

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

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Meeting Date: June 8, 2010

{X} Consent

{ } Regular

{ } Workshop

{ } Public Hearing

Department:

Submitted By: Engineering & Public Works

Submitted For: Engineering Services Division

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I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: A Contract with H & J Contracting, Inc. (Contractor), the lowest, responsive, responsible bidder, in the amount of \$220,983.61, for Project No. 2003061, the Glen Ridge/Cloud Lake Drainage Improvements (Project).

SUMMARY: Approval of this Project will allow for the dredging of both Cloud Lake and Gem Lake, and the replacement of the connecting culvert to provide better drainage for the area. The Contractor is a Palm Beach County business. The Small Business Enterprise (SBE) goal for the Project is 15%. The SBE participation committed for the Project by the Contractor is 15% overall.

District 3 (MRE)

Background and Justification: The bids were received by the Board of County Commissioners on March 16, 2010. The Project is being funded by a Chain of Lakes Grant from the Department of Environmental Protection, which is administered by the Palm Beach County Environmental Resources Management Department. The Project will provide health benefits to the area by removing excessive aquatic growth clogging the lakes and constructing a littoral shelf to help clean the storm water before it is discharged from the area.

Attachments:

1. Location Sketch
2. Contracts
3. Contract Pages C-1 and C-2
4. SBE Compliance Review
5. Bid Tabulation

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Recommended by:

Charles Rich
Division Director

4/30/10
Date

Approved By:

S. J. Webb
County Engineer

5/19/10
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2010	2011	2012	2013	2014
Capital Expenditures	\$272,282	-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	\$272,282	-0-	-0-	-0-	-0-

ADDITIONAL FTE
POSITIONS (Cumulative) _____

Is Item Included in Current Budget? Yes X No

Fund 3900 Dept 381 Unit E111 Object 8101
Program CLOUD Period GY06 \$220,983.61

Fund 3900 Dept 368 Unit 0995 Object 6551 \$51,298.39

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

Capital Outlay Fund
Department of Environmental Protection
Environmental Restoration
Glen Ridge/Cloud Lake Drainage Improvements

Construction Contract	\$220,983.61
Contingency	\$ 22,098.39
Testing Lab	\$ 10,000.00
Staff Costs	
- Roadway Production	\$ 500.00
- Engineering Services	\$ 1,000.00
- Construction Coordination	\$ 17,700.00
Fiscal Impact	\$272,282.00

C. Departmental Fiscal Review: April White

III. REVIEW COMMENTS

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

 [Signature] 5/25/10
OFMB 5-25-10 5/26/10

 [Signature] 5/26/10
Contract Dev. and Control 5/26/10

B. Approved as to Form and Legal Sufficiency:

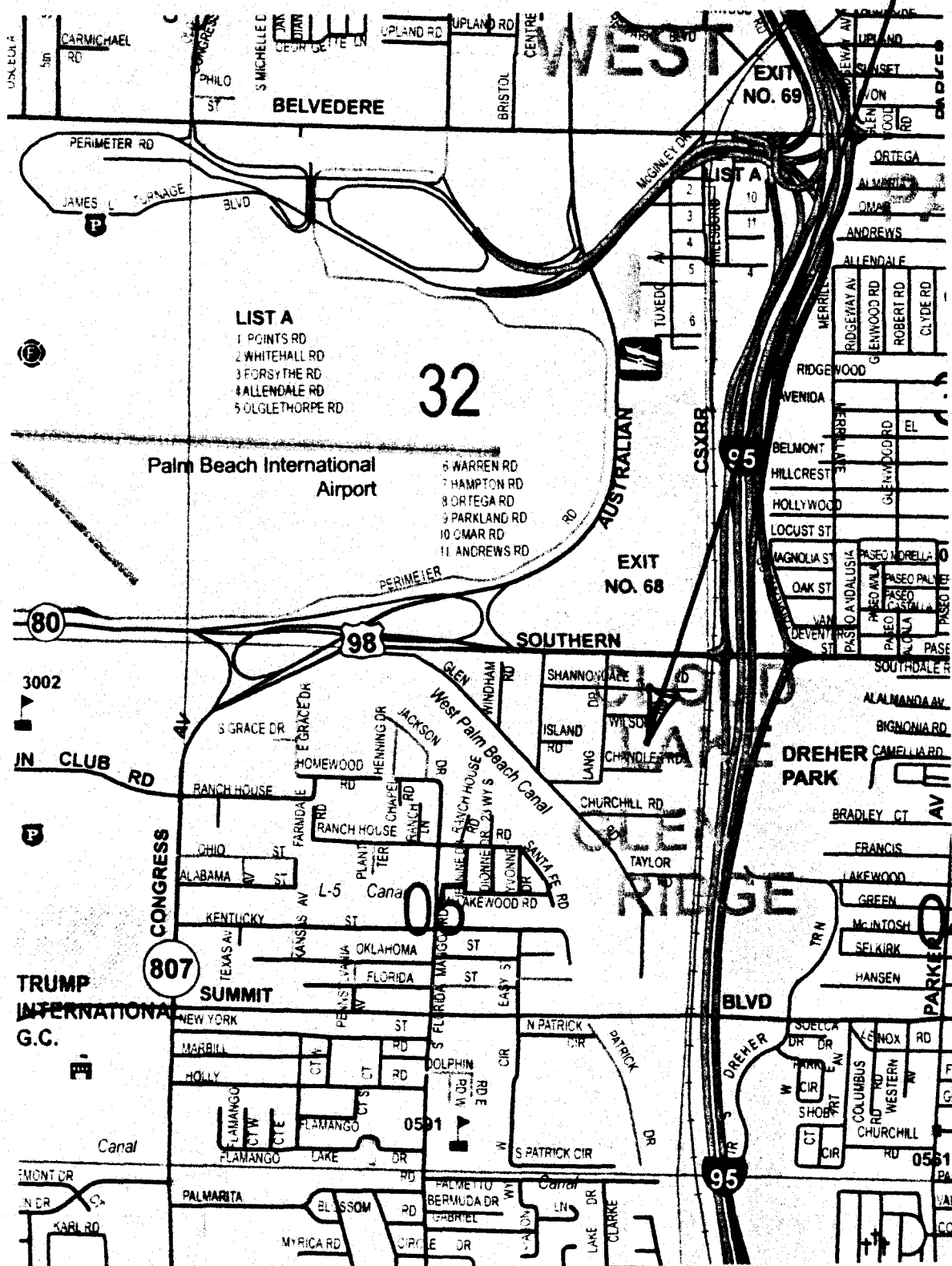
 [Signature] 6/1/10
Assistant County Attorney

This Contract complies with our
contract review requirements.

C. Other Department Review:

Department Director

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



LOCATION SKETCH

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 party of the first part), and H & J CONTRACTING, INC., of WELLINGTON, FL and (his) (its) (their) heirs, executors, administrators and assigns, (hereinafter called the part of the second part):

WITNESSETH: The party of the second part agrees with the said party of the first part, 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, and means of transportation for the complete construction of:

Glen Ridge/Cloud Lake Drainage Improvements, Palm Beach County Project No. 2003061

IN THE AMOUNT OF:

Two Hundred Twenty Thousand Nine Hundred Eighty-three and 61/100
(IN WORDS)

\$220,983.61
(IN FIGURES)

in Palm Beach County, Florida, in the manner and to the full extent as set forth in the Contract Documents therefore and the Contract Documents relative thereto, are made a part of this agreement as completely as if set forth herein, to the satisfaction of the party of the first part, or its duly authorized representative.

The said party of the second part further agrees for the consideration herein mentioned to commence the work adequate forces and equipment within fourteen (14) calendar days of the date set forth in the "Notice to Proceed". The time limit for the completion of all work under this contract shall be as set forth in the Proposal. The date fixing this period upon the calendar shall be established and stated in the "Notice to Proceed". After commencement of the work, it shall be properly dispatched toward completion, to the satisfaction of the Engineer, and shall be fully completed within the time limit. 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: _____
Burt Aaronson, Chair

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS
AND CONDITIONS

COUNTY ATTORNEY

Chauk Rich
ENGINEERING

ATTEST
Mary Lynn Busbridge

H+J Contracting, Inc
(Corporate Name)

Mary Lynn Busbridge
PRINT NAME & TITLE President/Secretary

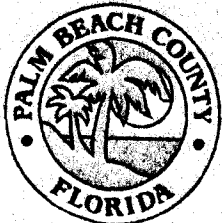
a Florida corporation
(Insert state of corporation)

By: [Signature]
(Signature)

(CORPORATE SEAL)

Dino G. Marini II
(Print signatory's name)

It's: V.P.
(Print title)



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**

Burt Aaronson, Chair
Karen T. Marcus, Vice Chair
Jeff Koons
Shelley Vana
Steven L. Abrams
Jess R. Santamaria
Priscilla A. Taylor

County Administrator

Robert Weisman

An Equal Opportunity
Affirmative Action Employer

DATE: April 14, 2010
TO: Charles W. Rich, P.E., Director
Engineering Services Division
THROUGH: Hazel Oxendine - Director, Palm Beach County
Office of Small Business Assistance
FROM: Tanoy Williams, Compliance Specialist II
SUBJECT: Compliance Review on Project No. 2003061
Glen Ridge/Cloud Lake Drainage Improvements

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

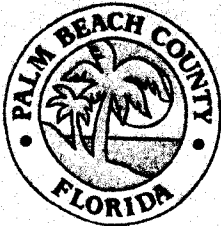
LOW BIDDER: H & J CONTRACTING, INC.
3160 Fairlane Farms Road
Wellington, FL 33414
Phone: 561-791-1953
Bid Opening: March 16, 2010
Bid Amount: \$220,983.61
Goal: 15% Overall
Goal Achieved: 15.01%

SBE Participation:		
(SB)	Superior Waterway	\$ 15,000.00 6.79%
(SB)	Deerpark Develop	\$ 18,170.00 8.22%
		\$ 33,170.00 15.01%

2ND LOW BIDDER: RIO-BAK CORPORATION
12773 Forest Hill Blvd, Suite 210
Wellington, FL 33414
Phone: 561-791-9721
Bid Amount: \$359,847.40
Goal: 15% Overall
Goal Achieved: 11.97%

SBE Participation:		
(SB)	Superior Waterway	\$ 12,419.50 3.45%
(SB)	Turfpro Services	\$ 11,880.00 3.30%
(BL)	OC Unlimited	\$ 10,800.00 3.00%

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Project 2003061



(WB) Kathy A. Robinson	\$ 3,408.00	0.94%
(SB) Engenuity Group	\$ 4,600.00	1.28%
	<u>\$ 43,107.50</u>	<u>11.97%</u>

3RD LOW BIDDER:

GOVERNOR CONSTRUCTION, INC.

3211 North 74th Avenue
Hollywood, FL 33024

Phone: 954-987-6344
Bid Amount: \$428,183.00
Goal: 15%
Goal Achieved: 16.91%

SBE Participation:

(SB) Superior Waterway	\$ 12,419.50	2.90%
Precision Gradell	\$ 0.00	0.00%
(WB) Applied Mapping	\$ 30,000.00	7.01%
(SB) Statewide Grading	<u>\$ 30,000.00</u>	<u>7.00%</u>
	<u>\$ 72,419.50</u>	<u>16.91%</u>

EVALUATION

The low bidder, **H & J CONTRACTING, INC.**, has met the SBE goal for this project.

c: Tammy Fields, Assistant County Attorney
File

¹ Precision Gradell, Inc. is not SBE certified.

PROJECT NAME: GLEN RIDGE/CLOUD LAKE DRAINAGE IMPROVEMENTS
PROJECT NUMBER: 2003061
BID OPENING DATE: MARCH 16, 2010
CONTRACT DAYS: ONE HUNDRED TWENTY (120) CALENDAR DAYS

										H & J CONTRACTING, INC.		RIO-BAK CORPORATION		GOVERNOR CONSTRUCTION, INC.				AVERAGE
ITEM		QTY	UNITS	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT	UNIT PRICE
1 MOBILIZATION		1	LS	\$12,835.20	\$12,835.20	\$3,000.00	\$3,000.00	\$50,000.00	\$50,000.00							\$21,945.07		
2 MAINTENANCE OF TRAFFIC (INCLUDES PEDESTRIAN MOT)		1	LS	\$525.00	\$525.00	\$1,500.00	\$1,500.00	\$10,000.00	\$10,000.00							\$4,008.33		
3 RECORD DRAWINGS		1	LS	\$7,140.00	\$7,140.00	\$4,600.00	\$4,600.00	\$5,000.00	\$5,000.00							\$5,580.00		
4 NPDES COMPLIANCE (SEE SP PAGES)		1	LS	\$13,166.20	\$13,166.20	\$5,000.00	\$5,000.00	\$3,000.00	\$3,000.00							\$7,055.40		
5 VIDEO RECORDING		1	LS	\$630.00	\$630.00	\$3,408.00	\$3,408.00	\$1,500.00	\$1,500.00							\$1,846.00		
6 CLEARING & GRUBBING		1	LS	\$11,175.47	\$11,175.47	\$53,000.00	\$53,000.00	\$15,000.00	\$15,000.00							\$26,391.82		
CLOUD LAKE DREDGING		***	***	*****	*****	*****	*****	*****	*****							*****		
7 POND EXCAVATION		13,493	CY	\$4.48	\$60,448.64	\$5.80	\$78,259.40	\$11.00	\$148,423.00							\$7.09		
8 EMBANKMENT		7,060	CY	\$0.96	\$6,777.60	\$1.00	\$7,060.00	\$2.50	\$17,650.00							\$1.49		
9 SODDING (BAHIA)		8250	SY	\$1.67	\$13,777.50	\$1.44	\$11,880.00	\$3.00	\$24,750.00							\$2.04		
10 LITTORAL PLANTINGS		1	LS	\$15,750.00	\$15,750.00	\$12,420.00	\$12,420.00	\$12,000.00	\$12,000.00							\$13,390.00		
TOTAL BASE BID		***	***	*****	\$142,225.61	*****	\$180,127.40	*****	\$287,323.00							*****		
CONTINGENCY ITEMS		***	***	*****	*****	*****	*****	*****	*****							*****		
GEM LAKE DREDGING		***	***	*****	*****	*****	*****	*****	*****							*****		
11 POND EXCAVATION		8000	CY	\$5.39	\$43,120.00	\$12.90	\$103,200.00	\$11.00	\$88,000.00							\$9.76		
12 SODDING (BAHIA)		100	SY	\$8.44	\$844.00	\$2.00	\$200.00	\$3.00	\$300.00							\$4.48		
13 CONCRETE BOX CULVERT (6' X 3')		72	LF	\$483.25	\$34,794.00	\$1,060.00	\$76,320.00	\$730.00	\$52,560.00							\$757.75		
TOTAL CONTINGENCY ITEMS		***	***	*****	\$78,758.00	*****	\$179,720.00	*****	\$140,860.00							*****		
TOTAL BID		***	***	*****	\$220,983.61	*****	\$359,847.40	*****	\$428,183.00							*****		

PROJECT NAME: GLEN RIDGE/CLOUD LAKE DRAINAGE IMPROVEMENTS
PROJECT NUMBER: 2003061
BID OPENING DATE: MARCH 16, 2010
CONTRACT DAYS: ONE HUNDRED TWENTY (120) CALENDAR DAYS

AMERICAN EARTH
MOVERS, INC.

ITEM	QTY	UNITS	UNIT PRICE	AMOUNT
1 MOBILIZATION	1	LS	\$3,500.00	\$3,500.00
2 MAINTENANCE OF TRAFFIC (INCLUDES PEDESTRIAN MOT)	1	LS	\$1,500.00	\$1,500.00
3 RECORD DRAWINGS	1	LS	\$7,500.00	\$7,500.00
4 NPDES COMPLIANCE (SEE SP PAGES)	1	LS	\$750.00	\$750.00
5 VIDEO RECORDING	1	LS	\$600.00	\$600.00
6 CLEARING & GRUBBING	1	LS	\$7,000.00	\$7,000.00
CLOUD LAKE DREDGING	***	***	*****	*****
7 POND EXCAVATION	13,493	CY	\$21.00	\$283,353.00
8 EMBANKMENT	7,060	CY	\$1.10	\$7,766.00
9 SODDING (BAHIA)	8250	SY	\$1.50	\$12,375.00
10 LITTORAL PLANTINGS	1	LS	\$12,419.50	\$12,419.50
TOTAL BASE BID	***	***	*****	\$336,763.50
CONTINGENCY ITEMS	***	***	*****	*****
GEM LAKE DREDGING	***	***	*****	*****
11 POND EXCAVATION	8000	CY	\$24.00	\$192,000.00
12 SODDING (BAHIA)	100	SY	\$1.40	\$140.00
13 CONCRETE BOX CULVERT (6' X 3')	72	LF	\$750.00	\$54,000.00
TOTAL CONTINGENCY ITEMS	***	***	*****	\$246,140.00
TOTAL BID	***	***	*****	\$582,903.50