanded ground cover throughout the park; and

WHEREAS, extended construction administration was necessary as part of the expanded landscape, irrigation and electrical scope, including revisions to permit drawings and final inspections necessary to close the project; and

WHEREAS, the North Beach Oceanside Park project was substantially completed on October 25, 2023, and the final close-out was completed in March 2024; and

WHEREAS, CGA has provided a proposal for the additional design and construction administration services in the not to exceed amount of \$48,129.25;

WHEREAS, staff reviewed the proposal and found it to be fair and reasonable; and

WHEREAS, this Amendment No. 4 will increase the total contract amount to \$1,108,197.25.

NOW, THEREFORE, the parties hereto, and in consideration of the mutual promises, covenants, agreements, terms, and conditions herein contained, and other good and valuable consideration, the respect and adequacy are hereby acknowledged, do agree as follows:

1. **ABOVE RECITALS**

The above recitals are true and correct and are incorporated as a part of this Amendment No. 4.

2. **MODIFICATIONS**

A. The Agreement is amended to incorporate Attachment A – Additional Services Agreement.

3. **RATIFICATION**

The City and Consultant ratify the terms of the Agreement, as amended by this Amendment No. 4.

IN WITNESS WHEREOF, the parties hereto have caused this Amendment No. 4 to be executed in their names by their duly authorized officials as of the date first set forth above.

ATTEST:

CITY OF MIAMI BEACH, FLORIDA

Rafael E. Granado,
City Clerk

Rickelle Williams
Interim City Manager

ATTEST:

CONSULTANT:
Calvin, Giordano and Associates, Inc

Secretary

President

Print Name

Print Name

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney *WJ* 06/14/24
for Date