

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

Meeting Date: January 11, 2011 (X) Consent () Regular
() Workshop () Public Hearing

Department

Submitted By: Environmental Resources Management
Submitted For: Environmental Resources Management

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve:

- A) Contract with Arbor Tree & Land, Inc. dba ATL Diversified Industries (ATL) in the amount of \$267,465 for the construction of Pine Glades Natural Area Seepage Barrier, Project No. 2010ERM05;**
- B) Budget Transfer of \$900,000 in the Natural Areas Fund from Reserves to the Environmental Resources Capital Fund; and,**
- C) Budget Amendment of \$900,000 in the Environmental Resources Capital Fund to recognize the transfer from the Natural Areas Fund to the Pine Glades Natural Area Project.**

Summary: The Project will construct a seepage barrier along three (3) linear miles of the Pine Glades Natural Area in unincorporated northern Palm Beach County during the dry season in Spring 2011. Five (5) eligible bids were received for this Project. The bid evaluation was based on the lowest responsive, responsible bidder for the Base Bid combined with the Alternate Bid. ATL, a Palm Beach County company, was the lowest responsive, responsible bidder with 7% Small Business Enterprise (SBE) participation, which does not meet the established 15% goal. However, the second low bid falls outside the range for the ranking of responsive bidder consideration. The funding for this Project is the Natural Areas Fund, a non ad-valorem source and includes the estimated cost of \$600,000 for wetland restoration with the use of master agreements. Master agreements will be used for earthwork using heavy equipment and operators. The Contract time is 90 days.

District 1 (JM)

Background and Justification: The Natural Area is on the south side of Indiantown Road and west of the Jupiter Farms community. The seepage barrier is required by permits issued by the South Florida Water Management District and the United States Army Corps of Engineers and will enhance site hydrology. Bids were received through the Department of Environmental Resources Management by the Board of County Commissioners on November 16, 2010. The Alternate Bid work may be awarded as a Change Order if ATL is required to remobilize in 2012 due to high water levels in 2011 at the Natural Area.

Attachments:

1. Location Map
2. Contract
3. Bid Tabulation Sheet
4. SBE Compliance Review
5. Budget Transfer (1226)
6. Budget Amendment (3654)

Recommended by: Bobt Robben 12-21-10
Department Director Date

Approved by: [Signature] 12-29-10
County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

| Fiscal Years | 2011 | 2012 | 2013 | 2014 | 2015 |
|--|------------------|-------|-------|-------|-------|
| Capital Expenditures | \$900,000 | _____ | _____ | _____ | _____ |
| Operating Costs | _____ | _____ | _____ | _____ | _____ |
| External Revenues | _____ | _____ | _____ | _____ | _____ |
| Program Income (County) | _____ | _____ | _____ | _____ | _____ |
| In-Kind Match (County) | _____ | _____ | _____ | _____ | _____ |
| NET FISCAL IMPACT | \$900,000 | _____ | _____ | _____ | _____ |
| # ADDITIONAL FTE POSITIONS (Cumulative) | _____ | _____ | _____ | _____ | _____ |

Is Item Included in Current Budget? Yes _____ No X _____
 Budget Account No.: Fund _____ Department _____ Unit _____ Object _____ Program _____

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

| | |
|---------------------------------------|-----------|
| Natural Areas Fund | |
| Contract | \$267,465 |
| Contingency | 32,535 |
| Estimated Cost of wetland restoration | \$600,000 |

C. Department Fiscal Review:

III. REVIEW COMMENTS

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

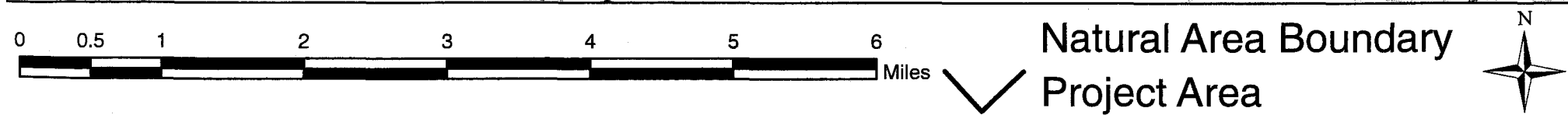
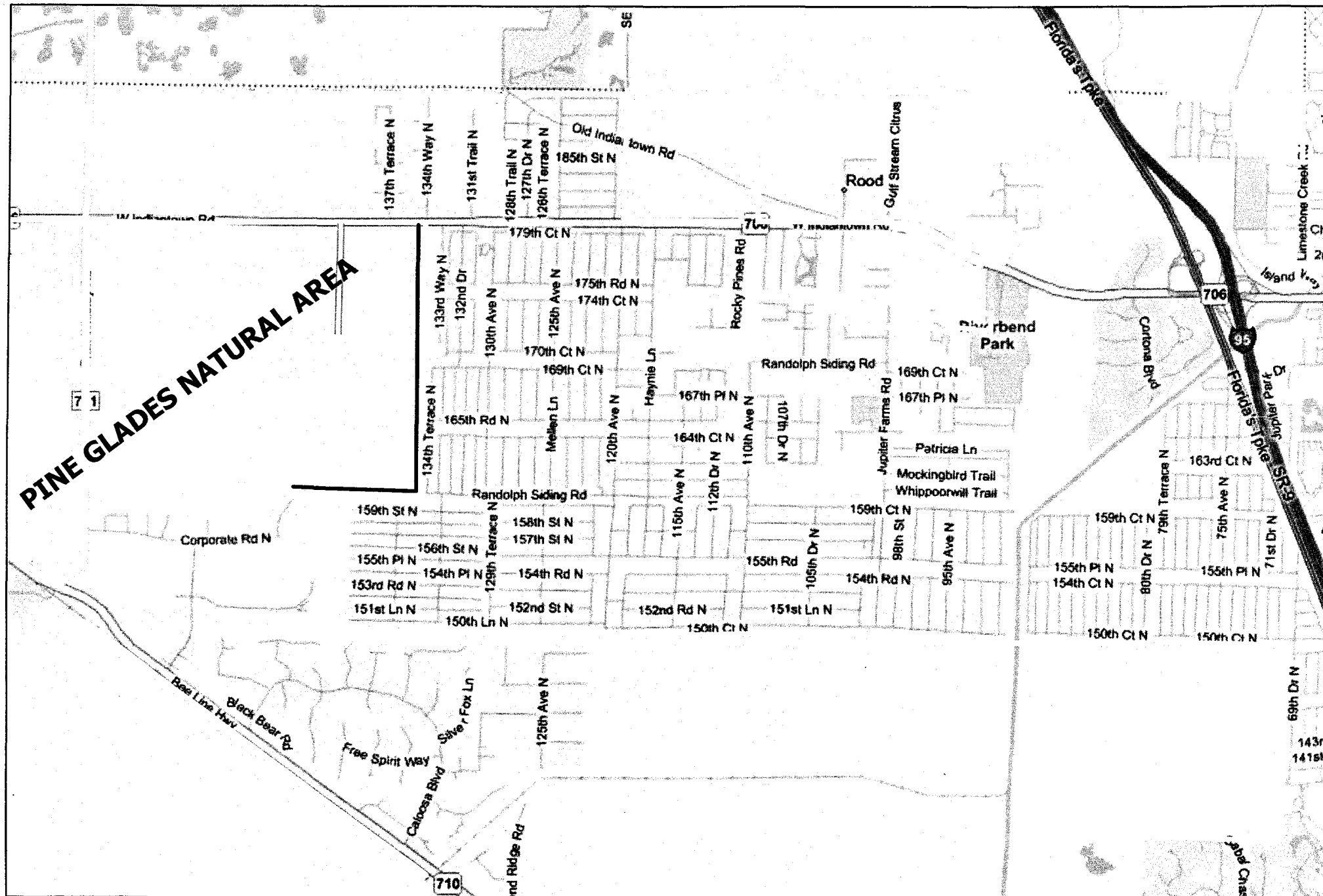
 OFMB Contract Development and Control

B. Legal Sufficiency:

 Assistant County Attorney

C. Other Department Review:

 Department Director





Office of
Small Business Assistance

50 South Military Trail, Suite 2N-172

West Palm Beach, FL 33415

(561) 616-6840

Fax: (561) 616-6850

www.pbcgov.com/osba

Palm Beach County
Board of County
Commissioners

Karen T. Marcus, Chair

Shelley Vana, Vice Chair

Paulette Burdick

Steven L. Abrams

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Jess R. Santamaria

Priscilla A. Taylor

County Administrator

Robert Weisman

CORRECTED COPY ENV RES MGMT.

Director ☒
Deputy Director ☐
Other ☐
Finance & Support Services ☐
Pesticide Control ☐
Land Protection ☐
Stewardship ☐
Regulation ☐

DATE: December 6, 2010

TO: Richard E. Walesky, Director
Department of Environmental Resources Management

THROUGH: Allen Gray, Manager, Palm Beach County Office of
Small Business Assistance

FROM: *Park* Pamela A. P. Hart, Small Business Specialist I

SUBJECT: Compliance Review on PBC/ERM Project No.
2010ERM05
Pine Glades Natural Area Seepage Barrier

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

LOW BIDDER: ATL DIVERSIFIED INDUSTRIES

5796 Western Way
Lake Worth, FL 33463

Phone: 561-965-2198
Bid Opening: November 16, 2010
Bid Amount: \$282,465.00
Goal: 15% Overall
Goal Achieved: 7.00%

SBE Participation:

| | | | |
|-------------------------|---------------------|--------------|--|
| (SB) Dennis J. Leavy*** | \$ | | |
| (HB) Southern Transport | | | |
| And Equipment | \$ 19,772.55 | 7.00% | |
| | <u>\$ 19,772.55</u> | <u>7.00%</u> | |

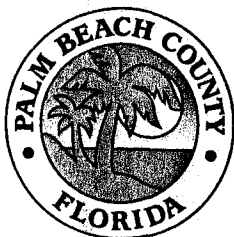
***Could not determine SBE participation.

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Affirmative Action Employer"

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Page 1 of 2
Project 2010ERM05

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DEC - 8 2010
ENVIRONMENTAL RESOURCES MANAGEMENT

**2ND LOW BIDDER:****HABANA EXCAVATING, INC.**

2415 Ceciele Avenue, Unit D
West Palm Beach, FL 33417

Phone:

561-689-0058

Bid Amount:

\$400,528.00

Goal:

15%

Goal Achieved:

100.00%

SBE Participation:

| | | |
|--------------------------------------|---------------------|----------------|
| (SB) Habana Excavating | \$380,501.60 | 95.00% |
| (SB) Dennis J. Leavy & Associates | \$ 20,026.40 | 5.00% |
| | \$400,528.00 | 100.00% |

3RD LOW BIDDER:**PALM BEACH GRADING, INC.**

1250 GATEWAY ROAD
LAKE PARK, FL 33403

Phone:

561-842-9551

Bid Amount:

\$407,225.00

Goal:

15% Overall

Goal Achieved:

14.80%

SBE Participation:

| | | |
|--------------------------|---------------------|---------------|
| (SB) Caulfield & Wheeler | \$ 8,400.00 | 2.10% |
| (SB) Popp Construction | \$ 51,600.00 | 12.70% |
| | \$ 60,000.00 | 14.80% |

EVALUATION

The 2nd low bidder, **HABANA EXCAVATING, INC.**, has met the SBE goal for this project however the bid amount falls outside the range for ranking of responsive bidders.

c: Tammy Fields, Assistant County Attorney
File

Construction Contract Bid Tabulation

Project Name: Pine Glades Natural Area Seepage Barrier

Project No. 2010ERM05

Bid Opening Date: 11/16/2010

Contract Time: 90 Calendar Days

ATL Diversified Industries**Habana Excavating, Inc.**

Palm Beach Grading, Inc.

Rio-Bak Corporation

GlobeTec Construction, LLC

| BASE BID ITEMS | | | QTY | UNIT | UNIT COST | TOTAL COST | UNIT COST | TOTAL COST | UNIT COST | TOTAL COST | (3 LOWEST BIDS) | | UNIT COST | TOTAL COST | UNIT COST | TOTAL COST |
|------------------------|--|--------|-----|--------------|---------------|-------------|---------------|--------------|---------------|--------------|-----------------|--------------|---------------|--------------|-----------|------------|
| 1 | MOBILIZATION | 1 | LS | \$ 20,000.00 | \$ 20,000.00 | \$ 9,000.00 | \$ 9,000.00 | \$ 12,000.00 | \$ 12,000.00 | \$ 13,666.67 | \$ 20,000.00 | \$ 20,000.00 | \$ 15,000.00 | \$ 15,000.00 | | |
| 2 | CLEARING AND GRUBBING | 1 | LS | 5,000.00 | 5,000.00 | 3,000.00 | 3,000.00 | 90,000.00 | 90,000.00 | 32,666.67 | 65,000.00 | 65,000.00 | 50,000.00 | 50,000.00 | | |
| 3 | CONSTRUCTION SURVEYS & AS BUILT DRAWINGS | 1 | LS | 27,000.00 | 27,000.00 | 20,000.00 | 20,000.00 | 20,000.00 | 20,000.00 | 22,333.33 | 15,000.00 | 15,000.00 | 15,000.00 | 15,000.00 | | |
| 4 | EMBANKMENT FROM EXISTING STOCKPILE | 15,000 | CY | 0.50 | 7,500.00 | 1.75 | 26,250.00 | 1.50 | 22,500.00 | 1.25 | 3.60 | 54,000.00 | 15.00 | 225,000.00 | | |
| 5 | TRENCHING LESS THAN 8' DEEP | 10,650 | LF | 4.60 | 48,990.00 | 6.16 | 65,604.00 | 9.00 | 95,850.00 | 6.59 | 8.00 | 85,200.00 | 4.00 | 42,600.00 | | |
| 6 | TRENCHING GREATER THAN 8' DEEP | 5,350 | LF | 5.00 | 26,750.00 | 8.31 | 44,458.50 | 9.50 | 50,825.00 | 7.60 | 28.00 | 149,800.00 | 5.00 | 26,750.00 | | |
| 7 | LINER MATERIAL 14' WIDE INSTALLED | 10,650 | LF | 8.03 | 85,519.50 | 11.80 | 125,670.00 | 5.50 | 58,575.00 | 8.44 | 10.00 | 106,500.00 | 12.00 | 127,800.00 | | |
| 8 | LINER MATERIAL 20' WIDE INSTALLED | 5,350 | LF | 8.73 | 46,705.50 | 19.13 | 102,345.50 | 8.50 | 45,475.00 | 12.12 | 14.00 | 74,900.00 | 15.00 | 80,250.00 | | |
| BASE BID | | | | | \$ 267,465.00 | | \$ 396,328.00 | | \$ 395,225.00 | | \$ 570,400.00 | | \$ 582,400.00 | | | |
| ALTERNATE BID ITEMS | | | | | | | | | | | | | | | | |
| 1 | ADDITIONAL MOBILIZATION | 1 | LS | \$ 15,000.00 | \$ 15,000.00 | \$ 4,200.00 | \$ 4,200.00 | \$ 12,000.00 | \$ 12,000.00 | 10,400.00 | \$ 1,000.00 | \$ 1,000.00 | \$ 7,500.00 | \$ 7,500.00 | | |
| ALTERNATE BID | | | | | \$ 15,000.00 | | \$ 4,200.00 | | \$ 12,000.00 | | \$ 1,000.00 | | \$ 7,500.00 | | | |
| BID (BASE + ALTERNATE) | | | | | \$ 282,465.00 | | \$ 400,528.00 | | \$ 407,225.00 | | \$ 571,400.00 | | \$ 589,900.00 | | | |

Note: numbers in ***bold italic*** indicate a calculation correction.

Construction Contract Bid Tabulation

Project Name: Pine Glades Natural Area Seepage Barrier
Project No. 2010ERM05
Bid Opening Date: 11/16/2010
Contract Time: 90 Calendar Days

ATL Diversified Industries

Habana Excavating, Inc.

Palm Beach Grading, Inc.

Rio-Bak Corporation

GlobeTec Construction, LLC

| BASE BID ITEMS | QTY | UNIT | UNIT COST | TOTAL COST | UNIT COST | TOTAL COST | UNIT COST | TOTAL COST |
|--|--------|------|--------------|---------------|-------------|---------------|--------------|---------------|
| 1 MOBILIZATION | 1 | LS | \$ 20,000.00 | \$ 20,000.00 | \$ 9,000.00 | \$ 9,000.00 | \$ 12,000.00 | \$ 12,000.00 |
| 2 CLEARING AND GRUBBING | 1 | LS | 5,000.00 | 5,000.00 | 3,000.00 | 3,000.00 | 90,000.00 | 90,000.00 |
| 3 CONSTRUCTION SURVEYS & AS BUILT DRAWINGS | 1 | LS | 27,000.00 | 27,000.00 | 20,000.00 | 20,000.00 | 20,000.00 | 20,000.00 |
| 4 EMBANKMENT FROM EXISTING STOCKPILE | 15,000 | CY | 0.50 | 7,500.00 | 1.75 | 26,250.00 | 1.50 | 22,500.00 |
| 5 TRENCHING LESS THAN 8' DEEP | 10,650 | LF | 4.60 | 48,990.00 | 6.16 | 65,604.00 | 9.00 | 95,850.00 |
| 6 TRENCHING GREATER THAN 8' DEEP | 5,350 | LF | 5.00 | 26,750.00 | 8.31 | 44,458.50 | 9.50 | 50,825.00 |
| 7 LINER MATERIAL 14' WIDE INSTALLED | 10,650 | LF | 8.03 | 85,519.50 | 11.80 | 125,670.00 | 5.50 | 58,575.00 |
| 8 LINER MATERIAL 20' WIDE INSTALLED | 5,350 | LF | 8.73 | 46,705.50 | 19.13 | 102,345.50 | 8.50 | 45,475.00 |
| BASE BID | | | | \$ 267,465.00 | | \$ 396,328.00 | | \$ 395,225.00 |
| ALTERNATE BID ITEMS | | | | | | | | |
| 1 ADDITIONAL MOBILIZATION | 1 | LS | \$ 15,000.00 | \$ 15,000.00 | \$ 4,200.00 | \$ 4,200.00 | \$ 12,000.00 | \$ 12,000.00 |
| ALTERNATE BID | | | | \$ 15,000.00 | | \$ 4,200.00 | | \$ 12,000.00 |
| BID (BASE + ALTERNATE) | | | | \$ 282,465.00 | | \$ 400,528.00 | | \$ 407,225.00 |

AVG UNIT COST
(3 LOWEST
BIDS)

| |
|--------------|
| \$ 13,666.67 |
| 32,666.67 |
| 22,333.33 |
| 1.25 |
| 6.59 |
| 7.60 |
| 8.44 |
| 12.12 |

10,400.00

| UNIT COST | TOTAL COST | UNIT COST | TOTAL COST |
|---------------|--------------|---------------|--------------|
| \$ 20,000.00 | \$ 20,000.00 | \$ 15,000.00 | \$ 15,000.00 |
| 65,000.00 | 65,000.00 | 50,000.00 | 50,000.00 |
| 15,000.00 | 15,000.00 | 15,000.00 | 15,000.00 |
| 3.60 | 54,000.00 | 15.00 | 225,000.00 |
| 8.00 | 85,200.00 | 4.00 | 42,600.00 |
| 28.00 | 149,800.00 | 5.00 | 26,750.00 |
| 10.00 | 106,500.00 | 12.00 | 127,800.00 |
| 14.00 | 74,900.00 | 15.00 | 80,250.00 |
| \$ 570,400.00 | | \$ 582,400.00 | |
| \$ 1,000.00 | \$ 1,000.00 | \$ 7,500.00 | \$ 7,500.00 |
| \$ 1,000.00 | | \$ 7,500.00 | |
| \$ 571,400.00 | | \$ 589,900.00 | |

Note: numbers in *bold italic* indicate a calculation correction.

2011 -

BGEX -380- 121310*592

**BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA**

BUDGET TRANSFER
Fund 1226 Natural Areas Fund

| ACCOUNT NAME AND NUMBER | | ORIGINAL BUDGET | CURRENT BUDGET | INCREASE | DECREASE | ADJUSTED BUDGET | ENC/EXP 12/9/2010 | REMAINING BALANCE |
|--------------------------------|------------------------------|--------------------|-------------------|----------|----------|--------------------|----------------------|----------------------|
| <u>Appropriations</u> | | | | | | | | |
| 380-3195 Reserve Natural Areas | 9909 - Reserves | 21,485,822 | 21,953,214 | 0 | 900,000 | 21,053,214 | 0 | 21,053,214 |
| 820-3290 Transfers | 9367 - Transfer to Fund 3654 | 2,809,611 | 1,463,919 | 900,000 | 0 | 2,363,919 | | |
| | | | | 0 | | | 0 | 0 |
| | | | | 900,000 | 900,000 | | | |

Environmental Resources Management
INITIATING DEPARTMENT/DIVISION
 Administration/Budget Department Approval
OFMB Department - Posted

Signatures & Dates 10/12/22

Richard S. Walerly 12/15/10
K. Diaz 12/27/2010

BY BOARD OF COUNTY COMMISSIONERS

AT MEETING OF

January 11, 2011

**Deputy Clerk to the
Board of County Commissioners**

2011 -

0227

BGEX - 380 - 121310*593

BGRV - 380- 121310*148

BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA

BUDGET AMENDMENTFund 3654 Environmental Resources Capital Projects Fund

| ACCOUNT NAME AND NUMBER | | ORIGINAL BUDGET | CURRENT BUDGET | INCREASE | DECREASE | ADJUSTED ENCUMBERED BUDGET / Expended 12/9/2010 | REMAINING BALANCE |
|-------------------------------------|---------------------------------------|--------------------|-------------------|----------|----------|---|----------------------|
| <u>REVENUES</u> | | | | | | | |
| 800-9100 Transfers | 8033 Transfer from Natural Areas Fund | 2,809,611 | 1,463,919 | 900,000 | 0 | 2,363,919 | |
| TOTAL RECEIPTS & BALANCES | | 16,401,406 | 15,307,001 | 900,000 | 0 | 16,207,001 | |
| <u>EXPENDITURES</u> | | | | | | | |
| 381-E205 Pine Glades Natural Area | 6504-IOTB non-infrastructure | 0 | 0 | 900,000 | 0 | 900,000 | 900,000 |
| TOTAL APPROPRIATIONS & EXPENDITURES | | 16,401,406 | 15,307,001 | 900,000 | 0 | 16,207,001 | |

Environmental Resources
Management

INITIATING DEPARTMENT/DIVISION
Administration/Budget Department Approval
OFMB Department - Posted

Signatures & Dates

Richard E. Walby 12/15/10
N. Diaz 12/27/2010

BY BOARD OF COUNTY COMMISSIONERS

AT MEETING OF

January 11, 2011

Deputy Clerk to the
Board of County Commissioners