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COUNTY ADMINISTRATION

Agenda Item #: 3L2

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: December 17, 2013 (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 Annual Contracts with Eastman Aggregate Enterprises, LLC (Primary) not to exceed the amount of $4,262,891 for the first year of construction, and, Rio-Bak Corporation (Secondary) not to exceed $4,568,311.50 for the first year of construction for Palm Beach County Dune and Wetland Restoration Annual Contract, Project No. 2013ERM01 for a period of 12 months, with the cumulative total of both Contracts not to exceed the amount of $4,568,311.50.

Summary: The Contracts are being established for constructing beach dune and wetland habitat restoration projects throughout the County on an as-needed basis. Two (2) responsive, responsible bids were received for these annual contracts. The Contracts will be awarded to a primary and secondary bidder. Eastman Aggregate Enterprises, LLC, a Palm Beach County company, was the primary lowest responsive, responsible bidder, with 44.05% Small Business Enterprise (SBE) participation, which exceeds the established 15% goal. Rio-Bak Corporation, a Palm Beach County company, with 15.11% SBE participation, was the secondary lowest responsive, responsible bidder. The initial Contract term is 12 months, which may be extended for an additional 24 months upon approval of the Board of County Commissioners. Countywide (JM)

Background and Justification: Bids were received through the Department of Environmental Resources Management (ERM) by the Board of County Commissioners on October 29, 2013 for these Contracts. The Invitation for Bid notified bidders that the County could award two (2) contracts and assign the work at its discretion. The total amount of work orders issued under both Contracts shall not exceed the secondary contractor's potential – and higher – Contract Amount of $4,568,311.50. ERM will consider factors such as lowest unit prices, work load, bonding capacity and contractor availability when assigning work orders. The Contract contains a CPI-indexed price escalation clause, capped at three percent (3%), for annual renewals. A Public Construction Bond is required for each work order.

Attachments:
1. Contract with Eastman Aggregate Enterprises, LLC
2. Contract with Rio-Bak Corporation
3. Bid Evaluation Summary, Bid Tabulation, SBE Compliance Review

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Recommended by: _____ 11/19/13
Department Director **Date**

Recommended by: _____ 12/6/13
County Administrator **Date**

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2014	2015	2016	2017	2018
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	_____	_____	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget? **Yes** ____ **No** ____
Budget Account No.: **Fund** ____ **Department** __ **Unit** ___ **Object** ___
Program _____

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

Work under each Contract is authorized on a work order basis. Budget is available in various capital project accounts or a budget transfer will be requested prior to or concurrent with work orders being authorized.

C. Department Fiscal Review: JH

III. REVIEW COMMENTS

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

11/22/13 — **OFMB** KN 11/21 ce 11/21

12/2/13 — **Contract Development and Control** 12-2-13

B. Legal Sufficiency:

12/5/13
Assistant County Attorney

C. Other Department Review:

_____
Department Director