

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

Background

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. 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.

1. Partial Campus Replacement Project

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 prototypical design, and related campus improvements are scheduled to start in early 2011 with completion of the project for student occupancy in August 2012. A Request for Qualifications will be issued to select a Construction Management at-Risk firm.

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.

**2.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).

**2.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 CM at-Risk. 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).

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