SUBJECT: FENCE AND RAIL MAINTENANCE AND CONSTRUCTION

BID #: JCS-0257-21

OPEN DATE: 09/16/2020

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT: CONSTRUCTION CONTRACT – ONE (1) YEAR FROM OCTOBER 1, 2020 WITH FOUR (4) ONE (1) YEAR RENEWAL OPTIONS

AGENCY: RIGHT OF WAY & STORMWATER MAINTENANCE DIVISION

BASIS OF AWARD: ALL OR NONE TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER

NUMBER OF BIDS INVITED: 7 **NUMBER RECEIVED:** 3 **OTHER:** 2

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

Subject bid was awarded on 10/15/20 as a JSEB Set Aside project to Country Boy Fence Company, Inc. in the erroneous initial annual not-to-exceed amount of $1,000,000.00.

Request approval to rescind the award to Country Boy Fence Company, Inc. in the initial annual not-to-exceed amount of $1,000,000.00.

Request approval of award to Country Boy Fence Company, Inc. as the lowest responsive, responsible bidder in the initial annual not-to-exceed amount of $500,000.00.

Also request approval to waive all bonding requirements per Addendum 2.

Period of service will be from date of contract execution through September 30, 2021 with four (4) one (1) year renewal options.

Funding will be encumbered from account 44101.156002.534100.000000.00000000.0000000, executed by formal contract through the Office of General Counsel, and processed via individual Purchase Order(s).

ATTACHMENTS: Recommendation Memos, Addendum 2, Basis of Award, Scope of Work, Previous Award

ANALYST: _____
DAVID KLAGES

RESPECTFULLY SUBMITTED: _____
GREGORY PEASE, CHIEF
PROCUREMENT DIVISION

CONCURRENCE BY: Stephen D. Long Jr., P.E., Chief, Right of Way and Stormwater Maintenance Division

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(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)
ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING _____ MEMBERS DISAPPROVING _____ DATE: _____

_____ _____ OTHER: _____

_____ _____

_____ _____

ACTION OF AWARDING AUTHORITY DATE _____

APPROVED _____ DISAPPROVED _____

OTHER _____

SIGNATURE OF AUTHENTICATION _____

City of Jacksonville, Florida

Lenny Curry, Mayor

Department of Public Works
Right of Way & Stormwater Maintenance Division
609 St. Johns Bluff Road
Jacksonville, FL 32225
(904) 472-2900
www.coj.net

ONE CITY. ONE JACKSONVILLE

January 27, 2021

MEMORANDUM

TO: Greg Pease, Chief,
Procurement Division

THRU: John P. Pappas, Jr. P.E., Director of Public Works

FROM: Steven D. Long Jr., P.E. Chief
Right of Way and Stormwater Maintenance Division

RE: **RECOMMENDATION TO RESCIND AWARD**
Fence and Rail maintenance and Construction

Bid No.: **JCS-0257-21**
Award Date: **October 16, 2020**
Award Amount: **$1,000,000.00**

Bid JCS-0257-21; Fence and Rail Maintenance and Construction was awarded on 10/16/2020 in the amount of $1,000,000.00 to Country Boy Fence Co. Inc., 5930 5th Street West Jacksonville Fl. 32254, This amount was awarded in error. This amount exceeds our budget for this award. The requested award amount should be $500,000.00. No contract has been executed at this time.

We, therefore, recommend rescinding the subject award in the amount of $1,000,000.00 to Country Boy Fence Co. Inc., the lowest conforming bidder for the service period of October 1, 2020 to September 30, 2021.

If you require any additional information, you may contact Robert Young at 255-4294.

SL. RY

cc: Dustin Freeman, Procurement
David Klages, Procurement
Robert Young, RoWSM
Tammy Duggan, RoWSM

City of Jacksonville, Florida

Lenny Curry, Mayor

Department of Public Works
Right of Way & Stormwater Maintenance Division
609 St. Johns Bluff Road
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ONE CITY. ONE JACKSONVILLE

January 27,2021

MEMORANDUM

TO: Greg Pease, Chief,
Procurement Division

THRU: John P. Pappas, Jr. P.E., Director of Public Works

FROM: Steven D. Long Jr., P.E. Chief
Right of Way and Stormwater Maintenance Division

RE: **RECOMMENDATION TO AWARD**
Fence and Rail Maintenance and Construction

Bid No.: **JCS-0257-21**
Bid Date: **September 23, 2020**
Award Amount: **$500,000.00**

BID CS-0257-21; Fence and Rail Maintenance and Construction was awarded on 10/16/20 in the amount of $1,000,000.00 to Country Boy Fence Co. Inc., in error. Under separate award action, RWSM has asked for that award to be rescinded based on this error. No contract has been executed at this time.

The Right of Way and Stormwater Maintenance Division has reviewed bids on the above-referenced contract and determined that Country Boy Fence Co. Inc., 5930 5th Street West Jacksonville Fl. 32254, is the lowest qualified responsive bidder for the above-referenced bid. There was a total of three (3) bidders.

We, therefore, request the subject bid in a new amount of $500,000.00 be awarded to Country Boy Fence Co. Inc., the lowest conforming bidder for the initial one (1) year Contract Period. The Initial Contract Period will be from October 1, 2020 to September 30, 2021 with Four (4) one (1) year renewal options. Work will be issued by individual purchase order and funding should be encumbered from Right of Way and Stormwater Maintenance Division account 44101 156002 534100 00000 00000000 00000.

We further request waiving the bonding requirement for this bid as stated in Addendum two (2) of the attached bid specifications and per discussion with the Procurement Division.

Attached are the Bid Tabulations, Addendums 1, 2, and 3, Section 3 Paragraph F of the Bid Specifications, and the lowest qualified responsive Bid Submittal.

If you require any additional information, you may contact Robert Young at 255-4294.

DRR

City of Jacksonville, Florida

Lenny Curry, Mayor

Department of Public Works
Right of Way & Stormwater Maintenance Division
609 St. Johns Bluff Road
Jacksonville, FL 32225
(904) 472-2900
www.coj.net

ONE CITY. ONE JACKSONVILLE.

SL: RY

cc Dustin Freeman, Procurement
David Klages, Procurement
Robert Young, RoWSM
Tammy Duggan, RoWSM

CITY OF JACKSONVILLE
PROCUREMENT DIVISION
Ed Ball Building, 8th Floor
214 N. Hogan Street
Jacksonville, Florida 32202

ADDENDUM NO:	**TWO (2)**
BID NUMBER:	**JCS-0257-21**
TITLE OF BID:	**FENCE AND RAIL MAINTENANCE AND CONSTRUCTION**
OPENING TIME AND DATE:	**SEPTEMBER 16, 2020 @ 2:00 P.M.**

THIS ADDENDUM IS ISSUED FOR THE INFORMATION OF BIDDERS ON THE ABOVE TITLED PROJECT AND WILL BE PART OF THE CONTRACT.

1. **MANDATORY PRE-BID MEETING ATTENDANCE SHEET:**
   Included in this addendum is the attendance list from the Mandatory Pre-Bid Meeting.

2. **QUESTION:**
   Do you have to be a licensed General Contractor to bid on this?

   ANSWER:
   No. Aside from being a certified City of Jacksonville JSEB (see Addendum 1), you just have to meet the requirements in Section 3, Attachment G.

3. **QUESTION:**
   Under section 2, paragraph 2.3 Bid Security of 5% of bid and paragraph 2.11 Contract Performance and Payment Bonds equal to 100% of contract amount, are these correct?

   ANSWER:
   Since this is a Set Aside project and only JSEB's are eligible to bid, all bonding requirements for this solicitation are waived.

4. **QUESTION:**
   If question 3 is correct, to cover the cost of the Performance and Payment Bond, can a separate item number be added to the Bid Proposal Form to show the actual bond rate and this rate added to each purchase order (example: if bond rate is 1.5% and the work on a project is $1,000.00 then the project purchase order would be $1,015.00)?

   ANSWER:
   N/A per Q&A 3.

5. **QUESTION:**
   In regards to question 4, what form of documentation would you require to be submitted to show Bond Rate?

   ANSWER:
   N/A per Q&A 3.

6. **QUESTION:**
   Would you please provide the previous Bid Tabulation/pricing for this project?

   ANSWER:
   Please see the two awards for CS-0277-16, included in this addendum.

JCS-0257-21 FENCE AND RAIL MAINTENANCE AND CONSTRUCTION

DATE September 4, 2020 **BUYER** David Klages

RECEIPT ACKNOWLEDGED BY RETURN OF SIGNED COPY WITH BID.

Bidder's Signature

Title

Company

Date

End of Addendum 2
Thirty-nine (39) pages to follow.

Note: Only the first two pages of this addendum need to be returned. Please do not return the attached pages.

B. **BASIS OF AWARD**

The project may be awarded to the lowest responsive, responsible Bidder for the Total Base Bid contingent on the availability of funds within the project's approved budget. The City has the right to reject any or all bids if it is in the best interest of the City.

C. **REVISIONS OF BID PROPOSAL FORM**

Request for revision of the Bid Proposal Form must be made to the ENGINEER at least ten (10) days prior to date of opening of Bids. Revision of the Bid Proposal by the Bidder will void the Bid.

D. **CONTRACT EXPIRATION DATE**

The Contract expiration date shall be established 120 calendar days after the scheduled construction completion date in order to comply with Executive Order 2013-05.

E. **BID CHANGES**

No changes in the amount of Bids appearing on the outside of Bids will be considered. Only the amounts shown on bidding documents inside the envelope will be considered. All changes, corrections and erasures must be initialed by the person signing the bid.

F. **CONSTRUCTION COMPLETION**

The intent of this contract is that the Contractor provides **FENCE AND RAIL MAINTENANCE AND CONSTRUCTION** during the period of Fiscal Year 2021 (October 1, 2020 through September 30, 2021). The Contractor shall begin work within ten (10) calendar days, including Sundays and holidays, after issuance of a Blanket Order or Purchase Order from the City. No Blanket Orders or Purchase Orders will be issued under this Contract after September 30, 2021 unless the Contract is renewed. The active Contract will expire 120 days thereafter. All work started under a Blanket Order or Purchase Order shall be completed by the expiration date. By mutual agreement of both parties, provided funds are available, the Contract may be extended four (4) times for a period of one (1) year each. Each extension amendment of the contract will be amended prior to September 30th of the current contract fiscal year. Based upon the agreement of all parties, the Contract Unit Prices may be adjusted at the time of renewal based on the stated Consumer Price Index (CPI) for All Urban Consumers - South Region All Items, (Series CUURO300SAO), over the preceding twelve (12) months from the date of Contract Award. The adjusted Contract Unit Prices will be calculated using the current Contract Unit Prices and adjusting them by the amount of the stated CPI. The subsequent optional renewals, if both the CITY and the CONTRACTOR agree, may also include a Contract Unit Price adjustment based on the CPI for the preceding twelve months from the award date of the second contract. Contract Unit Prices will be adjusted by applying the CPI to the previously adjusted Contract Unit Prices for the first renewal option.

FENCE AND RAIL MAINTENANCE AND CONSTRUCTION
SECTION 30

SCOPE OF WORK

30.1 Scope

The work covered by these Specifications consists of the Contractor furnishing all labor, equipment, and materials and performing all operations necessary for the repair, replacement and new construction of fence, rail and other types of barriers resulting in a complete barrier at designated locations within of the City of Jacksonville. The work will be in accordance with the Contract Documents.

30.2 Intent

It is the intent of these Contract Documents to provide a continuing contract between the City of Jacksonville and a qualified Contractor during fiscal year 2021 (October 1, 2020 – September 30, 2021) for the maintenance and construction of fence, rail or other type of barrier at specific locations within the City of Jacksonville. It is not the intent of these Contract Documents to minutely define the mode, means, methods, techniques, sequence of construction and/or programs incident to the Contractor's work, but rather to set forth rational and reasonable criteria for the construction thereof.

30.3 Construction Plans

The City of Jacksonville may supply construction drawings, as-builts, GIS infrastructure maps or sketches for selected project sites. The Contractor shall construct the project in accordance with these Specifications and plans provided. Other project sites will be constructed in accordance with these Specifications and as approved by the Chief, Right of Way and Stormwater Maintenance Division. A City of Jacksonville representative and the Contractor shall meet on each project site to discuss the specific site's scope of work prior to the Contractor mobilizing. The conclusion will result in an agreed estimate of contract unit prices necessary to complete the work. At no time shall the Contractor dictate unit prices or quantities required to produce a complete project. The Contractor shall obtain all required permits (local, State and Federal), including but not limited to, the NPDES Permit and the approval of the Maintenance of Traffic Plan prior to commencement of the work. The Contractor must adhere to all permit requirements.

30.4 Location

Work sites for this project may be located on any street, highway, on City property, or on private property with an approved easement within the City of Jacksonville

SUBJECT: FENCE AND RAIL MAINTENANCE AND CONSTRUCTION

BID #: JCS-0257-21

OPEN DATE: 09/16/2020

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT: CONSTRUCTION CONTRACT – ONE (1) YEAR FROM OCTOBER 1, 2020 WITH FOUR (4) ONE (1) YEAR RENEWAL OPTIONS

AGENCY: RIGHT OF WAY & STORMWATER MAINTENANCE DIVISION

BASIS OF AWARD: ALL OR NONE TO THE LOWEST RESPONSIVE, RESPONSIBLE BIDDER

NUMBER OF BIDS INVITED: 7 **NUMBER RECEIVED:** 3 **OTHER:** 2

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:
Subject bid was opened on 9/16/20 as a JSEB Set Aside project. Request approval to reject Newsome Fence Company, Inc. for not being a certified JSEB company.

Recommend approval of award to the lowest responsive, responsible bidder, Country Boy Fence Company, Inc., in the initial annual not-to-exceed amount of $1,000,000.00. Period of service will be from October 1, 2020 through September 30, 2021 with four (4) one (1) year renewal options.

Funding will be encumbered from account 44101.156002.534100, executed via formal contract through the Office of General Counsel, and processed via individual Purchase Order(s).

ATTACHMENTS: Recommendation Memo; Bid Tabulation, EBO Review, Rejection Letter & Response, Basis of Award, Scope of Work

ANALYST: DAVID KLAGES

RESPECTFULLY SUBMITTED: GREGORY PEASE, CHIEF PROCUREMENT DIVISION

CONCURRENCE BY: Stephen D. Long Jr., P.E., Chief, Right of Way and Stormwater Maintenance Division

(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)
ACTION OF GGAC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING 3 MEMBERS DISAPPROVING 0 DATE: 10/15/2020

OTHER:

ACTION OF AWARDING AUTHORITY DATE 10/15/20

APPROVED ✓ BH DISAPPROVED

OTHER

SIGNATURE OF AUTHENTICATION

Brian Hughes
Chief Administrative Officer
For: Mayor Lenny Curry
Under Authority of:
Executive Order No: 2019-02