

TOWN OF GOLDEN BEACH, FLORIDA

RESOLUTION NO. 2877.23

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, APPROVING CHANGE ORDER #2 TO THE DESIGN-BUILD AGREEMENT WITH GERRITS CONSTRUCTION, INC. FOR THE TOWN CIVIC CENTER PROJECT FOR WORK ON THE TOWN'S RECREATIONAL FACILITIES; FINDING THAT THE PURCHASE IS EXEMPT FROM COMPETITIVE BIDDING PURSUANT TO SECTION 2-275 OF THE TOWN CODE; PROVIDING FOR AUTHORIZATION; PROVIDING FOR IMPLEMENTATION AND AN EFFECTIVE DATE.

WHEREAS, on June 16, 2020, the Town Council of the Town of Golden Beach (the "Town") entered into a Design-Build Construction Contract (the "Contract") with Gerrits Construction, Inc. ("Gerrits") for the Town's Civic Center Complex Project; and

WHEREAS, the original contract included work on the Town's recreational facilities; and

WHEREAS, the Town Council has approved a Re-Imagined Tweddle Park Plan that calls for changes and deviations from the original scope of work that was previously approved; and

WHEREAS, the proposed scope of work includes drainage, earth work, site elevation and installation of new recreational facilities; and

WHEREAS, the Town has negotiated a credit for the original scope of work in the original contract; and

WHEREAS, the Administration continues to work with the contractor to finalize details that are still pending, and is asking the Town Council to allow the Town Manager and Mayor to finalize the scope of work, and

WHEREAS, the final recommended enhancements and associated costs total an additional \$875,690.78, including a negotiated credit of \$237,915.22 attached to this Resolution as Exhibit A; and

WHEREAS, the new contract price with the additional amendments totals \$7,962,239.52; and

WHEREAS, the Town Council wishes to approve Change Order #2 to the Contract and adopt this Resolution to reflect the agreed upon changes between the Town and Gerrits.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. That each of the above stated recitals are hereby adopted, confirmed and incorporated herein.

Section 2. Total Contract Price. The Total Contract Price shall be increased to \$7,962,239.52.

Section 3. Authorization to Execute Agreement. The Town Manager and Mayor are hereby authorized to negotiate and execute Change Order #2 in substantially the form attached hereto as Exhibit "A," with the Contractor on behalf of the Town in an amount not to exceed \$875,690.78, subject to final approval as to form, content, and legal sufficiency by the Town Attorney.

Section 4. Competitive Bidding Waived. That for the reasons set forth above, the Town Council hereby waives competitive bidding as set forth in the Town Code of Ordinances.

Section 5. Implementation. The Town Manager and Town Mayor are hereby authorized to take any and all actions which are necessary to implement this Resolution.

Section 6. **Effective Date.** This Resolution shall become effective immediately upon adoption.

Sponsored by **Town Administration.**

The Motion to adopt the foregoing Resolution was offered by Councilmember Lusskin, seconded by Councilmember Mendal, and on roll call the following vote ensued:


Mayor Glenn Singer	<u>Aye</u>
Vice Mayor Kenneth Bernstein	<u>Aye</u>
Councilmember Bernard Einstein	<u>Aye</u>
Councilmember Judy Lusskin	<u>Aye</u>
Councilmember Jaime Mendal	<u>Aye</u>

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach, Florida, this 6th day of June, 2023.



MAYOR GLENN SINGER

ATTEST:



LISSETTE PEREZ
TOWN CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



STEPHEN J. HELFMAN
TOWN ATTORNEY



Town of Golden Beach – Tweddle Park Project

CONSTRUCTION OF 2 PICKLEBALL COURT(S)
OVERALL PLAYING AREA 34 FEET X 64 FEET EACH COURT

CONSTRUCTION OF 2 ASPHALT TENNIS COURTS WITH ACRYLIC PAINT COATING
OVERALL PLAYING AREA 60 FEET X 120 FEET EACH COURT

CONSTRUCTION OF 1 ASPHALT TENNIS COURT WITH NGI PROCOURT SYNTHETIC TURF
OVERALL PLAYING AREA 60 FEET X 120 FEET

GENERAL CONDITIONS

The Client will be responsible for obtaining all Land Development Orders/ Building Permits that may be required. The Client shall ensure that they are verified with City Zoning to ensure that they have in place all permissions required. Copies shall be provided to Legacy Sports Construction (Legacy) prior to work commencing.

If issues such as, hitting rock when excavating for net posts foundation, fence posts, floodlights etc. are encountered Legacy will notify the Client immediately with an evaluation and any proposed change in the price or work

Key Note - *This quote applies to the construction of (2) new pickleball courts with the standard color coating system. No other work elements are included unless stated within this quotation or as per any the written and signed change order(s)*

Key Note - *Client to establish offsets/boundary set-backs and ensure that there is adequate space available. The court will measure 34 x 64'.*

PREPARATION

SITE SET UP

Key Note - *The Client is to provide clear access to the court(s) for the storage of materials and the preparation of the materials prior to installation. Client to provide access to clean potable water connection in close proximity to the work zone. Client to provide access to restroom facilities, if no facilities available, Legacy will provide portable facility at an additional cost to the client.*

MOBILIZATION

Upon mobilization, client will be responsible for providing a storage location for machinery & materials.

If silt fence or protective boards are required, Legacy will provide a change order for the additional cost.

Key Note - *Legacy will take all reasonable care to protect existing walkways/landscapes but cannot be held liable for any damage created during construction process*



816.605.5262
321.522.9027



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2 PICKLEBALL COURT(S) CONSTRUCTION - CONSTRUCTION ELEMENTS

SITE PREPARATION

Site preparation, including clearing, grubbing, tree and tree stump removal, debris removal etc. to be carried out by the Client. This is to include back filling of any root holes/beds

Key Note - Where the Client has removed trees etc. the area shall be checked for any remaining roots and vegetation prior to Legacy commencing work. The area will be checked for roots and vegetation prior to Legacy commencing work. If any roots or vegetation remains in the work site it will be reported to the Client for their attention. Where the Client is responsible for any site demolition, site strip or preparation works, formation layers or additional fill layers, these shall be undertaken to provide Legacy with a base graded to the ASBA Specification that sets out the requirement for a drainage slope. The slope should be in a true plane with a minimum slope of .83% to a maximum of 1%. This equates to approx. 1" in 10'. Side to side is the preferred direction, but it can also be end to end if side to side cannot be achieved. Client shall ensure that they arrange to have all underground services, existing floodlights etc., are made and either moved or diverted safely prior to Legacy mobilizing to site.

BASE WORK

- Install 6-inch (6") of limestone (Or Equivalent Dependent on Project location) base to pickleball court areas
- Laser grade subbase to correct ASBA falls
- Pave 1 and half inch (1.1/2") of S3 Asphalt to pickleball court areas
- Compact asphalt
- Saw cut edges of asphalt neat and square

Key Note - Although we use the best materials available to avoid contaminants, Legacy cannot be responsible for contaminants in the rock base and asphalt that cause any discoloration of the playing surface. The freshly installed asphalt must be allowed between 30 - 45 days to cure, dependent upon prevailing weather conditions. Grade stakes to be set on all four corners by clients Engineer/Surveyor, A minimum 1 foot recess stakes must be provided by client engineer. The Client to provide for a stable access road to the worksite from the nearest paved road. The quote does not allow for any compaction testing. The Client to provide a source of potable water to within 100 lf of the court(s)

INSTALL 2 SETS OF PICKLEBALL NET POST(S) FOUNDATIONS

- Excavate for net post foundations to US Open & ASBA specification
- Install PVC net post sleeves in concrete foundations, concrete to be 3,000 psi fiber reinforced
- Install concrete primer to net post foundations
- Install fiberglass to joint of net post foundations where concrete and asphalt meet
- Install 2 sets of nets and posts into foundations after court completion

COURT SURFACING - STANDARD COLOR SYSTEM

STANDARD COLOR

- Flood courts and mark out any areas holding water
- Patch any areas holding water using court patch binder to ASBA specification
- Install 2 layers of acrylic resurfacer to entire pickleball courts
- Install 2 layers of color to inner of pickleball courts playing areas, *Client to choose color*
- Install 2 layers of color to outer of pickleball courts playing areas, *Client to choose color*
- Mark out pickleball court lines and install line tapes to ASBA specification
- Install white line paint to pickleball lines



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FENCE WORK

COMMERCIAL GRADE FENCE INSTALLATION

- Supply and install 8' high vinyl perimeter fence to pickleball courts
- 4' high divider fence between 2 pickleball courts
- Terminal posts to be 3" diameter
- Line posts to be 2½" diameter
- 10' centers between posts
- Schedule 40 posts
- 1 - 5/8th top rail
- 9 gauge x 2" KK fabric, extruded and bonded
- Bottom tension wire throughout
- 2 access gates
- Black fence

3 TENNIS COURT(S) CONSTRUCTION - CONSTRUCTION ELEMENTS

SITE PREPARATION

Site preparation, including clearing, grubbing, tree and tree stump removal, debris removal etc. to be carried out by the Client. This is to include back filling of any root holes/beds

Key Note - Where the Client has removed trees etc. the area shall be checked for any remaining roots and vegetation prior to Legacy commencing work. The area will be checked for roots and vegetation prior to Legacy commencing work. If any of roots or vegetation remains in the work site it will be reported to the Client for their attention. Where the Client is responsible for any site demolition, site strip or preparation works, formation layers or additional fill layers, these shall be undertaken to provide Legacy with a base graded to the ASBA Specification that sets out the requirement for a drainage slope. The slope should be in a true plane with a minimum slope of .83% to a maximum of 1%. This equates to approx. 1" in 10'. Side to side is the preferred direction, but it can also be end to end if side to side cannot be achieved. The Client shall ensure that they arrange to have all underground services, existing floodlights etc., are made and either moved or diverted safely prior to Legacy mobilizing to site.

BASE WORK

Onto a base set out by clients engineer/surveyor

- Install 6 inch (6") of limestone (Or Equivalent Dependent on Project location) base to tennis court areas
- Laser grade sub base to correct ASBA falls
- Pave 1 and half inch (1½") of S3 Asphalt to tennis court area
- Compact asphalt
- Saw cut edges of asphalt neat and square

Key Note - Although we use the best materials available to avoid contaminants, Legacy cannot be responsible for containments in the rock base and asphalt that cause any discoloration of the playing surface. The freshly installed asphalt must be allowed between 30 - 45 days to cure, dependent upon prevailing weather conditions. Grade stakes to be set on all four corners by clients Engineer/Surveyor, A minimum 1' recess stakes must be provided by client engineer. The Client to provide for a stable access road to the worksite from the nearest paved road. The quote does not allow for any compaction testing. The Client to provide a source of potable water to within 100LF of the court(s)



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INSTALL 3 SETS OF TENNIS NET POST(S) FOUNDATIONS

- Excavate for net post foundations to US Open & ASBA specification
- Install PVC net post sleeves in concrete foundations, concrete to be 3,000 psi fiber reinforced
- Install concrete primer to net post foundations
- Install fiberglass to joint of net post foundations where concrete and asphalt meet
- Install 3 sets of nets and posts into foundations after court completion

COURT SURFACING

STANDARD COLOR

- Flood courts and mark out any areas holding water
- Patch any areas holding water using court patch binder to ASBA specification
- Install 2 layers of acrylic resurfacer to entire pickleball courts
- Install 2 layers of color to inner of tennis courts playing areas, *Client to choose color*
- Install 2 layers of color to outer of tennis courts playing areas, *Client to choose color*
- Mark out pickleball court lines and install line tapes to ASBA specification
- Install white line paint to tennis lines

SYNTHETIC TURF

- Installation of NGI Pro Court tennis court system
- Court to be green with white lines

FENCE WORK

COMMERCIAL GRADE FENCE INSTALLATION

- Supply and install 10' high vinyl perimeter fence to tennis courts including 20' returns
- 4' high divider fence between 3 tennis courts
- Terminal posts to be 3" diameter
- Line posts to be 2½" diameter
- 10' centers between posts
- Schedule 40 posts
- 1 - 5/8th top rail
- 9 gauge x 2" KK fabric, extruded and bonded
- Bottom tension wire throughout
- 2 access gates
- Black fence

PROJECT GRAND TOTAL.....\$489,987.79

Applicable sales tax for equipment is not included.



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Armor Courts, Inc.

3477 High Ridge Road | 3477 High Ridge Road | Boynton Beach, Florida 33426
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RECIPIENT:

Town Of Golden Beach

1 Golden Beach Drive
Golden Beach, Florida 33160
Phone: 786-236-4211

Quote #93968

Sent on	May 25, 2023
Persons Title	Town Manger
Referred By	Jim Woods
Salesperson	Keith Hoersch
Property Name	Sunny Isles Park
Salesperson	Keith Hoersch
Revised	0

Total	\$378,000.00
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PRODUCT / SERVICE	DESCRIPTION	QTY.	TOTAL
Tennis Court / Pickleball Court / Basketball Court Surfacing - Plexipave Pro Paint System - Factory Backed 3 Year Paint Warranty	<p>Contractor to supply all material, labor, & equipment to re-surface Qty (3) tennis court(s), (2) pickleball courts(s), & (1) basketball court.</p> <p>The court(s) area to be surfaced will be inside the fenced area if fenced.</p> <p>Contractor will clean the court(s) surface by either power washing or sanding the court as required.</p> <p>In areas that are depressed more than 1/8" in depth on the playing surface we will install a fortified court patch binder to help promote water distribution in these areas.</p> <p>As required we will install up to 2 coats of heavily textured Plexipave acrylic paint to provide an in-depth primer coat prior to color coats.</p> <p>After the surface has been prepared contractor will install 2 coats of highly textured Plexipave acrylic color coat system. You may choose up to 2 different colors.</p> <p>If no color has been selected below contractor will paint in the same color that currently exists.</p> <p>Inside color _____ Outside Color _____</p> <p>After the color system has been and applied we will seal and stripe the lines in a highly textured white paint.</p> <p>After all surfacing work has been completed contractor will re-install court net(s) and if required sand and re-paint the existing net post(s) in the existing color.</p> <p>Thoroughly clean the job site and dispose of all related debris.</p>		



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PRODUCT / SERVICE	DESCRIPTION	QTY.	TOTAL
Court Construction - New Asphalt	<p>Contractor to supply all material, labor, & equipment to construct Qty (3) tennis court(s), (2) pickleball courts(s), & (1) basketball court.</p> <p>Provide and place 6" of crushed concrete or limestone rock base, laser graded to achieve a 1/10 slope & compact as required.</p> <p>Prime coat the newly place material and install on average 1 1/2" compacted to 1 1/4" hot plant mixed sport surface virgin asphalt.</p> <p>Excludes any additional imports or exports of any fill.</p> <p>Any backfill or landscaping is to be done by others.</p> <p>It is the owners responsibility to provide a stable access road to the work site from the nearest paved road & a water source within 100' feet of the job site.</p>		
Basketball Fixed Goal W/72" Glass Backboard	<p>Contractor will supply & install Qty (2) Pro Select 72FX heavy-duty fixed height basketball goal system(s) that perfect for a half court or full court system. They feature a 42"x72" 1/2" thick tempered glass backboard, and competition grade break-away rim and are set to regulation height +/- 1".</p>		
Pickleball/tennis Net Post, Center Strap, Nets, & Anchor - New Installation	<p>Contractor to supply all material, labor, & equipment to install Qty (2) pair(s) of pickleball & (3) pair(s) of internal wind powder coated net posts in new concrete footers. These net posts are trouble free, design for Florida weather & keep the tennis net tight throughout the day.</p> <p>Includes center anchor, center strap & nets</p> <p>They are available in black or green and come with a factory backed 3 year warranty.</p> <p>Please indicate color here _____ Black or Green</p> <p>* If no color is indicated it will be at contractors discretion.</p>		



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PRODUCT / SERVICE	DESCRIPTION	QTY.	TOTAL
Fencing 10' High Chain Link - Tennis & Basketball Courts	<p>Contractor will supply and install all equipment, labor, and material to install approximately Qty (860) linear feet of 9 gauge vinyl coated chain link fencing according to the current Florida Building Code.</p> <p>Number of 4' Wide Gates Qty(2)</p> <p>The colors available are Green and Black. Please write in color desired here _____</p> <p>*Note due to current price fluctuation at this time prices may need to be adjusted at the time the contract is signed & extended wait times are expected.</p>		
Fencing 8' High Chain Link - Pickleball	<p>Contractor will supply and install all equipment, labor, and material to install approximately linear feet of high vinyl coated chain link fencing with according to the current Florida Building Code.</p> <p>Number of 4' Wide Gates Qty(2)</p> <p>The colors available are Green and Black. Please write in color desired here _____</p> <p>*Note due to current price fluctuation at this time prices may need to be adjusted at the time the contract is signed & extended wait times are expected.</p>		
Contract Lump Sum Excluding Options If Provided in Quote		1	\$378,000.00



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PRODUCT / SERVICE	DESCRIPTION	QTY.	TOTAL
			Not included
Ace Rebound 5mm Cushion Surfacing - (1) Tennis Court	<p>Ace Rebound is ITF (international Tennis Federation) Silver elite certified and is used around the world by players seeking the safety and comfort of a multilayered cushion design that reduces leg, ligament, lower back strains, and other injuries that may be incurred over time on a traditional hard surface.</p> <p>Contractor to supply all material, labor, and equipment to install (1) Tennis with a 5mm 800 sy Ace Rebound system by following the below scope of work.</p> <p>Prepare the surface by pressure cleaning the surface. Patch any depression greater than 1/16" of inch up to 40 sqft. Adhere and seam a 5mm rubber shock pad to the prepared surface. Apply 2 coats of of rubber mat sealer. Apply 2 coats of flexible filler coat. Apply coats of color coating. Layout, seal, and stripe white tennis lines lines Remove and clean all related debris from the court.</p> <p>Courts should remain closed for 72 hours prior to opening for play.</p>	1	\$55,900.00

Total

\$378,000.00

** All budget prices are good for 30 days & are contingent on final engineered drawings

** Terms TBD **

Thank you for allowing us the opportunity to prepare this quote. We have included by attachment additional information on the company, and other information that we feel are important to making an informed decision when you select a qualified and reputable contractor to perform the work we have outlined. Anything that hasn't been included in our quote is specifically excluded. Any changes or requests can be requested in your client hub or by contacting our office.

Thank you for allowing us the opportunity to prepare this quote. We have included



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Notes Continued...

by attachment additional information on the company, and other information that we feel are important to making an informed decision when you select a qualified and reputable contractor to perform the work we have outlined. Anything that hasn't been included in our quote is specifically excluded. Any changes or requests can be requested in your client hub or by contacting our office.

As evidenced by my signature below, I hereby affirm that I have thoroughly reviewed the quote prior to signing and, in doing so, acknowledge and agree to be legally bound by the scope of work provided in this proposal.

Upon receipt of an approved quote, our team will send you our comprehensive Contract Terms and Conditions via DocuSign for full execution.

Furthermore, I am duly authorized to accept and sign this proposal on behalf of the project. Our standard payment terms are 50% upon acceptance of a fully executed contract, 30% upon commencement, and 20% upon completion.

This quote is good for a period not to exceed 30 days.

Signature: _____ Date: _____