

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: July 12, 2022

Consent

Regular

Ordinance

Public Hearing

Department: Engineering and Public Works

Submitted By: Engineering and Public Works

Submitted For: Road and Bridge Division

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Delivery Order 17058D-117 in the amount of \$650,000 for the storm drainage repairs on Nickels Boulevard over the Lake Worth Drainage District (LWDD) L-23 Canal utilizing Palm Beach County's (County) annual "Crews with Equipment, Rental of" term contract 17-058D (Contract) with Hinterland Group, Inc. (Hinterland).

SUMMARY: Approval of this delivery order will allow the contractual services necessary to construct storm water drainage repairs on Nickels Boulevard over the LWDD L-23 Canal. The proposed work consists of the replacement of the pipe and headwalls; and road restoration to repair the integrity of the existing storm drainage pipe system. This delivery order utilizes an existing purchasing contract. The Contract was solicited by the Purchasing Department on June 1, 2017, prior to the effective date of the Equal Business Opportunity Ordinance and pursuant to the Small Business Enterprise (SBE) Ordinance at the time. On August 15, 2017, the Board of County Commissioners (BCC) approved the Contract with Hinterland to provide crews with equipment and materials for countywide drainage projects. The Contract was last renewed on September 1, 2021. Hinterland agreed to 15% SBE participation for the Contract and 100% SBE participation for this delivery order. Hinterland has achieved 100% SBE participation for all delivery orders performed under this Contract for a total amount of \$5.6 million to date. Hinterland has an office located in Palm Beach County and is an SBE company. District 2 (YBH)

Background and Justification: The County desires to construct the drainage repairs in accordance with the attached delivery order. The BCC's approval of this delivery order in the amount of \$650,000 is required to authorize the repairs.

Attachments:

1. Location Map
2. Delivery Order 17058D-117 with Exhibits "A" and "B" (3)

Recommended by: _____

YBH/TEL

County Engineer

6/24/2022

Date

Approved By: _____

Assistant County Administrator

7/6/22

Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

| Fiscal Years | 2022 | 2023 | 2024 | 2025 | 2026 |
|---|------------|------|------|------|------|
| Capital Expenditures | \$ -0- | -0- | -0- | -0- | -0- |
| Operating Costs | \$ 650,000 | -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 | \$ 650,000 | -0- | -0- | -0- | -0- |
| # ADDITIONAL FTE POSITIONS (Cumulative) | | | | | |

Is Item Included in Current Budget? Yes X No
 Does this item include the use of federal funds? Yes No X

Budget Account No:

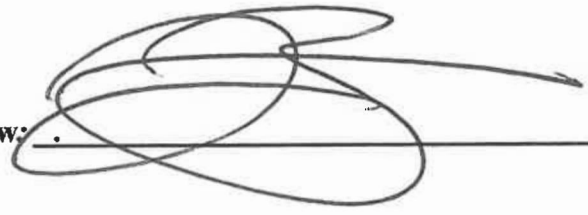
Fund 3500 Dept 361 Unit 1956 Object 6572

Recommended Sources of Funds/Summary of Fiscal Impact:

Transportation Improvement Fund
 Nickels Boulevard over LWDD L-23 Canal

Work Order Amount \$ 650,000 00

C. Departmental Fiscal Review:



III. REVIEW COMMENTS

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

Lisa Maut 6/29/22
 OFMB JA 6/28/22
 JR 6-29-22 LM

Dr. G. J. Jankov 7/5/22
 Contract Dev. and Control
 7-5-22 TW

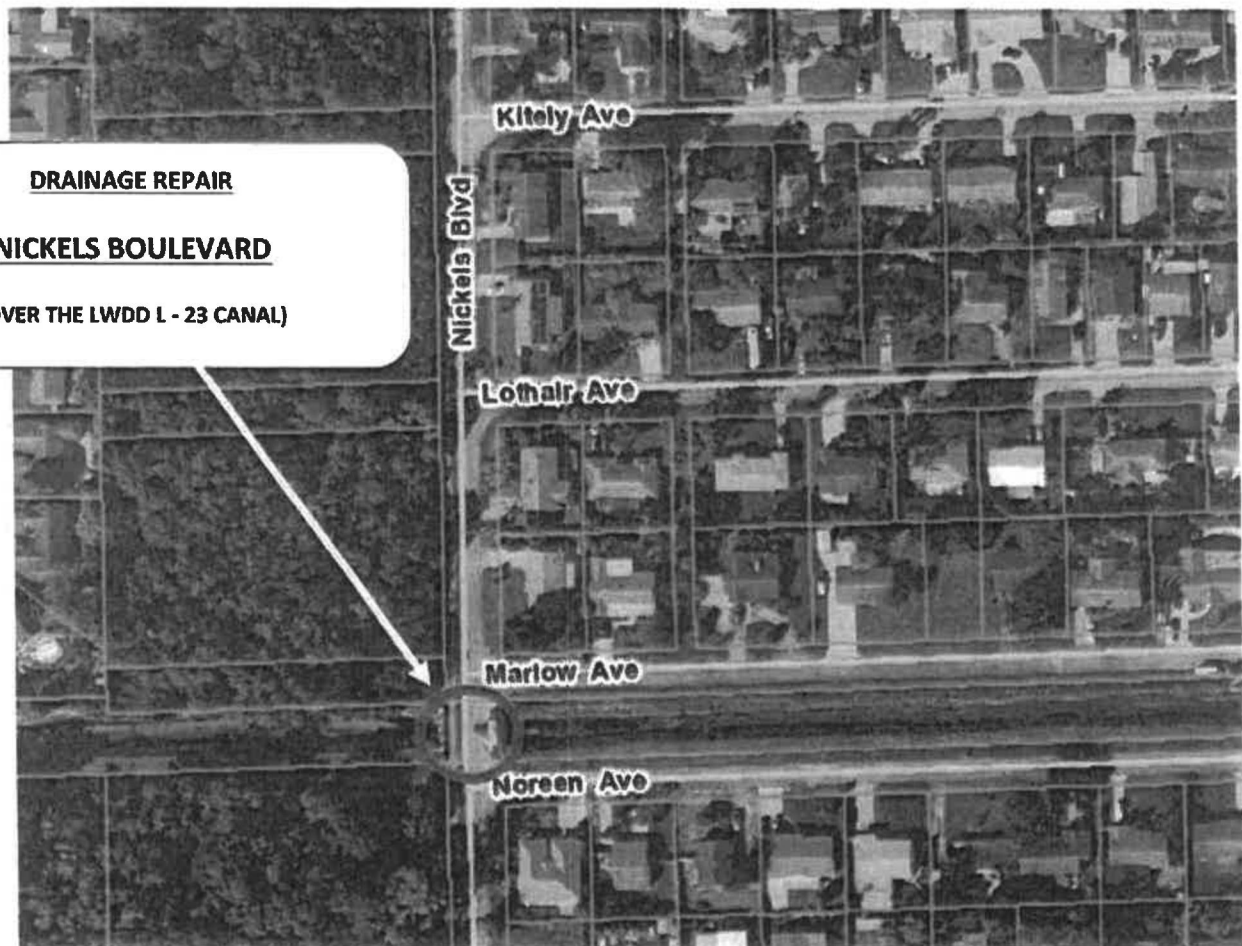
B. Approved as to Form and Legal Sufficiency:

[Signature]
 Assistant County Attorney

C. Other Department Review:

 Department Director

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



LOCATION MAP

DELIVERY ORDER # 17058D-117 TO TERM CONTRACT
FOR CREWS AND EQUIPMENT, RENTAL OF
BY AND BETWEEN PALM BEACH COUNTY AND HINTERLAND GROUP, INC.
FOR STORM DRAINAGE REPAIRS ON
NICKELS BOULEVARD OVER LWDD L - 23 CANAL

This delivery order to the Term Contract for Crews with Equipment, Rental of, dated August 15, 2017 (**CONTRACT**) is made and entered into the _____ day of _____, 20____, by and between Palm Beach County, a political subdivision of the State of Florida, by and through its Board of County Commissioners (**COUNTY**) and HINTERLAND GROUP, INC ("**CONTRACTOR**") (individually Party and collectively Parties).

WITNESSETH

WHEREAS, the **COUNTY** and **CONTRACTOR** entered into the **CONTRACT** on a delivery order basis on August 15, 2017, as amended on July 24, 2018, September 1, 2019, September 1, 2020 and September 1, 2021; and

WHEREAS, the **COUNTY** desires the **CONTRACTOR** to perform storm drainage repairs on Nickels Blvd. over LWDD L-23 Canal in Palm Beach County, Florida ("**REPAIRS**"); and

WHEREAS, the **CONTRACTOR** agrees to perform the **REPAIRS** in accordance with the terms and conditions of the **CONTRACT**, as amended, and as directed and accepted by the Engineering Department, Road & Bridge Division; and

WHEREAS, based on the pricing agreed to in the **CONTRACT**, the parties agree that a cost not to exceed \$650,000 is appropriate compensation for the services to be performed by the **CONTRACTOR** to perform the **REPAIRS**:

NOW, THEREFORE, THIS INDENTURE WITNESSETH: That for and in consideration of the mutual benefits that flow from each to the other, the parties hereto agree as follows:

1. The **CONTRACTOR** agrees to provide services for the **REPAIRS** in accordance with the **CONTRACT**, as amended, and as further described in **Exhibit "A"**.
2. The **COUNTY** agrees to pay the **CONTRACTOR** a fee not to exceed \$650,000 to perform the **REPAIRS**. Final payment shall be per documented quantities installed, and hours expended.
3. The following Exhibits are attached to and made part of this **CONTRACT**:
 - a) **Exhibit A** – Delivery Order Request and scope and cost estimate; and
 - b) **Exhibit B** - Participation for SBE Subcontractors (Schedules 1 and 2)

Except as amended, changed or modified, all other terms, conditions and obligations of the **CONTRACT** dated August 15, 2017, as amended, shall remain in full force and effect.

**Re: STORM DRAINAGE REPAIRS ON NICKELS BOULEVARD OVER LWDD L-23
CANAL**

Delivery Order No.: 17058D-117

IN WITNESS WHEREOF, the Board of County Commissioners of Palm Beach County, Florida has made and executed this Delivery Order for the **REPAIRS**, pursuant to the **CONTRACT**, as amended, on behalf of the **COUNTY**, and **CONTRACTOR** has hereunto set its hand the day and year above written.

OWNER:

**Palm Beach County, Florida, a
Political Subdivision of the
State of Florida by and through its**

BOARD OF COUNTY COMMISSIONERS

BY: _____
Robert S. Weinroth, Mayor

CONTRACTOR:

**Hinterland Group, Inc.,
a Florida Corporation**

BY: _____
Jay Breig Project Manager

(Printed Name and Title)



ATTEST:
Joseph Abruzzo,
Clerk of the Circuit Court & Comptroller

C O R P O R A T E S E A L

BY: _____
Deputy Clerk

WITNESS:
BY: _____
Lori Guid

(Printed Name)

S E A L

**APPROVED AS TO TERMS
AND CONDITIONS:**

BY: _____
[Signature]

BY: _____
Esther J Simpson

(Printed Name)

**APPROVED AS TO FORM & LEGAL
SUFFICIENCY:**

Yelizaveta Herman, Assistant County Attorney



**PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS
ENGINEERING & PUBLIC WORKS DEPARTMENT
P. O. BOX 21229, WEST PALM BEACH, FL 33416-1229**

REQUEST:

- WORK ORDER NO. _____
- NEW AUTHORIZATION
- CHANGE ORDER NO. _____
- SUPPLEMENTAL NO. _____
- OTHER: Delivery Order 17058D-117

REQUESTING DIVISION:

- ROAD & BRIDGE
- TRAFFIC
- ROADWAY PRODUCTION
- CONSTRUCTION COOR.
- STREETScape

INFORMATION:

DATE 4/14/2022
 REQUESTOR Darren Prainito
 COMMISSION DISTRICT NO: 2
 RESOLUTION NO: R _____
 PBC PO NUMBER: _____

PROJECT LOCATION/LIMITS: Nickels Boulevard over LWDD L - 23 Canal
PROJECT NUMBER: 2020026 **BUDGET LINE ITEM:** 3500-361-1956-6572
CONTRACT NUMBER: 17 - 058D **CONTRACT DATE:** September 1, 2017

CONTRACTOR/CONSULTANT/VENDOR: Hinterland Group, Inc. **VENDOR #:** VC0000128640
CONTACT: Daniel Duke **CONTACT PHONE NUMBER:** (561) 640-3503

Details: In accordance with your contract, as amended, you are to provide the following: Replacement of pipe, headwalls and road restoration to repair the integrity of the existing storm drainage pipe system
 A separate NTP will be issued directing the contractor to commence work within five (5) working days. The contract duration for this work is 60 days.

This work shall be coordinated with, (48 hours prior to commencement of work):
Darren Prainito, Construction Project Mgr. R & B (561) 233-3962

The total amount of this request, per the attached documentation, is not to exceed \$ 650,000
 The Small Business Enterprise (SBE) goal for this contract is 15 %. The estimated SBE participation for this request is 100 %.
 The cumulative SBE participation to date for this Contract including this request is 100 %.

| | | |
|------------------------|------------------------|-------------------------|
| <u>Darren Prainito</u> | Project Manager | <u>(561) 233-3962</u> |
| Name | Title | Telephone Number |

| | |
|--|--|
| <p>CONTRACTOR/CONSULTANT/VENDOR APPROVALS Please indicate your receipt of this Work Order by signing and returning a duplicate copy.</p> | <p>Please sign below and submit with Invoice at the completion of the project. Project completed in compliance with Contract and Project Specifications.</p> |
| Signature _____ Date _____ | Signature _____ Date _____ |
| Printed Name and Title _____ | Printed Name and Title _____ |

| | |
|--|--|
| <p>PALM BEACH COUNTY APPROVALS</p> | <p>BOARD APPROVAL? _____ Date: _____</p> |
| Division Approval _____ Date _____ | Budget Approval _____ Date _____ |
| Assistant County Engineer _____ Date _____ | Contract Review Committee (when required) Date _____ |



ROAD AND BRIDGE CONSTRUCTION COST ESTIMATE

Exhibit A

EXHIBIT A - SCOPE/COST ESTIMATE

DATE: 4/14/2022

| Project Description: | | Drainage Repairs | | Road Maintenance District: | |
|-----------------------------|---|--|-------------|-----------------------------------|----------------------|
| Project Location: | | Nickels Boulevard over LWDD L - 23 Canal | | Commission District: 2 | |
| Item # | Item Description | Unit | Unit Price | Quantity | Amount |
| 2 | PIPE CREW (36" UP TO 84" DIAMETER) | HR | \$ 245.00 | 450 | \$ 110,250.00 |
| 4 | DUMP TRUCK | HR | \$ 250.00 | 300 | \$ 75,000.00 |
| 5 | WELL POINT | HR | \$ 150.00 | 576 | \$ 86,400.00 |
| MATERIALS | | | | | |
| | MOT (ALLOWANCE) | LS | \$10,500.00 | 1 | \$ 10,500.00 |
| | Fill and Road Base | LS | \$37,919.44 | 1 | \$ 37,919.44 |
| | Rip Rap | LS | \$65,275.00 | 1 | \$ 65,275.00 |
| | Dump Fee | LS | \$34,400.00 | 1 | \$ 34,400.00 |
| | Asphalt | LS | \$20,985.00 | 1 | \$ 20,985.00 |
| | 24" RCP Culvert pipe | LF | \$ 51.08 | 179 | \$ 9,143.32 |
| | 72" RCP Culvert pipe | LF | \$ 437.26 | 74 | \$ 32,357.24 |
| | Precast structure - Headwalls 72" w/reinforcing steel | EA | \$21,935.00 | 2 | \$ 43,870.00 |
| | Crane | LS | \$22,000.00 | 1 | \$ 22,000.00 |
| | Long Reach Excavator | LS | \$18,500.00 | 1 | \$ 18,500.00 |
| | Sod | LS | \$13,000.00 | 1 | \$ 13,000.00 |
| | Railing | LF | \$ 150.00 | 72 | \$ 10,800.00 |
| | Signs | LS | \$ 600.00 | 1 | \$ 600.00 |
| | | | | | \$ - |
| SUBTOTAL: | | | | | \$ 591,000.00 |
| CONT: | | | | | \$ 59,000.00 |
| TOTAL: | | | | | \$ 650,000.00 |

SCHEDULE 1

LIST OF PROPOSED SBE-M/WBE PARTICIPATION

PROJECT NAME OR BID NAME: Nickels Blvd. Drainage
 NAME OF PRIME BIDDER: Hinterland Group, Inc.
 CONTACT PERSON: Jay Breig
 BID OPENING DATE: _____

PROJECT NO. OR BID NO.: 22-RBD-04
 ADDRESS: 2051 W Blue Heron Blvd
 PHONE NO.: 561-596-3503 FAX NO.: 561-640-3504
 USER DEPARTMENT: Road and Bridge

THIS DOCUMENT IS TO BE COMPLETED BY THE PRIME CONTRACTOR AND SUBMITTED WITH BID PACKET. PLEASE LIST THE NAME, CONTACT INFORMATION AND DOLLAR AMOUNT AND/OR PERCENTAGE OF WORK TO BE COMPLETED BY ALL SBE -M/WBE'S ON THIS PROJECT. IF THE PRIME IS AN SBE-M/WBE, PLEASE ALSO LIST THE NAME, CONTACT INFORMATION AND DOLLAR AMOUNT AND/OR PERCENTAGE OF WORK TO BE COMPLETED BY THE PRIME ON THIS PROJECT. THE PRIME AFFIRMS THAT IT WILL MONITOR THE SBES LISTED TO ENSURE THE SBES PERFORM THE WORK WITH ITS OWN WORKFORCE.

| Name, Address and Phone Number | (Check one or both Categories) | | DOLLAR AMOUNT AND/OR PERCENTAGE OF WORK | | | | |
|--|--------------------------------|-------------------------------------|---|----------|-------|---------------------|------------------|
| | M/WBE | SBE | Black | Hispanic | Women | Caucasian | Other |
| | Minority Business | Small Business | | | | | (Please Specify) |
| 1. <u>Hinterland Group, Inc 2051 W Blue Heron Blvd Riviera Beach, FL 33404</u> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | _____ | _____ | _____ | <u>\$591,000.00</u> | _____ |
| 2. | <input type="checkbox"/> | <input type="checkbox"/> | _____ | _____ | _____ | _____ | _____ |
| 3. | <input type="checkbox"/> | <input type="checkbox"/> | _____ | _____ | _____ | _____ | _____ |
| 4. | <input type="checkbox"/> | <input type="checkbox"/> | _____ | _____ | _____ | _____ | _____ |
| 5. | <input type="checkbox"/> | <input type="checkbox"/> | _____ | _____ | _____ | _____ | _____ |

(Please use additional sheets if necessary)

Total _____ **\$591,000.00**

Total Bid Price \$ **\$591,000.00**

Total SBE-M/WBE Participation Dollar Amount and/or Percentage of Work **\$591,000.00**

I hereby certify that the above information accurate to the best of my knowledge:

Jay Breig
Signature

Project Manager
Title

- NOTE:**
- The amount listed on this form for a SBE-M/WBE Prime or Subcontractor must be supported by price or percentage listed on the signed Schedule 2 or signed proposal in order to be counted toward goal attainment.
 - Firms may be certified by Palm Beach County as an SBE and/or M/WBE. If firms are certified as both an SBE and M/WBE, please indicate the dollar amount and/or percentage under the appropriate category.
 - M/WBE information is being collected for tracking purposes only.

Revised 7/2/2013



**OSBA SCHEDULE 2
LETTER OF INTENT TO PERFORM AS AN SBE-M/WBE**

This document must be completed by ALL SBE-M/WBE's and submitted with this bid packet. Specify in detail, the particular work items to be performed and the dollar amount and/or percentage for each work item. SBE credit will only be given for items which the SBE-M/WBE's is certified to perform. Failure to properly complete Schedule 2 will result in your SBE participation not being counted.

PROJECT NUMBER: 22-RBD-04 PROJECT NAME: Nickels Blvd. Drainage

TO: Hinterland Group, Inc.
(Name of Prime Bidder)

The undersigned is certified by Palm Beach County as a - (check one or more, as applicable):

Small Business Enterprise Minority Business Enterprise _____

Black _____ Hispanic _____ Women _____ Caucasian Other (Please Specify) _____

Date of Palm Beach County Certification: December 9, 2015

The undersigned is prepared to perform the following described work in connection with the above project. Additional Sheets May Be Used As Necessary

| Line Item/ Lot No. | Item Description All Listed | Qty/Units All | Unit Price Per Bid | Total Price/ Percentage Schedule 100% |
|-----------------------|--------------------------------|------------------|-----------------------|---|
| _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ |

at the following price or percentage \$591,000.00
(SBE Prime or Subcontractor's Quote)

and will enter into a formal agreement for work with you contingent upon your execution of a contract with Palm Beach County.

If undersigned intends to sub-subcontract any portion of this job to a certified SBE-M/WBE or a non-SBE subcontractor, please list the name of that subcontractor and the amount below.

Price or Percentage \$591,000.00 Hinterland Group, Inc.
(Name of Subcontractor)

The Prime affirms that it will monitor the SBE-M/WBE listed to ensure the SBE-M/WBE perform the work with their own work force. The undersigned SBE-M/WBE Prime or SBE-M/WBE subcontractor affirms that it has the resources necessary to perform the work listed without subcontracting to a non-certified SBE or any other certified SBE subcontractors except as noted above.

The undersigned subcontractor understands that the provision of this form to Prime Bidder does not prevent Subcontractor from providing quotations to other bidders.

Hinterland Group, Inc.
Print name of
SBE-M/WBE Company

By: Jay Breig (Sign atite)

Jay Breig - Project Manager
Print name/title of person executing on behalf
of SBE-M/WBE

Revised 7/2/2013

Date: 4/5/2022

