

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

Meeting Date: November 6, 2007 {X} Consent { } Regular
 { } Workshop { } Public Hearing

Department:

Submitted By: Engineering & Public Works

Submitted For: Engineering Services Division

Project #2007060

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: A Contract not to exceed the total value of \$1,600,000 for task orders which may be issued for the Annual Pavement Marking Contract with Ameriseal Northeast Florida, Inc., the lowest responsive, responsible bidder.

Summary:

The Annual Pavement Marking Contract includes furnishing and installing pavement marking material, raised reflectorized pavement markers and traffic paint on Palm Beach County (County) roadways. The Office of Small Business Assistance (SBA) goals are set at 15% overall. The sole bidder, Ameriseal Northeast Florida, Inc., did not achieve any Small Business Enterprise (SBE) participation. Due to the non-existence of any SBE company which could furnish thermoplastic material, as verified by SBA, the requirement for SBE participation is hereby deleted from this contract.

District: Countywide (MRE)

Background and Justification:

Bids were received by the Board of County Commissioners (BCC) on July 17, 2007. Ameriseal Northeast Florida, Inc. was previously awarded the Secondary Contract (R2006-0438) for pavement marking, which has now expired. Their current bid was reviewed by the Traffic Division who, consequently, recommended award. This contract will expire eighteen (18) months from the BCC approval date, but may be extended at the County's option, with the approval of the BCC.

Attachments:

1. Contract Pages C-1 and C-2
2. Contracts (2)
3. SBE Compliance Review
4. Bid Tabulation

Recommended by: Dr Charles Rich
Division Director

9/24/07 *JMLC*
Date

Approved By: S. J. Webb
County Engineer

10/9/07
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2008	2009	2010	2011	2012
Capital Expenditures	\$ -0-	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	\$ -0-	-0-	-0-	-0-	-0-

ADDITIONAL FTE
POSITIONS (Cumulative) _____

Is Item Included in Current Budget? Yes _____ No ____
Budget Acct No.: Fund _____ Dept. _____ Unit _____ Object _____
Program _____

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

This item has no immediate fiscal impact.

Expected contract participation is as follows:

Traffic	\$1,538,000
Parks & Recreation	\$ 50,000
Palm Tran	\$ 12,000
Total	\$1,600,000

C. Departmental Fiscal Review: R.D. Ward 9/20/07

III. REVIEW COMMENTS

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

Jim D. ... 10-17-07
OFMB
SN 10/14/07 V6 10/17/07

Am J. ... 10/18/07
Contract Dev. and Control
10/18/07
This Contract complies with our contract review requirements.

B. Approved as to Form and Legal Sufficiency:

Mark R. ... 10/22/07
Assistant County Attorney

C. Other Department Review:

Department Director

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

CONTRACT

STATE OF FLORIDA)
) SS
COUNTY OF PALM BEACH)

This Contract, made this ____ day of _____ A.D. 20__, by and between PALM BEACH COUNTY, a Political Subdivision of the State of Florida, (hereinafter called the County), and AMERISEAL NORTHEAST FLORIDA, INC. of, Jacksonville, FL and (his) (its) (their) heirs, successors, executors, administrators and assigns, (hereinafter called the Contractor):

WITNESSETH: The Contractor agrees with the County, for the consideration herein mentioned at his, its or their own proper cost and expense to do all the work and furnish all necessary labor, materials, equipment, machinery, tools, apparatus, services, state workmen's compensation and unemployment compensation taxes incurred in the performance of the contract, for the:

ANNUAL PAVEMENT MARKING CONTRACT, PALM BEACH COUNTY PROJECT NO. 2007060

IN THE AMOUNTS specified in task orders which may be issued by the County under Section #23 and the other terms of the Contract Documents. The County is not required to issue any task orders hereunder. The maximum value of orders issued under this Contract shall not, in any case, exceed ONE MILLION SIX HUNDRED THOUSAND AND 00/100 DOLLARS (\$1,600,000.00) (except as may be increased according to Section #40 of the Contract Specifications).

The Contract Documents relative hereto are made a part of this agreement as completely as if set forth herein to the satisfaction of the County or its duly authorized representative.

The Contractor further agrees for the consideration herein mentioned to commence the work with adequate forces and equipment within seventy-two (72) hours of the task order being issued for a specific project. After commencement of the work, it shall be properly dispatched toward completion, to the satisfaction of the Engineer, and shall be fully complete within the time limit specified. It is understood and agreed that the time limit for completion of said work is the essence of the contract and should the Contractor fail to complete the work within the time limit, it is agreed that for such calendar day that any work provided for in these Contract Documents shall remain incomplete after the time limit has expired, including any official extension of the time limit; the sum per day given in the contained schedules shall be deducted from monies due the Contractor, not as a penalty, but as liquidated damages and added expense for supervision.

The Contractor shall take into account all contingent work which has to be done by other parties arising from any cause whatsoever, and shall not plead his want of knowledge of such contingent work as an excuse for delay in his work, or for its non-performance.

IN WITNESS WHEREOF, the parties have caused this Contract to be executed and sealed the day and year first written above.

ATTEST:

SHARON R. BOCK, Clerk and Comptroller

PALM BEACH COUNTY, a Political
Subdivision of the State of Florida
BOARD OF COUNTY COMMISSIONERS

By: _____
Deputy Clerk

By: _____
Addie L. Greene, Chairperson

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS
AND CONDITIONS

COUNTY ATTORNEY

Charles Rich
ENGINEERING

ATTEST

Amnison Norcross Florida, Inc.
(Corporate Name)

a Florida corporation
(Insert state of corporation)

V.P. CONTRACTS

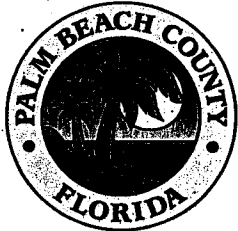
By: [Signature]
(Signature)

Melvin D. Cantor
(Print signatory's name)

TITLE

It's President
(Print title)

(CORPORATE SEAL)



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

Palm Beach County
Board of County
Commissioners
Addie L. Greene, Chairperson
Jeff Koons, Vice Chair
Karen T. Marcus
Warren H. Newell
Mary McCarty
Burt Aaronson
Jess R. Santamaria

County Administrator
Robert Weisman

"An Equal Opportunity
Affirmative Action Employer"

RECEIVED
AUG 13 2007
ENG.
SVCS. | Vanessa

ATTACHMENT 3

DATE: August 6, 2007
TO: Charles W. Rich, P.E., Director
Engineering Services Division
THROUGH: Hazel Oxendine, Director
Office of Small Business Assistance
FROM: Tanoy Williams, Compliance Specialist II
SUBJECT: Compliance Review on Project No. 2007060
Annual Pavement Marking Contract

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

Sole Bidder: Ameriseal Northeast Florida, Inc.
Bid Opening: July 17, 2007
Bid Amount: \$2,321,590.00
Goal: 15% Overall
Goal Achieved: 0.00%

SBE Participation:

None provided	\$0.00	0.00%
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EVALUATION

The Sole Bidder, *Ameriseal Northeast Florida, Inc.*, has not met the SBE requirement for this project.

c: Verdenia Baker, Deputy County Administrator
Hazel Oxendine, Director - OSBA
Tammy Fields, Assistant County Attorney

¹ Did not provide schedule 1 and 2 so unable to calculate SBE participation.

PROJECT NAME: ANNUAL PAVEMENT MARKING CONTRACT
 PROJECT NUMBER: 2007060
 BID OPENING DATE: JULY 17, 2007
 CONTRACT DAYS: FIVE HUNDRED FORTY-EIGHT (548)(EIGHTEEN MONTHS)

AMERISEAL NORTHEAST
 FLORIDA, INC.

ITEM	QTY	UNITS	UNIT PRICE	AMOUNT
LOT 1 - THERMOPLASTIC PAVEMENT MARKING COMPOUND LINES; COLORS & WIDTHS AS INDICATED (FURNISH & INSTALL)	*****	*****	*****	*****
1 WHITE, 6"	1,430,000	LF	\$0.38	\$543,400.00
2 YELLOW, 6"	900,000	LF	\$0.40	\$360,000.00
3 WHITE, 8"	75,000	LF	\$0.90	\$67,500.00
4 WHITE, 12"	75,000	LF	\$1.60	\$120,000.00
5 WHITE, 18"	15,000	LF	\$2.40	\$36,000.00
6 YELLOW, 18"	11,250	LF	\$2.40	\$27,000.00
7 WHITE, 24"	11,625	LF	\$3.50	\$40,687.50
LINES; COLORS & WIDTHS AS INDICATED, (INSTALL ONLY)	*****	*****	*****	*****
8 WHITE, 6"	1,500	LF	\$0.50	\$750.00
9 YELLOW, 6"	1,125	LF	\$0.50	\$562.50
10 WHITE, 8"	375	LF	\$0.75	\$281.25
11 WHITE, 12"	375	LF	\$1.25	\$468.75
12 WHITE, 18"	375	LF	\$1.50	\$562.50
13 YELLOW, 18"	375	LF	\$1.50	\$562.50
14 WHITE, 24"	375	LF	\$2.50	\$937.50
ARROWS & MESSAGES; AS INDICATED; WHITE ONLY (FURNISH & INSTALL)	*****	*****	*****	*****
15 TURN ARROW	3,000	EA	\$47.00	\$141,000.00
16 STRAIGHT ARROW	375	EA	\$46.00	\$17,250.00
17 STRAIGHT/TURN ARROWS; COMBINATION	375	EA	\$75.00	\$28,125.00
18 MERGE MESSAGE	150	EA	\$160.00	\$24,000.00
19 RXR MESSAGE	75	EA	\$140.00	\$10,500.00
20 SCHOOL MESSAGE	375	EA	\$160.00	\$60,000.00
21 ONLY MESSAGE	375	EA	\$125.00	\$46,875.00
22 U-TURN MESSAGE	1,500	EA	\$130.00	\$195,000.00
23 BIKE LANE MESSAGE (DIAMOND, ARROW)	375	EA	\$75.00	\$28,125.00
24 HANDICAP MESSAGE	375	EA	\$50.00	\$18,750.00
ARROWS & MESSAGES; AS INDICATED; WHITE ONLY (INSTALL ONLY)	*****	*****	*****	*****
25 TURN ARROW	15	EA	\$40.00	\$600.00
26 STRAIGHT ARROW	7	EA	\$37.00	\$259.00
27 STRAIGHT/TURN ARROWS; COMBINATION	7	EA	\$50.00	\$350.00

ATTACHMENT 4

PROJECT NAME: ANNUAL PAVEMENT MARKING CONTRACT
 PROJECT NUMBER: 2007060
 BID OPENING DATE: JULY 17, 2007
 CONTRACT DAYS: FIVE HUNDRED FORTY-EIGHT (548)(EIGHTEEN MONTHS)

AMERISEAL NORTHEAST
 FLORIDA, INC.

ITEM	QTY	UNITS	UNIT PRICE	AMOUNT
28 MERGE MESSAGE	7	EA	\$125.00	\$875.00
29 RXR MESSAGE	7	EA	\$100.00	\$700.00
30 SCHOOL MESSAGE	7	EA	\$125.00	\$875.00
31 ONLY MESSAGE	7	EA	\$100.00	\$700.00
LOT 2 - RAISED REFLECTIVE PAVEMENT MARKERS APPLIED WITH THERMOPLASTIC; COLORS & TYPES AS INDICATED; (FURNISH & INSTALL)				
	*****	*****	*****	*****
32 WHITE; MONO-DIRECTIONAL	3,750	EA	\$3.45	\$12,937.50
33 RED & YELLOW; BI-DIRECTIONAL	375	EA	\$3.75	\$1,406.25
34 YELLOW; BI-DIRECTIONAL	33,750	EA	\$3.45	\$116,437.50
35 WHITE & RED; BI-DIRECTIONAL	63,750	EA	\$3.45	\$219,937.50
THERMOPLASTIC; COLORS & TYPES AS INDICATED (INSTALL ONLY)				
	*****	*****	*****	*****
36 WHITE; MONO-DIRECTIONAL	170	EA	\$2.50	\$425.00
37 RED & YELLOW; BI-DIRECTIONAL	170	EA	\$2.50	\$425.00
38 YELLOW; BI-DIRECTIONAL	170	EA	\$2.50	\$425.00
39 WHITE & RED; BI-DIRECTIONAL	170	EA	\$2.50	\$425.00
LOT 3 - RAISED REFLECTIVE PAVEMENT MARKERS (APPLIED WITH EPOXY) (COLORS & TYPES AS INDICATED) (FURNISH & INSTALL)				
	*****	*****	*****	*****
40 WHITE; MONO-DIRECTIONAL	175	EA	\$4.00	\$700.00
41 RED & YELLOW; BI-DIRECTIONAL	170	EA	\$4.00	\$680.00
42 YELLOW; BI-DIRECTIONAL	1,125	EA	\$4.00	\$4,500.00
43 WHITE & RED; BI-DIRECTIONAL	19	EA	\$4.00	\$76.00
EPOXY; COLORS & TYPES AS INDICATED (INSTALL ONLY)				
	*****	*****	*****	*****
44 WHITE; MONO-DIRECTIONAL	170	EA	\$3.00	\$510.00
45 RED & YELLOW; BI-DIRECTIONAL	170	EA	\$3.00	\$510.00
46 YELLOW; BI-DIRECTIONAL	170	EA	\$3.00	\$510.00
47 WHITE & RED; BI-DIRECTIONAL	170	EA	\$3.00	\$510.00
LOT 4 - TRAFFIC PAINT LINES, COLORS (TYPES) AND WIDTHS AS INDICATED; (FURNISH & INSTALL)				
	*****	*****	*****	*****
48 WHITE; 4"	375	LF	\$0.65	\$243.75
49 YELLOW, 4"	375	LF	\$0.65	\$243.75
50 WHITE, 6"	7,000	LF	\$1.00	\$7,000.00
51 BLACK, 6"	700	LF	\$0.25	\$175.00

PROJECT NAME: ANNUAL PAVEMENT MARKING CONTRACT
 PROJECT NUMBER: 2007060
 BID OPENING DATE: JULY 17, 2007
 CONTRACT DAYS: FIVE HUNDRED FORTY-EIGHT (548)(EIGHTEEN MONTHS)

AMERISEAL NORTHEAST
 FLORIDA, INC.

ITEM	QTY	UNITS	UNIT PRICE	AMOUNT
52 YELLOW, 6"	3,750	LF	\$1.00	\$3,750.00
53 WHITE, 18"	700	LF	\$1.65	\$1,155.00
54 WHITE, 12"	700	LF	\$1.25	\$875.00
55 YELLOW, 18"	375	LF	\$1.65	\$618.75
56 WHITE, 24"	375	LF	\$1.85	\$693.75
ARROWS & MESSAGES: WHITE; (FURNISH & INSTALL)	*****	*****	*****	*****
57 STRAIGHT/COMBO ARROW	37	EA	\$45.00	\$1,665.00
58 TURN ARROW	75	EA	\$30.00	\$2,250.00
59 MESSAGE (ONLY; SCHOOL; MERGE & STRAIGHT ARROW)	375	EA	\$75.00	\$28,125.00
LOT 5 - PAVEMENT MARKING REMOVAL	*****	*****	*****	*****
60 TRAFFIC PAINT	700	SF	\$1.15	\$805.00
61 THERMOPLASTIC	15,000	SF	\$1.45	\$21,750.00
62 COLD (PREFORMED) PLASTIC	7,500	SF	\$1.55	\$11,625.00
63 CONSTRUCTION TAPE	120,000	LF	\$0.50	\$60,000.00
64 PAVEMENT MARKERS	5,700	EA	\$1.00	\$5,700.00
LOT 6 - PREFORMED (COLD) PLASTIC; (INSTALL ONLY)	*****	*****	*****	*****
65 WHITE OR YELLOW, 6"	700	LF	\$1.50	\$1,050.00
66 WHITE, 8"	375	LF	\$2.00	\$750.00
67 WHITE OR YELLOW, 12"	75	LF	\$2.25	\$168.75
68 WHITE OR YELLOW, 18"	75	LF	\$2.50	\$187.50
69 WHITE, 24"	75	LF	\$3.25	\$243.75
70 MESSAGE (ONLY; SCHOOL; MERGE; U-TURN, BIKE LANE, SYMBOL W/DIAMOND)	7	EA	\$165.00	\$1,155.00
71 ARROW	7	EA	\$95.00	\$665.00
LOT 7 - UNLEADED THERMOPLASTIC PAVEMENT MARKINGS (FURNISH & INSTALL)	*****	*****	*****	*****
72 YELLOW, 6"	7,875	LF	\$0.75	\$5,906.25
73 YELLOW, 18"	1,500	LF	\$3.50	\$5,250.00
INSTALL ONLY	*****	*****	*****	*****
74 YELLOW, 6"	150	LF	\$1.25	\$187.50
75 YELLOW, 18"	75	LF	\$3.00	\$225.00

PROJECT NAME: ANNUAL PAVEMENT MARKING CONTRACT

PROJECT NUMBER: 2007060

BID OPENING DATE: JULY 17, 2007

CONTRACT DAYS: FIVE HUNDRED FORTY-EIGHT (548)(EIGHTEEN MONTHS)

AMERISEAL NORTHEAST

FLORIDA, INC.

ITEM	QTY	UNITS	UNIT PRICE	AMOUNT
	*****	*****	*****	*****
LOT 8 - PREFORMED COLD PLASTIC (FURNISH & INSTALL)				
76 WHITE OR YELLOW, 6"	2,775	LF	\$3.50	\$9,712.50
77 WHITE, 8"	75	LF	\$6.50	\$487.50
78 WHITE OR YELLOW, 12"	150	LF	\$7.00	\$1,050.00
79 WHITE OR YELLOW, 18"	75	LF	\$11.00	\$825.00
80 WHITE, 24"	150	LF	\$14.00	\$2,100.00
81 MESSAGE (ONLY; SCHOOL; MERGE; U-TURN; BIKE LANE)	20	EA	\$250.00	\$5,000.00
82 ARROW	38	EA	\$180.00	\$6,840.00
TOTAL	*****	*****	*****	\$2,321,590.00

BIDS RECEIVED BY: MARK A. SINKHORN, P.E.

BIDS RECORDED BY: JAYNE CANALE, TECHNICAL AIDE