

Office of School Facilities  
Jaime G. Torrens, Chief Facilities Officer

- SUBJECT:**
1. CONFIRM PROJECT DELIVERY METHOD AND TIMELINE FOR PARTIAL CAMPUS REPLACEMENT AT NORTH DADE MIDDLE AND NORTH DADE CENTER FOR MODERN LANGUAGES, PROJECT NO. 00700800; AND
  2. APPROVE TERMINATION OF AGREEMENTS FOR STRUCTURAL REPAIRS AND RENOVATIONS AT NORTH DADE MIDDLE SCHOOL, PROJECT NO. 00362703, AS FOLLOWS:
    - A) LIVS ASSOCIATES AS ARCHITECT/ENGINEER OF RECORD (TERMINATION WITHOUT CAUSE); AND
    - B) HEWETT-KIER CONSTRUCTION, INC., AS CONSTRUCTION MANAGEMENT AT-RISK FIRM (TERMINATION FOR CONVENIENCE).

**COMMITTEE:** FACILITIES AND CONSTRUCTION REFORM

**LINK TO STRATEGIC FRAMEWORK:** FINANCIAL EFFICIENCY/STABILITY

1. Partial Campus Replacement – Project Delivery Method and Timeline  
The partial campus replacement project is currently on-going and demolition of the four classroom buildings is slated to start in June of this year. Construction of the replacement buildings, based on a prototypical design, and related campus improvements are scheduled to start in early 2011 with completion of the project for student occupancy in August 2012. This project will be delivered through a conventional hard bid with 100% design documents in place.

2. Additional Information – Termination Agreements  
LIVS Associates (LIVS) and Hewett-Kier Construction, Inc. (Hewett-Kier) were previously commissioned as the Architect/Engineer (A/E) of Record and Construction Management (CM) at-Risk firm, respectively, for structural repairs and renovations at the above subject campus.

The applicable Board items for the original commissions may be accessed at:  
<http://pdfs.dadeschools.net/Bdarch/2007/Bd090507/agenda/f32.pdf>; and  
<http://pdfs.dadeschools.net/Bdarch/2007/Bd101707/agenda/f26.pdf>.

Subsequent to the commissions, a facility assessment indicated that replacement of four of the classroom buildings would be a more cost-effective option than repairs, and the Board appropriated funds in 2009 to undertake said project. As a result of the replacement project, there is no longer the need to continue with the structural repairs and renovations project and as such, the services of LIVS and Hewett-Kier are no longer required.

A. Termination of A/E of Record (without cause)

In accordance with Article XIII of the Agreement with LIVS, the Board may terminate the Agreement, without cause, at any time upon written notice to the A/E. On April 8, 2010, a Notice of Recommendation of Termination of the Agreement, without cause, was sent to the firm. This action is in no way intended as a negative reflection on the services performed by LIVS on the project. LIVS has been paid for Basic and Support Services (through phase II/III for Parts A & B).

B. Termination of CM at-Risk firm (for convenience)

In accordance with Article 9.2.2 of the Agreement with Hewett-Kier, the Board may terminate the Agreement, for convenience, upon written notice to the CMR. On March 12, 2010, a Notice of Recommendation of Termination of the Agreement, for convenience, was sent to Hewett-Kier. This action is in no way intended as a negative reflection on the services performed by Hewett-Kier. Hewett-Kier has been paid for the pre-construction services (through design review for Parts A & B).

**RECOMMENDED:** That The School Board of Miami-Dade County, Florida:

1. confirm project delivery method and timeline for partial campus replacement at North Dade Middle and North Dade Center for Modern Languages, project no. 00700800; and
2. approve the termination of agreements for Structural Repairs and Renovations at North Dade Middle School, project no. 00362703, as follows:
  - A) LIVS Associates as Architect/Engineer of Record (termination without cause); and
  - B) Hewett-Kier Construction, Inc., as Construction Management at-Risk Firm (termination for convenience).

NAD:OS:os