

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

SUBJECT: TERMINATION FOR CONVENIENCE OF UNITECH BUILDERS CORP., AS A CONSTRUCTION MANAGEMENT AT-RISK FIRM, SMALL BUSINESS ENTERPRISE, FOR BUILDING 04 REPLACEMENT – PHASE 1 AT MIAMI BEACH SENIOR HIGH SCHOOL, LOCATED AT 2231 PRAIRIE AVENUE, MIAMI BEACH, FLORIDA 33139, PROJECT NUMBER 01339400

COMMITTEE: FACILITIES AND CONSTRUCTION REFORM

LINK TO STRATEGIC BLUEPRINT: EFFECTIVE AND SUSTAINABLE BUSINESS PRACTICES

Unitech Builders Corp. (Unitech) was commissioned by the Board on December 14, 2016, for General Obligation Bond (GOB) funded Building 04 Replacement - Phase 1 at Miami Beach Senior High School (MBSHS), Project No. 01339400. However, on April 18, 2017, Unitech was directed to stop all work at MBSHS and given a ten (10) day Notice of Intent to Terminate for Convenience pursuant to Section 9.2.2.1 of the Construction Management at-Risk (CMR) Agreement.

On May 12, 2017, staff met with Unitech to reconcile the project and set forth the following conditions of the Termination for Convenience:

1. Prior to the May 2, 2017 (expiration of the 10 day Notice period), Unitech submitted required deliverables for Phase I Pre-construction services. Payment for this task has been submitted for processing. No further payments are due to Unitech beyond Phase I.
2. Unitech has turned over all documents received and/or produced in connection with this Agreement to facilitate the School Board's completion of this project;
3. The terms and conditions of termination for convenience stated herein shall take precedence over, act as full satisfaction of, and supersede anything in the CMR Agreement that may be contrary thereto; and
4. Upon termination by the Board of the agreement, Unitech and the Board agree to release each other from any and all claims and liability that may arise out of or otherwise related to the agreement.

Staff has determined that it is in the best interest of the Board to proceed with the project under an alternate construction delivery method (such as conventional bid) in lieu of the CMR method.

Principal

The Principal/Owner designated to be directly responsible to the Board for Unitech Builders Corp., is Mr. Anthony R. Gomez. This firm is located at 16115 S.W. 117 Avenue, Suite 23, Miami, Florida 33177.

RECOMMENDED: That The School Board of Miami-Dade County, Florida, Terminate for Convenience Unitech Builders Corp., as Construction Management at-Risk firm, Small Business Enterprise, for Building 04 Replacement – Phase 1 at Miami Beach Senior High School, located at 2231 Prairie Avenue, Miami Beach, Florida 33139, Project Number 01339400, pursuant to the conditions stipulated in the body of the agenda item.

NAD:CC:cc