

# MIAMI BEACH

## COMMITTEE MEMORANDUM

TO: Finance and Economic Resiliency Committee Members

FROM: Eric Carpenter, Executive Director

DATE: October 18, 2024

TITLE: DISCUSS A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER TO AUTHORIZE NEGOTIATIONS RELATING TO REQUEST FOR QUALIFICATIONS NO. 2024-234-ND, FOR ENGINEERING SERVICES FOR SEAWALLS AND LIVING SHORELINES; AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH BCC ENGINEERING, LLC, AS THE PROPOSER DETERMINED TO BE THE BEST QUALIFIED TO SERVE AS THE PRIME/LEAD CONSULTANT FOR SEAWALLS; FURTHER, IF THE ADMINISTRATION IS NOT SUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH BCC ENGINEERING, LLC, AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH CUMMINS CEDERBERG, INC., AS THE PROPOSER DETERMINED TO BE THE SECOND BEST QUALIFIED CONSULTANT FOR SEAWALLS; FURTHER, IF THE ADMINISTRATION IS NOT SUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH CUMMINS CEDERBERG, INC., AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH GHD SERVICES INC., AS THE PROPOSER DETERMINED TO BE THE THIRD BEST QUALIFIED CONSULTANT FOR SEAWALLS; AND FURTHER AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH CUMMINS CEDERBERG, INC., AS THE PROPOSER DETERMINED TO BE THE BEST QUALIFIED TO SERVE AS THE PRIME/LEAD CONSULTANT FOR LIVING SHORELINES; FURTHER, IF THE ADMINISTRATION IS NOT SUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH CUMMINS CEDERBERG, INC., AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH MOFFATT & NICHOL, INC., AS THE PROPOSER DETERMINED TO BE THE SECOND BEST QUALIFIED CONSULTANT FOR LIVING SHORELINES; FURTHER, IF THE ADMINISTRATION IS NOT SUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH MOFFATT & NICHOL, INC., AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH GHD SERVICES INC., AS THE PROPOSER DETERMINED TO BE THE THIRD BEST QUALIFIED CONSULTANT FOR LIVING SHORELINES; AND FURTHER AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE AGREEMENT(S) UPON THE CONCLUSION OF SUCCESSFUL NEGOTIATIONS BY THE ADMINISTRATION. (PUBLIC WORKS)

### **RECOMMENDATION**

The City Administration ("Administration") recommends that the Finance and Economic Resiliency Committee ("FERC" or "Committee") approve the City Manager's recommendation from the July 24, 2024 Commission meeting, pursuant to Request for Qualifications (RFQ) 2024-234-ND for engineering services for seawalls and living shorelines, authorizing the Administration to enter into negotiations with BCC Engineering, LLC, as the proposer determined to be the best qualified to serve as the prime/lead consultant for seawalls; further, if the Administration is not successful in negotiating an agreement with BCC Engineering, LLC, authorizing the Administration to enter into negotiations with Cummins Cederberg, Inc., as the proposer determined to be the second best qualified consultant for seawalls; further, if the Administration is not successful in negotiating

an agreement with Cummins Cederberg, Inc., authorizing the Administration to enter into negotiations with GHD Services Inc., as the proposer determined to be the third best qualified consultant for seawalls; and further authorizing the Administration to enter into negotiations with Cummins Cederberg, Inc., as the proposer determined to be the best qualified to serve as the prime/lead consultant for living shorelines; further, if the Administration is not successful in negotiating an agreement with Cummins Cederberg, Inc., authorizing the Administration to enter into negotiations with Moffatt & Nichol, Inc., as the proposer determined to be the second best qualified consultant for living shorelines; further, if the Administration is not successful in negotiating an agreement with Moffatt & Nichol, Inc., authorizing the Administration to enter into negotiations with GHD Services Inc., as the proposer to be the third best qualified consultant for living shorelines. The item also authorized the City Manager and City Clerk to execute agreement(s) upon the conclusion of successful negotiations by the Administration.

This solicitation is currently under the cone of silence.

### **BACKGROUND/HISTORY**

At the July 24, 2024, City Commission meeting, Commissioner Alex Fernandez separated item C2 F (Attachment A) from the Consent Agenda and referred it to FERC for further discussion (Attachment B). At the September 20, 2024, FERC meeting, Commissioner Fernandez motioned to defer the item to the October 18, 2024, meeting, requesting the Administration's final recommendation. Commissioner Magazine seconded the motion, and it was unanimously approved (Attachment C).

### **ANALYSIS**

At the July 24, 2024, Commission meeting, the City Manager presented to the City Commission in item C2 F a recommendation pursuant to Request for Qualifications (RFQ) 2024-234-ND for engineering services for seawalls and living shorelines, which requested to authorize the Administration to enter into negotiations with BCC Engineering, LLC, as the proposer determined to be the best qualified to serve as the prime/lead consultant for seawalls; further, if the Administration is not successful in negotiating an agreement with BCC Engineering, LLC, authorizing the Administration to enter into negotiations with Cummins Cederberg, Inc., as the proposer determined to be the second best qualified consultant for seawalls; further, if the Administration is not successful in negotiating an agreement with Cummins Cederberg, Inc., authorizing the Administration to enter into negotiations with GHD Services Inc., as the proposer determined to be the third best qualified consultant for seawalls; and further authorizing the Administration to enter into negotiations with Cummins Cederberg, Inc., as the proposer determined to be the best qualified to serve as the prime/lead consultant for living shorelines; further, if the Administration is not successful in negotiating an agreement with Cummins Cederberg, Inc., authorizing the Administration to enter into negotiations with Moffatt & Nichol, Inc., as the proposer determined to be the second best qualified consultant for living shorelines; further, if the Administration is not successful in negotiating an agreement with Moffatt & Nichol, Inc., authorizing the Administration to enter into negotiations with GHD Services Inc., as the proposer to be the third best qualified consultant for living shorelines (Attachment A).

During the FERC Committee meeting, Commissioner Fernandez introduced the item and mentioned that two (2) consultants were tied as the top-ranked Bidders in the living shoreline category. Additionally, it was stated that Moffatt & Nichol, Inc. was top-ranked by three (3) of the five (5) Evaluation Committee members, and Cummins Cederberg, Inc. was top-ranked by two (2) of the five (5) Evaluation Committee members.

It is important to note that the final ranking of the Evaluation Committee members consisted of

qualitative and quantitative criteria. The qualitative criteria points assigned by the committee members were based on the experience and qualifications of the proposed firm and team, as well as its approach and methodology. The quantitative criteria points were assigned by the Procurement Department for Veterans Preference and the Consultant’s volume of work awarded by the City in the last three (3) years. The points assigned by the evaluation committee members for the qualitative criteria are as follows:

RFQ 2024-234-ND Engineering Services for <u>Living Shorelines</u>	Eugene Egemba	Matthew LePera	Mariela Paez Castillo	Lindsey Precht	Adalberto Vicedo
	Qualitative	Qualitative	Qualitative	Qualitative	Qualitative
Cummins Cederberg, Inc.	89	94	99	90	93
Moffatt & Nichol, Inc.	90	88	92	90	95
GHD Services Inc.	85	89	95	82	92
AECOM Technical Services, Inc.	91	84	74	74	90

The points assigned by the Procurement Department for the quantitative criteria are as follows:

RFQ 2024-234-ND Engineering Services for <u>Living Shorelines</u>	Eugene Egemba	Matthew LePera	Mariela Paez Castillo	Lindsey Precht	Adalberto Vicedo
	Quantitative	Quantitative	Quantitative	Quantitative	Quantitative
Cummins Cederberg, Inc.	3	3	3	3	3
Moffatt & Nichol, Inc.	5	5	5	5	5
GHD Services Inc.	5	5	5	5	5
AECOM Technical Services, Inc.	0	0	0	0	0

The final ranking of the combination of the qualitative and quantitative criteria points are as follows:

RFQ 2024-234-ND Engineering Services for <u>Living Shorelines</u>		Low Aggregate Totals	Ranking
Cummins Cederberg, Inc.		9	1
Moffatt & Nichol, Inc.		9	1
GHD Services Inc.		13	3
AECOM Technical Services, Inc.		19	4

Pursuant Section 2-369 of the City of Miami Beach City Code, “[i]n determining the...best bidder...[the City Manager shall consider]” the following:

- (1) the ability, capacity and skill of the Bidder to perform the contract;
- (2) whether the Bidder can perform the contract within the time specified, without delay or interference;

- (3) the character, integrity, reputation, judgment, experience and efficiency of the Bidder;
- (4) the quality of performance of previous contracts; and
- (5) the previous and existing compliance by the Bidder with laws and ordinances relating to the contract.

Thus, after considering the above, reviewing the submissions, the Evaluation Committee's scoring and rankings, and commentary, and the City's experience with the tied firms, the City Manager recommended to the City Commission for the City to negotiate with BCC Engineering as the best-qualified firm to serve as the prime/lead consultant for seawall projects and Cummins Cederberg as the best-qualified firm to serve as the prime/lead consultant for living shoreline projects.

As requested by the Committee, the Administration has reviewed the recommendation and confirmed that it is accurate and will remain unchanged. This conclusion was reached after a thorough reassessment of the evaluation criteria, scoring process, and the City's prior experience with the firms. The Administration reaffirms that BCC Engineering, LLC is the most qualified to lead seawall projects, and Cummins Cederberg, Inc. is the most qualified to lead living shoreline projects. This review considered all factors, including the tied rankings and the qualitative and quantitative evaluation criteria. Therefore, the Administration stands by its initial recommendation to proceed with negotiations as outlined in item C2 F (Attachment A).

### **FISCAL IMPACT STATEMENT**

The Public Works Department has budgeted \$1,000,000 for these services. Fees will be established through the negotiation process. Services pursuant to the award of this RFQ shall be subject to successful negotiations and the availability of funds approved through the City's budgeting process.

**Does this Ordinance require a Business Impact Estimate?** No  
(FOR ORDINANCES ONLY)

**The Business Impact Estimate (BIE) was published on .**

**See BIE at:** <https://www.miamibeachfl.gov/city-hall/city-clerk/meeting-notice/>

### **FINANCIAL INFORMATION**

433-0815-061357-29-418-564-00-00-00-29020      \$1,000,000

### **CONCLUSION**

It is recommended that the FERC approve the City Manager's recommendation from the July 24, 2024 Commission meeting, pursuant to Request for Qualifications (RFQ) 2024-234-ND for engineering services for seawalls and living shorelines, authorizing the Administration to enter into negotiations with BCC Engineering, LLC, as the proposer determined to be the best qualified to serve as the prime/lead consultant for seawalls; further, if the Administration is not successful in negotiating an agreement with BCC Engineering, LLC, authorizing the Administration to enter into negotiations with Cummins Cederberg, Inc., as the proposer determined to be the second best qualified consultant for seawalls; further, if the Administration is not successful in negotiating an agreement with Cummins Cederberg, Inc., authorizing the Administration to enter into negotiations with GHD Services Inc., as the proposer determined to be the third best qualified consultant for seawalls; and further authorizing the Administration to enter into negotiations with Cummins Cederberg, Inc., as the proposer determined to be the best qualified to serve as the prime/lead consultant for living shorelines; further, if the Administration is not successful in negotiating an agreement with Cummins Cederberg, Inc., authorizing the Administration to enter

into negotiations with Moffatt & Nichol, Inc., as the proposer determined to be the second best qualified consultant for living shorelines; further, if the Administration is not successful in negotiating an agreement with Moffatt & Nichol, Inc., authorizing the Administration to enter into negotiations with GHD Services Inc., as the proposer to be the third best qualified consultant for living shorelines. The item also authorized the City Manager and City Clerk to execute agreement(s) upon the conclusion of successful negotiations by the Administration.

**Applicable Area**

Citywide

**Is this a “Residents Right to Know” item, pursuant to City Code Section 2-17?**

No

**Is this item related to a G.O. Bond Project?**

No

**Was this Agenda Item initially requested by a lobbyist which, as defined in Code Sec. 2-481, includes a principal engaged in lobbying?** No

If so, specify the name of lobbyist(s) and principal(s):

**Department**

Procurement

**Sponsor(s)**

Commissioner Alex Fernandez

**Co-sponsor(s)**

**Condensed Title**

Discuss a Resolution of the Mayor and City Commission of the City of Miami Beach, Florida, accepting the recommendation of the City Manager to authorize negotiations relating to Request for Qualifications No. 2024-234-ND, for engineering services for seawalls and living shorelines.

ESTIMATE FOR TRAPPING, AND SPAYING OR NEUTERING ALL COMMUNITY CATS WITHIN MIAMI BEACH OVER A PERIOD OF SIX MONTHS, WITH THE PLAN TO BE PRESENTED TO THE FINANCE AND ECONOMIC RESILIENCY COMMITTEE ("FERC") AT ITS JULY 26, 2024 MEETING.

Applicable Area: Citywide

Public Works

Commissioner David Suarez

May 15, 2024 – C7 AJ

**ACTION:**

Item was not heard and will be heard at the November 8, 2024 FERC meeting.

OB 4. DISCUSS NEXT STEPS AND FUNDING FOR THE PINE TREE DRIVE AND 46 STREET TRAFFIC CIRCLE PROJECT.

Applicable Area: Middle Beach

Capital Improvement Projects

Capital Improvement Projects

June 26, 2024 – C4 AF

**ACTION:**

Item was not heard and will be heard at the November 8, 2024 FERC meeting.

OB 5. DISCUSS A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ACCEPTING THE RECOMMENDATION OF THE CITY MANAGER TO AUTHORIZE NEGOTIATIONS RELATING TO REQUEST FOR QUALIFICATIONS NO. 2024-234-ND, FOR ENGINEERING SERVICES FOR SEAWALLS AND LIVING SHORELINES; AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH BCC ENGINEERING, LLC, AS THE PROPOSER DETERMINED TO BE THE BEST QUALIFIED TO SERVE AS THE PRIME/LEAD CONSULTANT FOR SEAWALLS; FURTHER, IF THE ADMINISTRATION IS NOT SUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH BCC ENGINEERING, LLC, AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH CUMMINS CEDERBERG, INC., AS THE PROPOSER DETERMINED TO BE THE SECOND BEST QUALIFIED CONSULTANT FOR SEAWALLS; FURTHER, IF THE ADMINISTRATION IS NOT SUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH CUMMINS CEDERBERG, INC., AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH GHD SERVICES INC., AS THE PROPOSER DETERMINED TO BE THE THIRD BEST QUALIFIED CONSULTANT FOR SEAWALLS; AND FURTHER AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH CUMMINS CEDERBERG, INC., AS THE PROPOSER DETERMINED TO BE THE BEST QUALIFIED TO SERVE AS THE PRIME/LEAD CONSULTANT FOR LIVING SHORELINES; FURTHER, IF THE ADMINISTRATION IS NOT SUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH CUMMINS CEDERBERG, INC., AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH MOFFATT & NICHOL, INC., AS THE PROPOSER DETERMINED TO BE THE SECOND BEST QUALIFIED CONSULTANT FOR LIVING SHORELINES; FURTHER, IF THE ADMINISTRATION IS NOT SUCCESSFUL IN NEGOTIATING AN AGREEMENT WITH MOFFATT & NICHOL, INC., AUTHORIZING THE ADMINISTRATION TO ENTER INTO NEGOTIATIONS WITH GHD SERVICES INC., AS THE PROPOSER DETERMINED TO BE THE THIRD BEST QUALIFIED CONSULTANT FOR LIVING SHORELINES; AND FURTHER AUTHORIZING THE CITY MANAGER AND CITY CLERK TO EXECUTE AGREEMENT(S) UPON THE CONCLUSION OF SUCCESSFUL NEGOTIATIONS BY THE ADMINISTRATION. (PUBLIC WORKS)

Applicable Area: Citywide

Procurement

**ACTION:**

Item to be heard at Commission with a favorable recommendation to accept the City Manager's recommendation relating to requests for qualifications NO 2024-234-ND for engineering services for seawalls and living shorelines.

**NEW BUSINESS**

- NB 1. DISCUSS THE DESIREABILITY, FEASIBILITY, AND COST OF CONSTRUCTING A CHILDREN'S PARK AT THE EUCLID CIRCLE ON LINCOLN ROAD.

Applicable Area: South Beach  
Facilities and Fleet Management  
Commissioner David Suarez  
June 26, 2024 – C4 M

**ACTION:**

Item deferred to the November 8, 2024 FERC meeting

- NB 2. EXPLORE CREATION OF AN EMPTY SPACE RE-UTILIZATION INITIATIVE TO SET UP AS PHOTO SHOOT STUDIOS FOR ASPIRING ARTISTS/PHOTOGRAPHERS (ON CITY-OWNED PROPERTY).

Applicable Area: South Beach  
Facilities and Fleet Management  
Commissioner Joseph Magazine  
June 26, 2024 – C4 K

**ACTION:**

Item was not heard and will be heard at the November 8, 2024 FERC meeting.

- NB 3. RESOLUTION OF THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, DIRECTING THE CITY ADMINISTRATION TO EXPLORE FEASIBLE STRATEGIES FOR CREATING AND EXPANDING "GREEN ROOFS", AS WELL AS INCORPORATING GREENERY AND LANDSCAPING ON CITY BUILDINGS, AND PRESENT ITS FINDINGS TO THE LAND USE AND SUSTAINABILITY COMMITTEE AND THE FINANCE AND ECONOMIC RESILIENCY COMMITTEE WITHIN 90 DAYS OF THE ADOPTION OF THIS RESOLUTION.

Applicable Area: Citywide  
Facilities and Fleet Management  
Commissioner Joseph Magazine  
Commissioner David Suarez  
Commissioner Tanya Bhatt  
May 15, 2024 – C7 BH

**ACTION:**

Item was not heard and will be heard at the November 8, 2024 FERC meeting.

- NB 4. DISCUSS ESTABLISHING A MATCH FUNDING PROGRAM TO INCENTIVIZE BUILDING OWNER PARTICIPATION IN THE HULANICKI ART DECO PASTEL COLORS INITIATIVE

Applicable Area: Citywide  
Economic Development