

Agenda Item is over 50 pages and can
be viewed in the Minutes Department

Agenda Item # 3-C-2

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: June 5, 2012	<input checked="" type="checkbox"/>	Consent	<input type="checkbox"/>	Regular
	<input type="checkbox"/>	Workshop	<input type="checkbox"/>	Public Hearing

Department:
Submitted By: Engineering & Public Works
Submitted For: Roadway Production Division

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: A contract with Ranger Construction Industries, Inc. (Ranger), in the amount of \$400,000 for the construction of Hypoluxo Road and I-95 Intersection Improvements (Project).

SUMMARY: Approval of this contract will allow Palm Beach County (County) to issue a notice to proceed to Ranger, a Palm Beach County company, to begin construction of the Project. The Palm Beach County Small Business Enterprise (SBE) goal for all projects is 15% overall. The SBE participation committed for the Project by Ranger is 13.59% overall and does not meet the 15% SBE requirement for this Project. The remaining bidder, however, also did not meet the SBE goal for this Project.

District 3 (MRE)

Background and Justification: Bids for the Project were received by the Engineering Department on March 20, 2012. Ranger was the lowest responsive, responsible bidder. The Office of Small Business Assistance issued its evaluation on April 5, 2012, and found that although Ranger did not meet the SBE requirements for the Project, the remaining bidder also did not meet the SBE goal for this project. Time to complete all work under this contract shall be no more than 90 calendar days.

Attachments:

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

Recommended by: *[Signature]* *4/19/12*
Division Director Date

Approved By: *[Signature]* *5/3/12*
County Engineer Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2012	2013	2014	2015	2016
Capital Expenditures	\$498,000	-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	\$498,000	-0-	-0-	-0-	-0-
# ADDITIONAL FTE					
POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes X No

Fund 3504 Dept 361 Unit 1132 Object 6551

Recommended Sources of Funds/Summary of Fiscal Impact:

Road Impact Fee Fund - Zone 4

Hypoluxo Rd/High Ridge to Seacrest Blvd

Construction Contract	\$400,000.00
Contingency	\$ 12,000.00
Testing Lab	\$ 3,000.00
Traffic Signalization, Striping & Signage	\$ 50,000.00
Staff Costs - Engineering Services	\$ 4,000.00
Roadway Production	\$ 8,000.00
Construction Coordination	\$ 16,000.00
Traffic	\$ 5,000.00
Fiscal Impact	\$498,000.00

C. Departmental Fiscal Review: Alice Kovalainen

III. REVIEW COMMENTS

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

[Signature] 5/7/2012
OFMB
32
5/7/12 5/7/12 5/4/12
cc JS

[Signature] 5/11/12
Contract Dev. and Control
5-11-12 [Signature]

B. Approved as to Form and Legal Sufficiency:

This Contract complies with our contract review requirements.

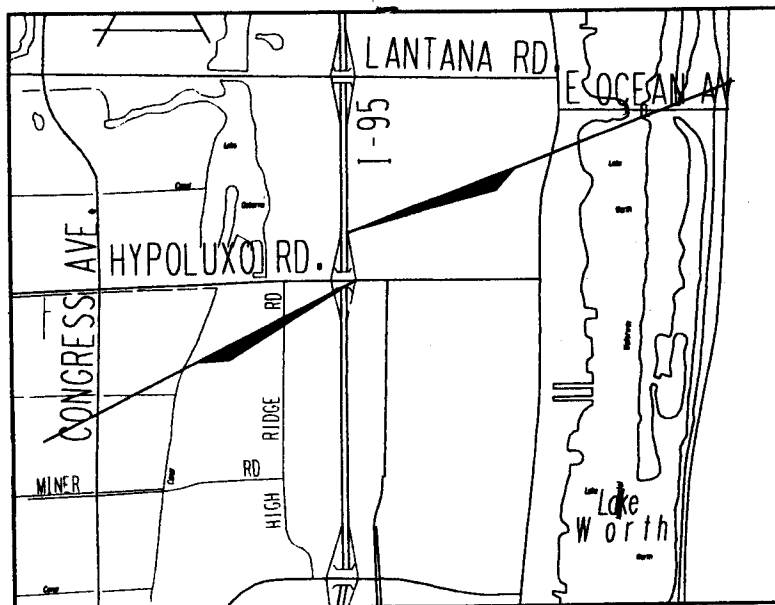
[Signature] 5/21/12
Assistant County Attorney

C. Other Department Review:

Department Director

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

**PROJECT LOCATION
HYPOLUXO ROAD AND I-95
INTERSECTION IMPROVEMENTS
PROJECT NO. 2004520**



LOCATION SKETCH

CONTRACT

STATE OF FLORIDA)

) SS

COUNTY OF PALM BEACH)

This Contract, made this ____ day of _____, A.D. 2012, by and between PALM BEACH COUNTY, a Political Subdivision of the State of Florida, (hereinafter called the party of the first part), and Ranger Construction Industries, Inc. of West Palm Beach, Florida, and their heirs, executors, administrators and assigns, (hereinafter called the party 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 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:

PROJECT NAME: HYPOLUXO ROAD AND I-95 INTERSECTION IMPROVEMENTS

PROJECT NO.: 2004520

IN THE AMOUNT OF:

FOUR HUNDRED THOUSAND DOLLARS 00/100
(IN WORDS)

\$400,000.00
(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 with 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 ninety (90) calendar days, (see Special Provisions). 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 (in accordance with Section 8-10.2 of the Standard Specifications) 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 & Comptroller

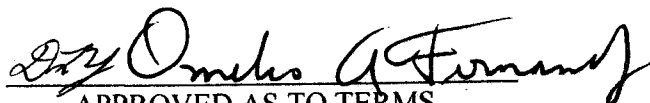
PALM BEACH COUNTY, FLORIDA, a
Political Subdivision of the
State of Florida


BOARD OF COUNTY COMMISSIONERS

By: _____
Deputy Clerk

By: _____
Shelley Vana, Chair

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY


APPROVED AS TO TERMS
AND CONDITIONS


(witness signature)

Dianne L. Beasley
(witness name printed)

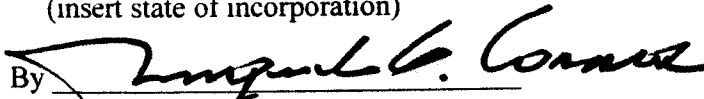

(witness signature)

Cindy Steadman
(witness name printed)

Ranger Construction Industries, Inc.

(Corporate Name)

a FLORIDA corporation
(insert state of incorporation)

By: 
(signature)

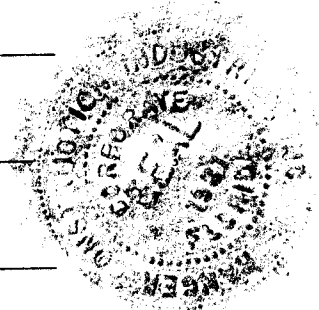
Miguel G. Correa
Vice President

(print signatory's name)

Its Vice President
(print title)

4/13/12
(date of execution)

(Corporate Seal)





**Office of
Small Business Assistance**

50 South Military Trail, Suite 202

West Palm Beach, FL 33415

(561) 616-6840

Fax: (561) 616-6850

www.pbcgov.com/osba

**Palm Beach County
Board of County
Commissioners**

Shelley Vana, Chair

Steven L. Abrams, Vice Chairman

Karen T. Marcus

Paulette Burdick

Burt Aaronson

Jess R. Santamaria

Priscilla A. Taylor

County Administrator

Robert Weisman

DATE: April 5, 2012

TO: David Young, P.E. Special Projects Manager
Roadway Production Division

Through: Allen Gray, Manager *Allen Gray* Office of Small Business Assistance

FROM: Tanoy Williams, Compliance Specialist II *TW*

SUBJECT: Compliance Review on Project No. 2004520
Hypoluxo Road and I-95 Interstate Improvements

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

LOW BIDDER: **RANGER CONSTRUCTION IND., INC.**
101 Sansbury's Way
West Palm Beach, FL 33411
Phone: 561-793-9400
Bid Opening: March 20, 2012
Bid Amount: \$388,351.00
Goal: 15% Overall
Goal Achieved: 13.59%

SBE Participation:

(SB)	East Coast Undrgrnd	\$26,522.80	6.83%
(SB)	Wm. D Adeimy	\$14,892.00	3.83%
(SB)	¹ Southwide Indus.	\$ 4,000.00	1.03%
(BL)	Brown & Phillips	\$ 4,900.00	1.26%
(SB)	Agricultural Land	\$ 2,500.00	0.64%
		\$52,814.80	13.59%

**2ND LOW BIDDER:****JW CHEATHAM, LLC**

7396 Westport Place
West Palm Beach, FL 33413

Phone:

561-471-4100

Bid Amount:

\$395,843.45

Goal:

15% Overall

Goal Achieved:

11.09%**SBE Participation:**

(SB) ² Southwide Indust.	\$	0.00	0.00%
(SB) Agricultural Land	\$	2,499.56	0.63%
(SB) Wm. D Adeimy	\$	14,892.40	3.76%
(SB) East Coast Undergd	\$	26,522.80	6.70%
	\$	43,914.76	11.09%

EVALUATION

- The low bidder, **RANGER CONSTRUCTION IND., INC.**
has not met the SBE goal for this project.
- The second low bidder, **JW CHEATHAM, LLC,**
has not met the SBE goal for this project.

cc: Tammy Fields, Assistant County Attorney
File

¹ Vendor is only certified to perform striping. That was the only amount used to calculate the SBE utilization.

² Vendor is only certified to perform striping, not maintenance of traffic or signs, which were listed on its Schedule 2.

**HYPOLUXO ROAD & I-95
INTERSECTION IMPROVEMENTS
P.B.C. PROJECT NO. 2004520**

Attachment 5

**RANGER CONSTRUCTION
INDUSTRIES, INC.**

J. W. CHEATHAM, LLC

**AVERAGE OF BID
ITEMS**

**ENGINEERS
ESTIMATE**

	ITEM DESCRIPTION	QTY	UNITS	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT			
	REGULAR ROADWAY PAY ITEMS									
1	MOBILIZATION	1	LS	\$58,000.00	\$58,000.00	\$39,500.00	\$39,500.00		\$48,750.00	\$11,611.13
2	MAINTENANCE OF TRAFFIC (INCLUDES PEDESTRIAN M.O.T.)	1	LS	\$65,000.00	\$65,000.00	\$60,266.00	\$60,266.00		\$62,633.00	\$11,611.13
3	TEMPORARY TRAFFIC CONTROL PLANS (T.T.C.P.) (SEE 6P'S)	1	LS	\$1,000.00	\$1,000.00	\$1,000.00	\$1,000.00		\$1,000.00	\$9,000.00
4	NPDES COMPLIANCE (SEE SP'S)	1	LS	\$2,500.00	\$2,500.00	\$3,500.00	\$3,500.00		\$3,000.00	\$8,500.00
5	CLEARING AND GRUBBING	1	LS	\$14,000.00	\$14,000.00	\$59,662.00	\$59,662.00		\$36,831.00	\$10,500.00
6	REGULAR EXCAVATION (ROADWAY)	126	CY	\$45.00	\$5,670.00	\$92.25	\$11,623.50		\$68.63	\$6.20
7	EMBANKMENT (COMPACTED IN PLACE)	136	SY	\$42.00	\$5,712.00	\$169.25	\$23,018.00		\$105.63	\$10.00
8	OPTIONAL BASE GROUP 9	769	SY	\$80.00	\$61,520.00	\$54.75	\$42,102.75		\$67.38	\$14.00
9	MILL EXISTING ASPHALT PAVEMENT (3/4" AVG.)(SEE SP'S)	3,788	SY	\$4.75	\$17,993.00	\$2.00	\$7,576.00		\$3.38	\$4.00
10	TYPE SP STRUCTURAL COURSE (TRAFFIC LEVEL D)	142	TN	\$140.00	\$19,880.00	\$146.40	\$20,788.80		\$143.20	\$66.00
11	TYPE SP 9.5 STRUCTURAL COURSE (TRAFFIC LEV. C) (OVERBLD)	63	TN	\$203.00	\$12,789.00	\$165.00	\$10,395.00		\$184.00	\$95.00
12	ASPHALTIC CONCRETE FRICTION COURSE (FC-5)(SEE SP'S)	172	TN	\$202.00	\$34,744.00	\$193.00	\$33,196.00		\$197.50	\$99.00
13	COLOR TREATED AND STAMPED CONC. (6" THICK)(SEE SP'S)	63	SY	\$64.00	\$4,032.00	\$58.50	\$3,685.50		\$61.25	\$60.00
14	INLETS (CURB) (TYPE P-I)	1	EA	\$7,150.00	\$7,150.00	\$6,561.00	\$6,561.00		\$6,855.50	\$5,000.00
15	MANHOLE (TYPE P-8)	1	EA	\$5,200.00	\$5,200.00	\$4,790.00	\$4,790.00		\$4,995.00	\$3,200.00
16	GUTTER INLET (TYPE-S) WITH APRON	1	EA	\$4,650.00	\$4,650.00	\$4,271.00	\$4,271.00		\$4,460.50	\$2,900.00
17	CONCRETE PIPE CULVERT (15")	33	LF	\$120.00	\$3,960.00	\$112.00	\$3,696.00		\$116.00	\$100.00
18	STORM SEWER PUMPING (EXIST.) (24" OR LESS) (SEE SP'S)	153	LF	\$11.00	\$1,683.00	\$9.55	\$1,461.15		\$10.28	\$15.00
19	CONCRETE CURB AND GUTTER (TYPE E)	78	LF	\$24.00	\$1,872.00	\$34.80	\$2,714.40		\$29.40	\$19.00
20	SHOULDER GUTTER (CONCRETE)	409	LF	\$37.00	\$15,133.00	\$31.85	\$13,026.65		\$34.43	\$24.00
21	CONCRETE SIDEWALK (4" THICK)	73	SY	\$81.00	\$5,913.00	\$74.30	\$5,423.90		\$77.65	\$30.00
22	DETECTABLE WARNING SURFACE (RETROFIT)	1	EA	\$470.00	\$470.00	\$432.00	\$432.00		\$451.00	\$300.00
23	INSTALL R10-9M (H.I.)	1	EA	\$465.00	\$465.00	\$426.60	\$426.60		\$445.80	\$250.97
24	INSTALL R3-7R (H.I.), R2-1 (H.I.)	2	EA	\$550.00	\$1,100.00	\$502.20	\$1,004.40		\$526.10	\$250.97
25	INSTALL R2-1 (H.I.)	2	EA	\$465.00	\$930.00	\$426.60	\$853.20		\$445.80	\$250.97
26	INSTALL R3-8 MODIFIED WITH W-16-15P (H.I.)	2	EA	\$560.00	\$1,120.00	\$513.00	\$1,026.00		\$536.50	\$623.21
27	INSTALL W11-2 (PED) W/W16-9PL (H.I.)	3	EA	\$560.00	\$1,680.00	\$513.00	\$1,539.00		\$536.50	\$623.21
28	INSTALL W11-2 (PED) W/W16-7PR (H.I.)	3	EA	\$560.00	\$1,680.00	\$513.00	\$1,539.00		\$536.50	\$623.21
29	INSTALL W11-2 (PED) W/W16-7P (H.I.)	3	EA	\$560.00	\$1,680.00	\$513.00	\$1,539.00		\$536.50	\$623.21
30	INSTALL R5-1 (H.I.)	1	EA	\$550.00	\$550.00	\$502.20	\$502.20		\$526.10	\$623.21
31	INSTALL W9-1 (H.I.)	1	EA	\$550.00	\$550.00	\$502.20	\$502.20		\$526.10	\$623.21
32	INSTALL W4-2R	1	EA	\$550.00	\$550.00	\$502.20	\$502.20		\$526.10	\$623.21

**HYPOLUXO ROAD & I-95
INTERSECTION IMPROVEMENTS
P.B.C. PROJECT NO. 2004520**

Attachment 5

				RANGER CONSTRUCTION INDUSTRIES, INC.		J. W. CHEATHAM, LLC		AVERAGE OF BID ITEMS	ENGINEERS ESTIMATE
	ITEM DESCRIPTION	QTY	UNITS	UNIT PRICE	AMOUNT	UNIT PRICE	AMOUNT		
33	RELOCATE EXISTING SIGNS (AS SHOWN ON PLANS)	1	LS	\$300.00	\$300.00	\$270.00	\$270.00	\$285.00	\$117.89
34	REMOVE EXISTING SIGNS (AS SHOWN ON PLANS)	1	LS	\$60.00	\$60.00	\$54.00	\$54.00	\$57.00	\$14.85
35	SODDING	1,582	SY	\$5.00	\$7,910.00	\$3.00	\$4,746.00	\$4.00	\$2.55
36	DIRECTIONAL BORE FOR DOUBLE 2" PVC CONDUITS (SIGNAL & ITS)	150	LF	\$9.70	\$1,455.00	\$9.00	\$1,350.00	\$9.35	\$11.80
37	2" PVC CONDUIT (SCH 40)	300	LF	\$5.00	\$1,500.00	\$4.65	\$1,395.00	\$4.83	\$3.06
38	DOUBLE 2" GALVANIZED IMC CONDUIT (F & I) (BRIDGE MOUNT)	150	LF	\$17.00	\$2,550.00	\$15.70	\$2,355.00	\$16.35	NA
39	TRAFFIC PULL BOXES (17" X 30" X 24")	6	EA	\$1,140.00	\$6,840.00	\$1,051.00	\$6,306.00	\$1,095.50	\$1,181.48
40	TREE SPADE UNIT (SEE SP'S)	1	EA	\$1,760.00	\$1,760.00	\$5,000.00	\$5,000.00	\$3,380.00	\$1,000.00
41	LIGHT POLE (RELOCATE)	4	EA	\$1,700.00	\$6,800.00	\$1,561.00	\$6,244.00	\$1,630.50	\$2,000.00
TOTAL REGULAR ROADWAY PAY ITEMS					\$388,351.00		\$395,843.45		
CONTINGENCY PAY ITEMS									
42	CHANGEABLE (VARIABLE)MESSAGE SIGN (NON-MOT)	10	ED	\$35.00	\$350.00	\$15.00	\$150.00	\$25.00	\$12.50
43	TRAFFIC CONTROL OFFICERS (NON-MOT)	24	HR	\$72.00	\$1,728.00	\$50.00	\$1,200.00	\$61.00	\$50.00
44	STORM SEWER CLEANING (EXISTING) (24" OR LESS) (SEE S.P.)	153	LF	\$7.00	\$1,071.00	\$6.75	\$1,032.75	\$6.88	\$7.37
45	FLOWABLE FILL	10	CY	\$200.00	\$2,000.00	\$150.00	\$1,500.00	\$175.00	\$275.00
46	CLASS I CONCRETE (MISC.)	10	CY	\$650.00	\$6,500.00	\$200.00	\$2,000.00	\$425.00	\$400.00
TOTAL CONTINGENCY PAY ITEMS					\$11,649.00		\$5,882.75		
TOTAL BID					\$400,000.00		\$401,726.20		

**HYPOLUXO ROAD & I-95
INTERSECTION IMPROVEMENTS
P.B.C. PROJECT NO. 2004520**

Attachment 5

	THE ITEMS AND QUANTITIES ABOVE, SHALL GOVERN OVER THE PLANS.
	PAY ITEM FOOTNOTES IN CONSTRUCTION PLANS SHALL ALSO BE INCLUDED IN ITEM UNIT PRICE.
	EMBANKMENT (COMPACTED IN PLACE) INCLUDES THE COST OF COMPACTING THE UNPAVED SHOULDER.
	BASEROCK & ASPHALTIC CONCRETE ITEMS INCLUDE BITUMINOUS MATERIAL & TACK COAT AS REQUIRED.
	ALL STRUCTURE BOXES ARE 10 FEET OR LESS IN DEPTH, UNLESS OTHERWISE NOTED.
	CONTRACTOR IS RESPONSIBLE FOR "TRENCH SAFETY COMPLIANCE" IN ACCORDANCE WITH THE SPECIAL PROVISIONS AND GENERAL PROVISION Sect. 125-1.1.
	SODDING - SHALL BE IN ACCORDANCE WITH SECTION 575 OF THE GENERAL PROVISIONS OF THIS SPECIFICATION.
	CHANGEABLE (VARIABLE) MESSAGE SIGN (NON-MOT) AND TRAFFIC CONTROL OFFICERS (NON-MOT) IN ACCORDANCE WITH THE GENERAL PROVISIONS (Section 102).
	MILLING AND ASPHALTIC CONCRETE FRICTION COURSE FC-5 INCLUDE ADDITIONAL QUANTITIES NOT SHOWN ON PLANS TO BE DIRECTED BY ENGINEERS (SEE SP's).
	TREE SPADE UNIT (SEE SP'S) TO BE RELOCATED WITHIN A ONE (1) MILE RADIUS OF PRESENT LOCATION, AS DIRECTED BY THE ENGINEER.

+ Indicates a discrepancy/error in the item.
Working days to complete (90) calender days (See Special Provisions).
Bids as read at opening dated March 20, 2012; Tuesday, 2:00PM
All bids subject to OSBA SBE compliance and Board Approval.
Prepared by: Joseph M. Totino, Project Coordinator II / Roadway Production
Checked by: David Young, P.E., Special Projects Program Manager