

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: October 6, 2020 Consent [X] Regular []
Public Hearing []

Department: Water Utilities Department

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: a Contract with Foster Marine Contractors, Inc. (Contractor) for the Reclaimed Water Delivery Controls at Seminole Improvement District M2 Canal (Project) in the amount of \$243,700.00.

Summary: On May 27, 2020, the Palm Beach County Water Utilities Department (PBCWUD) received three (3) bids for the Project. The Project includes the modification of an existing PBCWUD/Seminole Improvement District (SID) reclaimed water delivery control system at Okeechobee Boulevard and 168th Trail, adjacent to the SID M-2 Canal. Contractor was the lowest responsive and responsible bidder in the amount of \$243,700.00. The Project provides for the installation of an automatic pressure sustaining valve and electrical and instrumentation modifications. This Contract was procured under the requirements of the Equal Business Opportunity Ordinance. On January 15, 2020, the Goal Setting Committee applied an Affirmative Procurement Initiative (API) of a mandatory 20% Small Business Enterprise (SBE) subcontracting participation of which 5% shall be among certified African American and/or Hispanic American owned firms. The Contractor has met the established API for this Contract. The Contract provides for 46.28% SBE participation which includes 5.33% MBE participation, 5.33% MBE (H). Contractor is a Palm Beach County Company. The Project is included in the PBCWUD FY21 Budget. (PBCWUD Project No. 18-044R) District 6 (MJ).

Background and Justification: PBCWUD recently completed construction of improvements to the PBCWUD/SID reclaimed water meter vault that is serving a portion of the SID area, north of Lion Country Safari. Reconfiguration of the meter vault will optimize and automate the operation of the existing system.

Attachments:

1. Four (4) Originals of Contract for Foster Marine Contractors, Inc.
2. Location Map
3. Bid Tabulation Sheet
4. Compliance Review from OEBO
5. Certificate of Liability Insurance

Recommended By: Al Bayat for JCS
Department Director Date

Approved By: [Signature]
Assistant County Administrator Date 9/30/2020

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2021	2022	2023	2024	2025
Capital Expenditures	\$243,700	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	\$243,700	0	0	0	0
# ADDITIONAL FTE POSITIONS (Cumulative)	0	0	0	0	0
Budget Account No.:	Fund 4011	Dept. 721	Unit W008	Object 6543	

Is Item Included in Current Budget? Yes X No

Does this item include the use of federal funds? Yes No X

Reporting Category N/A

B. Recommended Sources of Funds/Summary of Fiscal Impact:

One (1) time expenditure from user fees, connection fees and balance brought forward.

C. Department Fiscal Review: [Signature] (E)

III. REVIEW COMMENTS

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

[Signature]
 OFMB BR919

[Signature] 9/16/2020
 Contract Development and Control
 9-15-20/TW

B. Legal Sufficiency:

[Signature] 9/29/2020
 Assistant County Attorney

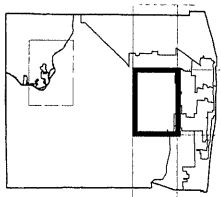
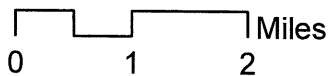
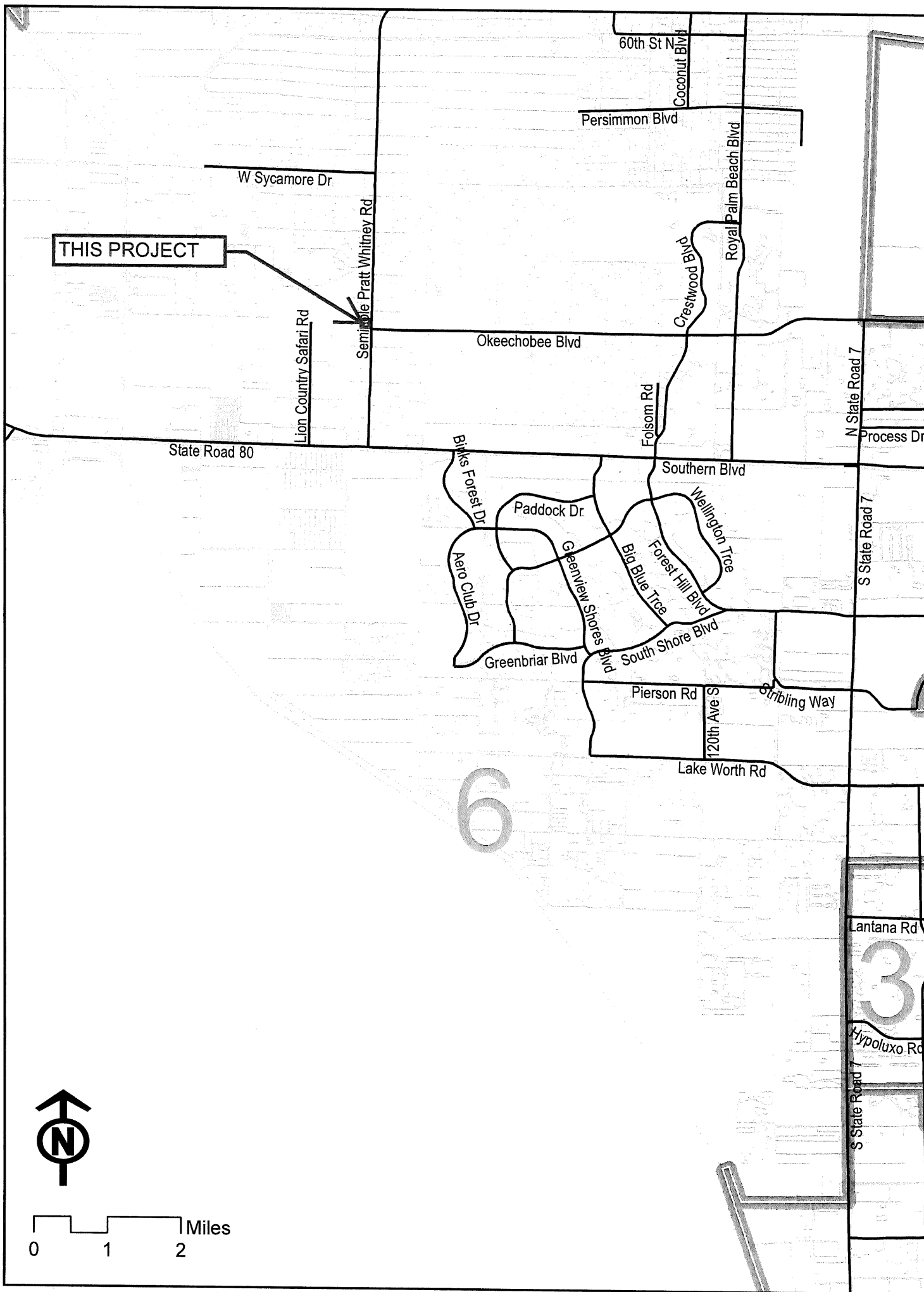
C. Other Department Review:

 Department Director

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

ATTACHMENT 2
LOCATION MAP
AGENDA ITEM
FOSTER MARINE CONTRACTORS, INC.

WUD PROJECT NO. 18-044R



BID TABULATION SHEET

**Reclaimed Water Delivery Controls
At Seminole Improvements District
M2 Canal**

TITLE

BID# **18-044R**

PAGE 1 OF 1

	DBF Construction LLC		Foster Marine Contractors, Inc.		Matador Construction and Land Development, Inc.					
BASE BID	\$ 681,600.00		\$ 243,700.00		\$ 344,300.00		\$		\$	
Addendum #1	(Y)	N	(Y)	N	(Y)	N	Y	N	Y	N
Attachment #1 BID BOND	(Y)	N	(Y)	N	(Y)	N	Y	N	Y	N
Attachment #2 SBE-M/WBE Schedules	(Y)	N	(Y)	N	(Y)	N	Y	N	Y	N
Attachment #3 Certification of Business Location	(Y)	N	(Y)	N	(Y)	N	Y	N	Y	N
Attachment #3a Certification of Business Location – Glades Contractor	(Y)	N	(Y)	N	(Y)	N	Y	N	Y	N
Attachment #4 List of Subcontractors	(Y)	N	(Y)	N	(Y)	N	Y	N	Y	N
Attachment #5 Trench Safety	(Y)	N	(Y)	N	(Y)	N	Y	N	Y	N

BIDS PICKED UP BY [Signature] ENGINEER

DATE 5/27/2020

ATTACHMENT 3

ATTACHMENT 4



Office of Equal Business Opportunity
0 South Military Trail, Suite 202
West Palm Beach, FL 33415
(561) 616-6840
www.pbcgov.com/oebo



Palm Beach County Board of County Commissioners

Dave Kerner, Mayor

Robert S. Weinroth, Vice Mayor

Hal R. Valeche

Gregg K. Weiss

Mary Lou Berger

Melissa McKinlay

Mack Bernard

County Administrator

Verdenia C. Baker

"An Equal Opportunity Affirmative Action Employer"

Official Electronic Letterhead

Date: June 5, 2020
TO: Michael Technow, Pipeline Design, WUD
FROM: Angie Whitaker, SBDS II, OEBO
SUBJECT: Compliance Review on RFP # WUD 18-044R, Reclaimed Water Delivery Controls at SID M2 Canal

The following is a compliance evaluation of the 20% SBE Subcontracting goal & M/WBE Subcontracting Goal, of which 5% is for African Americans and/or Hispanic Americans established on the above-mentioned project.

Foster Marine Contractors, Inc.

3180 Fairlane Farms Rd
Wellington, FL 33414
Phone: (561)683-0034

Bid Opening: May 27, 2020
SBE Goal: 20% Overall (of which 5% is for AA & HA)
SBE Goal Achieved: 46.286%
M/WBE Goal: 5%
M/WBE Goal Achieved: 5.3344%

SBE Participation:

Current Connection, Inc. \$ 99,800.00 40.9519% SBE
Almazan Construction, LLC \$ 13,000.00 5.3344% S/MBE

M/WBE Participation:

Almazan Construction, LLC \$ 13,000.00 5.3344% S/MBE

Matador Construction

2781 Vista PKWY, Unit K2
West Palm Beach, FL 33404
Phone: (561)640-3503

Bid Opening: May 27, 2020
SBE Goal: 20% Overall (of which 5% is for AA & HA)
SBE Goal Achieved: 30%
M/WBE Goal: 5%
M/WBE Goal Achieved: 30%

SBE Participation:

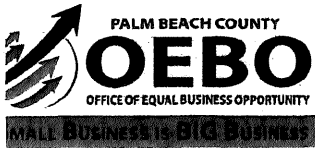
Matador Construction \$ 103,290 30% S/MBE

M/WBE Participation:

Matador Construction \$ 103,290 30% S/MBE



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Official Electronic Letterhead

DBF-Construction

1850 NW 15th Ave. Suite 225
 Pompano Beach, FL 33069
 Phone: (954) 892-1697

Bid Opening: May 27, 2020
SBE Goal: 20% Overall (of which 5% is for AA & HA)
SBE Goal Achieved: 14%
M/WBE Goal: 5%
M/WBE Goal Achieved: 0%

SBE Participation:

1 Utility Supply Associates, Inc.	\$ 61,344.00	9%	SBE
2 A & Associates, Inc.	\$ 0.00	0%	S/MBE
All Lake Electrical Contractors	\$ 34,080.00	5%	SBE

M/WBE Participation:

A & Associates, Inc.	\$ 0.00	0%	S/MBE
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EVALUATION:

Low Bidder, **Foster Marine Contractors**, has met the API for 20% SBE Subcontracting Goal, (of which 5% is for African Americans and/or Hispanic Americans), and met the API for 5% M/WBE Subcontracting Goal set for this project.

Cc: File

1 Utility Supply Associates - Vendor Participation was calculated at supplier rate of .60.

2 A & Associates, Inc. - Although vendor is an S/MBE, they are not Certified for the services listed on the Schedule 2.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
7/22/2020

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Collinsworth, Alter, Fowler & French, LLC 8000 Governors Square Blvd Suite 301 Miami Lakes, FL 33016	CONTACT NAME: Karen Dacres		
	PHONE (A/C, No, Ext):	FAX (A/C, No):	
	E-MAIL ADDRESS: Kdacres@cafflic.com		
INSURED Foster Marine Contractors, Inc. 3180 Fairlane Farms Road, Suite 1 Wellington, FL 33414	INSURER(S) AFFORDING COVERAGE		NAIC #
	INSURER A : Everest National Insurance Co		10120
	INSURER B : Liberty Insurance Corp.		42404
	INSURER C : North River Insurance Company		21105
	INSURER D : Liberty Mutual Fire Insurance Company		23035
	INSURER E : Federal Insurance Company		20281
INSURER F :			

COVERAGES CERTIFICATE NUMBER: REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER: Capped at \$5,000,000	X	X	CF3GL00032191	9/27/2019	9/27/2020	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
B	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY	X	X	AS7Z91470980029	9/27/2019	9/27/2020	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
C	<input type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 0	X	X	5821127883	9/27/2019	9/27/2020	EACH OCCURRENCE \$ 4,000,000 AGGREGATE \$ 4,000,000 \$
D	<input checked="" type="checkbox"/> WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> If yes, describe under DESCRIPTION OF OPERATIONS below	N/A	X	WC2Z91470980019	9/27/2019	9/27/2020	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
E	Equipment Floater	X		45467613	9/27/2019	9/27/2020	Leased/Rented 300,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 Project No. WUD 18-044R Reclaimed Water Delivery Controls at Seminole Improvement District M-2 Canal
 Palm Beach County, Board of County Commissioners, a political subdivision of the State of Florida are hereby named as additional insured under the terms of this policy as required by written contract. Palm Beach County Water Utilities Department, its officers, directors, agents and employees are named as additional insured under the terms of this policy for the reclaimed Water Delivery Controls at Seminole Improvement District M-2 Canal Project No. WUD 18-044R when required by written contract. Workers Compensation includes a waiver of subrogation in favor of the additional insured as required by written contract. Palm Beach County, Board of Board of County Commissioners, a political subdivision of the State of Florida are named additional insured and loss payee with respect to Inland Marine leased &/or rented equipment. 30 Days Notice of Cancellation except 10 days for non-payment subject to the terms and condition of the policy.

CERTIFICATE HOLDER	CANCELLATION
Palm Beach County 100 W. Cypress Creek Road Fort Lauderdale, FL 33309	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE