

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date:November 2, 2021Consent [X]Regular []
Public Hearing []

Department:Water Utilities Department

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Contract with Insituform Technologies, LLC (Insituform) for the Sanitary Sewer Collection System Rehabilitation (Project) in the amount of \$4,477,157.57.

Summary: On January 6, 2021, the Palm Beach County Water Utilities Department (PBCWUD) received six (6) bids for the Project. The Project includes all labor, materials, equipment, supervision, and supplies for the rehabilitation of the gravity system in ten (10) lift station basins in the PBCWUD service area. The work includes the installation of cured-in-place sewer pipe lining, sewer services lining, point repair on sewer mains, restoration of sewer services, service line connections, rehabilitation of manholes, and site restoration.

The Project was procured under the requirements of the Equal Business Opportunity Ordinance. On October 7, 2020, the Goal Setting Committee applied an Affirmative Procurement Initiative of a Small Business Enterprise (SBE) Price Preference. None of the bidders were determined to be eligible to receive the SBE Price Preference. The low bidder, National Water Main Cleaning Co (National), was initially determined to be the lowest responsible and responsive bidder. Insituform filed a bid protest claiming that the low bidder failed to meet the minimum experience requirements. On June 22, 2021, the Assistant Director of Purchasing recommended the bid protest be upheld. The second lowest bidder, Insituform, was determined to be the lowest responsible and responsive bidder in the amount of \$4,477,157.57. The Contract provides for 0.00% SBE participation. Insituform is headquartered in Chesterfield, Missouri. The Project is included in the PBCWUD FY22 budget. (PBCWUD Project No. 20-063) Countywide (MJ)

Background and Justification: This Project will restore the service life of the wastewater system assets, reduce groundwater infiltration to the sewer system, restore system capacity and improve the long term operability of PBCWUD's wastewater collection system.

Attachments:

- 1. Four (4) Originals of Contract for Insituform Technologies, LLC
- 2. Location Map
- 3. Bid Tabulation Sheet
- 4. Compliance Review from OEBO
- 5. Certificate of Liability Insurance

Recommended By:Ali Bayat10/7/21
Department DirectorDate

Approved By:Melissa Glen10/28/2021
Assistant County AdministratorDate

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2022	2023	2024	2025	2026
Capital Expenditures	\$4,477,158	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	\$4,477,158	0	0	0	0
# ADDITIONAL FTE POSITIONS (Cumulative)	0	0	0	0	0

Budget Account No.: Fund 4011 Dept. 721 Unit W031 Object 6547

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] GE

III. REVIEW COMMENTS

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

[Signature] 10/17/21
OFMB 10-4-21 BR 1019

[Signature] 10/15/21
Contract Development and Control
10-15-21 TE

B. Legal Sufficiency:

[Signature] 10/19/21
Assistant County Attorney

C. Other Department Review:

Department Director

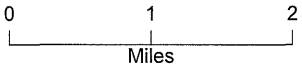
This summary is not to be used as a basis for payment.

AGENDA ITEM 3K-3
BCC MEETING 10/05/2021
ATTACHMENT No. 2



WUD PROJECT No. 20-063
LIFT STATION BASINS
SANITARY SEWER COLLECTION
SYSTEM REHABILITATION

 Lift Station Boundary



BID TABULATION SHEET

TITLE

Sanitary Sewer Collection System Rehabilitation

BID# 20-063

PAGE 1 OF 2

	American Infrastructure Technologies Corporation		BLD Services, LLC.		Hinterland Group, Inc.		Insituform Technologies, LLC.		Municipal Contractors, Inc.	
BASE BID	\$ 4,671,100.00		\$ 5,163,166.50		\$ 4,577,470.86		\$ 4,477,157.57		\$ 4,617,057.00	
Addendum #1	(Y)	N 1/16/21	(Y)	N	(Y)	N	(Y)	N	(Y)	N
Addendum #2	(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
Attachment #6 Bid/Minimum Experience	(Y)	N	(Y)	N	(Y)	N	(Y)	N	(Y)	N

BIDS PICKED UP BY

ENGINEER

DATE

1/16/2021

AGENDA ITEM 3K-3
BCC MEETING 10/05/2021
ATTACHMENT No. 3

CD07: 20-063 / 7.8

BID TABULATION SHEET

TITLE Sanitary Sewer Collection System Rehabilitation

BID# 20-063 PAGE 2 OF 2

	OK National Water Main Cleaning Co. ①									
BASE BID	\$ 4,327,438.80		\$		\$		\$		\$	
Addendum #1	Y	N	Y	N	Y	N	Y	N	Y	N
Addendum #2	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

1/16/21
Attachment #6
BID/Minimum Experience
BIDS PICKED UP BY [Signature] ENGINEER

DATE 1/6/2021

CD07: 20-063 / 7.8

REVISED

Form J-EBO v2

OEBO PARTICIPATION EVALUATION FORM

DATE SENT: January 15, 2021	Project Manager: Michael Technow
Bid No. 20-063	Description: Sanitary Sewer Collection System Rehabilitation
USER DEPARTMENT: WUD	USER CONTACT: mtechnow@pbcwater.com
OEBO RECOMMENDED API: SBE Price Preference	

The solicitation listed above has been opened and requires your evaluation. Attached are copies of the OEBO Schedules as applicable. *When applicable, bidders who are deemed non-responsive to the OEBO Mandatory Minimum Goal(s) are non-responsive to the solicitation requirements.*

EVALUATE INFORMATION, MAKE DETERMINATIONS, SIGN, DATE AND RETURN.

BIDDERS	BIDDER IS A CERTIFIED S/M/WBE	BIDDER ELIGIBLE TO RECEIVE PREFERENCE	PERCENTAGE OF S/M/WBE UTILIZATION
Hinterland Group, Inc.	(2)	(2)	0 %
Insituform Technologies, LLC.	(2)	(2)	0 %
National Water Main Cleaning Co.	(2)	(2)	0 %
American Infrastructure Technology	(2)	(2)	0 %
BLD Services, LLC	(2)	(2)	0 %
Municipal Contractors, Inc.	(1)	(2)	*0 %
	()	()	%
	()	()	%
	()	()	%

Key(s) for Determinations:
(1) YES
(2) NO
(3) NOT APPLICABLE

REMARKS: Municipal Contractors did not submit a properly executed Schedule 2 Form. The Schedule 2 form submitted lists them as a subcontractor and not the Prime and fails to identify the scope of work they will be self-performing. Additionally, the Schedule 2 form did not specify a percentage or price for calculation of SBE participation.

Signature: Allen Hay
Title: Manager
Date: January 15, 2021

AGENDA ITEM 3K-3
BCC MEETING 10/05/2021
ATTACHMENT No. 5



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
7/1/2022 7/14/2021

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 Lockton Companies Three City Place Drive, Suite 900 St. Louis MO 63141-7081 (314) 432-0500	CONTACT NAME: PHONE (A/C, No, Ext): E-MAIL ADDRESS: INSURER(S) AFFORDING COVERAGE INSURER A : XL Insurance America, Inc. INSURER B : ACE American Insurance Company INSURER C : Indemnity Insurance Co of North America INSURER D : AGCS Marine Insurance Company INSURER E : INSURER F :	NAIC # 24554 22667 43575 22837
INSURED 1348001 Insituform Technologies, LLC 17988 Edison Avenue Chesterfield MO 63005		

COVERAGES INSTE02 CERTIFICATE NUMBER: 17700482 REVISION NUMBER: XXXXXXXX

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 <input checked="" type="checkbox"/> Independt Contractor <input checked="" type="checkbox"/> XCU GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC OTHER:	Y	Y	CGD300084906	7/1/2021	7/1/2022	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 2,000,000 GENERAL AGGREGATE \$ 4,000,000 PRODUCTS - COMP/OP AGG \$ 4,000,000 \$
A				BROAD FORM PD/CONTRACTUAL			
B	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY	N	Y	ISA H2554867A	7/1/2021	7/1/2022	COMBINED SINGLE LIMIT (Ea accident) \$ 5,000,000 BODILY INJURY (Per person) \$ XXXXXXXX BODILY INJURY (Per accident) \$ XXXXXXXX PROPERTY DAMAGE (Per accident) \$ XXXXXXXX \$ XXXXXXXX
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$			NOT APPLICABLE			EACH OCCURRENCE \$ XXXXXXXX AGGREGATE \$ XXXXXXXX \$ XXXXXXXX
B C C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N	Y N/A	WLRC67822389 (CA/MA) WLRC67822341 (AOS) (EXCLUDING MONOPOLISTIC)	7/1/2021 7/1/2021	7/1/2022 7/1/2022	<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
D	INSTALLATION FLOATER	Y	Y	MXI93050922	7/1/2021	7/1/2022	SEE ATTACHED LIMITS DEDUCTIBLES: VARIOUS PER POLICY SCHEDULE

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
THIS CERTIFICATE SUPERSEDES ALL PREVIOUSLY ISSUED CERTIFICATES FOR THIS HOLDER, APPLICABLE TO THE CARRIERS LISTED AND THE POLICY TERM(S) REFERENCED.
RE: Project No. WUD 20-063 Sanitary Sewer Collection System Rehabilitation. Palm Beach County, Board of County Commissioners, a political subdivision of the State of Florida, Palm Beach County Water Utilities Department, its officers, directors, agents and employees is additional insured under General Liability as required by written contract and loss payee which has a financial interest under Installation Floater. Waiver of Subrogation applies under General Liability, Automobile Liability, Workers' Compensation, and Installation Floater if required by written contract, executed prior to loss, and where permissible by law.

CERTIFICATE HOLDER 17700482 Palm Beach County, Water Utilites Department, Director Utilites Engineering 8100 Forest Hill Blvd. West Palm Beach FL 33413	CANCELLATION See Attachments 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
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