Agenda Item #3K-5

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY

Meeting Date: March 11, 2014

Consent [X] Public Hearing []

Regular []

Department: Water Utilities Department

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: a Contract with Intercounty Engineering, Inc. for the Southern Region Water Reclamation Facility (SRWRF) Headworks Bypass project in the amount of \$1,930,000.

Summary: On December 18, 2013, five (5) bids were received for Project No. WUD 12-015 to construct influent bypass piping around the pretreatment building at SRWRF, install bar screen assemblies and provide improvements at the aeration basins and Parshall flumes. The low bidder, Intercounty Engineering, Inc., is the lowest responsive, responsible bidder in the amount of \$1,930,000. Accordingly, Staff recommends award of this contract to Intercounty Engineering, Inc.in the amount of \$1,930,000. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The contract with Intercounty Engineering, Inc. provides for SBE participation of 16.04% overall. Intercounty Engineering, Inc. is not a Palm Beach company. This project is included in the FY13-14 Capital Improvement plan adopted by the Board of County Commissioners. (WUD Project No. 12-015) <u>District 5</u> (JM)

Background and Justification: The bypass piping around the headworks is needed for future inspection and repairs to the headworks. On May 15, 2012, the Palm Beach County Board of County Commissioners approved a Consultant Services Authorization for Hazen and Sawyer, P.C. in the amount of \$188,178 to provide design services for the influent bypass piping. Intercounty Engineering, Inc. was determined to be the lowest responsive responsible bidder for Project No. WUD 12-015. The summary of bid irregularities for the three (3) lowest proposals is detailed in Attachment 5. The irregularities provide no competitive advantage.

Attachments:

- 1. Two (2) Original Contracts
- 2. Location Map
- 3. Engineer's Recommendation & Bid Tabulation Sheet
- 4. SBE Compliance Review
- 5. List of Minor Bid Irregularities

Recommended By:

sand Sell 19 Department Director

Date

than pproved Bv: Assistant County **1**ministrator

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2014	2015	2016	2017	2018
Capital Expenditures External Revenues Program Income (County) In-Kind Match County	<u>\$1,930,000.00</u> <u>0</u> <u>0</u> <u>0</u>	0 0 0 0	0 0 0 0	0 0 0 0	0 0 0 0
NET FISCAL IMPACT	<u>\$1,930,000.00</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.: Fu	nd <u>4011</u> Dept	<u>721</u> Unit	<u>W010</u>	Object <u>6545</u>	
Is Item Included in Current E	Budget? Y	es <u>X</u> No)		
	Dama				

Reporting Category N/A

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

One (1) time capital expenditure from user fees with balances brought forward.

C. Department Fiscal Review:

Selvampent

III. REVIEW COMMENTS

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

Contract Development and Control 2-21-14 Buckeely

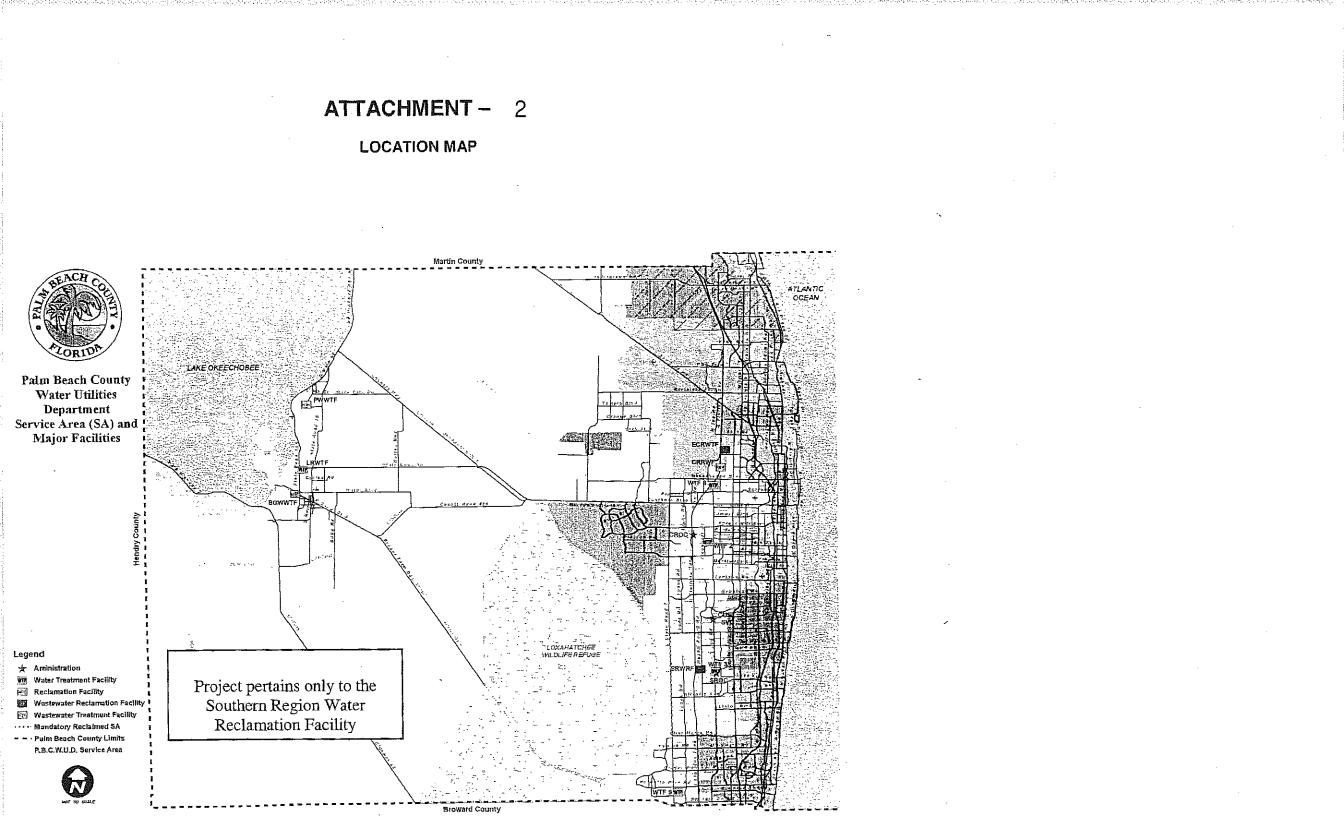
B. Lega Sufficiency:

\$14 Assistant County

C. Other Department Review:

Purchasing Department Director

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



£	Inter-Office Memorandum						
Palm Be	each County	Water Utilities Department					
DATE:	January 13, 2014						
то:	Bevin A. Beaudet, P.E. Director	07-15-14P03:24 ARTS					
FROM:	Maurice Tobon, P.E. UL Director of Engineering						
RE:	Notice of Award Recommendation SRWRF Headworks Bypass Project Project No. WUD 12-015	0:-28-1441::58 +6VD					

ATTACHMENT 3

The bid opening for the above referenced project was held on Wednesday, December 18, 2013. Proposals were received from five (5) contractors. The complete Bid Tabulation is attached. The engineer's opinion of probable construction cost was \$2,000,000 for Bid Item Numbers 1 through 2. An evaluation of the low bid is as follows:

- 1. The Bid Form provided in the Contract Documents was complete.
- 2. Bid security equal to 5% of the total base bid was enclosed with the bid. The officer titles are not filled out.
- 3. The contractor holds a valid state contractor's license. A copy of the license information is included.
- 4. Intercounty Engineering, Inc. does not have Local Preference.
- 5. SBE-M/WBE Schedules #1 and #2 were provided. The low bid submitted has met the 15% SBE goal established under the SBE Ordinance, (see attached SBE-M/WBE compliance review stating Intercounty Engineering, Inc. has 16.04% SBE participation).
- 6. The second low bidder has met the SBE goal for this project, but does not fall within the range for ranking of responsive bidders, (see attached SBE-M/WBE compliance review stating Globaltech, Inc. has 76.75% SBE participation).
- 7. The County Attorney has reviewed the bid and Bid Review Comments for Intercounty Engineering, Inc. and determined that the bid is responsive (see attached Bid Review Comments and email).

As a result of this evaluation we recommend Intercounty Engineering, Inc. as the successful, responsive, low bidder. Contract award is recommended to the lowest responsive bidder in the amount not to exceed \$1,930,000.00 subject to formal approval by the Board of County Commissioners. A copy of this notice has been emailed to all bidders and is posted at the bid opening location and will be left there for a minimum of five (5) business days.

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

Bid Tabulation Project Number: WUD 12-015 Project Name: SRWRF Headworks Bypass Project

BID ITEM	DESCRIPTION	QUANTITY	Unit	Intercounty Engineering, Inc.	Giobaltech, Inc.	Wharton- Smith, Inc.
	For mobilization, demobilization, insurance and bond premiums, and furnishing all labor, materials, equipment, services and incidentals associated with the modifications to the aeration tank influent channels, walkway platforms, installation of the manual bar screen and frameworks, aluminum plank, sluice gate replacements, installation of the headworks bypass piping, the replacement and rehabilitation of the aeration tank parshall flume flow meters, aluminum covers, and channel restoration, including all civii, mechanical, structural, electrical, instrumentation and all other miscellaneous work required to complete the project, tested and ready for operation and in accordance with the Contract Documents	1	Lump Sum	\$ 1,905,000.00	\$2,144,504.88	\$2,42 <u>4,000.00</u>
2	Contract allowance as identified in Section 01020	1	Lump Sum	\$ 25,000.00	\$ 25,000.00	\$ 25,000.00

12/18/2013

BASE BID

Total Bid Items 1 through 2

\$1,930,000.00

\$2,169,504.88

\$2,449,000.00

Contractor Information							
Certification No: CGC-045288	Status: AGINE						
Contractor: Hynes, Helen Patricia	Company: Intercounty Engineering Inc						
Classification: General	DBA:						
Hold:	Business: 1925 NW 18th St Pompano Beach FL 33069						
Expiration: 08/31/2014	Phone: 954-972-9800						
Insurance: 04/13/2014	Fax: 954-974-0042						
Bond:	Email: hphynes@intercountyengineering.com						
Work Comp: 01/01/2014	BTR No: 1803840						
Comp Exemption:	BTR Authority: Broward County						
	BTR Exp. Date: 09/30/2013						
r Authorized Signature Det	alls ———————————————————————————————————						
No) data found						

.

Name:	HYNES, HELEN PATRICIA (Primary Name)
	INTERCOUNTY ENGINEERING INC (DBA Name
Main Address:	1925 NW 18TH ST
	POMPANO BEACH Florida 33069
County:	BROWARD
License Mailing:	
LicenseLocation:	1925 NW 18TH ST
	POMPANO BEACH FL 33069
County:	BROWARD
cense Information	
License Type: Rank:	Certified General Contractor Cert General
kank: License Number:	CGC045288
Statüs:	Current,Active
Licensure Date:	11/19/1988
Expires:	08/31/2014
Special Qualifications	
Construction Business	02/20/2004
nsee Details	
isee Information	
[]]]	RAKOCZY, JOHN ROBERT (Primary Name)
	RANGELINE TAPPING SERVICES INC (DBA Name)
in Address	PG BOX ZIUIDO
m Addrese:	PO BOX 210155 ROYAL PALM BEACH Florida 33421
	ROYAL PALM BEACH Florida 33421
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DATE :	December :				
то:	Diana Rive WUD Engine		vision ()		
THROUGH :	Allen Gray	y, Manage	I OSPAL Any		
FROM:	Patricia Specialis	Willer,	Small Business D	evelopment	
SUBJECT :	WUD 12-015	5 (Re-Bid	on Project No.) pass Project		
The follo	wing is a (Complianc	e Review of SBE	participati	Lon
on the ab	ove-mentior	ned proje	cţ.		
Low Bidde	r:	1925 N W	nty Engineering, . 18 th St.	inc.	
			Bch, FL 33069		
Phòne:	·	954-972-9			
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Bid Amoun Goal: Goal Achi SBE Parti (WB) Bird's (SB) Rangel	t: eved: cipation: Eye ine Tapping	December \$1,930,00 15% Over: 16.04 % g Svs.	\$948.50 \$11 \$162,375.00		
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Bid Amoun Goal: Goal Achi SBE Parti (WB.) Bird's SB.) Rangel AS.) E & N (SB.) Aviron	t: eved: cipation: Eye ine Tapping Construction & Associat	December \$1,930,00 15% Over 16.04% g Svs. on tes	\$948.50 \$11 \$162,375.00 \$8,568.00 \$2,000.00	8.42 % .443% .104%	
Bid Amoun Goal: Goal Achi SBE Parti (WB.) Bird's SB.) Rangel AS.) E & N (SB.) Aviron	t: eved: cipation: Eye ine Tapping Constructio	December \$1,930,00 15% Over 16.04% g Svs. on tes	\$948.50 \$11 \$162,375.00 \$8,568.00 \$2,000.00 \$135,696.00	8.42 % .443% .104% 7.030%	
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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

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Priscilla A. Taylor, Mayor

Paulette Burdick, Vice Mayor

Hal R. Valeche

Shelley Vana: Steven L, Abrams

Mary Lou Berger

Jess R. Saritamaria

County Administrator

Robert Welsman

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"An Equal Opportunity Affirmative Action Employer"

D printed on recycled paper

PROJECT: SRWRF Headworks Bypass Project PROJECT No.: WUD 12-015 PROJECT MANAGER: Diana Rivera DATE: 1/8/2014 Bid Tabulation

Is the Bid Tabulation correct

Bid Evaluation

is the bid unbalanced

Is the Bidder Responsive

Was the bid received, opened and accepted at the time and place set forth in the invitation for bids

Bid package contains all required Attachments and Correct Bid Forms used Acknowledge receipt of all addenda

Palm Beach County Contractor's Registration/License numbers or State of Florida Contractor's Certification/Registration listed on the bid form

Bid amount(s) match and free of computational errors (any such errors must be noted) requires any clarifications (any such clarifications must be noted)

Is the Bidder Responsible:

The bidder must have adequate financial resources to perform the contract, or the ability to obtain them, necessary to indicate its capability to meet all contractual requirements.

Bid used PBC Bld Bond Form

Bid Security Amount 5%

Certifled Power of Attorney with Bld Bond

Surety licensed to operate in FL & bonding limit acceptable

The bidder must have a satisfactory record of integrity and business ethics including

satisfactory compliance with laws related to taxes, labor and employment,

environment, antitrust, and consumer protection

GC is suspended from doing business with State of FL

Subs suspended from doing business with State of FL

GC Delinquent on Local PBC Business Tax (See PPM CW-F-056 pg 3 #38) GC is a Scrutinized Company with State of FL

Subs are a Scrutinized Company with State of FL

	Intercounty Engineering, Inc. \$1,930,000.00				Globaltech, Inc. \$2,169,504.88			Wharton-Smith, Inc. \$2,449,000.00			
	Yes	No	N/A	Yes	No	N/A	Yes	No	N/A		
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PROJECT: SRWRF Headworks Bypass Project PROJECT No.: WUD 12-015 PROJECT MANAGER: Diana Rivera DATE: 1/8/2014

The capacity to legally contract with the County

Properly signed and notarized by the person or persons legally authorized to bind the Bidder to a contract

GC registered as a vendor with PBC

Vendor #

Contractor's FEIN

Is Contractor's FEIN active

State License #

Supplied all necessary information in connection with the inquiry concerning responsibility, including but not limited to any licenses, permits, or organization papers required.

License Check

Each bidder, and all identified subcontractors, must be properly certified and licensed in the State of Florida and/or Palm Beach County, as applicable, for the purpose of performing the specified work.

GC properly licensed with State of FL

GC registered/enrolled with PBC/PZ&B Contractor Certifications Major Subs Licensed/Certified

SBE-M/WBE Participation

Is there SBE participation SBE participation amount (\$) SBE participation %*

Local Preference

Certification of Business Location - Is bidder eligible for Local Preference? Has Business/Contractor submitted a valid business tax receipt with bid? Adjusted Bid Based on Local Preference

x	x	x
X	X	
VC0000012274	GLOB0059	VC0000125829
65-0495335	65-0577611	59-2392802
X	Х	X
CGC045288	CGC1507230	CGC032669, CGC1511243

\$2,169,504.88

_	Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
ſ	Active			Active			Active		
	Active	-		Active			Active		
ſ	X			Х			X		•

X]	X				Х		
\$309,587.00		\$1,665,095.00			\$452,386.59			
16.041%		76.750%		18.472%		%		

* Dollar amounts and percentage participation to be review and verified by OSBA.

X	X		-		Х		
Х	Х				Х		
NA	\$2,	\$2,061,029.64			\$2,326,550.00		

Intercounty Engineering, Inc. \$1,930,000.00

Globaltech, Inc.

Wharton-Smith, Inc.

\$2,449,000.00

Southern Region Water Reclamation Facility Headworks Bypass Project Project WUD 12-015 – Re-bid

List of Minor Irregularities

A total of five (5) bids were received for the SRWRF Headworks Bypass project. The lowest three (3) bids have been reviewed. The errors, omissions or irregularities found in the bid documents have been noted below.

Intercounty Engineering, Inc.

1. The Bid Form-7 is missing officer titles.

Globaltech, Inc.

1. No errors, omissions or irregularities were found in the bid documents.

Wharton-Smith, Inc.

1. No errors, omissions or irregularities were found in the bid documents.

Diana Rivera

From:
Sent:
То:
Cc:
Subject:

Michael W. Jones [MJones@pbcgov.org] Friday, January 10, 2014 2:35 PM Diana Rivera; Barbara Wheeler Steve McGrew; Brian Shields; Maurice Tobon RE: Bid Review for WUD 12-015 Rebid

In addition to not filling in the titles on Bid Form-7, it appears that the attestation is signed by the same individual that signed for the company, Maurice Hynes. He appears to be the only officer of the company from Sunbiz, so I guess he is acting as both the sec'y and the president for this signature. I don't think this is a major issue, because the surety information/signature is all properly completed, and Mr. Hynes is the president of Intercounty and has signed the bid bond. Even there was an issue with the attestation, I think the bond is still valid. I think these are waiveable minor irregularities.

From: Diana Rivera [mailto:drivera@pbcwater.com] Sent: Friday, January 10, 2014 10:24 AM To: Michael W. Jones; Barbara Wheeler Cc: Steve McGrew; Brian Shields; Maurice Tobon Subject: Bid Review for WUD 12-015 Rebid

Michael and Barbara,

Please see the attached files for the bid review of project WUD 12-015 – SRWRF Headworks Bypass. The apparent low bidder is Intercounty Engineering, Inc. I'll send the other 2 bid proposals in a separate email because of the file size.

Diana Rivera, P.E. Pàlm Beach County Water Utilities Department 8100 Forest Hill Boulevard West Palm Beach, FL 33413

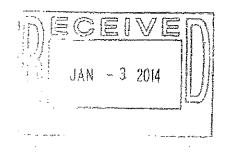
Phone: (561) 493-6117 Fax: (561) 493-6113 Email: <u>drivera@pbcwater.com</u>

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.

1

ATTACHMENT 4





DATE : December 30, 2013 TO: Diana Rivera, P.E. WUD Engineering/ Division THROUGH : Manager OS Allen Gray, Small Business Development FROM: Patricia Wij J. Specialist T, SUBJECT : Compliance Review on Project No. WUD 12-015 (Re-Bid) SRWRF Headworks Bypass Project The following is a Compliance Review of SBE participation on the above-mentioned project. Intercounty Engineering, Inc. Low Bidder: 1925 N.W. 18th St. Pompano Bch, FL 33069 954-972-9800 Phone: December 18, 2013 Bid Opening: \$1,930,000.00 Bid Amount: 15% Overall Goal: 16.04% Goal Achieved: SBE Participation: .049% \$948.50 WB)Bird's Eye \$162,375.00 8.42 % SB) Rangeline Tapping Svs. \$8,568.00 .443% AS)E & N Construction .1048 \$2,000.00 SB)Avirom & Associates ¹(SB) Utility Supply \$135,696.00 7.0308 \$309,587.00 16.04% 2nd Low Bidder: Globaltech, Inc. 6001 Broken Sound Pkw. Ste 610 Boca Raton, FL 33487 561-997-6433 Phone: \$2,169,504.88 Bid Amount: 15% Overall Goal: 76.75% Goal Achieved: SBE Participation: \$1,665,095.00 76.75% (SB)Globaltech

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

Priscilla A. Taylor, Mayor

Paulette Burdick, Vice Mayor

Hal R. Valeche

Shelley Vana

Steven L. Abrams

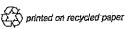
Mary Lou Berger

Jess R. Santàmaria

County Administrator

Robert Weisman

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3rd Low Bidder:	Wharton-Smith, Inc. 125 W Indiantown Rd. #201 Jupiter, Fl. 33458
Phone:	772-283-2944
Bid Amount:	\$2,449,000.00
Goal:	15% Overall
Goal Achieved:	18.4%

SBE Participation:2 (SB) Rangeline Tapping Sv, Inc. \$223,074.999.1%2 (SB) Rangeline Tapping Sv, Inc. \$229,311.609.3%

\$452,386.59 18.4%

EVALUATION:

The Low Bidder, Intercounty Engineering, Inc. has met the SBE goal for this project.

The second Low Bidder, Globaltech, has met the SBE Goal and is outside the range of ranking of responsive bidders.

The third Low Bidder, Wharton-Smith, Inc.has met the SBE goal.

¹ Utility Supply given 60% credit as a supplier.

 $^{2}\ \mathrm{Rangeline}\ \mathrm{Tapping}\ \mathrm{recalculated}\ \mathrm{due}\ \mathrm{to}\ \mathrm{math}\ \mathrm{error}$ on Schedule 2.

³ Utility Supply given 60 % credit as a supplier.

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

ATTACHMENT 5

Southern Region Water Reclamation Facility Headworks Bypass Project Project WUD 12-015 – Re-bid

List of Minor Irregularities

A total of five (5) bids were received for the SRWRF Headworks Bypass project. The lowest three (3) bids have been reviewed. The errors, omissions or irregularities found in the bid documents have been noted below.

Intercounty Engineering, Inc.

1. The Bid Form-7 is missing officer titles.

Globaltech, Inc.

1. No errors, omissions or irregularities were found in the bid documents.

Wharton-Smith, Inc.

1. No errors, omissions or irregularities were found in the bid documents.