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:
Contractor has requested to cancel the existing contract (contract #70984-21) and the previously approved FY23 contract renewal option due to the increased cost of materials.

Recommend approval to cancel contract #70984-21 effective on the date of award.

A new solicitation for the services will be issued on a later date.

ATTACHMENTS: Recommendation Memo, Supplier's Letter, Previous Awards

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

August 15, 2022

MEMORANDUM

TO: Greg Pease, Chief,
Procurement Division

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

FROM: James Carroll, Chief
Right of Way and Stormwater Maintenance Division

RE: **RECOMMENDATION TO RESCIND CONTRACT 70984-21**
Fence and Rail Maintenance and Constructi on
Bid No.: **JCS-0257-21**
Bid Date: **September 16, 2020**
Award Amount: **$1,500,000.00**

The referenced bid, JCS-0257-20, was originally awarded to Country Boy Fence Company, Inc., October 15, 2020, in the amount of $1,000,000.00. The award was rescinded and re-awarded to Country Boy Fence Company, Inc., on February 11, 2021, in the new amount of $500,000.00. Country Boy Fence Company Inc., then requested the city rescind the award due to increased material cost. This was approved.

The City approved to award to the second lowest responsive bidder, Watake Inc., 2044 University Blvd. N., Jacksonville Florida, 32211, in the not to exceed amount of $500,000.00 on April 8, 2021, with 4 renewal options. This contract was renewed for an additional 1 year term July 30, 2021, with a not to exceed limit of $1,000,000.00. Watake Inc., requested to exercise the second renewal option, which was approved, on June 30, 2022, with an 8.8% CPI increase per the bid specifications, for a new not to exceed amount of $1,500,000.00

The Right of Way and Stormwater Maintenance Division has received , in writing, a request from Watake Inc., dated August 10, 2022, to rescind the current award for fiscal year 2023.

We, therefore, recommend the subject award in the amount of $1,500,000.00 be rescinded and contract 70984-21 be cancelled.

Attached is the request to rescind from the contractor, the current award, and the current contract for Fiscal Year 2022.

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

Young, Robert

From:	Watakeinc Watakeinc <watakeinc@gmail.com>
Sent:	Wednesday, August 10, 2022 10:32 PM
To:	Young, Robert
Cc:	Coleman Mason, Dinah
Subject:	Re:JCS-0257-21,Contract 70984-21
Attachments:	Recession of Fence Contract.pdf

EXTERNAL EMAIL: This email originated from a non-COJ email address. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Good day,
Attached is our formal recession of our earlier request for renewal of the above named contract.
Thanks

Olusola Sogbesan, President
Watake Inc.
2044 University Blvd N
Jacksonville, FL 32211.
C:904-334-9625

WATAKE INC
2044 University Blvd. N. • Jacksonville, FL 32211
(904) 334-9625

08/10/2022
Attention: Steve D. Long, Jr
Chief, Right of Way, and Stormwater Maintenance
609 St. Johns Bluff Rd. N
Jacksonville, Florida 32225
Dear Sir.
Re: JCS-0257-21, Contract 70984-21.
We are hereby formal y rescinding our earlier request for the renewal of the above named contract and whatever is remaining of the existing contract.
This decision is brought about by the prevailing huge increase in the cost of materials for this contract which we cannot accommodate anymore as the increase is still ongoing without an end in sight and your department unwillingness to consider a price increase
Secondly a situation where we do not get paid timely for completed jobs, in some instances over a month after the completion and inspect on of such jobs does not bode well for the survival of our company.
Our understanding when we bided the job and agreed to the contract when offered to our company, is that, as a set aside JSEB contract, payment would be made timely (eight working days per JSEB guideline) this was not the case for th s contract.
We wish the department the best of business luck
Thanks
Yours Sincerely
Olusola Sogbesan
President/CEO

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:
Recommend approval to utilize the second renewal option with Watake, Inc. in the annual not-to-exceed expenditure amount of $500,000.00, including an 8.8% CPI rate increase. Total revised award amount not-to-exceed $1,500,000.00. Period of service will be from October 1, 2022 through September 30, 2023 with two (2) one (1) year renewal options remaining.

This award will be funded from accounts 44101.156002.534100.000000.00000000.00000.0000000 and 00111.156007.534100.000000.00000000.00000.0000000, executed by formal contract amendment through the Office of General Counsel, and processed via individual Purchase Orders.

This award is subject to appropriation by the City in the fiscal year beginning October 1, 2022. No funds have been appropriated to date. The City has no obligation for payment and work hereunder is not authorized unless funds are appropriated for work herein. A written notification will be provided in the event the funds are appropriated.

ATTACHMENTS: Recommendation Memo, Supplier's Letter, Basis of Award, Previous Awards

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 Ø DATE: 6/30/2022

Teresa R. Eckert

OTHER:

ACTION OF AWARDING AUTHORITY DATE 6/30/2022

APPROVED ✓ DISAPPROVED

OTHER

SIGNATURE OF AUTHENTICATION

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

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 to Country Boy Fence Company, Inc. in the amount of $1,000,000.00 (contract #70514-21). Award was rescinded and re-awarded to Country Boy Fence Company, Inc. on 2/11/21 in the amount of $500,000.00. Award was rescinded and awarded to Watake, Inc. in the amount of $500,000.00 (contract #70984-21) on 4/8/21.

Recommend approval to utilize the first renewal option with Watake, Inc. in the annual not-to-exceed expenditure amount of $500,000.00. Total revised award amount not-to-exceed $1,000,000.00. Period of service will be from October 1, 2021 through September 30, 2022 with three (3) one (1) year renewal options remaining.

This award will be funded from various agencies and accounts, executed by formal contract amendment through the Office of General Counsel, and processed via individual Purchase Orders.

This award is subject to appropriation by the City in the fiscal year beginning October 1, 2021. No funds have been appropriated to date. The City has no obligation for payment and work hereunder is not authorized unless funds are appropriated for work herein. A written notification will be provided in the event the funds are appropriated.

ATTACHMENTS: Recommendation Memo, Supplier's Letter, Basis of Award, Previous Awards

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: 7/8/2021

OTHER:

ACTION OF AWARDING AUTHORITY DATE 7/8/21

APPROVED ✓ DISAPPROVED

OTHER

SIGNATURE OF AUTHENTICATION

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

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 to Country Boy Fence Company, Inc. in the amount of $1,000,000.00 (contract #70514-21). Award was rescinded and re-awarded to Country Boy Fence Company, Inc. on 2/11/21 in the amount of $500,000.00.

Country Boy Fence Company, Inc. has requested that the City rescind the award due to increased material costs.

Recommend approval to rescind the award to Country Boy Fence Company, Inc. per their request.

Recommend approval of award to Watake, Inc. as the second lowest responsive, responsible bidder in the initial not-to-exceed amount of $500,000.00.

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 various using agencies and accounts, executed by formal contract through the Office of General Counsel, and processed via individual Purchase Order(s).

ATTACHMENTS: Recommendation Memos, Supplier Letters, Bid Tabulation, Previous Awards

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: 4/8/2021

OTHER:

ACTION OF AWARDING AUTHORITY DATE 4/8/21

APPROVED ✓ BH DISAPPROVED

OTHER

SIGNATURE OF AUTHENTICATION

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

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

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

MEMBERS APPROVING 3 MEMBERS DISAPPROVING 0 DATE: 2/11/2021

OTHER:

ACTION OF AWARDING AUTHORITY DATE 2/11/21

APPROVED ✓ DISAPPROVED

OTHER

SIGNATURE OF AUTHENTICATION

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

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