

Agenda Item is over 50 pages; may be viewed in the Minutes Department

Agenda Item #: **5C-1**

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

**Meeting Date: July 21, 2015**       Consent       Regular  
    Workshop       Public Hearing

**Department:**  
**Submitted By: Engineering & Public Works**  
**Submitted For: Roadway Production Division**

**EXECUTIVE BRIEF**

**Motion and Title: Staff recommends motion to approve:**

- A) a contract with Coston Marine Services, Inc. (Coston) in the amount of \$125,995.94 for the construction of the Intracoastal Road Seawall Repair (Project);
- B) a budget transfer of \$155,000 in the General Fund from Contingency Reserves to the Capital Outlay Fund, and
- C) a budget amendment of \$155,000 in the Capital Outlay Fund to recognize the transfer and appropriate it to the Project.

**SUMMARY:** Approval of this contract, budget transfer, and budget amendment, will allow Palm Beach County to issue a notice to proceed to Coston, a Palm Beach County company, to begin construction of the Project. The Palm Beach County Small Business Enterprise (SBE) goal for all projects is 15% overall. The SBE participation proposed for the Project by Coston is 56.99%.

District 4 (MRE)

**Background and Justification:** Bids for the Project were received by the Engineering Department on April 21, 2015. Coston was the lowest responsive, responsible bidder. The Office of Small Business Assistance issued its evaluation on May 12, 2015. Time to complete all work under this contract shall be no more than 90 calendar days.

**Attachments:**

- 1. Location Sketch
- 2. Contracts
- 3. Contract Pages C-1 and C-2
- 4. SBE Evaluation Letter
- 5. Bid Tabulation
- 6. Budget Transfer
- 7. Budget Amendment

**Recommended by:** *Daniel A. Fernandez*      6/28/15 *[Signature]*  
   **Division Director**      **Date**

**Approved By:** *A. T. Will*      6/30/15  
   **County Engineer**      **Date**

**II. FISCAL IMPACT ANALYSIS**

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

Fiscal Years	2015	2016	2017	2018	2019
Capital Expenditures	<u>\$155,000</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Operating Costs	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
External Revenues	<u>-0-</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>	<b><u>\$155,000</u></b>	<b><u>-0-</u></b>	<b><u>-0-</u></b>	<b><u>-0-</u></b>	<b><u>-0-</u></b>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget?      Yes      No    X

**Budget Account No:**

Fund 3900 Dept 361 Unit 1481 Object 6571

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

General Fund  
 Contingency Reserves  
 Capital Outlay Fund  
 Intracoastal Rd/Tradewinds-Seawall Replacement

Construction Contract	\$125,995.94
Contingency	\$ 12,754.06
Testing Lab	\$ 7,500.00
Staff Costs	
-Roadway Production	\$ 2,500.00
-Survey Section	\$ 1,250.00
-Construction Coordination	\$ 5,000.00
<b>FISCAL IMPACT</b>	<b>\$155,000.00</b>

**C. Departmental Fiscal Review:**

Alii Kovalainen

**III. REVIEW COMMENTS**

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

Sherry Brown  
 5/10/15  
 6/25/15  
 OFMB

John S. Wheeler  
 Contract Dev. and Control  
 7-14-15  
 B. Wheeler

**B. Approved as to Form and Legal Sufficiency:**

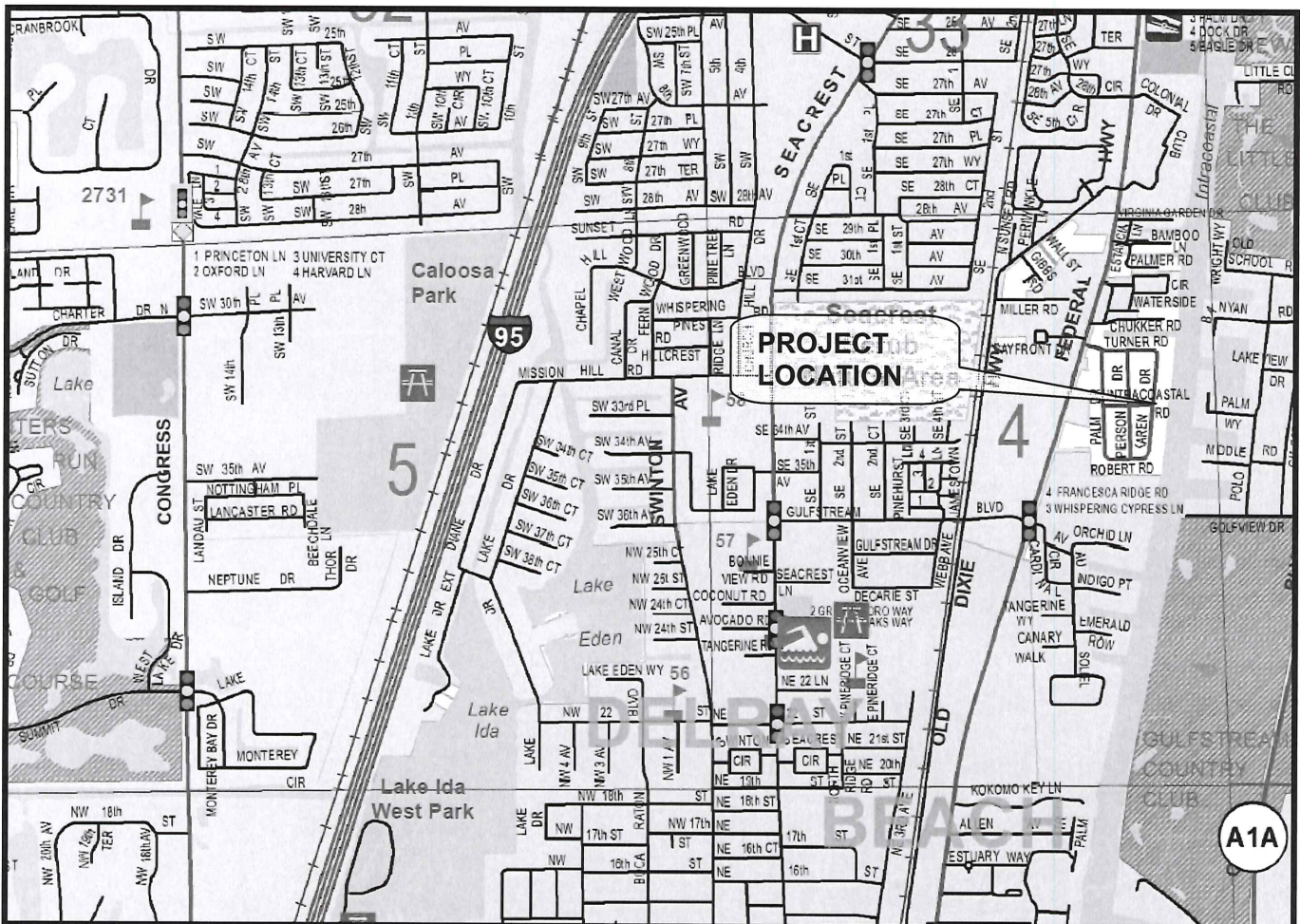
Marlene Stettin 5/16/15  
 Assistant County Attorney

**C. Other Department Review:**

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

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

**PROJECT LOCATION  
INTRACOASTAL ROAD SEWALL REPAIR  
PALM BEACH COUNTY  
PROJECT NO. 2013612**



**LOCATION SKETCH**

**CONTRACT**

STATE OF FLORIDA )

) SS

COUNTY OF PALM BEACH )

This Contract, made this \_\_\_\_ day of \_\_\_\_\_, A.D. 2015, by and between PALM BEACH COUNTY, a Political Subdivision of the State of Florida, (hereinafter "County"), and Coston Marine Services, Inc., of Jupiter, Florida, and their heirs, executors, administrators and assigns, (hereinafter "Contractor"):

WITNESSETH: The Contractor agrees with the County, for the consideration herein mentioned at their own proper cost and expense to do all the work and furnish all necessary labor, materials, equipment, machinery, tools, apparatus, services, state workmen's compensation and unemployment compensation taxes incurred in the performance of the contract, and means of transportation for the complete construction of:

**PROJECT NAME: INTRACOASTAL ROAD SEAWALL REPAIR**

**PROJECT NO.: 2013612**

IN THE AMOUNT OF:

**ONE HUNDRED TWENTY FIVE THOUSAND, NINE HUNDRED NINETY FIVE DOLLARS 94/100**

(IN WORDS)

**\$125,995.94**

(IN FIGURES)

in Palm Beach County, Florida, in the manner and to the full extent as set forth in the Contract Documents therefore and the Contract Documents relative thereto, are made a part of this Agreement as completely as if set forth herein, to the satisfaction of the County, or its duly authorized representative.

The Contractor further agrees for the consideration herein mentioned to commence the work with adequate forces and equipment within fourteen (14) calendar days of the date set forth in the "Notice to Proceed". The time limit for the completion of all work under this contract shall be (90) calendar days, (see Special Provisions). The date fixing this period upon the calendar shall be established and stated in the "Notice to Proceed". After commencement of the work, it shall be properly dispatched toward completion, to the satisfaction of the Engineer, and shall be fully completed within the time limit. It is understood and agreed that the time limit for completion of said work is the essence of the contract and should the Contractor fail to complete the work within the time limit, it is agreed that for such calendar day that any work provided for in these Contract Documents shall remain incomplete after the time limit has expired, including any official extension of the time limit; the sum per day given in the contained schedules shall be deducted from monies due the Contractor, not as a penalty, but as liquidated damages (in accordance with Section 8-10.2 of the Standard Specifications) and added expense for supervision.

The Contractor shall take into account all contingent work which has to be done by other parties arising from any cause whatsoever, and shall not plead his want of knowledge of such contingent work as an excuse for delay in his work, or for its non-performance.

IN WITNESS WHEREOF, the parties have caused this Contract to be executed and sealed the day and year first written above.

ATTEST:

SHARON R. BOCK,  
Clerk & Comptroller

PALM BEACH COUNTY, FLORIDA, a  
Political Subdivision of the  
State of Florida

BOARD OF COUNTY COMMISSIONERS

By: \_\_\_\_\_  
Deputy Clerk

By: \_\_\_\_\_  
Shelley Vana, Mayor

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

*[Signature]*  
APPROVED AS TO TERMS  
AND CONDITIONS

*[Signature]*  
(witness signature)

COSTON MAZINE SERVICES, INC.  
(Corporate Name)

MICHAEL BRYANT  
(witness name printed)

a FLORIDA corporation  
(insert state of incorporation)

*[Signature]*  
(witness signature)

By: *[Signature]*  
(signature)

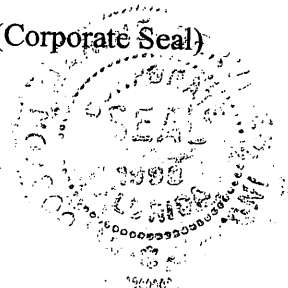
LOIS MEDWEY  
(witness name printed)

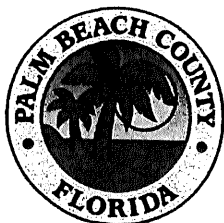
DANIEL COSTON  
(print signatory's name)

Its PRESIDENT  
(print title)

5-29-15  
(date of execution)

(Corporate Seal)





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**

- 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

(SB)

**DATE:** May 12, 2015

**TO:** Holly B. Knight, P.E., Contracts Section  
Manager - Roadway Production Division

**Through:** Allen Gray, Manager, Office of Small Business  
Assistance *Allen Gray*

**FROM:** Tanoy Williams, Compliance Specialist II *TW*

**SUBJECT:** Compliance Review on Project No. 2013612  
Intracoastal Road and Seawall Repair

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

**LOW BIDDER:** **COSTON MARINE SERVICES, INC.**  
228 Hibiscus Street  
Suite 4  
Jupiter, FL 33458  
Phone: 561-747-4382  
Bid Opening: April 21, 2015  
Bid Amount: \$125,995.94  
Goal: **15% Overall**  
Goal Achieved: **56.99%**

**SBE Participation:**

Coston Marine Services	<b>\$ 71,817.68</b>	<b>56.99%</b>
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**2<sup>ND</sup> LOW BIDDER:** **MURRAY LOGAN CONSTRUCTION, INC.**  
313 65<sup>th</sup> Trail N.  
West Palm Beach, FL 33413  
Phone: 561-686-3948  
Bid Amount: \$138,750.00  
**Goal: 15% Overall**  
**Goal Achieved: 15.00%**

**SBE Participation:**

(SB) Coral Steel	\$18,562.50	13.38%
(SB) Dennis J. Leavy	<u>\$ 2,250.00</u>	<u>1.62%</u>
	<b>\$20,812.50</b>	<b>15.00%</b>

**3<sup>RD</sup> LOW BIDDER:** **PAC COMM, INC.**  
4226 SW 70<sup>th</sup> Court  
Miami, FL 33155  
Phone: 305-381-5157  
Bid Amount: \$278,642.69  
**Goal: 15% Overall**  
**Goal Achieved: 0.00**

**SBE Participation:**  
None

**EVALUATION**

The low bidder, **COSTON MARINE SERVICES, INC.**  
has met the SBE goal for this project.

cc: Helen Hvizd, Assistant County Attorney  
File

**INTRACOASTAL ROAD  
SEAWALL REPAIR  
PBC PROJECT #2013612**

ATTACHMENT 5 - PAGE 1 OF 2

				AVERAGE OF BID ITEMS	ENGINEERS ESTIMATE	COSTON MARINE SERVICES, INC.		MURRAY LOGAN CONSTRUCTION, INC.		PAC COMM, INC.	
ITEM #	DESCRIPTION	QTY	UNIT	UNIT PRICE	UNIT PRICE	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
<b>REGULAR ROADWAY PAY ITEMS</b>											
1	MOBILIZATION	1	LS	\$ 21,565.30	\$ 25,000.00	\$ 12,135.90	\$ 12,135.90	\$ 12,000.00	\$ 12,000.00	\$ 40,560.00	\$ 40,560.00
2	14" SQ. FDOT PILE	360	LF	\$ 152.02	\$ 80.00	\$ 131.05	\$ 47,178.00	\$ 70.00	\$ 25,200.00	\$ 255.00	\$ 91,800.00
3	8" CONCRETE SHEET PILING	135	LF	\$ 525.88	\$ 350.00	\$ 237.64	\$ 32,081.40	\$ 500.00	\$ 67,500.00	\$ 840.00	\$ 113,400.00
4	CONCRETE CAP	15	CY	\$ 1,370.35	\$ 1,600.00	\$ 981.04	\$ 14,715.60	\$ 1,500.00	\$ 22,500.00	\$ 1,630.00	\$ 24,450.00
5	CAP REBAR	2,449	LBS	\$ 1.80	\$ 2.50	\$ 1.60	\$ 3,918.40	\$ 2.00	\$ 4,898.00	\$ 1.81	\$ 4,432.69
6	SITE RESTORATION	1	LS	\$ 8,872.88	\$ 20,000.00	\$ 15,966.64	\$ 15,966.64	\$ 6,652.00	\$ 6,652.00	\$ 4,000.00	\$ 4,000.00
<b>TOTAL BID AMOUNT</b>						<b>\$ 125,995.94</b>		<b>\$ 138,750.00</b>		<b>\$ 278,642.69</b>	



**INTRACOASTAL ROAD  
SEAWALL REPAIR  
PBC PROJECT #2013612**

*THE ITEMS AND QUANTITIES SHOWN, SHALL GOVERN OVER THE PLANS.  
PAY ITEM FOOTNOTES IN CONSTRUCTION PLANS SHALL ALSO BE INCLUDED IN ITEM UNIT PRICE.*

**PAY ITEM FOOTNOTES:**

All costs associated with the 36" RCP shall be incidental to the project.

All costs associated with the removal of the existing seawall shall be incidental to the project.

*Working days to complete project: 90 calendar days (See Special Provisions)*

*Bids as read at opening on Tuesday, April 21, 2015; 2:00 PM*

*All bids subject to OSBA SBE compliance and Board Approval.*

*Prepared by: William Carey, Project Coordinator I*

*Checked by: Holly B. Knight, P.E., Contracts Section Manager*

**BOARD OF COUNTY COMMISSIONERS  
PALM BEACH COUNTY  
BUDGET Transfer**

BGEX 061015-1378

FUND General Fund

ATTACHMENT 6

ACCOUNT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 06/10/2015	REMAINING BALANCE
<b>TRANSFERS</b>								
0001-820-9100-9207	Tr. To Capital Outlay Fd 3900	6,164,831	6,164,831	155,000	0	6,319,831	6,164,831	155,000
<b>RESERVES</b>								
0001-820-9900-9901	Contingency Reserves	20,000,000	18,110,404	<u>0</u>	<u>155,000</u>	17,955,404		
				155,000	155,000			

	<b>SIGNATURE</b>	<b>DATE</b>	
Engineering & Public Works	<u><i>Abigail White</i></u>	<u>6/10/15</u>	By Board of County Commissioners
Administration / Budget Approval	<u><i>Sheryl Brown</i></u>	<u>7/1/15</u>	At Meeting of <u>7/21</u>
OFMB Department – Posted	_____	_____	Deputy Clerk to the Board of County Commissioners

2015- 0920

**BOARD OF COUNTY COMMISSIONERS  
PALM BEACH COUNTY  
BUDGET Amendment**

FUND Capital Outlay Fund

BGRV 061015-558  
BGEX 061015-1377

ACCOUNT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 06/26/2015	REMAINING BALANCE
<b><u>REVENUES</u></b>								
<b><u>TRANSFERS</u></b>								
3900-800-9100-8000	Tr Fr General Fund Fd 0001	<u>6,164,831</u>	<u>6,164,831</u>	<u>155,000</u>	<u>0</u>	<u>6,319,831</u>		
<b>TOTAL RECEIPTS &amp; BALANCES</b>		15,114,805	17,752,288	155,000	0	17,907,288		
<b><u>EXPENDITURES</u></b>								
<b><u>INTRACOASTAL RD/TRADEWINDS SEAWALL REPAIR</u></b>								
3900-361-1481-6571	Bridge Improvements	<u>0</u>	<u>0</u>	<u>155,000</u>	<u>0</u>	<u>155,000</u>	0	155,000
<b>TOTAL APPROPRIATIONS &amp; EXPENDITURES</b>		15,114,805	17,752,288	155,000	0	17,907,288		

Engineering & Public Works	SIGNATURE	DATE	By Board of County Commissioners At Meeting of <u>7/21/15</u>
Administration / Budget Approval	<u>Alicia Kovalainen</u>	<u>6/30/15</u>	
OFMB Department – Posted	<u>Sherry Brown</u>	<u>7/1/15</u>	
			Deputy Clerk to the Board of County Commissioners