

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

Meeting Date: February 5, 2013                      Consent [X]                      Regular [ ]  
Public Hearing [ ]

Department: Water Utilities Department

I. EXECUTIVE BRIEF

**Motion and Title: Staff recommends motion to approve:** Contract with T.V. Diversified, Inc. for the South Bay Wastewater Lift Station Rehabilitation Project in an amount of \$506,957, contingent upon final approval by the State of Florida Department of Economic Opportunity (DEO).

**Summary:** On November 14, 2012, six (6) bids were received for the South Bay Wastewater Lift Station Rehabilitation Project. T.V. Diversified, Inc. was the lowest responsive responsible bidder in the amount of \$506,957. Palm Beach County Water Utilities Department (WUD) is implementing this project under its Management & Operations Contract with Glades Utility Authority (GUA). The project is funded by the Department of Economic Opportunity (DEO) through the Disaster Recovery Initiative Program (DRI). The project is subject to a 22.4% minority participation goal and a 6.9% female participation goal for trades rather than the County's SBE goals. This contract with T.V. Diversified, Inc. provides for 3.42% minority participation and 0.29% female participation. Staff recommends award to T.V. Diversified, Inc. based upon good faith efforts determined by DEO. Local Preference Ordinance is not applicable to this Federally funded project. T.V. Diversified, Inc. is a Palm Beach County based company. This project is contingent upon final approval by the DEO and the Economic Development Administration (EDA) because part of the cost of the project will contribute to matching funds for an approved EDA grant. **These are Federal funds and require no local match.** (WUD Project No. 12-040) District 6 (JM)

**Background and Justification:** The DEO has appropriated funds for the rehabilitation of the City of South Bay wastewater infrastructure through the DRI Program.

On November 14, 2012, six (6) bids were received with T.V. Diversified, Inc. submitting the lowest bid in the amount of \$506,957.00. Water Utilities Department staff reviewed the bids and determined that the lowest bidder, T.V. Diversified, Inc. was responsive and made good faith efforts toward the MWBE goal. Staff recommends award to T.V. Diversified, Inc. in the amount of \$506,957. Staff waived these minor irregularities as they did not provide the low bidder with any competitive or monetary advantage. There is no bid protest associated with this item.

**Attachments:**

1. Two (2) Original Contracts
2. Location Map
3. Engineer's Recommendation & Bid Tabulation Sheet
4. T.V. Diversified, Inc. – Documentation of MBE/WBE Good Faith Efforts
5. List of Minor/Major Irregularities

Recommended By: Bond Beaubien                      1/16/13  
Department Director                      Date

Approved By: Sharon R. [Signature]                      1/23/13  
Assistant County Administrator                      Date

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

| Fiscal Years                            | 2013                  | 2014     | 2015     | 2016     | 2017     |
|---|-----------------------|----------|----------|----------|----------|
| Capital Expenditures                    | <u>\$506,957.00</u>   | <u>0</u> | <u>0</u> | <u>0</u> | <u>0</u> |
| External Revenues                       | <u>(\$506,957.00)</u> | <u>0</u> | <u>0</u> | <u>0</u> | <u>0</u> |
| Program Income (County)                 | <u>0</u>              | <u>0</u> | <u>0</u> | <u>0</u> | <u>0</u> |
| In-Kind Match County                    | <u>0</u>              | <u>0</u> | <u>0</u> | <u>0</u> | <u>0</u> |
| <b>NET FISCAL IMPACT</b>                | <u>0</u>              | <u>0</u> | <u>0</u> | <u>0</u> | <u>0</u> |
| # ADDITIONAL FTE POSITIONS (Cumulative) | <u>0</u>              | <u>0</u> | <u>0</u> | <u>0</u> | <u>0</u> |

**Budget Account No.:** Fund 4011 Dept 721 Unit W040 Object 6546

Is Item Included in Current Budget? Yes X No     

Reporting Category N/A

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

~~X~~ WUD will manage the project for the GUA on behalf of the City of South Bay. The project will be funded from WUD's Capital Improvement Fund. The GUA will be reimbursed by DRI Funds through DEO for 100% of the project costs and repay WUD from these funds.

**C. Department Fiscal Review:** Silvia M. West

**III. REVIEW COMMENTS**

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

[Signature]  
OFMB  
11/11/2013  
abw 11/10 11/10 SB

[Signature]  
Contract Development and Control  
1-17-13 B. W. Keller

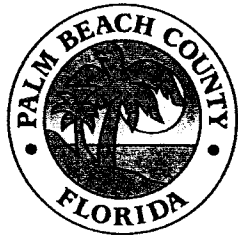
**B. Legal Sufficiency:**

[Signature]  
Assistant County Attorney  
1/22/13

**C. Other Department Review:**

\_\_\_\_\_  
Department Director

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



Palm Beach County  
Water Utilities  
Department  
Service Area (SA) and  
Major Facilities

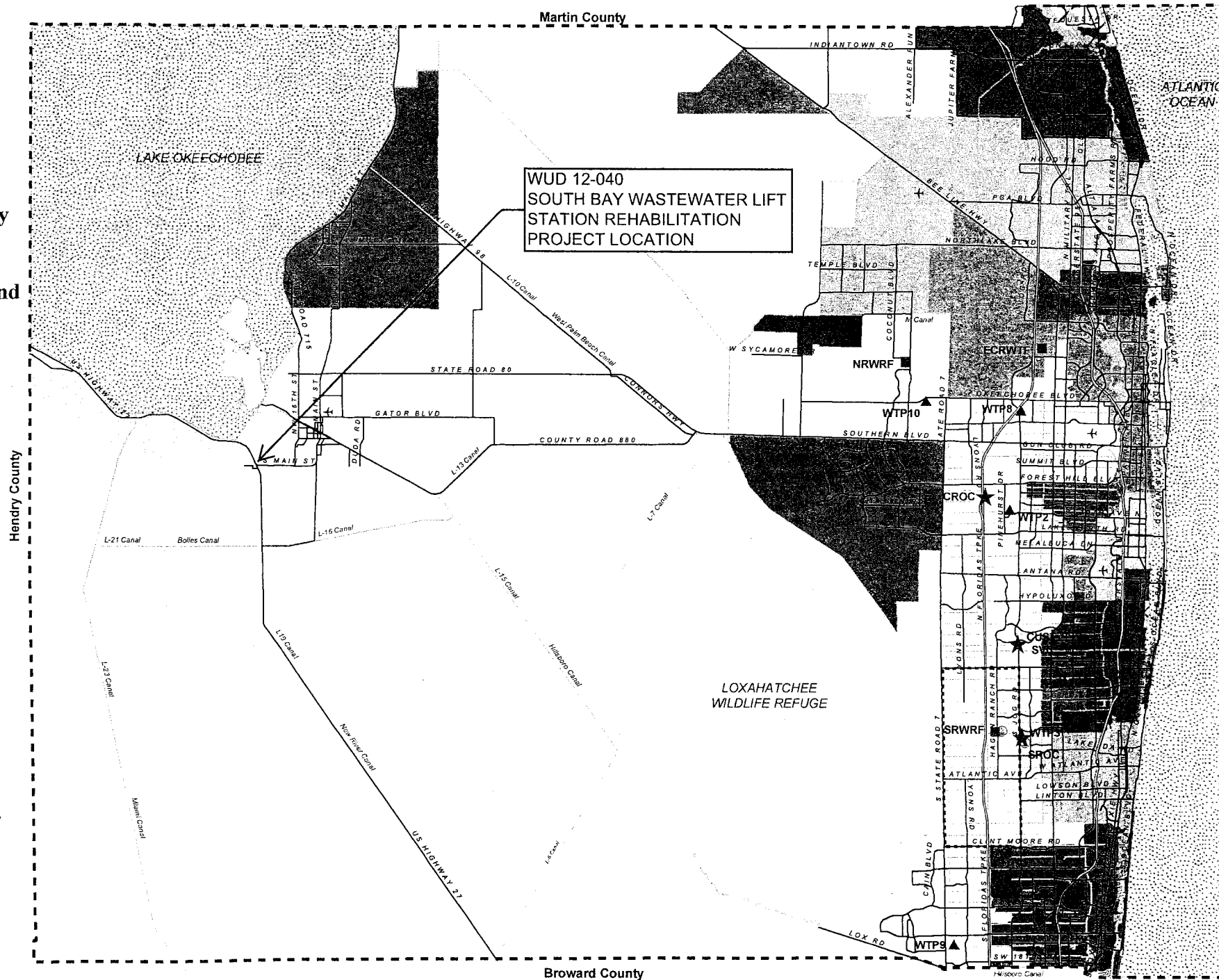
Attachment 2

Legend

- P.B.C.W.U.D. SA
- - - - Mandatory Reclaimed SA
- - - - Palm Beach County Limits
- ★ Administration
- Water Reclamation Facility
- ▲ Water Treatment Facility
- ⊙ Wetlands



NOT TO SCALE



Hendry County

Martin County

Broward County

# Inter-Office Memorandum

Palm Beach County


 DEC 4 AM 11:51  
 Water Utilities Department

12-11-12 11:51 AM RCVD

**DATE:** December 4, 2012  
**TO:** Bevin A. Beaudet, P.E.  
 Director  
**FROM:** Maurice Tobon, P.E. *mt*  
 Director of Engineering  
**RE:** Notice of Award Recommendation  
 South Bay Wastewater Lift Station Rehabilitation  
 Project No. WUD 12-040

12-11-12 11:51 AM RCVD

The bid opening for the above referenced project was held on Thursday, November 14, 2012. Proposals were received from six (6) contractors. The complete Bid Tabulation is attached.

The engineer's opinion of probable construction cost was \$600,000 for the base bid comprising Bid Item Numbers 1 through 8. An evaluation of the lowest bid by T.V. Diversified, Inc. is as follows:

1. The Bid Form provided in the Contract Documents was properly executed.
2. Bid security equal to 5% of the total base bid was enclosed with the bid.
3. MWBE Participation Form - FFP-21 was provided. The bid documents state a 22.4% minority participation goal and a 6.9% female participation goal established by the Florida Department of Economic Opportunity (DEO) and Economic Development Administration (EDA) for grant funded projects. (Bid Line Items 1-4 are EDA Grant - Matching Funds). The goal is in terms of the Contractor's aggregate workforce in each trade on all construction work. T.V. Diversified, Inc. provided 3.42% and 0.29% participation utilizing a MWBE certified subcontractors (Tropic Fence & Bird's Eye View). As per DEO and EDA requirements MWBE companies may have state or certification in other counties to meet the MWBE goal. Therefore, the overall MWBE participation is 3.71%. T.V. Diversified, Inc. has provided a Good Faith Effort form.

4. The lowest responsive bidder acknowledged the three (3) addenda.
5. The Contractor holds a valid state contractor's license. A copy of the license information is included. The Local Preference Ordinance is not applicable to this Department of Economic Sustainability (DES) funded project.
6. The lowest responsive bidder, T.V. Diversified, Inc., will be the prime for the Contract. The Contractor has listed All Lake Electrical, Tropic Fence and Bird's Eye View as the subcontractors who will perform the work involving, electrical, fencing and pre-construction video respectively .

Based on their bid results and the completeness of their bid package the Contract award is recommended to the lowest responsive bidder, T.V. Diversified, Inc., in the amount not to exceed **\$506,957.00** for the base bid, subject to DES and EDA review and formal approval by the DEO and the PBC Board of County Commissioners. A copy of this notice has been posted at the bid opening location and will be left there for a minimum of five (5) business days.

C: File  
Brian A. Shields, P.E., Deputy Director, WUD  
Henry Melendez, P.E., Pipeline Design Manager, WUD  
Bud Cheney, Community Development Section Manager, DES  
Joe Greco, Community Development Coordinator, DES  
Greg Vaday, Economic Development Coordinator, TCRPC  
Asa R. Williams, Civil Engineer/Project Manager, EDA

**PALM BEACH COUNTY  
SOUTH BAY WASTEWATER LIFT STATION REHABILITATION  
WUD 12-040**

November 14, 2012

**BID TABULATION SHEET**

| Base Bid                    |   |      |      | T.V. Diversified, Inc. | Hinterland Group, Inc. | Go Undergorund Utilities, LLC | B&B Underground Contractors, Inc. | TLC Diversified, Inc. | Foster Marine Contractors, Inc. |                     |
|-----------------------------|---|------|------|------------------------|------------------------|-------------------------------|-----------------------------------|-----------------------|---------------------------------|---------------------|
| <b>I. EDA Grant</b>         |   |      |      |                        |                        |                               |                                   |                       |                                 |                     |
| Item #                      | Description                                     | Unit | Unit | Quantity               | Price Bid              | Price Bid                     | Price Bid                         | Price Bid             | Price Bid                       |                     |
| 1                           | Wastewater Lift Station Rehabilitation No. 8302 | LS   | N/A  | 1                      | \$149,746.00           | \$173,289.00                  | \$221,325.00                      | \$218,200.00          | \$204,900.00                    |                     |
| 2                           | Wastewater Lift Station Rehabilitation No. 8307 | LS   | N/A  | 1                      | \$108,855.00           | \$119,066.00                  | \$111,141.00                      | \$119,000.00          | \$127,500.00                    |                     |
| 3                           | Contract Allowances                             | LS   | N/A  | 1                      | \$12,500.00            | \$12,500.00                   | \$12,500.00                       | \$12,500.00           | \$12,500.00                     |                     |
| 4                           | FPL Allowances                                  | LS   | N/A  | 1                      | \$5,000.00             | \$5,000.00                    | \$5,000.00                        | \$5,000.00            | \$5,000.00                      |                     |
| <b>Subtotal</b>             |   |      |      |                        | <b>\$276,101.00</b>    | <b>\$309,855.00</b>           | <b>\$349,966.00</b>               | <b>\$354,700.00</b>   | <b>\$349,900.00</b>             | <b>\$356,500.00</b> |
| <b>II. NON EDA Grant</b>    |   |      |      |                        |                        |                               |                                   |                       |                                 |                     |
| 8                           | Wastewater Lift Station Rehabilitation No. 8304 | LS   | N/A  | 1                      | \$106,678.00           | \$100,974.00                  | \$111,141.00                      | \$125,142.00          | \$125,100.00                    | \$141,000.00        |
| 9                           | Wastewater Lift Station Rehabilitation No. 8305 | LS   | N/A  | 1                      | \$106,678.00           | \$119,367.00                  | \$111,141.00                      | \$129,000.00          | \$138,900.00                    | \$142,000.00        |
| 10                          | Contract Allowances                             | LS   | N/A  | 1                      | \$12,500.00            | \$12,500.00                   | \$12,500.00                       | \$12,500.00           | \$12,500.00                     | \$12,500.00         |
| 11                          | FPL Allowances                                  | LS   | N/A  | 1                      | \$5,000.00             | \$5,000.00                    | \$5,000.00                        | \$5,000.00            | \$5,000.00                      | \$5,000.00          |
| <b>Subtotal</b>             |   |      |      |                        | <b>\$230,856.00</b>    | <b>\$237,841.00</b>           | <b>\$239,782.00</b>               | <b>\$271,642.00</b>   | <b>\$281,500.00</b>             | <b>\$300,500.00</b> |
| <b>Total Items 1-8</b>      |   |      |      |                        | <b>\$506,957.00</b>    | <b>\$547,696.00</b>           | <b>\$589,748.00</b>               | <b>\$626,342.00</b>   | <b>\$631,400.00</b>             | <b>\$657,000.00</b> |
| <b>Addendum No. 1</b>       |   |      |      |                        | <b>Yes</b>             | <b>Yes</b>                    | <b>Yes</b>                        | <b>Yes</b>            | <b>Yes</b>                      | <b>Yes</b>          |
| <b>Addendum No. 2</b>       |   |      |      |                        | <b>Yes</b>             | <b>Yes</b>                    | <b>Yes</b>                        | <b>Yes</b>            | <b>Yes</b>                      | <b>Yes</b>          |
| <b>Addendum No. 3</b>       |   |      |      |                        | <b>Yes</b>             | <b>Yes</b>                    | <b>Yes</b>                        | <b>Yes</b>            | <b>Yes</b>                      | <b>Yes</b>          |
| <b>Federal Funded Forms</b> |   |      |      |                        | <b>Yes</b>             | <b>Yes</b>                    | <b>No</b>                         | <b>Yes</b>            | <b>Yes</b>                      | <b>Yes</b>          |
| <b>Bid Bond (5%)</b>        |   |      |      |                        | <b>Yes</b>             | <b>Yes</b>                    | <b>Yes</b>                        | <b>Yes</b>            | <b>Yes</b>                      | <b>Yes</b>          |

ATTACHMENT NO. 4 TO BID FORM

## MBE/WBE Good Faith Efforts

PROJECT NUMBER: WUD 12-040PROJECT NAME: South Bay Wastewater Lift Station Rehabilitation

In accordance with the requirements for federally funded projects Requirements the Federal regulation 41CFR 60-4 refers to contracting with minority firms, women's business enterprise and labor surplus area firms. The goal for minority participation for each trade is 22.4%. The goal for female participation in each trade is 6.9%. **If the goal is not met the contractor shall list the affirmative steps taken to utilize minority firms, women's business enterprises, and labor surplus area firms. Please answer the questions below and attach all documentation**

1. Were qualified small and minority businesses and women's business enterprises included on solicitation lists?

*Yes - email were sent.*

2. List actions taken to solicit small and minority businesses, and women's business:

*use the SBE Directory from Palm Beach county, identified MBE/WBE companies that can provide quote and e-mails with price and description were sent. (see copies of email)*

3. Was dividing the work and/or supplies into smaller tasks or quantities to permit maximum participation by small and minority business, and women's business enterprises considered?

*No.*

4. Were the services and assistance of the Minority Business Development Agency of the Department of Commerce utilized?

*the web page.*

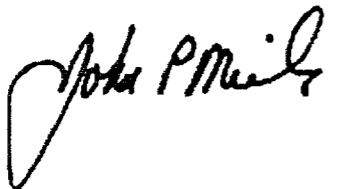


State of Florida

*Minority, Women &  
Service-Disabled Veteran*  
Business Certification

TROPIC FENCE INC.

Is certified under the provisions of  
287 and 295.187, Florida Statutes for a period from:

 10/05/2011 to 10/05/2013

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John P Miles, Secretary

Florida Department of Management Services  
Office of Supplier Diversity





Office of Economic and  
Small Business Development

Governmental Center Annex

115 S. Andrews Avenue, Room A680 • Fort Lauderdale, Florida 33301 • 954-357-6400 • FAX 954-357-6010 • TTY 954-357-5664

*This Certificate is Awarded to:*  
**TROPIC FENCE, INC.**

As set forth in the Business Opportunity Act of 2004  
and/or the County Business Enterprise Act of 2009, the  
certification requirements have been met for:

**County Business Enterprise**

**BC - CBE - Certificate Expires: 2/28/2014**

Small Business Development Manager

The Office of Economic and Small Business Development must be notified within 30 days of any material changes in the business which may affect ownership and control.  
Failure to do so may result in the revocation of this certificate and/or imposition of other sanctions.

A service of the Broward County Board of County Commissioners  
[www.broward.org/smallbusiness](http://www.broward.org/smallbusiness)

# South Bay Wastewater Lift Station Rehab. - Quote Request.

Hector Meneses

**Sent:** Wednesday, November 07, 2012 4:52 PM

**To:** mkurth4591@aol.com

**Attachments:** MBE letter.docx (771 KB) ; 12-040\_SOUTH BAY-LS-8302\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8304\_S~1.pdf (3 MB) ; 12-040\_SOUTH BAY-LS-8305\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8307\_S~1.pdf (2 MB)

Our firm is searching for subcontractor on the above mentioned project.

Let us know if your firm will be quoting the job.

Thanks

Hector Meneses

## South Bay Wastewater Lift Station Rehab. - Quote Request.

Hector Meneses

**Sent:** Wednesday, November 07, 2012 4:58 PM

**To:** ifcgates@aol.com

**Attachments:** MBE letter.docx (771 KB) ; 12-040\_SOUTH BAY-LS-8302\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8304\_S~1.pdf (3 MB) ; 12-040\_SOUTH BAY-LS-8305\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8307\_S~1.pdf (2 MB)

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Let us know if your firm will be quoting the job.

Thanks

Hector Meneses

## **FW: South Bay Wastewater Lift Station Rehab. - Quote Request.**

Hector Meneses

**Sent:** Wednesday, November 07, 2012 4:59 PM

**To:** mfence@martinfence.com

**Attachments:** MBE letter.docx (771 KB) ; 12-040\_SOUTH BAY-LS-8302\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8304\_S~1.pdf (3 MB) ; 12-040\_SOUTH BAY-LS-8305\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8307\_S~1.pdf (2 MB)

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Thanks

Hector Meneses

# South Bay Wastewater Lift Station Rehab. - Quote Request.

Hector Meneses

**Sent:** Wednesday, November 07, 2012 5:02 PM

**To:** tropiclyn@bellsouth.net

**Attachments:** MBE letter.docx (771 KB) ; 12-040\_SOUTH BAY-LS-8302\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8304\_S~1.pdf (3 MB) ; 12-040\_SOUTH BAY-LS-8305\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8307\_S~1.pdf (2 MB)

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Let us know if your firm will be quoting the job.

Thanks

Hector Meneses

## South Bay Wastewater Lift Station Rehab. - Quote Request.

Hector Meneses

**Sent:** Wednesday, November 07, 2012 5:06 PM

**To:** Alllake4405@aol.com

**Attachments:** MBE letter.docx (771 KB) ; 12-040\_SOUTH BAY-LS-8302\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8304\_S~1.pdf (3 MB) ; 12-040\_SOUTH BAY-LS-8305\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8307\_S~1.pdf (2 MB)

Our firm is searching for subcontractor on the above mentioned project.

Let us know if your firm will be quoting the job.

Thanks

Hector Meneses

## South Bay Wastewater Lift Station Rehab. - Quote Request.

Hector Meneses

**Sent:** Wednesday, November 07, 2012 5:07 PM

**To:** amproelectric@aol.com

**Attachments:** MBE letter.docx (771 KB) ; 12-040\_SOUTH BAY-LS-8302\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8304\_S~1.pdf (3 MB) ; 12-040\_SOUTH BAY-LS-8305\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8307\_S~1.pdf (2 MB)

Our firm is searching for subcontractor on the above mentioned project.

Let us know if your firm will be quoting the job.

Thanks

Hector Meneses

## **South Bay Wastewater Lift Station Rehab. - Quote Request.**

Hector Meneses

**Sent:** Wednesday, November 07, 2012 5:10 PM

**To:** tjp@dradfordelectric.net

**Attachments:** MBE letter.docx (771 KB) ; 12-040\_SOUTH BAY-LS-8302\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8304\_S~1.pdf (3 MB) ; 12-040\_SOUTH BAY-LS-8305\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8307\_S~1.pdf (2 MB)

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Let us know if your firm will be quoting the job.

Thanks

Hector Meneses



## **FW: South Bay Wastewater Lift Station Rehab. - Quote Request.**

Hector Meneses

**Sent:** Wednesday, November 07, 2012 5:11 PM

**To:** tjp@bradfordelectric.net

**Attachments:** MBE letter.docx (771 KB) ; 12-040\_SOUTH BAY-LS-8302\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8304\_S~1.pdf (3 MB) ; 12-040\_SOUTH BAY-LS-8305\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8307\_S~1.pdf (2 MB)

Our firm is searching for subcontractor on the above mentioned project.

Let us know if your firm will be quoting the job.

Thanks

Hector Meneses

## South Bay Wastewater Lift Station Rehab. - Quote Request.

Hector Meneses

**Sent:** Wednesday, November 07, 2012 5:13 PM

**To:** danbo251@aol.com

**Attachments:** MBE letter.docx (771 KB) ; 12-040\_SOUTH BAY-LS-8302\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8304\_S~1.pdf (3 MB) ; 12-040\_SOUTH BAY-LS-8305\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8307\_S~1.pdf (2 MB)

Our firm is searching for subcontractor on the above mentioned project.

Let us know if your firm will be quoting the job.

Thanks

Hector Meneses

## South Bay Wastewater Lift Station Rehab. - Quote Request.

Hector Meneses

**Sent:** Wednesday, November 07, 2012 5:16 PM

**To:** dave@cwiasoc.com

**Attachments:** MBE letter.docx (771 KB) ; 12-040\_SOUTH BAY-LS-8302\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8304\_S~1.pdf (3 MB) ; 12-040\_SOUTH BAY-LS-8305\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8307\_S~1.pdf (2 MB)

Our firm is searching for subcontractor on the above mentioned project.

Let us know if your firm will be quoting the job.

Thanks

Hector Meneses

## **South Bay Wastewater Lift Station Rehab. - Quote Request.**

Hector Meneses

**Sent:** Wednesday, November 07, 2012 5:21 PM

**To:** BeyeView@aol.com

**Attachments:** MBE letter.docx (771 KB) ; 12-040\_SOUTH BAY-LS-8302\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8304\_S~1.pdf (3 MB) ; 12-040\_SOUTH BAY-LS-8305\_S~1.pdf (2 MB) ; 12-040\_SOUTH BAY-LS-8307\_S~1.pdf (2 MB)

Our firm is searching for subcontractor on the above mentioned project.

Let us know if your firm will be quoting the job.

Thanks

Hector Meneses

**WUD 12-040 South Bay Wastewater Lift Station Rehabilitation**

**Bid Review Comments**

**Minor Irregularities**

The lowest three (3) bids received for the South Bay Wastewater Lift Station rehabilitation project have been reviewed. The errors, omissions or irregularities found in the three bids have been noted below.

**T.V. Diversified, Inc.**

1. Scheduled of Bid Prices - Bid Form (Bid Form-6). The Non-EDA Subtotal and the Total Base Bid Price have computational errors.
2. Attachment No.1 - Bid Form (Bid Form-7) is incomplete. In paragraph 5 the witness titles are not filled out.
3. Bid Form (Bid Form-8) - Attachment No.1 is incomplete. The Surety signature was not attested.
4. Bid Form (Bid Form-9) - Attachment No.2 is incomplete. One License/Certificate number is missing.
5. Federal Funded Forms (FFP - 24) - Certification Regarding Debarment was filled out incorrectly. This Certification form was filled out by the General Contractor instead of the subcontractors.

**Hinterland Group, Inc.**

1. Federal Funded Forms (FFP - 24) - Certification Regarding Debarment by subcontractors was not submitted.

**Go Underground Utilities, LLC.**

1. None of the Federal Funded Forms were submitted.
2. Attachment No.4 - MBE/WBE Good Faith Efforts (Bid Form-11) is incomplete. Question No. 3 and 4 were left in blank.
3. Attachment No.6 - Certification Regarding Lobbying (Bid Form-12) was not completed. Name of Organization/applicant was not filled up.