



## Legislation Text

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**File #:** 24-1572, **Version:** 1

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**TO:** Honorable Mayor & Members of the North Port Commission

**FROM:** A. Jerome Fletcher II, ICMA-CM, MPA, City Manager

**TITLE:** Approve the Ninth Amendment to Construction Manager at Risk Contract No. 2023-17.001 for Construction Services Contract, Phase II With Wharton Smith, Inc. in the Amount of \$37,780, for Hurricane Ian Repairs at Dallas White Park Kayak Launch.

### **Recommended Action**

Approve the Ninth Amendment to Construction Manager at Risk Contract No. 2023-17.001 for Construction Services Contract, Phase II with Wharton Smith, Inc. in the amount of \$37,780, for Hurricane Ian Repairs at Dallas White Park Kayak Launch.

### **Background Information**

As a result of impacts from Hurricane Ian, Dallas White Park suffered damage to the kayak dock and launch as outlined in the Rostan Damage Assessment Report.

In consultation with City Administration, the use of the Construction Manager at Risk (CMaR) Continuing Services Contract has been identified as the most expedient path to complete this project. The following describes the CMaR process specific to this project:

- April 23, 2024: Work Assignment No. 2024-47FM was issued to Wharton Smith, Inc. for Pre-Construction Phase (Phase I) services. During this phase, the Contractor evaluated the work required, obtained quotes from applicable contractors, and developed the Guaranteed Maximum Price (GMP).
- July 17, 2024: Wharton Smith, Inc. submitted a GMP proposal. This Amendment to Contract No. 2023-17.001 presented for approval is for the Construction Phase (Phase II) of the process. The Project Manager with the Department of Public Works provided a direct selection of Wharton Smith, Inc. as the preferred CMaR to carry out the project at Dallas White Park Kayak Launch, and requests approval of this Amendment to proceed to construction.

The Ninth Amendment to Construction Manager at Risk Contract No. 2023-17.001 for Construction Services Contract, Phase II with Wharton Smith, Inc. for Hurricane Ian repairs at Dallas White Park Kayak Launch has been reviewed by the Interim City Attorney and is legally correct as to form.

### **Strategic Plan**

Infrastructure & Facilities Integrity

### **Financial Impact**

Funding in the amount of \$37,780 is allocated in the Parks & Recreation Department budget in Project No. IAN22, account number 001-3038-572-46-03.

**Procurement**

Contract No. 2023-17.001 was procured pursuant to Sec. 2-406 Professional Services selection under the Consultants Competitive Negotiation Act (CCNA), F.S. § 287.055 of the Code of the City of North Port, Florida.

CMAr Process:

- Phase I: The Contractor is selected and issued a Work Assignment for the Pre-Construction phase.
- Phase II: The GMP for the Construction Phase was negotiated for Hurricane Ian repairs at Dallas White Park Kayak Launch.

Attachments:

1. Ninth Amendment to Contract No. 2023-17.001
2. Contract No. 2023-17.001
3. Work Assignment 2024-47FM
4. Florida Division of Corporations Document

**Prepared by:** Cheryl Greiner, Business Operations Manager

**Department Director:** Sandy Pfundheller, Parks & Recreation Director