

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: April 12, 2022 Consent [X] Regular []
Public Hearing []

Department: Water Utilities Department

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: a Contract for the Improvements to Lift Stations 1043, 1045 and 5209 (Project) with Hinterland Group Inc. (HGI) in the amount of \$1,822,000.00.

Summary: On July 7, 2021, the Palm Beach County Water Utilities Department (PBCWUD) received four (4) bids for the Project. The Project provides for the rehabilitation of Lift Stations 1043, 1045, and 5209; and includes mechanical, electrical, and civil rehabilitation including new pumps, control panels and appurtenances, discharge piping, wet well and manhole coating, new potable water services, one (1) new wet well, and temporary bypass pumping.

This Contract was procured under the requirements of the Equal Business Opportunity (EBO) Ordinance. On May 19, 2021, the Goal Setting Committee approved an Affirmative Procurement Initiative (API) of a minimum mandatory 20% Small Business Enterprise (SBE) subcontracting participation of which 5% shall be among certified African American and/or Hispanic American owned firms.

The low bidder Foster Marine Contractors, Inc., (FMC) failed to meet the established API for the Project, and therefore their bid was found to be non-responsive, due to the failure of FMC to list subcontractors on their Schedule 1 and failure to submit Schedule 2 documents for those subcontractors. On September 24, 2021, FMC filed a bid protest claiming the Office of Equal Business Opportunity’s evaluation was inconsistent and the County should waive these irregularities. On December 14, 2021, FMC formally withdrew their bid protest citing rising costs. No further action was taken on behalf of FMC. The second low bidder BLDM USA, LLC failed to meet the established API for the Project, and therefore their bid was found to be non-responsive. HGI was determined to be the lowest responsive and responsible bidder in the amount of \$1,822,000.00. HGI has met the established API for this Project. The Contract with HGI provides for 21.69% SBE participation, which includes 5.67% MBE, 0.30% MBE (B), and 5.37% MBE (H). HGI is a Palm Beach County based company. The Project is included in the PBCWUD FY22 budget. (PBCWUD Project No. 20-008) Districts 3 and 5 (MWJ)

Background and Justification: PBCWUD currently operates and maintains over 1000 lift stations. This Project is needed to restore the service life of the lift stations and improve the long term reliability, safety, and operability of PBCWUD’s wastewater collection system. One of the lift stations has additional need for a new wet well for access and safety.

Attachments:

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

Recommended By: Ali Boya 3/31/22
 Department Director Date

Approved By: Will J. Blum 4/5/2022
 Assistant County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2022	2023	2024	2025	2026
Capital Expenditures	<u>\$1,822,000</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>\$1,822,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

Budget Account No.: Fund 4011 Dept 721 Unit W031 Object 6546

Is Item Included in Current Budget? Yes X No

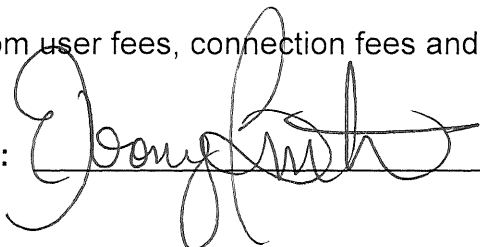
Does this item include the use of federal funds? Yes No X

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:



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III. REVIEW COMMENTS

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

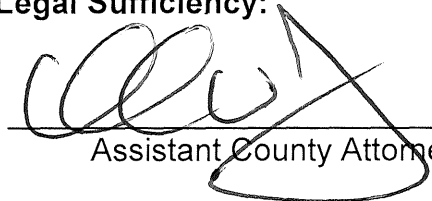


 OFMB
 MG 3/17



 Contract Development and Control
 3-31-22 TD

B. Legal Sufficiency:



 Assistant County Attorney
 4/15/22

C. Other Department Review:

 Department Director

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