

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

Meeting Date: May 21, 2013 **Consent [X]** **Regular []**
Public Hearing []

Department: Water Utilities Department

I. EXECUTIVE BRIEF

Motion and Title: **Staff recommends motion to approve:** Contract with Man-Con, Incorporated for the Water Treatment Plant No. 8 Belvedere Road and Haverhill Park Raw Water Main in the amount of \$1,595,662.20.

Summary: On March 19, 2013, nine (9) bids were received for the Water Treatment Plant No. 8 Belvedere Road and Haverhill Park Raw Water Main project, with Man-Con, Incorporated, being the lowest responsive responsible bidder in the amount of \$1,595,662.20. This project will provide infrastructure for four (4) potable water wells which will be constructed in Haverhill Park under a separate contract. The Water Utilities Department has coordinated the project with Parks and Recreation Department and the Town of Haverhill. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. This Contract with Man-Con, Incorporated provides for SBE participation of 15.54% overall. Man-Con, Incorporated is not a Palm Beach County company. Their home base office is located in Deerfield Beach, Florida with a Palm Beach County office in Wellington. (WUD Project No. 12-006) District 2 (JM)

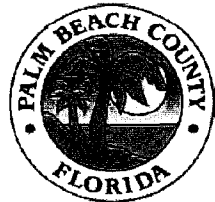
Background and Justification: On March 19, 2013, nine (9) bids were received for the construction of the project. Staff has reviewed the bid and recommend award to Man-Con, Incorporated as the lowest responsive bidder in the amount of \$1,595,662.20. Water Treatment Plant No. 8 requires additional wells to fully meet its treatment capacity. The Haverhill Park wells were included in the SFWMD Water Use Permit issued in 2003. This project will provide infrastructure for four (4) potable water wells which will be bid under a separate contract. There were a number of minor irregularities identified with the bid documents which are detailed in Attachment 5. 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. SBE Compliance Review
5. List of Minor Irregularities

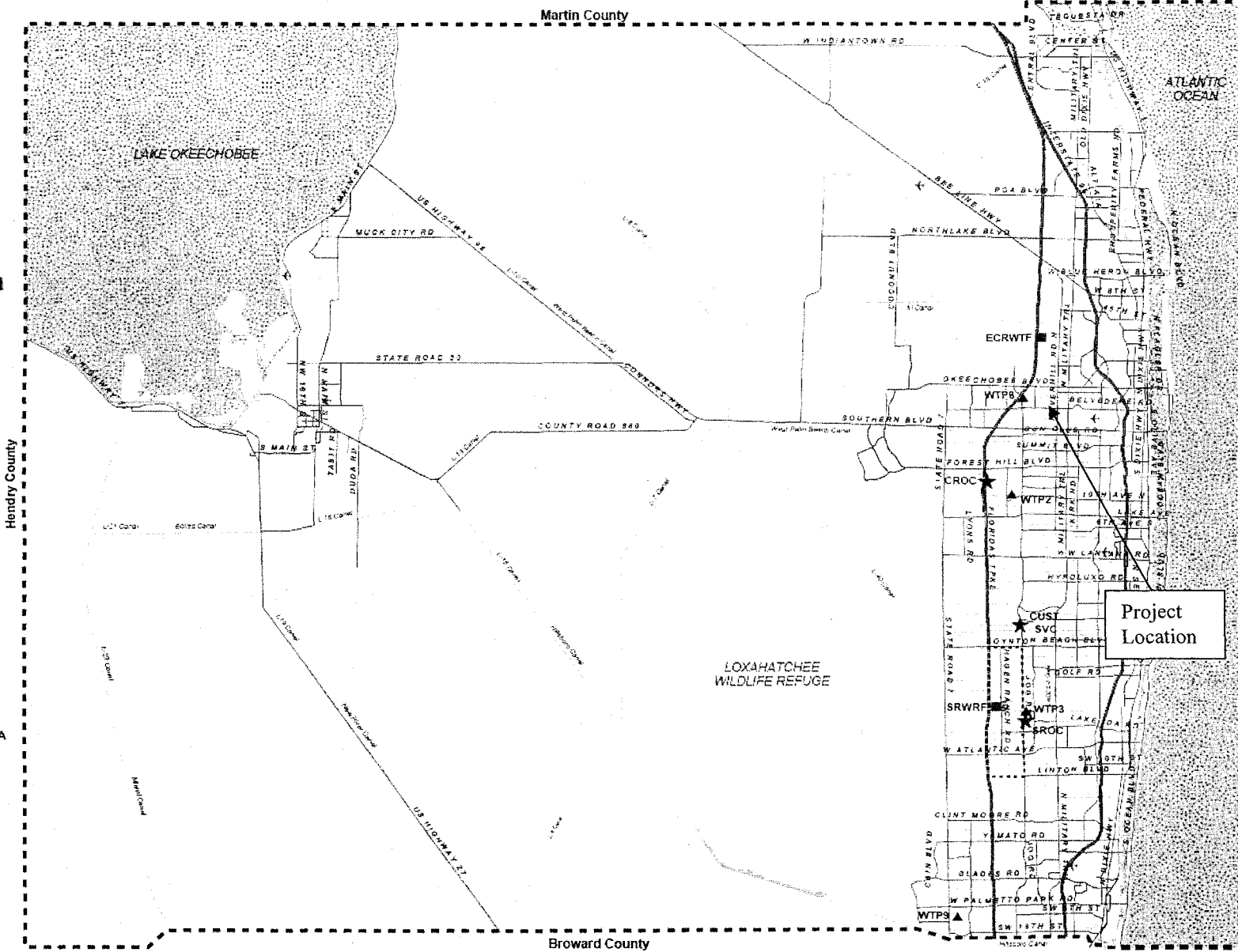
Recommended By:  5/10/13
Department Director Date

Approved By:  5-14-13
Assistant County Administrator Date



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

- Legend**
- P.B.C.W.U.D. SA
 - MANDATORY RECLAIMED SA
 - - - COUNTY LIMITS
 - ★ Administration
 - Water Reclamation Plant
 - ▲ Water Treatment Plant
 - ⊙ Wetlands



WTP 8 Raw Water Main Belvedere Road and Haverhill Park WUD 12-006

Attachment 3

Inter-Office Memorandum

Palm Beach County



Water Utilities Department

DATE: April 4, 2013
TO: Bevin A. Beaudet, P.E.
Director
FROM: Maurice Tobon, P.E. *MT*
Director of Engineering
RE: Notice of Award Recommendation
WTP 8 Raw Water Main
Belvedere Road and Haverhill Park
Project No. WUD 12-006

The bid opening for the above referenced project was held on Tuesday March, 19 2013. Proposals were received from nine (9) contractors. The complete Bid Tabulation is attached. The engineer's opinion of probable construction cost was \$1,708,480 for Bid Item Numbers 1 through 57. An evaluation of the low bid 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. The contractor holds a valid state contractor's license. A copy of the license information is included.
4. Man-Con, Inc. has Local Preference and has submitted the required documentation. (see attached Palm Beach County Tax Collector receipt).
5. SBE-M/WBE Schedules #1 and #2 were provided. the three (3) lowest bids submitted met the 15% SBE goal established under the SBE Ordinance, (see attached SBE-M/WBE compliance review stating Man-Con, Inc. has 15.5% SBE participation).
6. The County Attorney has reviewed the bid and Bid Review Comments for Man-Con, Inc. and determined that the bid is responsive (see attached Bid Review Comments and email).

As a result of this evaluation we recommend Man-Con, Inc. as the successful, responsive, low bidder. Contract award is recommended to the lowest responsive bidder in the amount not to exceed \$1,595,662.20 subject to formal approval by the Board of County Commissioners. A copy of this notice has been emailed to all bidders and posted at the bid opening location and will be left there for a minimum of five (5) business days.

cc: Brian Shields, P.E. Deputy Director
Maurice Tobon, P.E. Director of Engineering
Stephen McGrew, P.E. Plant Design Manager
Craig C. Williams, Assistant Director of Finance & Administration

BID TABULATION SHEET

**Water Treatment Plant #8 Raw Water Main
Belvedere Road & Haverhill Park**

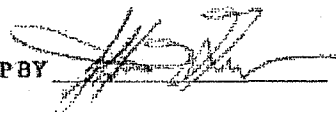
TITLE

BID# **12-006**

PAGE **1** OF **2**

	AKA Services, Inc.		B&B Underground Contractors, Inc.		Johnson-Davis, Inc.		Lanzo Construction Company		Man Con Incorporated	
									\$1,595,662.20	714
BASE BID	\$2,494,292.00		\$1,761,380.94		\$1,840,772.00		\$1,915,769.20		\$1,595,662.00	
Addendum #0	Y	N	Y	N	Y	N	Y	N	Y	N
Attachment #1 BID BOND	(Y)	N	(Y)	N	(Y)	N	(Y)	N	(Y)	N
Attachment #2 SBE-M/WBE Schedules	(Y)	N	(Y)	N	(Y)	N	(Y)	N	(Y)	N
Attachment #3 Certification of Business Location	(Y)	N	(Y)	N	(Y)	N	(Y)	N	(Y)	N
Attachment #4 List of Subcontractors	(Y)	N	(Y)	N	(Y)	N	(Y)	N	(Y)	N
Attachment #5 Trench Safety	(Y)	N	(Y)	N	(Y)	N	(Y)	N	(Y)	N

BIDS PICKED UP BY



ENGINEER

DATE

3/12/13

BID TABULATION SHEET

**Water Treatment Plant #8 Raw Water Main
Belvedere Road & Haverhill Park**

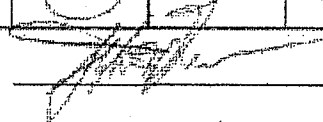
TITLE

BID# **12-006**

PAGE 2 OF 2

	Metro Equipment		Ocean Bay Construction, Inc.		Ric-Man Construction Florida, Inc.		Ric-Man International, Inc.			
BASE BID	\$1,754,681.50		\$1,753,834.54		\$1,831,823.00		\$1,737,723.00		\$	
Addendum #0	Y	N	Y	N	Y	N	Y	N	Y	N
Attachment #1 BID BOND	(Y)	N	(Y)	N	(Y)	N	(Y)	N	Y	N
Attachment #2 SBE-M/WBE Schedules	(Y)	N	(Y)	N	(Y)	N	(Y)	N	Y	N
Attachment #3 Certification of Business Location	(Y)	N	(Y)	N	(Y)	N	(Y)	N	Y	N
Attachment #4 List of Subcontractors	(Y)	N	(Y)	N	(Y)	N	(Y)	N	Y	N
Attachment #5 Trench Safety	(Y)	N	(Y)	N	(Y)	N	(Y)	N	Y	N

BIDS PICKED UP BY



ENGINEER

DATE

3/19/13

DETACH HERE

THIS DOCUMENT HAS A COLORED BACKGROUND • MICROPRINTING • LINE MARK • PATENTED PAPER

AC# 6130743

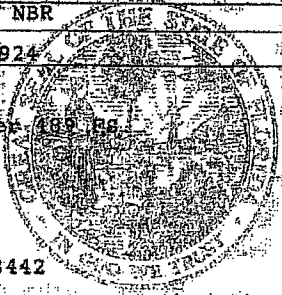
STATE OF FLORIDA

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
CONSTRUCTION INDUSTRY LICENSING BOARD

SEQ# L12051700998

DATE	BATCH NUMBER	LICENSE NBR
05/17/2012	118166068	CGC1506924

The GENERAL CONTRACTOR
Named below IS CERTIFIED
Under the provisions of Chapter 489, FS
Expiration date: AUG 31, 2014



MANCINI, GUY ANTHONY
MAN-CON INCORPORATED
3460 SW 11TH STREET
DEERFIELD BCH FL 33442

RICK SCOTT
GOVERNOR

KEN LAWSON
SECRETARY

DISPLAY AS REQUIRED BY LAW



ANNE M. GANNON
CONSTITUTIONAL TAX COLLECTOR
Serving Palm Beach County

P.O. Box 3353, West Palm Beach, FL 33402-3353
www.taxcollectorpbcc.com Tel: (561) 355-2272

LOCATED AT

3020 FAIRLAND FARM RD #4
WELLINGTON, FL 33414-0000

TYPE OF BUSINESS	OWNER	CERTIFICATION #	RECEIPT #/DATE PAID	AMT PAID	BILL #
23-0087 UNDERGROUND UTILITY & EXCAVATION	MANCINI GUY A	CLIC020856	B12,503145 - 07/20/12	\$27.50	840017032

This document is valid only when receipted by the Tax Collector's Office.

B1 - 143

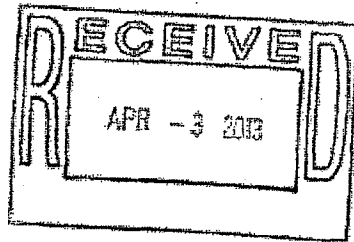
MAN CON INC
MAN CON INC
3020 FAIRLANE FARMS RD STE 4
WELLINGTON, FL 33414-8774



STATE OF FLORIDA
PALM BEACH COUNTY
2012/2013 LOCAL BUSINESS TAX RECEIPT

LBTR Number: 200320542
EXPIRES: SEPTEMBER 30, 2013

This receipt does not constitute a franchise, agreement, permission of authority to perform the services or operate the business described herein when a franchise, agreement or other county commission, state or federal permission of authority is required by county, state or federal law.



Office of
 Small Business Assistance
 50 South Military Trail, Suite 202
 West Palm Beach, FL 33415
 (561) 616-6840
 Fax: (561) 616-6850
 www.pbctgov.com/foia

DATE: March 27, 2013
TO: Stephen McGrew, P.E.
 WUD Engineering Division
THROUGH: Tonya Davis Johnson, Director
 Office of Small Business Assistance
FROM: Patricia Wilhelm, Small Business Development
 Specialist II
SUBJECT: Compliance Review on Project No. WUD 12-006
Water Treatment Plant No. 8 Belvedere Rd &
Haverhill Park Raw Water Main

Palm Beach County
 Board of County
 Commissioners

Steven L. Abrams, Mayor
 Priscilla A. Taylor, Vice Mayor
 Hal R. Valeche
 Paulette Burdick
 Shelley Vana
 Mary Lou Berger
 Jess R. Santamaria

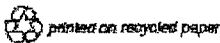
County Administrator
 Robert Weisman

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

Low Bidder: Man Con, Inc.
 3020 Fairlane Farms Rd Ste. 4
 Wellington, FL 33414
 Phone: 954-427-0230
 Bid Opening: March 19, 2013
 Bid Amount: \$1,585,662.20
 Goal: 15% Overall
 Goal Achieved: 15.5 %

<u>SBE Participation:</u>		
(AS) E&N Construction	\$ 215,550.00	13.5%
(SB) Palmwood Corp.	\$ 32,500.00	2.0%
	<u>\$ 248,050.00</u>	<u>15.5 %</u>

"An Equal Opportunity
 Affirmative Action Employer"





Page 2.

2nd Low Bidder: Ric-Man International, Inc.
2601 Wiles Road
Pompano Beach, FL 33073
Phone: 954-426-1042
Bid Amount: \$1,737,723.00
Goal: 15% Overall
Goal Achieved: 15.06%

SBE Participation:

(BL)O.C. Unlimited	\$	80,000.00	4.60%
(SB)W.D. Adeimy Jr. Inc.	\$	6,480.00	.37%
(SB)Palmwood Corp	\$	32,500.00	1.87%
(WB)Bird's Eye	\$	3,799.31	.22%
(AS)E & N Construction	\$	139,000.00	8.00%
	\$	261,779.31	15.06%

3rd Low Bidder: Ocean Bay Const., Inc.
2200 NW 16th St.
Pompano Beach, Fl. 33069
Phone: 954-960-0130
Bid Amount: \$1,753,854.54
Goal: 15% Overall
Goal Achieved: 15.00 %

SBE Participation:

(SB)Fine -Line Striping, Inc.	\$	55,620.00	3.17%
(AS)E & N Construction	\$	124,000.00	7.07%
(SB)Palmwood Corp.	\$	32,500.00	1.85%
(SB)Pathway Enterprises	\$	25,475.00	1.45%
(SB)Dennis J. Leavy	\$	25,615.44	1.46%
	\$	263,210.44	15.00%



Page 3.

EVALUATION:

The low bidder, Man-Con, Inc. has met the SBE requirement.

c: Allen Gray, Manager OSEA
Tammy Fields, Chief Assistant County Attorney

**WUD 12-006 Water Treatment Plant No. 8
Belvedere Road and Haverhill Park Raw Water Main
Bid Review Comments**

The three (3) lowest bids received for the Water Treatment Plant No. 8 Belvedere Road and Haverhill Park Raw Water Main project have been reviewed. The errors, omissions or irregularities found in three out of the three bids have been noted below.

Man-Con, Inc.

1. The license information states the entity name as Man-Con, Incorporated. The bid documents do not include a hyphen in the name.
2. Schedule 1 states the percentages in the incorrect category.
3. The business name listed on the Local Business Tax Receipt is Man Con Inc. - no hyphen.
4. The PZ&B license for the Man-Con, Inc. and subcontractor Palmwood Corp. are expired. The state license for Man-Con is active.

Ric-Man International, Inc.

1. Schedule 1 is incorrectly filled out - the dollar amount or percentage is not stated for each subcontractor.
2. The PZ&B license for the Ric-Man International, Inc. and subcontractor Palmwood Corp. are expired. The state license for Ric-Man International is active.

Ocean Bay Construction, Inc.

No errors, omissions or irregularities found.

From: Michael W. Jones
To: Tish Fox
Subject: FW: 12-006
Date: Monday, April 01, 2013 3:05:07 PM
Attachments: 12-006 04 INSTRUCTIONS TO BIDDERS standard.pdf

Tish, I have reviewed the Bid Review Comments and the Bid submitted by the low bidder, Man Con, Inc. For the reasons set forth below, I believe the irregularities are minor and Man Con, Inc can be awarded the bid. Addressing your Bid Review Comments:

1. The lack of a hyphen is minor. The Federal Tax ID No. (59-2547432) listed on their Bid Form matches the FID for Man-Con, Inc. on the state department of corporations website, so I believe it is clear that they are the same company.
2. The listing of the percentages in the wrong category is a minor irregularity. The same information can be found in Schedule 2. It is also my understanding that this information is for tracking purposes, and is not necessary to determine if the SBE goals are met.
3. The lack of a hyphen is minor. The business tax receipt contains the certification number CUC056856, which corresponds to one of the state licenses for Man-Con Incorporated. I believe it is clear that it is the same company.
4. I do not think they are nonresponsive. As you state, Man-Con has active state licenses, copies of which are included in their bid submittal. They are not required to have both a County and a state license. Also, Palmwood Corp, Inc. has an active state license associated with the company (CGC034162), so a County license is not necessary. As long as the state licenses allow them to perform the work, I believe they are responsive to Section 2.1 of the Instruction to Bidders.

From: Tish Fox [mailto:TFox@pbwater.com]
Sent: Monday, April 01, 2013 1:39 PM
To: Michael W. Jones
Cc: Steve McGrew
Subject: RE: 12-006

Mike,

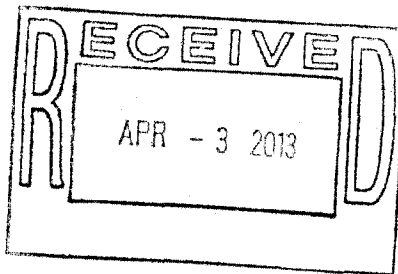
Attached are the instructions to Bidders

From: Michael W. Jones [mailto:MJones@pbccgov.org]
Sent: Monday, April 01, 2013 1:34 PM
To: Tish Fox
Subject: 12-006

Tish, can you send me a copy of the Instruction to Bidders for this bid? Thanks.

Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

Attachment 4



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

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THROUGH: Tonya Davis Johnson, Director
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FROM: Patricia Wilhelm, Small Business Development Specialist II
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Jess R. Santamaria

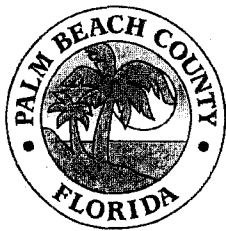
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Page 3.

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c: Allen Gray, Manager OSBA
Tammy Fields, Chief Assistant County Attorney

Attachment 5

WUD 12-006 Water Treatment Plant No. 8

Belvedere Road and Haverhill Park Raw Water Main

Bid Review Comments - Minor Irregularities

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Ocean Bay Construction, Inc.

No errors, omissions or irregularities found.

Tish Fox

From: Michael W. Jones [MJones@pbcgov.org]
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To: Tish Fox
Subject: FW: 12-006
Attachments: 12-006 04 INSTRUCTIONS TO BIDDERS standard.pdf

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