

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

Agenda Item #: 3-C-1

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

Meeting Date: June 6, 2017	<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Regular
	<input type="checkbox"/> Workshop	<input type="checkbox"/> 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 Rosso Site Development, Inc. (Rosso) in the amount of \$743,903.10 for the construction of Wallis Road Pathway, E-3 Canal to Haverhill Road.

SUMMARY: Approval of this contract will allow Palm Beach County to issue a notice to proceed to Rosso, a Palm Beach County based company, to begin construction of a 6' wide concrete pathway on the north side of Wallis Road between the LWDD E-3 Canal and Haverhill Road and extend the existing storm water discharge to the E-3 Canal. The work includes mobilization, clearing and grubbing, maintenance of traffic, asphalt pavement, earthwork, drainage, NPDES compliance, and other work as described in the contract and on the plans. The Small Business Enterprise (SBE) goal for all contracts is 15%. The lowest responsive, responsible bidder, Rosso met the SBE goal with a proposed 42.6% participation. District 2 (LBH)

Background and Justification: Bids for the Project were received by the Engineering Department on February 21, 2017. Time to complete all work under this contract shall be 150 calendar days.

Attachments:

1. Location Map
2. Contract (3)
3. Contract Pages C-1 and C-2
4. SBE Compliance Review
5. Bid Tabulation
6. Palm Beach County Water Utilities Department Budget Availability Statement

Recommended by: T. Wehl
Department Director

5/9/17
Date

Approved By: Mark Johnson
Assistant County Administrator

5/17/17
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2017	2018	2019	2020	2021
Capital Expenditures	\$770,848	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	\$770,848	-0-	-0-	-0-	-0-
# ADDITIONAL FTE POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes X No

Budget Account No:

Fund 3900	Dept 366	Unit X158	Object 6551	\$770,848.00
Fund 4001	Dept 720	Unit 2521	Object 4615	\$ 55,072.50

Recommended Sources of Funds/Summary of Fiscal Impact:

Capital Outlay Fund
Wallis Pathway Project
WUD Operations and Maintenance
Linecrews North

Construction Contract	\$ 743,903.10
Contingency	\$ 22,317.40
Testing Lab	\$ 4,000.00
Traffic Signalization	\$ 3,800.00
Staff Costs -	
Roadway Production	\$ 14,800.00
Survey Section	\$ 7,400.00
Construction Coordination	\$ 29,700.00
Total Project Costs	\$ 825,920.50
Reimbursable Utility Work	
Palm Beach County Water Utilities Dept.	(\$ 55,072.50)
Fiscal Impact	\$ 770,848.00

C. Departmental Fiscal Review: Alicia Kovalainen

III. REVIEW COMMENTS

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

OFMB
4/26/17
4/26/17

Contract Dev. and Control
5/9/17

B. Approved as to Form and Legal Sufficiency:

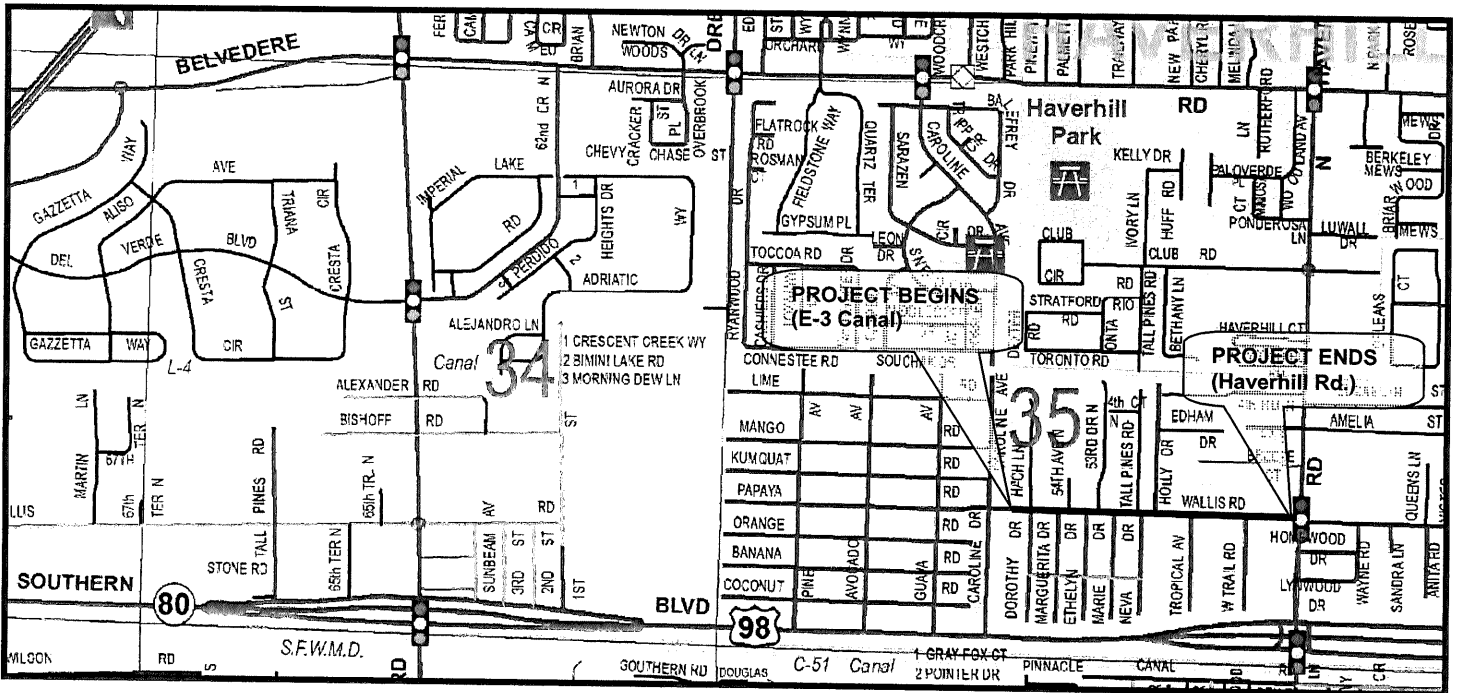
Assistant County Attorney
s/k

C. Other Department Review:

Department Director

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

PROJECT LOCATION
WALLIS ROAD PATHWAY, E-3 CANAL TO HAVERHILL ROAD
PALM BEACH COUNTY PROJECT NO. 2011906



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 Rosso Site Development, Inc. of West Palm Beach, 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: WALLIS ROAD PATHWAY FROM E-3 CANAL TO HAVERHILL ROAD

PROJECT NO.: 2011906

IN THE AMOUNT OF:
**SEVEN HUNDRED FORTY THREE THOUSAND, NINE HUNDRED THREE DOLLARS
10/100**

(IN WORDS)

\$743,903.10
(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 fifty (150) 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

Ornelis A. Fernandez
APPROVED AS TO TERMS
AND CONDITIONS

[Signature]
(witness signature)

Rosco Site Development
(Corporate Name)

Blair Simpson
(witness name printed)

a FL corporation
(insert state of incorporation)

Julie L. Eimers
(witness signature)

By *Joseph Rosso*
(signature)

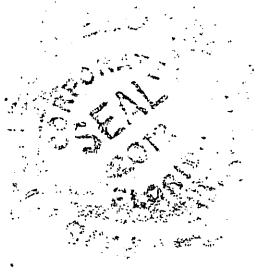
JULIE L. EIMERS
(witness name printed)

Joseph Rosso II - Pres
(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: March 7, 2017
TO: Holly B. Knight, P.E., Contracts Section Manager
THROUGH: Allen Gray, Manager
Office of Small Business Assistance *Allen Gray*
FROM: Angela D. Smith, Small Business Development Specialist
Office of Small Business Assistance *Angela D. Smith*
SUBJECT: Compliance Review on Project No. 2011906
Wallis Road Pathway, E-3 Canal to Haverhill Road

The following is a Compliance Review of SBE participation on the above-mentioned project. The Bid Opening date was February 21, 2017. SBE participation is calculated on the amount less contingency.

Bidder #1: Rosso Site Development, Inc.
1302 South J Street
Lake Worth, FL 33460
Phone: 561-689-0889
Bid Amount: \$743,903.10
Amount Less Contingency: \$717,863.10
Goal: 15% Overall
Goal Achieved: 42.6%

SBE Participation:
(SB)Rosso Site Development, Inc.¹ \$306,288.41 42.6%

Bidder #2: Foster Marine Contractors, Inc.
3180 Fairlane Farms Road, Suite1
Wellington, FL 33414
Phone: 561-683-0034
Bid Amount: \$829,381.50
Amount Less Contingency: \$803,381.50
Goal: 15%
Goal Achieved: 16.4 %

¹ Rosso Site Development, Inc. is not certified as an SBE to provide clearing and grubbing; \$ 9,293.29 was deducted from their SBE participation amount of 315,581.70.



SBE Participation:

(WB)Pathway Enterprises, Inc.	\$100,500.00	12.5%
(MB)Engenuity Group, Inc.	16,307.00	2.03%
(MWB) E & N Construction, Inc.	<u>15,000.00</u>	<u>1.87%</u>
	\$131,807.00	16.4%

Bidder #3: Ferreira Construction Southern
Division Co., Inc.
100 SE Salerno Road
Stuart, FL 34997
Phone: 772-286-5123
Bid Amount: \$864,219.55
Amount Less Contingency: \$842,129.55
Goal: 15%
Goal Achieved: 19%

SBE Participation:

(SB)WM D Adeimy, Jr., Inc.	\$116,478.00	13.8%
(SB)Anything in Fence	14,368.00	1.71%
(WB) Betsy Lindsay, Inc.	23,030.00	2.7%
(SB)Everglades Laboratories, Inc.	1,860.00	.22%
(WB) Agricultural Land Services, Inc.	<u>4,820.65</u>	<u>.57%</u>
	\$160,556.00	19%

Bidder #4: West Construction, Inc.
318 South Dixie Highway, Suite 4-5
Lake Worth, FL 33460
Phone: 561-582-9419
Bid Amount: \$876,435.05
Amount Less Contingency: \$856,075.05
Goal: 15%
Goal Achieved: 15.4%

SBE Participation:

(SB)Universal Surveying Systems, Inc.	\$13,070.00	1.5%
(SB)Tropical Planters, LLC	6,115.75	.7%
(WB)D.W. Recreation Services, Inc.	<u>113,000.00</u>	<u>13.2%</u>
	\$132,185.75	15.4%



Bidder #5: Engecon Construction, Inc.
22901 10th Avenue, North, Suite 408
Lake Worth, FL 33461

Phone: 561-585-1565
Bid Amount: \$877,070.25
Amount Less Contingency: \$843,470.25
Goal: 15%
Goal Achieved: 53.2%

SBE Participation:

(MB)Engecon Construction, Inc.	\$448,987.25	53.2%
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Bidder #6: MJC Land Development
1128 Royal Palm Beach Blvd., Suite 340
Royal Palm Beach, FL 33411

Phone: 561-688-5004
Bid Amount: \$961,462.00
Amount Less Contingency: \$943,462.00
Goal: 15%
Goal Achieved: 15.4%

SBE Participation:

(SB)Southwide Industries	\$ 2,670.00	.28 %
(WB)Agricultural Land Services, Inc.	4,820.65	.51%
(WB)Avirom & Associates, Inc.	11,350.00	1.2%
(SB)Wm.D. Adeimy, Jr., Inc.	109,458.00	11.6%
(SB)Martin Fence Company	<u>18,037.00</u>	<u>1.9 %</u>
	\$146,335.65	15.4%

EVALUATION:

Bidder #1, Rosso Site Development, Inc. has met the SBE requirement for this contract.

**WALLIS ROAD PATHWAY FROM E-3 CANAL TO HAVERHILL ROAD
PBC PROJECT #2011906**

*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:	
1	All costs for Maintenance of Traffic (MOT) and mobilization shall be considered incidental to, and shall be included in, unit prices for the pay items.
2	All items shall include cost to furnish and install unless otherwise noted.
3	Permitting agency pre-construction meetings and notices of commencement; compliance with stormwater pollution prevention plan and stormwater pollution control plan; installation of erosion/turbidity controls including silt fences, inlet protection, inspections and reporting; preparation and submittal of construction completion certifications and required record drawings by a professional engineer and/or land surveyor; utility notifications are considered incidental to mobilization.
4	12" compacted subgrade is considered incidental to the cost of Optional Base Group 8.
5	Prime and tack coats are considered incidental to asphalt construction.
6	Wrapping of filter fabric around all pipe joints per FDOT index no. 280; and cost of coring existing structures for pipe connection is considered incidental to the cost of the pipe.
7	The cost of detectable warning surfaces per FDOT index 304 and base compaction is considered incidental to sidewalk/pathway construction.
8	The costs of transition curbs, flared end sections, straight end sections, curb face engraving and subgrade is considered incidental to curb and/or gutter construction.
9	Contingency items may be increased, decreased or deleted as directed by the engineer.
10	Chain link fence, 4' includes removal of existing fence.

*Working days to complete project: 150 calendar days (See Special Provisions)
Bids as read at opening on Tuesday, February 21, 2017; 2:00 PM
All bids subject to OSBA SBE compliance and Board Approval.
Prepared by: Donna Lewis
Checked by: Holly B. Knight, P.E., Contracts Section Manager*

**INTEROFFICE COMMUNICATION
PALM BEACH COUNTY WATER UTILITIES DEPARTMENT
BUDGET AVAILABILITY STATEMENT**

DATE: April 3, 2017

TO: Maureen Phillips, Technical Aide
Roadway Production Section
Department of Engineering

FROM: Guy Eggertsson, Fiscal Manager 1
Water Utilities Department



RE: Wallis Road Pathway From E-3 Canal To Haverhill Road - Palm Beach
County Project No. 2011906

FISCAL IMPACT ANALYSIS:

Summary of Fiscal Impact:

Is item included in current budget? Yes No

Budget Account Number:

Fund	Agency	Organization	Object	Amount
4001	720	2521	4615	\$55,072.50

Sources of Funds:

Water Utilities Department user fees