

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

Agenda Item #: 3-C-13

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

Meeting Date: May 2, 2017 ☒ Consent ☐ Regular
 ☐ Workshop ☐ Public Hearing

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

EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: a contract with Dickerson Florida, Inc. (Dickerson) in the amount of \$889,634 for the construction of County Road 880 Twenty Mile Bend Slope Protection – Phase III (Project).

SUMMARY: Approval of this contract will allow Palm Beach County (County) to issue a notice to proceed to Dickerson to begin construction of the project. Dickerson is a St. Lucie County based company, with an office in Ft. Pierce, Florida. The proposed work consists of canal slope stabilization, guardrail, and asphalt. The Small Business Enterprise (SBE) goal for all contracts is 15%. The lowest responsive, responsible bidder, Ferreira Construction Southern Division Co., Inc., failed to meet the SBE goal with a proposed 9.39% participation. The second lowest responsive, responsible bidder, Dickerson, met the SBE goal with a proposed 15.17% participation and falls within the ranking of responsive bidders. (The Dickerson bid was \$635 higher than the low bid). This ranking is in accordance with page SBE-1 of the contract documents. District 6 (LBH)

Background and Justification: Bids for the project were received by the Engineering Department on February 7, 2017. Dickerson was the lowest responsive, responsible bidder that met the SBE goal. Time to complete all work under this contract shall be 120 calendar days.

Attachments:

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

Off MR
Recommended by: *S. T. Wahl* *3/29/17*
 Department Director Date

Approved By: *Corey Johnson* *4/11/17*
 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>\$979,173</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>
NET FISCAL IMPACT	<u>\$979,173</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
# ADDITIONAL FTE					
POSITIONS (Cumulative)					

Is Item Included in Current Budget?	Yes	<input checked="" type="checkbox"/>	No
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Budget Account No:

Fund 3500 Dept 361 Unit 1448-101 Object 6551

Recommended Sources of Funds/Summary of Fiscal Impact:

Transportation Improvement Fund


C.R.880 Embankment Repairs Near 20 Mile Bend

Construction Contract	\$ 889,634.00
Contingency	\$ 26,689.00
Testing Lab	\$ 750.00
Traffic Signing & Striping	\$.00
Staff Costs -	
Roadway Production	\$ 17,700.00
Survey Section	\$ 8,850.00
Construction Coordination	\$ 35,550.00
Traffic	\$.00
Total Project Costs	\$ 979,173.00

C. Departmental Fiscal Review: .

III. REVIEW COMMENTS

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


 AGO OFMB ET 3/30
 3/30

Dr. J. Janssen 4/6/17
Contract Dev. and Control
4/6/17 Ted

B. Approved as to Form and Legal Sufficiency:

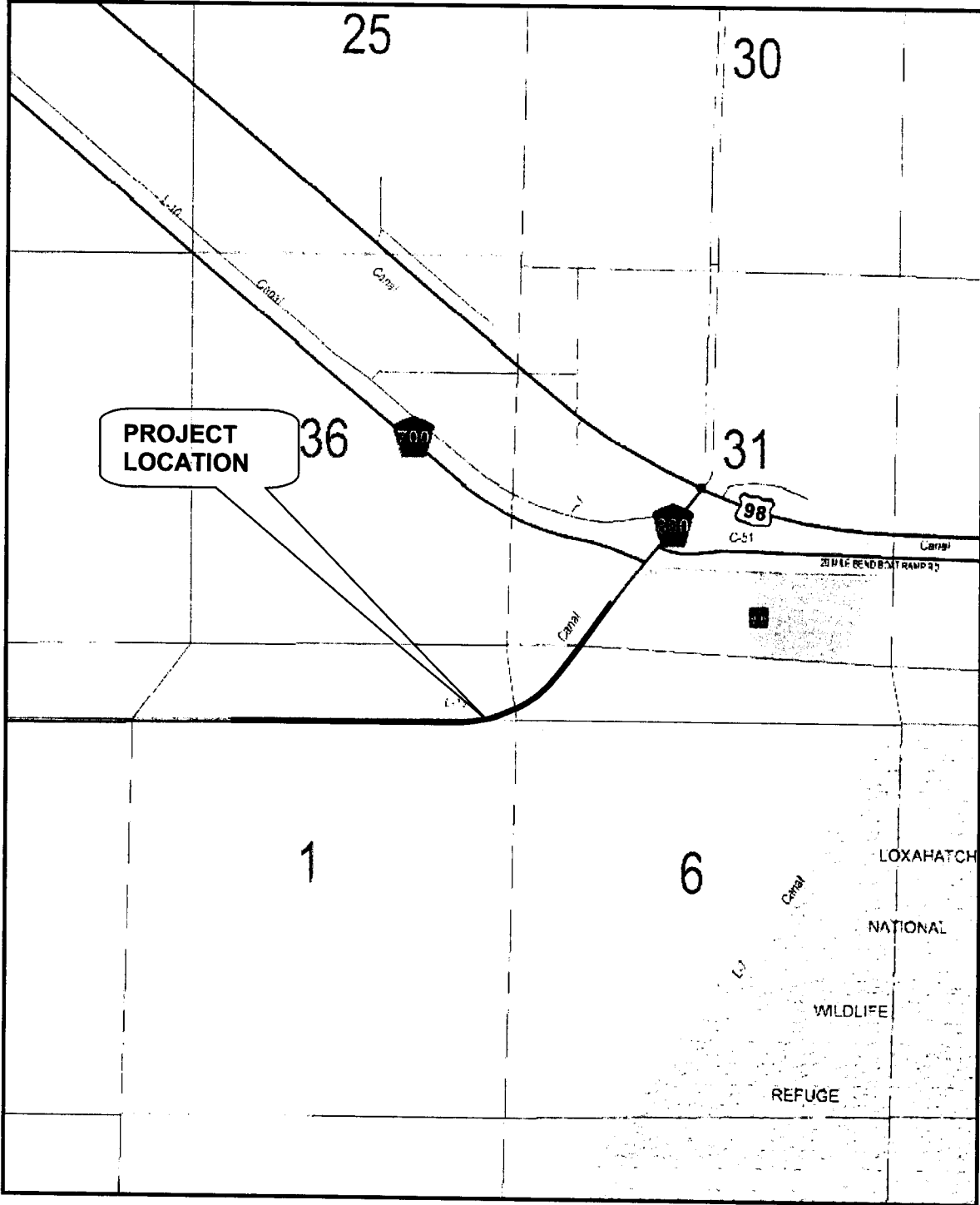
MSR 4/10/17
Assistant County Attorney

C. Other Department Review:

Department Director

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

**PROJECT LOCATION
COUNTY ROAD 880
TWENTY MILE BEND SLOPE PROTECTION – PHASE III
PALM BEACH COUNTY PROJECT NO. 2013619A**



LOCATION MAP

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 Dickerson Florida, Inc. of Ft. Pierce, 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: COUNTY ROAD 880 TWENTY MILE BEND SLOPE
PROTECTION - PHASE III**

PROJECT NO.: 2013619A

IN THE AMOUNT OF:

EIGHT HUNDRED EIGHTY NINE THOUSAND SIX HUNDRED THIRTY FOUR DOLLARS 00/100
(IN WORDS)

\$889,634.00
(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 one hundred twenty (120) 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: _____
Paulette Burdick, Mayor

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

Antoinette Peterson
(witness signature)

ANTOINETTE PETERSON
(witness name printed)

[Signature]
(witness signature)

RICHARD J. FORLIFER
(witness name printed)

* [Signature]
APPROVED AS TO TERMS
AND CONDITIONS

DICKERSON FLORIDA, INC.
(Corporate Name)

a FLORIDA corporation
(insert state of incorporation)

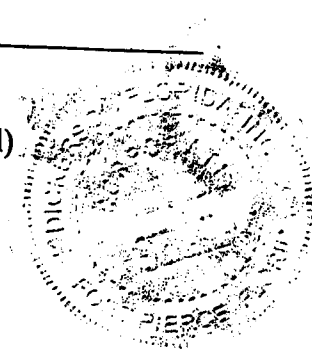
By [Signature]
(signature)

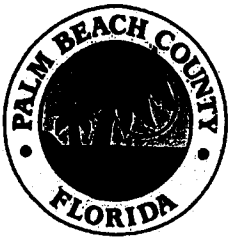
LARRY T. DALE
(print signatory's name)

Its PRESIDENT
(print title)

(date)

(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
Paulette Burdick, Mayor
Melissa McKinlay, Vice Mayor

Hal R. Valeche

Dave Kerner

Steven L. Abrams

Mary Lou Berger

Mack Bernard

County Administrator

Verdenia C. Baker

"An Equal Opportunity
Affirmative Action Employer"

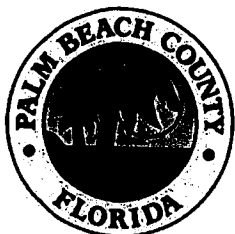
DATE: February 24, 2017
TO: Holly B. Knight, P.E., Contracts Section Manager
THROUGH: Tonya Davis Johnson, Director
Office of Small Business Assistance
FROM: Angela D. Smith, Small Business Development Specialist
Office of Small Business Assistance
SUBJECT: Compliance Review on Project No. 2013619A
County Road 880 Twenty Mile Bend Slope Protection

The following is a Compliance Review of SBE participation on the above-mentioned project. The Bid Opening date was February 7, 2016. SBE participation is calculated on the Base Bid amount. 7

Bidder #1: Ferreira Construction Southern
Division Co., Inc.
100 SE Salerno Road
Stuart, FL 34997
Phone: 772-286-5123
Bid Amount: \$888,999.00
Goal: 15% Overall
Goal Achieved: 9.39%
SBE Participation:

(MB)O.C. Unlimited, Inc.	\$72,897.92	8.2%
(SB)Sea Diversified, Inc.	10,579.08	1.19%
	<u>\$83,477.00</u>	<u>9.39%</u>

Bidder #2: Dickerson Florida, Inc.
3122 N. 25th Street
Fort Pierce, FL 34946
Phone: 772-429-4444
Bid Amount: \$889,634.00
Goal: 15%
Goal Achieved: 15.17%



SBE Participation:

(MB)O.C. Unlimited, Inc. ¹	\$135,042.79	15.17%
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Bidder #3:	Pac Comm Inc. 4226 SW 70 th Court Miami, FL 33155
Phone:	305-381-5157
Bid Amount:	\$1,063,111.98
Goal:	15%
Goal Achieved:	0%

SBE Participation:

Pac Comm, Inc. ²	\$1,063,111.98	100%
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Bidder #4:	Bergeron Land Development, Inc. 11440 Okeechobee Blvd., Suite 213 Royal Palm Beach, FL 33411
Phone:	561-795-9147
Bid Amount:	\$1,197,000.00
Goal:	15%
Goal Achieved:	15%

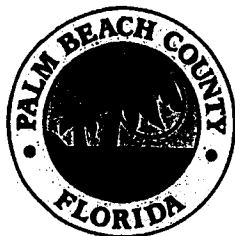
SBE Participation:

(MB)O.C. Unlimited, Inc.	\$175,234.00	14.6%
(SB)FRS Survey & Associates, Inc. ³	5,445.00	.4%
	<u>\$180,679.00</u>	<u>15%</u>

¹ O.C. Unlimited, Inc. indicated on their Schedule 2 that their total percentage would be 15.18%, however at the total price of \$135,042.79, the percentage would be 15.17% (.15179) and cannot be rounded.

² Pac Comm, Inc. is not certified as an SBE with PBC OSBA.

³ FRS Survey & Associates, Inc. indicated on their Schedule 2 that their total percentage would be 0.5%, however at a unit price of \$5,445.00, the percentage would be .4% (.0045) and cannot be rounded.



Bidder #5:	Shoreline Foundation, Inc. 2781 SW 56 th Avenue Pembroke Park, FL 33023
Phone:	954-985-0460
Bid Amount:	\$1,229,580.43
Goal:	15%
Goal Achieved:	15.11%

SBE Participation:

(SB)Sirdar Trucking, Inc.	\$173,493.79	14.11%
(SB)Sea Diversified, Inc.	12,295.80	1 %
	<u>\$185,789.59</u>	<u>15.11%</u>

Bidder #6:	H&R of Belle Glade, Inc. 40280 Hatcher Road Belle Glade, FL 33430
Phone:	561-723-5735
Bid Amount:	\$1,347,184.00
Goal:	15%
Goal Achieved:	0%

SBE Participation: No participation

EVALUATION:

Bidder #1, Ferrelra Construction Southern Division Co., Inc., has not met the SBE requirement for this contract.

Bidder #2, Dickerson Florida, Inc., has met the SBE requirement and falls within the ranking of responsive bidders.

COUNTY ROAD 880 TWENTY MILE BEND SLOPE PROTECTION - PHASE III
PBC PROJECT #2013619A

				AVERAGE OF BID ITEMS FOR ALL BIDDERS	ENGINEERS ESTIMATE	Ferreria Construction Southern Division Co., Inc.		Dickerson Florida, Inc.		Pac Comm Inc.		Bergeron Land Development, Inc.		Shoreline Foundation, Inc.		H&R of Belle Glade, Inc.	
ITEM #	DESCRIPTION	QTY	UNIT	UNIT PRICE	UNIT PRICE	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL	UNIT PRICE	TOTAL
REGULAR ITEMS																	
101-1	Mobilization	1	LS	\$ 113,339.78	\$75,000.00	\$ 103,751.18	\$ 103,751.18	\$ 120,000.00	\$ 120,000.00	\$ 137,932.12	\$ 137,932.12	\$ 107,559.00	\$ 107,559.00	\$ 123,946.00	\$ 123,946.00	\$ 86,850.40	\$ 86,850.40
102-1	Maintenance of Traffic	1	LS	\$ 15,973.18	\$10,000.00	\$ 8,718.00	\$ 8,718.00	\$ 15,000.00	\$ 15,000.00	\$ 22,282.09	\$ 22,282.09	\$ 17,000.00	\$ 17,000.00	\$ 23,939.00	\$ 23,939.00	\$ 8,900.00	\$ 8,900.00
102-99	Variable Message Board (non-MOT)	28	DAY	\$ 62.85	\$35.00	\$ 29.10	\$ 814.80	\$ 20.00	\$ 560.00	\$ 30.00	\$ 840.00	\$ 19.00	\$ 532.00	\$ 109.00	\$ 3,052.00	\$ 170.00	\$ 4,760.00
102-11	Off Duty Police Officer (non-MOT)	24	HR	\$ 65.17	\$79.00	\$ 53.50	\$ 1,284.00	\$ 50.00	\$ 1,200.00	\$ 80.00	\$ 1,920.00	\$ 51.00	\$ 1,224.00	\$ 81.50	\$ 1,956.00	\$ 75.00	\$ 1,800.00
110-11	Clearing and Grubbing	1	LS	\$ 33,033.09	\$31,547.73	\$ 45,606.00	\$ 45,606.00	\$ 40,000.00	\$ 40,000.00	\$ 18,592.54	\$ 18,592.54	\$ 32,000.00	\$ 32,000.00	\$ 32,000.00	\$ 32,000.00	\$ 30,000.00	\$ 30,000.00
120-5	Channel Excavation	3,268	CY	\$ 33.45	\$33.25	\$ 16.71	\$ 54,608.28	\$ 5.00	\$ 16,340.00	\$ 42.37	\$ 138,465.16	\$ 25.00	\$ 81,700.00	\$ 46.80	\$ 152,947.20	\$ 64.80	\$ 211,766.40
0339-1	Miscellaneous Asphalt Pavement	65	TN	\$ 337.55	\$300.00	\$ 403.00	\$ 26,195.00	\$ 300.00	\$ 19,500.00	\$ 326.73	\$ 21,237.45	\$ 410.00	\$ 26,650.00	\$ 320.54	\$ 20,835.10	\$ 265.00	\$ 17,225.00
514-71-2	Filter Fabric, Plastic, Stabilization	5,089	SY	\$ 13.30	\$14.00	\$ 8.46	\$ 43,052.94	\$ 6.00	\$ 30,534.00	\$ 8.19	\$ 41,678.91	\$ 20.00	\$ 101,780.00	\$ 16.53	\$ 84,121.17	\$ 20.60	\$ 104,833.40
530-3-3	Rip-Rap Rubble, Bank & Shore	5,089	SY	\$ 93.50	\$95.00	\$ 74.10	\$ 377,094.90	\$ 85.00	\$ 432,565.00	\$ 81.20	\$ 413,226.80	\$ 115.00	\$ 585,235.00	\$ 95.69	\$ 486,966.41	\$ 110.00	\$ 559,790.00
530-74	Bedding Stone	2,145	TN	\$ 58.98	\$69.00	\$ 45.95	\$ 98,562.75	\$ 40.00	\$ 85,800.00	\$ 64.94	\$ 139,296.30	\$ 51.00	\$ 109,395.00	\$ 65.97	\$ 141,505.55	\$ 86.00	\$ 184,470.00
530-74	Fill Sand-57 Stone or Larger (50:50 Mix)	2,467	TN	\$ 42.90	\$30.00	\$ 40.00	\$ 98,680.00	\$ 40.00	\$ 98,680.00	\$ 36.00	\$ 88,812.00	\$ 45.00	\$ 111,015.00	\$ 53.00	\$ 130,751.00	\$ 43.40	\$ 107,067.80
536-1-1	Guardrail, Roadway, W-Beam	131	LF	\$ 49.65	\$25.00	\$ 70.95	\$ 9,294.45	\$ 25.00	\$ 3,275.00	\$ 75.97	\$ 9,952.07	\$ 25.00	\$ 3,275.00	\$ 33.96	\$ 4,448.76	\$ 67.00	\$ 8,777.00
538-1	Guardrail - Reset	1,309	LF	\$ 17.84	\$20.00	\$ 16.30	\$ 21,336.70	\$ 20.00	\$ 26,180.00	\$ 22.06	\$ 28,876.54	\$ 15.00	\$ 19,635.00	\$ 17.66	\$ 23,116.94	\$ 16.00	\$ 20,944.00
TOTAL BID AMOUNT							\$ 888,999.00	\$ 889,634.00		\$ 1,063,111.98		\$ 1,197,000.00		\$ 1,229,580.43		\$ 1,347,184.00	

Note: SHADED CELLS DENOTE MATH ERRORS IN ORIGINAL BID DOCUMENT

COUNTY ROAD 880 TWENTY MILE BEND SLOPE PROTECTION - PHASE III
PBC PROJECT #2013619A

THE ITEMS AND QUANTITIES SHOWN, SHALL GOVERN OVER THE PLANS.
PAY ITEM FOOTNOTES IN CONSTRUCTION PLANS SHALL ALSO BE INCLUDED IN ITEM UNIT PRICE.
ALL ITEMS SHALL INCLUDE COST TO FURNISH AND INSTALL.

PAY ITEM FOOTNOTES:		
101-1	Mobilization	Includes NPDES Erosion Control Measures
102-1	Maintenance of Traffic	Includes all provision and maintenance of necessary signs, advanced warning,variable message boards, all detour signs and barricades at each end of CR880 for the duration of the project.
120-5	Channel Excavation	Includes removal and disposal
514-71-2	Filter Fabric, Plastic, Stabilization	Includes 4 foot minimum overlap,end burial, staking and wrapping at termination locations
530-3-3	Riprap - Rubble, Bank & Shore	Includes Keystone excavation wrapping and placement at the toe of slope
530-74	Bedding Stone	Includes Bedding Stone under Rip Rap
530-74	Fill Sand-57 Stone or Larger (50:50 Mixture)	Fill Sections
536-1-1	New Guardrail	Includes removal of the existing guardrail
538-1	Guardrail - Reset	Includes replacement of damaged posts, offset blocks, guardrail panel, hardware and reflectors

Working days to complete project: 120 calendar days (See Special Provisions)
Bids as read at opening on Tuesday, February 7, 2017; 2:00 PM
All bids subject to OSBA SBE compliance and Board Approval.
Prepared by: Donna Lewis, Technical Assistant III
Checked by: Holly B. Knight, P.E., Contracts Section Manager