

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: July 10, 2007

Consent

Regular

Workshop

Public Hearing

Department: **Facilities Development and Operations**

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve:

A) Contract with West Construction, Inc. in the amount of \$918,000 for the fit-up of the PBSO West County Jail, Pod A; and

B) A budget transfer of \$571,000 from reserves in the Public Building Improvement Fund to increase the project budget.

Summary: This contract will provide for the completion of the West County Jail Pod A. Work includes the completion of rough plumbing and the installation of plumbing and electrical fixtures as well as refinishing the floor. The SBE goal for this project is 15%. West Construction Inc.'s bid includes participation at 32.6%. The contract time is 90 days to substantial completion. **(Capital Improvements Division) District 6 (JM)**

Background and Justification: Due to budget constraints, the existing West County Jail Pod A was not completed in it's entirety during the original construction. This project will complete the fit-up of Pod A to allow for future inmate population. West Construction Inc. was the second lowest bid. The low bidder was unable to produce an acceptable bond for the project. When its bid was rejected, the surety for the low bidder filed a motion for an injunction to prohibit the County from awarding to West. The court denied the motion and staff has begun action to collect on the low bidder's bid bond. The low bidder's surety is now threatening further action which may delay the project.

Attachments:

1. Location Map
2. Budget Availability Statement
3. Bid Tabulation
4. SBE Compliance Report
5. Budget Transfer

Contract Available in County Administrator's Office

Recommended by: *Joe* *Anthony Wolf* *6/19/07*
Department Director Date

Approved by: *[Signature]* *7/12/07*
County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2007	2008	2009	2010	2011
Capital Expenditures	\$1,010,000	0	0	0	0
Operating Costs		0	0	0	0
External Revenues		0	0	0	0
Program Income (County)		0	0	0	0
In-Kind Match (County)					
NET FISCAL IMPACT	\$1,010,000				

ADDITIONAL FTE POSITIONS (Cumulative) _____

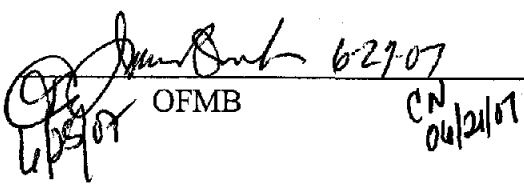
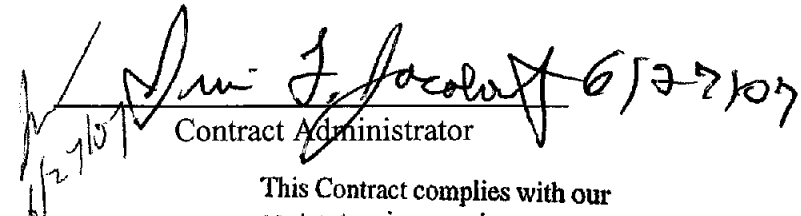
Is Item Included in Current Budget? Yes _____ No X
 Budget Account No: Fund _____ Dept _____ Unit _____ Object _____
 Reporting Category _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:

Construction	918,000
Misc.	92,000
	<u>1,010,000</u>

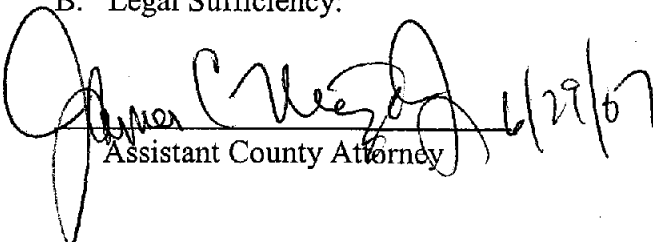
III. REVIEW COMMENTS:

A. OFMB Fiscal and/or Contract Development and Control Comments:


 OFMB CN 04/21/07

 Contract Administrator 6/27/07

This Contract complies with our contract review requirements.

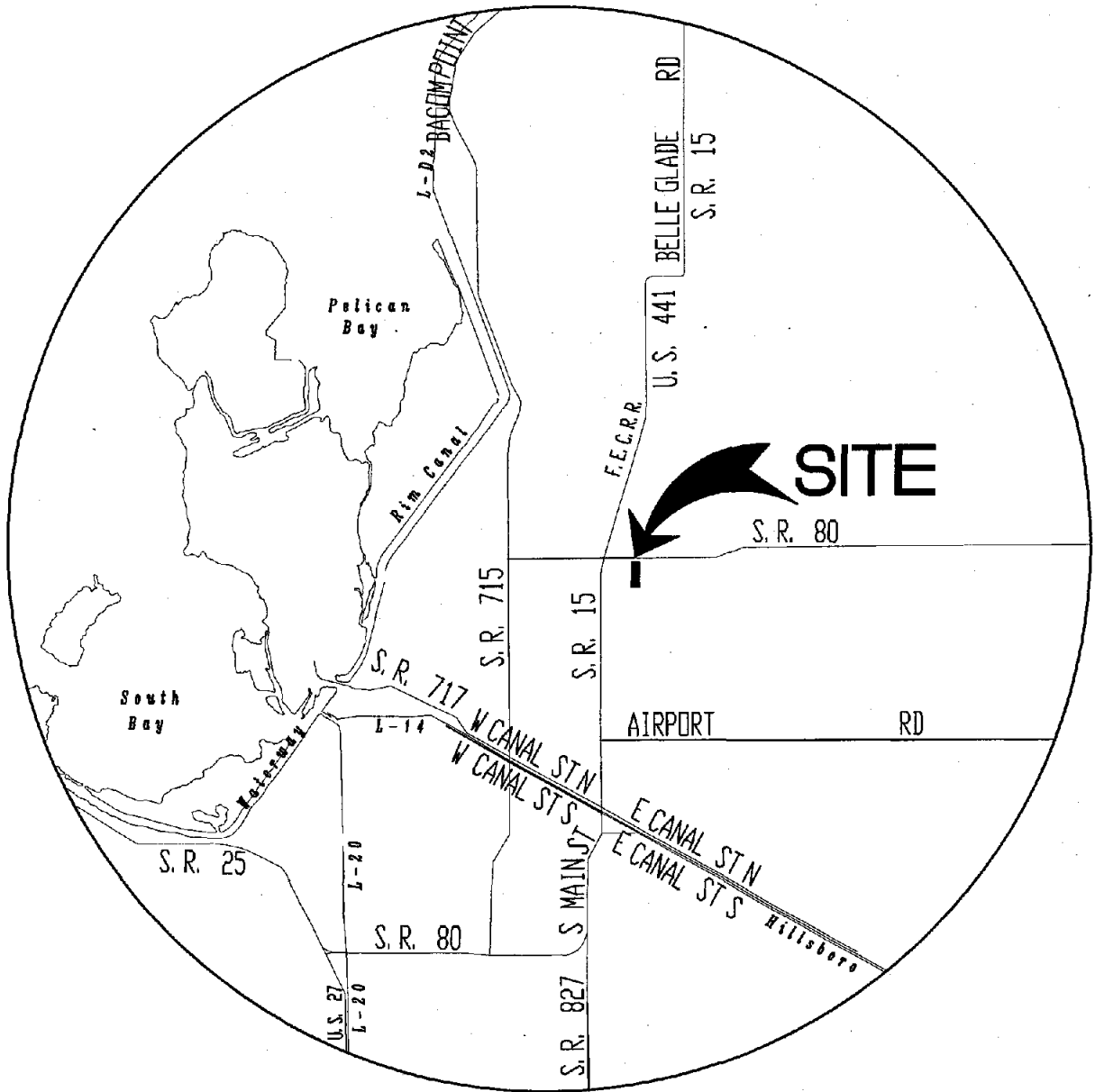
B. Legal Sufficiency:


 Assistant County Attorney 6/29/07

C. Other Department Review:

 Department Director

This summary is not to be used as a basis for payment.



LOCATION MAP

N.T.S.

FACILITIES DEVELOPMENT & OPERATIONS
BUDGET AVAILABILITY STATEMENT

REQUEST DATE: 5/25/07 REQUESTED BY: Karen Arndt

PHONE: 233-0208
FAX: 233-0270

PROJECT TITLE: West County Jail Pod A Fit-Up

PROJECT NO.: 06208

ORIGINAL CONTRACT AMOUNT:

BCC RESOLUTION#:

REQUESTED AMOUNT: \$918,000

DATE:

CSA or CHANGE ORDER NUMBER:

CONSULTANT/CONTRACTOR: West Construction, Inc.

PROVIDE A BRIEF STATEMENT OF THE SCOPE OF SERVICES TO BE PROVIDED BY THE CONSULTANT/CONTRACTOR:

Contract award for the West County Jail Pod A Fit-Up.

CONSTRUCTION	\$918,000
PROFESSIONAL SERVICES	-
STAFF COSTS** (Design/Construction Phase)	
MISC. (permits, prints, advertising, etcetera)	\$92,000
TOTAL	\$1,010,000

** By signing this BAS your department agrees to these staff costs and your account will be charged upon receipt of this BAS by FD&O. Unless there is a change in the scope of work, no additional staff charges will be billed.

BUDGET ACCOUNT NUMBER (IF KNOWN)

FUND: 3804 DEPT: 411 UNIT: B378 OBJ: 6502 ~~25~~

FUNDING SOURCE (CHECK ALL THAT APPLY): AD VALOREM OTHER

FEDERAL/DAVIS BACON

BAS APPROVED BY: 

DATE: 5.25.07 K

ENCUMBRANCE NUMBER:

Pending BCC Transfer

Revised 03/30/04

ATTACHMENT # 2

BID SUMMARY

Project Name: West County Jail Pod A Fit Up

Project Number: 06208

Bid Opening: November 8, 2006

INFORMATION RECORDED ON THIS SHEET IS FROM DAY ONE BID DOCUMENTS

CONTRACTOR	Marine Engineering Contractors, Inc.	West Construction
BID PROPOSAL	\$ 889,000	\$918,000
ADDENDUM 1, 2 ACKNOWLEDGED	✓	✓
ATTACHMENT 1 (BID BOND)	✓	✓
ATTACHMENT 2 (SBE SCHEDULE 1)	✓	✓
ATTACHMENT 2 (SBE SCHEDULE 2)	✓	✓
ATTACHMENT 3 (LIST OF SUBCONTRACTORS)	✓	✓
ATTACHMENT 4 (TRENCH SAFETY AFFIDAVIT)	✓	✓
ATTACHMENT 5 (CERTIFICATION OF BUSINESS LOCATION)	✓	✓

Note: Tabulation is not official until checked and certified by Capital Improvements Division

Bid Documents Opened By: Karen Arndt

Bid Documents Recorded By: Morine Haslam



Office of
Small Business Assistance
 50 South Military Trail, Suite 209
 West Palm Beach, FL 33415
 (561) 616-6840
 FAX: (561) 616-6850
 www.pbcgov.com/osba

**Palm Beach County
 Board of County
 Commissioners**

Tony Masilutti, Chairman

Addie L. Greene, Vice Chairperson

Karen T. Marcus

Jeff Koons

Warren H. Newell

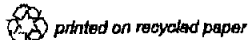
Mary McCarty

Burt Aaronson

County Administrator

Robert Weisman

"An Equal Opportunity
 Affirmative Action Employer"



DATE: November 28, 2006
TO: Karen Arndt, Project Manager
 Capital Improvements Division - ED&O
THROUGH: Allen Gray, Manager
 Office of Small Business Assistance
FROM: Tanoy Williams, Compliance Specialist II
SUBJECT: Compliance Review on Project No. 06208
 West County Jail Pod A Fit Up

The following is a Compliance Review of SBE participation on the above-mentioned project.

Low Bidder: *Marine Engineering & Contractors, Inc.
 1951 10th Avenue North
 Lake Worth, FL 33461
 Phone: (561) 586-7077
 Bid Opening: November 8, 2006
 Bid Amount: \$ 889,000.00
 Goal: 15% Overall
 Goal Achieved: 28.1%

*Contractor is a certified SBE with Palm Beach County.

SBE Participation:

(SB)	Marine Engineering	\$250,000.00	28.1%
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2nd Low Bidder: *West Construction, Inc.
 318 S. Dixie Highway
 Suite 4 -5
 Lake Worth, FL 33460
 Phone: (561) 588-2027
 Bid Amount: \$ 918,000.00
 Goal: 15% Overall
 Goal Achieved 32.6%

*Contractor is a certified SBE with Palm Beach County.

ATTACHMENT #4

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File: 03238.doc

SBE Participation:

(WB) West Construction \$300,000.00 32.6%

EVALUATION

The Low Bidder, **Marine Engineering** has met the SBE requirement for this project.

c: Verdenia Baker, Deputy County Administrator
 Hazel Oxendine, Director - Office of Small Business Assistance
 Tammy Fields, Assistant County Attorney

07

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BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA

BUDGET TRANSFER
FUND 3804 - PUBLIC BUILDING IMP FUND

BGEX 410012507-877

Use this form to provide budget for items not anticipated in the budget.

ACCT.NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 11/29/06	REMAINING BALANCE
RESERVES								
821 9814	9907 Reserve - Future Construction	4,046,969	1,155,003	0	571,000	584,003	0	584,003
WEST COUNTY JAIL POD								
411 B378	6502 Building Construction CIP	465,261	464,294	571,000	0	1,035,294	26,019	1,009,275
TOTAL					<u>571,000</u>	<u>571,000</u>		

FACILITIES DEVELOPMENT & OPERATIONS

INITIATING DEPARTMENT/DIVISION
Administration/Budget Department Approval

Signatures

Date

Alan Wolf
[Signature]
6/19/07
6/27/07

By Board of County Commissioners

At Meeting of 7/10/07

Deputy Clerk to the
Board of County Commissioners