

Inter-Office Memorandum

Palm Beach County



2015 FEB 13 AM 10:49

Water Utilities
Department

DATE: February 11, 2015

TO: Jim Stiles, Director
Water Utilities Department *JCS*

FROM: Maurice Tobon, P.E.
Water Utilities Department, Director of Engineering *mt*

RE: Notice of Award Recommendation
Telemetry Information Management System Improvements
Project No. WUD 12-023

The bid opening for the above referenced project was held on Friday, January 16, 2015. Proposals were received from three (3) contractors. The complete Bid Tabulation is attached. The engineer's opinion of probable construction cost was \$1,099,550.00 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. Engineer Service Corporation 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 low bid submitted has met the 15% SBE goal established under the SBE Ordinance, (see attached SBE-M/WBE compliance review stating Engineer Service Corporation has 89.69% SBE participation).
6. The County Attorney has reviewed the bid and Bid Review Comments for Engineer Service Corporation and determined that Engineer Service Corporation does not have any bid irregularities and the bid is responsive.

As a result of this evaluation, we recommend Engineer Service Corporation as the successful, responsive, low bidder. Contract award is recommended to the lowest responsive bidder in the amount not to exceed \$1,098,799.50 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: Hassan Hadjimiry, P.E. Assistant Director
Stephen McGrew, P.E. Plant Design Manager
Michael W. Jones, CAO

Maurice Tobon, P.E. Director of Engineering
Craig C. Williams, Assistant Director of Finance & Administration

BID TABULATION SHEET

TITLE

Telemetry Information Management System Improvements

BID# **12-023**

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

	Atlantic Environmental Systems, Inc.		Electron Corp., of South Florida		Engineer Service Corporation					
	\$1,130,829.50 <i>KN</i>		\$1,232,601.51 <i>KN</i>		\$1,098,799.50 <i>KN</i>					
BASE BID	\$1,130,737.50		\$1,232,801.51		\$1,098,800.00		\$		\$	
Addendum #1, #2 & #3	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input type="radio"/> Y	<input type="radio"/> N	<input type="radio"/> Y	<input type="radio"/> N
Attachment #1 BID BOND	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input type="radio"/> Y	<input type="radio"/> N	<input type="radio"/> Y	<input type="radio"/> N
Attachment #2 SBE-M/WBE Schedules	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input type="radio"/> Y	<input type="radio"/> N	<input type="radio"/> Y	<input type="radio"/> N
Attachment #3 Certification of Business Location	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input type="radio"/> Y	<input type="radio"/> N	<input type="radio"/> Y	<input type="radio"/> N
Attachment #4 List of Major Subcontractors	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input type="radio"/> Y	<input type="radio"/> N	<input type="radio"/> Y	<input type="radio"/> N
Attachment #5 Trench Safety	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input checked="" type="radio"/> Y	<input type="radio"/> N	<input type="radio"/> Y	<input type="radio"/> N	<input type="radio"/> Y	<input type="radio"/> N

BIDS PICKED UP BY *Kirk* ENGINEER

DATE *1/16/15*

Attachment 3 - Page 2 of 3

Licensee Details

Licensee Information
 Name: **ATKINS, ALVA C (Primary Name)**
ENGINEER SERVICE CORPORATION (DBA Name)
 Main Address: **PO BOX 23511**
JACKSONVILLE Florida 32241
 County: **DUVAL**
 License Mailing:
 LicenseLocation:

License Information
 License Type: **Certified Building Contractor**
 Rank: **Cert Building**
 License Number: **CBCA05721**
 Status: **Current, Active**
 Licensure Date: **04/12/1978**
 Expires: **08/31/2016**

Special Qualifications **Qualification Effective**
Construction Business **02/20/2004**



PAULE M. GANNON
 CONSTITUTIONAL TAX COLLECTOR
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 www.pbctax.com Tel: (561) 355-2264

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 660 LINTON BLVD 200 B
 DELRAY BEACH, FL 33444

Serving you.

TYPE OF BUSINESS	OWNER	CERTIFICATION #	RECEIPT #/DATE PAID	AMT PAID	BILL #
23-0153 BUILDING CONTRACTOR	ENGINEER SERVICE CORPORATION	CBCA05721	8:4.1584578 - 08/25/14	\$27.50	8:01E048

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

STATE OF FLORIDA
PALM BEACH COUNTY
2014/2015 LOCAL BUSINESS TAX RECEIPT

LBTR Number: 201358787
EXPIRES: SEPTEMBER 30, 2015

ENGINEER SERVICE CORPORATION
 ENGINEER SERVICE CORPORATION
 PO BOX 23511
 JACKSONVILLE, FL 32241



B2 - 1005

This receipt grants the privilege of engaging in or managing any business profession or occupation within its jurisdiction and MUST be conspicuously displayed at the place of business and in such a manner as to be open to the view of the public.



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/losba



Palm Beach County
Board of County
Commissioners

Shelley Vana, Mayor
Mary Lou Berger, Vice Mayor

Hal R. Valeche
Paulette Burdick
Steven L. Abrams
Melissa McKinlay
Priscilla A. Taylor

County Administrator
Robert Weisman

"An Equal Opportunity
Affirmative Action Employer"

printed on recycled paper

DATE: February 6, 2015
TO: Kristin Hink
MWH/PBCWUD Engineering Division
THROUGH: Allen Gray, Manager
Office of Small Business Assistance
FROM: Patricia Wilhelm, Small Business Development
Specialist II
SUBJECT: Compliance Review on Project No. WUD 12-023
Telemetry Info. Management Sys.Improvements

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

Low Bidder: Engineer Service Corporation
POB 23511
Jacksonville, FL 32241
Phone: 904-268-0482
Bid Opening: January 16, 2015
Bid Amount: \$1,098,800.00
Goal: 15% Overall
Goal Achieved: 89.69%

SBE Participation:

(SB) Engineer Service Corp.	\$739,090.00	67.26%
(SB) Energy Efficient Electric	\$246,509.00	22.43%
	<hr/>	
	\$985,599.00	89.69%



Page 2.

2nd Low Bidder: Atlantic Env. Systems, Inc.
2244 4th Ave. North
Lake Worth, FL 33461
Phone: 561-547-8080
Bid Amount: \$1,130,739.50
Goal: 15% Overall
Goal Achieved: 0%

SBE Participation:

¹(SB)Atlantic Env. Systems, Inc. \$ 565,369.75 0%
\$ 565,369.75 0%

3rd Low Bidder: Electron Corp. of So. Fl. Inc.
127 Renaissance Cir.
Jupiter, Fl. 33458
Phone: 561-744-1388
Bid Amount: \$1,232,801.51
Goal: 15% Overall
Goal Achieved: 0%

SBE Participation:

²(SB)Electron Corp. \$ 0

\$ 0%



Page 3.

EVALUATION:

The Low Bidder, Engineer Service Corporation has met the SBE requirement for this project.

The second and third low bidders have not met the SBE requirement for this project.

c: Allen Gray, Manager OSBA
Helene Hvizd, Assistant County Attorney

¹ No credit given to Atlantic Environmental Systems, Inc. as they did not provide specific information on Schedule 2 regarding the scope of work to be performed, only a percentage of the work.

² No credit given to Electron Corp as they did not provide specific information on Schedule 2 regarding the scope of work to be performed only a percentage of the work.

Attachment 5

List of Minor Bid Irregularities

Bid Review Comments

TIMS Improvements

Project WUD 12-023

The three (3) bids received for the TIMS Improvements project have been reviewed. The errors, omissions or irregularities found in the three bids have been noted below.

Engineer Service Corp.

1. Bidder's PZ&B certification has expired; however, their state license is active. Two major subcontractors are not on the PZ&B Contractor Certification list and a third subcontractor's certification has expired. However, all three subcontractor's state licenses are active.
2. \$14,000,000 is the bonding limit stated in the Contract Documents; however, Merchants Bonding Company (Mutual) has an underwriting limit of \$7,953,000 and Merchants National Bonding, Inc. has a \$1,056,000 limit.
3. Attachment No. 3 to Bid Form: Bidder did not mark that it's a "Local Business" but marked the subcategory stating that it has a permanent office/site in Palm Beach County and provided the Palm Beach County Business Tax Receipt.
4. Bidder's total was fifty cents more than PBCWUD's calculation of total and will be adjusted accordingly.

Atlantic Environmental

1. Bidder's total was \$90 less than PBCWUD's calculation of total.

Electron Corp. of South Florida

1. Bidder's total is \$200 more than PBCWUD's calculation of total.

Kristin Hink

From: Michael W. Jones [MJones@pbcgov.org]
Sent: Wednesday, February 11, 2015 4:07 PM
To: Kristin Hink
Cc: Steve McGrew; Tish Fox
Subject: RE: WUD12-023 TIMS Improvements - Legal Review

Kristin, I have reproduced the bid review comments below. See my responses in red. Bottom line, with the exception of the mathematical error, which we are required to fix, ESC didn't have any Irregularities and was responsive to the bid. Do you want me to return the contract documents binder to you?

Engineer Service Corp.

1. Bidder's PZ&B certification has expired; however, their state license is active. Two major subcontractors are not on the PZ&B Contractor Certification list and a third subcontractor's certification has expired. However, all three subcontractor's state licenses are active. OK to meet licensing requirements with active state license.
2. \$14,000,000 is the bonding limit stated in the Contract Documents; however, Merchants Bonding Company (Mutual) has an underwriting limit of \$7,953,000 and Merchants National Bonding, Inc. has a \$1,056,000 limit. Bidder met 5% bid bond requirement. The \$14,000,000 statement is in Power of Attorney submitted to support bid bond, not construction bond. It is not necessary to meet public construction bond requirement at time of bidding, nor even to use same bonding company for bid bond/construction bond. Also, even if the power of atty was submitted for the public construction bond, the underwriting limit of the company is still sufficient for the contract cost.
3. Attachment No. 3 to Bid Form: Bidder did not mark that it's a "Local Business" but marked the subcategory stating that it has a permanent office/site in Palm Beach County and provided the Palm Beach County Business Tax Receipt. This is not an irregularity, as local preference may be met by meeting the permanent office/site requirement.
4. Bidder's total was fifty cents more than PBCWUD's calculation of total and will be adjusted accordingly. OK to correct per ITB Section 5.1.3.

Atlantic Environmental

1. Bidder's total was \$90 less than PBCWUD's calculation of total. OK to correct per ITB Section 5.1.3.

Electron Corp. of South Florida

1. Bidder's total is \$200 more than PBCWUD's calculation of total. OK to correct per ITB Section 5.1.3.

From: Kristin Hink [mailto:KHink@pbcwater.com]
Sent: Wednesday, February 11, 2015 10:35 AM
To: Michael W. Jones
Cc: Steve McGrew; Tish Fox
Subject: WUD12-023 TIMS Improvements - Legal Review

Hello Michael,

I am a new project manager here in the PBCWUD Engineering Department under the CIP program and I just wanted to let you know that I had a package delivered to your office this morning. The contents are attached in this email as a PDF. Please verify when you have received it. We are looking for your review in regards to the WUD Bid Review Comments. I'm looking to provide the agenda item by next Wednesday so that this project can go to the BCC meeting in April for award. Please provide comments at your earliest convenience.

Thank you,

Kristin Hink
Program Project Manager
PBC WUD Capital Improvements Program
8100 Forest Hill Blvd. Tel: 561 493 6121
West Palm Beach, FL 33413 Cell: 954 256 4329

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.

PROJECT: TIMS Improvements
PROJECT No.: WUD 12-023

	Engineer Service Corp.	Atlantic Environmental	Electron Corp. of South Florida
Calculated Base Bid	\$1,098,799.50	\$1,130,829.50	\$1,232,601.51
Bidder's Base Bid	\$1,098,800.00	\$1,130,739.50	\$1,232,801.51
Alternate Bid	\$94,000.00	\$92,000.00	\$94,106.00

PROJECT MANAGER: Kristin Hink
DATE: 1/16/2015

Bid Tabulation

Is the Bid Tabulation correct

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
	X			X			X	

Bid Evaluation

Is the bid unbalanced

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
	X			X			X	

Is the Bidder Responsive

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

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
X			X			X		

Bid package contains all required Attachments and Correct Bid Forms used

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
X			X			X		

Acknowledge receipt of all addenda

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
X			X			X		

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)

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
X			X			X		

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.

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
	X			X			X	

Bid used PBC Bid Bond Form

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
X			X			X		

Bid Security Amount 5%

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
X			X			X		

Certified Power of Attorney with Bid Bond

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
X			X			X		

Surety licensed to operate in FL & bonding limit acceptable

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
X			X			X		

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

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
	X			X			X	
	X			X			X	
	X			X			X	
	X			X			X	

GC is suspended from doing business with State of FL

Subs suspended from doing business with State of FL #38)

GC is a Scrutinized Company with State of FL

Subs are a Scrutinized Company with State of FL

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
X			X			X		
X			X			X		

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 #

Vendor #	Contractor's FEIN	Is Contractor's FEIN active	State License #
ENGI0003	59-1590951	X	CBCA05721
ATLA0064	65-0315800	X	CUC1225151
VC0000110831	65-0447449	X	EC0002765

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.

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
X			X			X		

GC properly licensed with State of FL

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
	X		X			X		

GC registered/enrolled with PBC/PZ&B Contractor Certifications

Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
X			X			X		

Major Subs Licensed/Certified

PROJECT: TMS Improvements
PROJECT No.: WUD 12-023

	Engineer Service Corp.	Atlantic Environmental	Electron Corp. of South Florida
Calculated Base Bid	\$1,098,799.50	\$1,130,829.50	\$1,232,601.51
Bidder's Base Bid	\$1,098,800.00	\$1,130,739.50	\$1,232,801.51
Alternate Bid	\$94,000.00	\$92,000.00	\$94,106.00

PROJECT MANAGER: Kristin Hink
DATE: 1/16/2015

SBE-M/WBE Participation

	Engineer Service Corp.	Atlantic Environmental	Electron Corp. of South Florida
Is there SBE participation	X	X	X
SBE participation amount (\$)	\$985,559.00	\$0.00	\$0.00
SBE participation %*	89.594%	0.000%	0.000%

If low Bidder is not responsive to SBE requirement then:

	Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
Is Bid ≤ \$1M?			NA			NA			NA
Is the next low bid responsive to SBE reqmt.?									
Is the next low bid less than the low bid plus 10%?									
If Yes to both above, then: SBE preference is awarded to next low bidder responsive to SBE reqmt.									

If there are no Bidders that are responsive to SBE requirement then:

	Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
Is the SBE participation > 7%?			NA			NA			NA
Is the next low bid less than the low bid plus 10%?									
If Yes to both above, then: SBE preference is awarded to next low bidder responsive to SBE reqmt.									

Is Bid > \$1M?

	Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
Is the next low bid responsive to SBE reqmt.?			NA			NA			NA
Is the next low bid less than \$100,000 plus 3% of the total bid in excess of \$1,000,000?									
If Yes to both above, then: SBE preference is awarded to next low bidder responsive to SBE reqmt.									

If there are no Bidders that are responsive to SBE requirement then:

	Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
Is the SBE participation > 7%?			NA			NA			NA
Is the bid less than \$100,000 plus 3% of the total bid in excess of \$1,000,000?									
If Yes to both above, then: SBE preference is awarded to next low bidder.									

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

Local Preference and Glades Local Preference

	Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
Has the Certification of Business Location for Local Preference been submitted (Attachment No. 3)?	X			X			X		
Has Business/Contractor submitted a valid business tax receipt with bid?	X			X			X		

Local Preference

	Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
Is the low bid from a local business?	X								
Is the low bid from a regional or non-local business?		X							
Are the remaining bids from local businesses?	X			X			X		
If the low bid is from a regional or non-local business, then all bids from local bidders are decreased 5% for purposes of determining local preference (to a maximum of \$100,000 difference). See below.			X			X			X

Is project located in the Glades area as defined in the Ordinance? If so, apply Glades Local Preference, below.

	Yes	No	N/A	Yes	No	N/A	Yes	No	N/A
	X			X			X		

