

RESOLUTION NO. 2006-

A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, APPROVING PROFESSIONAL SERVICES AGREEMENT BETWEEN THE VILLAGE OF KEY BISCAYNE AND WALLACE ROBERTS AND TODD, LLC CONCERNING PROVISION OF PROFESSIONAL PLANNING SERVICES; PROVIDING FOR IMPLEMENTATION; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Village Council, pursuant to the recommendation of the Village Manager, desires to enter into an Agreement for Professional Services (the "Agreement") with Wallace Roberts and Todd, LLC ("Consultant"); and

WHEREAS, upon advice of the Village Attorney, the Village Council finds that this Agreement is exempt from competitive bidding as a professional service contract pursuant to Village Code Section 2-87(2); and

WHEREAS, the Village Council finds that the approval of the Agreement is in the best interest of the Village.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:

Section 1. Recitals Adopted. That each of the recitals stated above is hereby adopted and confirmed.

Section 2. Agreement Approved. That the Agreement between Consultant and Village is hereby approved and the Village Manager is hereby authorized to execute the Agreement, attached hereto as Exhibit "A", on behalf of the Village, once approved by the Village Attorney as to form and legal sufficiency.

Section 3. Implementation. That the Village Manager is hereby authorized to take any and all action which is necessary to implement the Resolution and Agreement. Funding for the Agreement shall be provided as indicated in the Village Manager's Memorandum which accompanies this Resolution.

Section 4. Effective Date. That this Resolution shall be effective immediately upon adoption hereof.

PASSED AND ADOPTED this 12th day of September, 2006.

MAYOR ROBERT OLDAKOWSKI

ATTEST:

CONCHITA H. ALVAREZ, CMC, VILLAGE CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

VILLAGE ATTORNEY



Planning & Design

September 11, 2006

Jud Kurlancheek, Director Building, Zoning and Planning
Village of Key Biscayne
88 West McIntyre Street
Key Biscayne, FL 33149

Re: Agreement – Sonesta Site Development Analysis

Philadelphia
Coral Gables
Dallas
Lake Placid
San Diego
San Francisco

Dear Jud:

Based on our discussions this morning, we are pleased to indicate our interest in assisting the Village in analyzing the Sonesta site and current development proposals. The intent is to conduct an objective analysis of the existing zoning and the three “proposals” presently on the table – i.e. the developer proposal / submission, along with two alternatives proposed by resident groups, sufficient to allow all parties to understand their ramifications and differences. This analysis will focus on the criteria of setback, height, bulk, density and intensity. Further the intent is to develop a preliminary set of “development criteria” (or guidelines) that are reasonable given the site context.

Scope of Services

1. Review existing zoning and comprehensive plan recommendations for the HR district (Sonesta and Silver Sands properties only), with an emphasis on understanding existing development criteria/requirements for setbacks, height, bulk, density and intensity
2. Conduct interviews with representatives of the developer team and the two resident groups that have proposed alternative development criteria for the site to understand their respective proposals
3. Conduct a site reconnaissance of the Sonesta site and adjacent properties to understand the context within which the proposed development will occur
4. Analyze the developer proposal and the two sets of alternative development criteria proposed by resident groups to identify the development criteria on which the proposals differ / concur

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Wallace Roberts & Todd, LLC
191 Giralda Avenue, Penthouse
Coral Gables, FL 33134

305.448.0788
www.wrtdesign.com
fax 305.443.8431



5. Based on the outcome of the preceding tasks, develop preliminary ideas regarding appropriate development criteria for the Sonesta and Silver Sands sites (may or may not reflect existing zoning, or one or another of the three “alternatives”)
6. Prepare a summary memorandum including tables, matrices and/or diagrammatic illustrations by which to compare the three “alternatives” and WRT’s preliminary development criteria
7. Conduct one workshop with City Council, or group designated by Council to review the results of tasks 1-5

Meetings

During the timeframe of the project it is anticipated that several working meetings will be conducted with Village staff to review and discuss the work in progress. Public presentations, community workshops beyond the workshop proposed with Council in task 7 will be undertaken as requested and as an additional service.

Timeframe

We understand the need that the work of this project be completed promptly. Consequently, tasks 1 – 6 will be completed within 60 days of notice to proceed.

Personnel

The Scope of Services will be performed by Alyn Pruett, AIA – Principal-in-Charge, , and Silvia Vargas, AICP for analytical support. In addition, we will engage one or more persons from our Coral Gables or Philadelphia offices for graphic depictions.

Direct Expenses

It is anticipated there will be minimal direct expenses for the above-listed tasks. The memorandum product in task 6 will be produced in 12 hard copies. The Village will also receive an electronic file of the memorandum in a mutually agreed-upon electronic format.

Additional services

Services other than those listed above are not included in the scope or fee for this effort. Additional services may include zoning code research, site plan studies, 3-D illustrations of proposed site development alternatives or other. Such services shall be compensated for on an hourly billing or lump sum basis as may be mutually agreed.



Project Level of Effort / Costs

The following is a breakdown of our estimated labor and direct expenses

<u>Labor</u> Tasks	<u>Hours</u>		
	Principal	Associate	Tech Support
One	2.0	6.0	0.0
Two	6.0	8.0	6.0
Three	2.0	2.0	0.0
Four	4.0	36.0	8.0
Five	12.0	32.0	24.0
Six	2.0	16.0	32.0
Seven	4.0	8.0	12.0
Total	32	108	82
Hourly Rates	\$227	\$110	\$85

Total Labor Cost \$ 26,114

Estimate of Direct Expenses* \$ 500
(*printing, reproduction, etc.)

Total Project Costs \$ 26,614



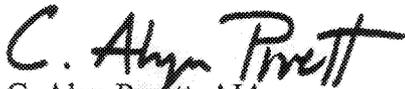
Terms

WRT will invoice the Village monthly on the basis of time expended at Consultant's standard hourly rates listed above, plus all direct expenses for printing, reproduction, photography, postage, courier, and other materials necessary for the performance of the work, billed at actual cost. The cost for labor shall not exceed \$ 26,114, unless approved by the Village, or unless the Village requests services, meetings or other items beyond those described in the proposed scope of services. WRT will monitor its costs and notify the Village if it expects that this cost limit will be exceeded and, upon such notification, halt further expenditures until a modification to the upset limit, or scope of work shall be approved by the Village.

Kindly indicate the acceptance of the proposed scope, timeframe, and other terms by signing below and returning one copy of the executed agreement for our files.

We look forward to the opportunity to be of service to the Village on this most important assignment.

Sincerely,


C. Alyn Pruett, AIA
Principal


John E. Fernsler, AIA
Principal

Accepted by Village of Key Biscayne

_____ Date