

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

Agenda Item #: 3-C-10

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

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Meeting Date: March 14, 2017                       Consent                       Regular  
    Workshop                       Public Hearing

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

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**EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to approve: an annual traffic loops contract, Project No. 2017050, with AUM Construction, Inc. (AUM), in an amount not to exceed the total value of \$1,000,000 for task orders.

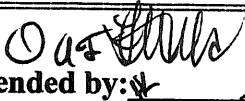
**SUMMARY:** Approval of this contract will facilitate the furnishing and installation of traffic signal loops. The Palm Beach County Small Business Enterprise (SBE) goal for all contracts is 15%. The SBE participation committed for the project by AUM is 100%. AUM is a Palm Beach County based company. This contract is for 12 months, with the possibility of an extension for up to a total of 36 months. Countywide (JB)

**Background and Justification:** Bids for the project were received by the Engineering Department on November 29, 2016. AUM, the sole bidder, was found to be responsive and responsible. The above contract amount is based on the estimated amount to be expended for traffic loops throughout Palm Beach County over a 12 month period.

**Attachments:**

- 1. Contract (3)
- 2. Contract Pages C-1 and C-2
- 3. SBE Compliance Review
- 4. Bid Tabulation

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Recommended by:                       J. Webb                      2/13/17  
   Department Director                      Date

Approved By:                       2/27/17  
   Assistant County Administrator                      Date

**II. FISCAL IMPACT ANALYSIS**

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

Fiscal Years	2017	2018	2019	2020	2021
Capital Expenditures	\$ <u>-0-</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>\$ **</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget?    Yes    No

Budget Acct No.: Fund\_\_ Dept.\_\_ Unit\_\_ Object  
Program

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

\*\* Fiscal impact is indeterminable at this time. This contractor is authorized to provide services on a task order basis. Funding will be established by project as necessary.

C. Departmental Fiscal Review: \_\_\_\_\_ *Alicia Kovalainen*

**III. REVIEW COMMENTS**

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

\_\_\_\_\_  
*J. A. ...*  
 OFMB    EX 2/13  
 RSD  
2/14

\_\_\_\_\_  
*Dr. J. Jacobson*  
 Contract Dev. and Control    2/17/17  
 2/19/17    *JW*

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

\_\_\_\_\_  
*James Bruhn*  
 Assistant County Attorney

**C. Other Department Review:**

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

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

**ANNUAL CONTRACT**

STATE OF FLORIDA )

) SS

COUNTY OF PALM BEACH )

This Contract, made this \_\_\_\_ day of \_\_\_\_\_, A.D. 20\_\_\_\_, by and between PALM BEACH COUNTY, a Political Subdivision of the State of Florida, (hereinafter "County"), and \_\_\_\_\_, 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, for the:

**ANNUAL TRAFFIC LOOPS CONTRACT  
PROJECT NO. 2017050**

IN THE AMOUNTS specified in work orders which may be issued by the County. The County is not required to issue any work orders hereunder. **The total value of work orders issued under this Contract shall not exceed One Million Dollars (\$1,000,000.00), except as may be increased according to Section 9-11 of the Contract Specifications.**

The Contractor further agrees for the consideration herein mentioned to commence the work with adequate forces and equipment within five (5) working days of the work order being issued for a specific project. After commencement of the work, the work order shall be properly dispatched toward completion, to the satisfaction of the Engineer, and shall be fully complete within the time limit specified in the work order. Should the time limit for completion of the work order exceed the expiration date of the contract, the work order work will continue to completion and the Contractor shall ensure that Bonding and Insurance coverage do not expire until all work orders issued prior to the expiration of this Contract are complete and accepted. 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 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: \_\_\_\_\_  
PAULETTE BURDICK, Mayor

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS  
AND CONDITIONS

*[Handwritten Signature]*

(witness signature)

Sairis Garcia Botana  
(witness name printed)

*[Handwritten Signature]*

(witness signature)

Sydney Herrera  
(witness name printed)

AUM Construction Inc.  
(Corporate Name)

a Florida corporation  
(insert state of incorporation)

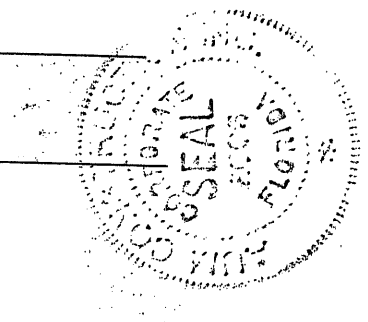
By *[Handwritten Signature]*  
(signature)

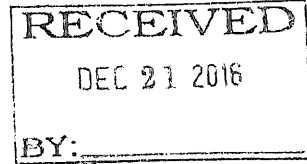
Humberto Ortiz  
(print signatory's name)

Its President  
(print title)

1-16-17  
(date)

(Corporate Seal)





**DATE:** December 16, 2016

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

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

**FROM:** Angela D. Smith, Small Business Development Specialist II  
Office of Small Business Assistance *Angela D. Smith*

**SUBJECT:** **Compliance Review on Project No. 2017050  
Annual Traffic Loops Contract**

**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](http://www.pbcgov.com/osba)



**Palm Beach County  
Board of County  
Commissioners**

Paulette Burdick, Mayor  
Melissa McKinlay, Vice Mayor  
Hal Valeche  
Dave Kerner  
Steven L. Abrams  
Mary Lou Berger  
Mack Bernard

**County Administrator**  
Verdenia C. Baker

"An Equal Opportunity  
Affirmative Action Employer"

The following is a Compliance Review of SBE participation on the above-mentioned project. The Bid Opening date was November 29, 2016.

**Sole Bidder:** AUM Construction, Inc.  
311 W. Indiantown Road, Suite 4  
Jupiter, FL 33458

**Phone:** 954-251-2455  
**Bid Amount:** \$1,263,700  
**Goal:** 15% Overall  
**Goal Achieved:** 100 %

**SBE Participation:**

(MB)AUM Construction, Inc.	\$1,263,700	100%
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**EVALUATION:**  
The sole bidder, **AUM Construction, Inc.** has met the SBE Goal for this project.

**ANNUAL TRAFFIC LOOPS CONTRACT  
PALM BEACH COUNTY PROJECT #2017050**

				ENGINEERS ESTIMATE	AUM CONSTRUCTION	
ITEM #	ITEM DESCRIPTION	QTY	UNITS	UNIT PRICE	UNIT PRICE	TOTAL
102-1-A	GENERAL MAINTENANCE OF TRAFFIC	200	HR	\$ 90.00	\$ 50.00	\$ 10,000.00
630-2-11-2	2" PVC (SCH 40) UNDERGROUND CONDUIT	500	LF	\$ 5.95	\$ 15.00	\$ 7,500.00
630-2-11-2A	ADDITIONAL 2" PVC (SCH 40) CONDUIT, IN OPEN TRENCH	300	LF	\$ 2.25	\$ 15.00	\$ 4,500.00
630-2-12-2-2	2-2" (HDPE SDR 11) UNDER PAVEMENT CONDUIT (DIRECTIONAL	1,500	LF	\$ 14.25	\$ 25.00	\$ 37,500.00
630-2-12-2-3	3-2" (HDPE SDR 11) UNDER PAVEMENT CONDUIT (DIRECTIONAL	2,000	LF	\$ 17.25	\$ 25.00	\$ 50,000.00
635-2-11	PULL BOX (13" x 24" x 12"D) HEAVY DUTY COVERS	28	EA	\$ 690.00	\$ 900.00	\$ 25,200.00
635-2-12-A	PULL BOX (17" x 30" x 12"D) HEAVY DUTY COVERS	28	EA	\$ 785.00	\$ 1,500.00	\$ 42,000.00
660-2-102-A1	LOOP ASSEMBLY 6'x6' ( TYPE B ).	25	EA	\$ 745.00	\$ 800.00	\$ 20,000.00
660-2-102-A2	ADDITIONAL LOOP ASSEMBLY 6'x6' ( TYPE B ) (WHEN 660-2-102-	105	EA	\$ 645.00	\$ 800.00	\$ 84,000.00
660-2-106-B1	LOOP ASSEMBLY ( TYPE F - 26' )	100	EA	\$ 746.00	\$ 1,000.00	\$ 100,000.00
660-2-106-B2	ADDITIONAL LOOP ASSEMBLY (TYPE F-26') (WHEN 660-2-106-B1	500	EA	\$ 646.00	\$ 1,000.00	\$ 500,000.00
660-2-106-C1	LOOP ASSEMBLY ( TYPE F - 46' )	65	EA	\$ 753.00	\$ 1,200.00	\$ 78,000.00
660-2-106-C2	ADDITIONAL LOOP ASSEMBLY (TYPE F-46') (WHEN 660-2-106-C1	250	EA	\$ 653.00	\$ 1,200.00	\$ 300,000.00
630-3	RODDING AND CLEANING OUT EXISTING CONDUIT ANY TYPE	100	LF	\$ 1.50	\$ 50.00	\$ 5,000.00
<b>TOTAL BASE BID</b>						<b>\$ 1,263,700.00</b>

**PAY ITEM FOOTNOTES**

THE COUNTY DOES NOT GUARANTEE THE ACCURACY OF THE FORMULAS AND EXTENSIONS USED IN THIS SPREADSHEET.

THE ITEMS AND QUANTITIES ABOVE, SHALL GOVERN OVER THE PLANS.

PAY ITEM FOOTNOTES IN CONSTRUCTION PLANS SHALL ALSO BE INCLUDED IN ITEM UNIT PRICE.

All cost for Maintenance of Traffic (MOT) and mobilization not covered under item 102-1-A per the special bid item note on page TS-4 shall be considered incidental to, and shall be included in, unit prices for the pay items.

All items shall include cost to furnish and install unless otherwise noted.

*Working days to complete project: 120 calendar days (See Special Provisions)*

*Bids as read at opening on: Tuesday, November 29, 2016; 2:00 p.m.*

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

*Prepared by: Geraldine Lazzarino-Kelly, Technical Assistant I*

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