



## Legislation Details (With Text)

<b>File #:</b>	18-2298	<b>Name:</b>	AUTHORIZATION TO: 1) AWARD A CONSTRUCTION CONTRACT FOR THE REHABILITATION OF SIX LIFT STATIONS; 2) AWARD A TASK ORDER TO PROVIDE CONSTRUCTION PHASE ENGINEERING SERVICES; AND 3) APPROVAL OF RESOLUTION NO. R2019-09 AMENDING THE UTILITY FUND FOR FISCAL YEAR
<b>Type:</b>	Purchasing/Contract	<b>In control:</b>	Village Council
<b>On agenda:</b>	4/23/2019	<b>Final action:</b>	
<b>Title:</b>	AUTHORIZATION TO: 1) AWARD A CONSTRUCTION CONTRACT FOR THE REHABILITATION OF SIX LIFT STATIONS; 2) AWARD A TASK ORDER TO PROVIDE CONSTRUCTION PHASE ENGINEERING SERVICES; AND 3) APPROVAL OF RESOLUTION NO. R2019-09 AMENDING THE UTILITY FUND FOR FISCAL YEAR 2018-2019 BY ALLOCATING FUND BALANCE FOR THE LIFT STATION UPGRADES CAPITAL PROJECT; AND PROVIDING AN EFFECTIVE DATE.		
<b>Code sections:</b>			
<b>Attachments:</b>	1. 1. Schedule of Subcontractors - Foster Marine, 2. 2. Bid Tabulation, 3. 3. Tentative Notice of Intent, 4. 4. Final Notice of Intent, 5. 5. Best and Final Foster Marine, 6. 6. Mock Roos Proposal, 7. 7. Lift Station Locations, 8. 8. R2019-09 BA for Lift Station Upgrades		

Date	Ver.	Action By	Action	Result
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**ITEM:** AUTHORIZATION TO: 1) AWARD A CONSTRUCTION CONTRACT FOR THE REHABILITATION OF SIX LIFT STATIONS; 2) AWARD A TASK ORDER TO PROVIDE CONSTRUCTION PHASE ENGINEERING SERVICES; AND 3) APPROVAL OF RESOLUTION NO. R2019-09 AMENDING THE UTILITY FUND FOR FISCAL YEAR 2018-2019 BY ALLOCATING FUND BALANCE FOR THE LIFT STATION UPGRADES CAPITAL PROJECT; AND PROVIDING AN EFFECTIVE DATE.

**REQUEST:** Authorization to: 1) Award a construction contract to Foster Marine Contractors, Inc., for the rehabilitation of lift stations 5, 39, 41, 44, 74 & 85 in the amount of \$2,373,623.00; 2) Award a task order to Mock Roos & Associates, Inc., to provide construction phase engineering services for the lift station rehabilitation project in the amount of \$74,200.00; and 3) Approval of Resolution No. R2019-09 amending the Utility Fund or Fiscal Year 2018-2019 by allocating fund balance for the Lift Station Upgrades Capital Project; and providing an effective date.

**EXPLANATION:** Staff is seeking authorization to:

- (1) Award a construction contract Foster Marine Contractors, Inc., for the rehabilitation of lift stations 5, 39, 41, 44, 74 & 85 in the amount of \$2,373,623.00. This project includes the comprehensive rehabilitation of six existing lift stations generally including pumps, wet wells, vaults, piping, electrical, control panels, fencing, landscaping and site civil improvements. The stations are approximately thirty (30) years old and require extensive rehabilitation.

On November 7, 2018, Wellington released ITB 002-19/DZ on Demandstar, seeking qualified firms to provide such services. The solicitation was also advertised in the Palm Beach Post and posted on

Wellington's website. On December 14, 2018, five (5) proposals were received as summarized below:

Vendor	Amount	Local Vendor Status
B & B Underground Construction, Inc.	\$2,708,623.98	Palm Beach County
Foster Marine Contractors, Inc.	\$2,752,850.00 <b>\$2,708,623.00 - Best and Final</b>	Western Communities
TV Diversified, LLC	\$2,790,798.00	Palm Beach County
Hinterland Group Inc	\$3,160,700.00	Palm Beach County
Intercounty Engineering, LLC	\$3,336,915.00	Not Local
<b>*allowances totaling \$335,000 will not be awarded (bid items 17,18,19 &amp; 20)</b>		

The lowest responsive, responsible bidder was B & B Underground Construction, Inc., a Palm Beach County local vendor, who submitted a bid price of \$2,708,623.98. The next lowest responsive bidder was Foster Marine Contractors, Inc., a Western Communities local vendor who provided a bid price of \$2,752,850.00.

Pursuant to Chapter 9 of the Village's Purchasing Manual, if a Western Communities local business submits a price bid within 5% of a non-local or Palm Beach County local business submitting the lowest bid, the lowest Western Communities local business shall have the opportunity to submit a best and final bid equal to or lower than the low bid.

Foster Marine Contractors, Inc. qualified as a local Western Communities vendor and was within 5% of the low bid. Pursuant to the Village's Local Preference Policy, they were afforded the opportunity to submit a best and final bid equal to or lower than the price submitted by B & B Underground Construction, Inc. Foster Marine Contractors, Inc. elected to submit a revised bid of \$2,708,623.00, less than the price submitted by B & B Underground Construction, Inc. (\$2,708,623.98).

The revised bid (\$2,708,623.00) includes allowances totaling \$335,000. Staff recommends awarding the contract to Foster Marine Contractors, Inc., in the amount of \$2,708,623.00 (bid amount) minus the allowance amount of \$335,000 for a total cost of \$2,373,623.00.

- (2) Award a task order to Mock Roos & Associates, Inc., utilizing previously Council approved engineering services contract (RFQ#011-15/ED), to provide construction phase engineering services for the lift station rehabilitation project in the amount of \$74,200.00

The total cost of construction (Foster Marine) and construction phase engineering (Mock Roos) is \$2,447,823. The current amount budgeted for this project is \$1,900,000. A budget amendment in the amount of \$550,000 (attached) is required to complete the project.

The budget shortfall can be attributed to contingencies and increased labor costs, increased material costs due to tariffs, uncertainty of future tariff costs and their impact on costs of material, and current market demands.

- (3) Approval of Resolution No. R2019-09 amending the Utility Fund or Fiscal Year 2018-2019 by allocating fund balance for the Lift Station Upgrades Capital Project; and providing an effective date.

Staff recommends 1) Awarding a contract to Foster Marine Contractors, Inc., for the rehabilitation of lift stations 5, 39, 41, 44, 74 & 85 in the amount of \$2,373,623.00; 2) Awarding a task order to Mock Roos & Associates, Inc., to provide construction phase engineering services for the lift station rehabilitation project in the amount of \$74,200; and 3) Approval of Resolution No. R2019-09 amending the Utility Fund or Fiscal Year

2018-2019 by allocating fund balance for the Lift Station Upgrades Capital Project; and providing an effective date.

**BUDGET AMENDMENT REQUIRED:** YES

**PUBLIC HEARING:** NO                      **QUASI-JUDICIAL:**

**FIRST READING:**                      **SECOND READING:**

**LEGAL SUFFICIENCY:** YES

**FISCAL IMPACT:** The budget amendment will increase the utility fund in the amount of \$550,000. Funds will be allocated in the Lift Station Upgrades Capital Project (Project String CUT18015.3Constr)

**WELLINGTON FUNDAMENTAL:** Responsive Government

**RECOMMENDATION:** Authorization to: 1) Award a construction contract to Foster Marine Contractors, Inc., for the rehabilitation of lift stations 5, 39, 41, 44, 74 & 85 in the amount of \$2,373,623.00; 2) Award a task order to Mock Roos & Associates, Inc., to provide construction phase engineering services for the lift station rehabilitation project in the amount of \$74,200.00; and 3) Approval of Resolution No. R2019-09 amending the Utility Fund or Fiscal Year 2018-2019 by allocating fund balance for the Lift Station Upgrades Capital Project; and providing an effective date.