SUBJECT: POPE PLACE AND GOLD MERIT ASH DISPOSAL SITES REMEDIAL ACTION PLAN IMPLEMENTATION

BID #: CP-0150-18 **OPEN DATE:** 2018-05-23

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT: CONSTRUCTION PARTICIPATION

AGENCY: PUBLIC WORKS

BASIS OF AWARD: TOTAL LUMP SUM BASE BID, PLUS SELECTED ALTERNATE(S) IF ANY, LOWEST RESPONSIVE, RESPONSIBLE BIDDER

NUMBER OF BIDS INVITED: (10) **NUMBER RECEIVED:** (3) **OTHER** (0)

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

Subject bid was awarded on 07/12/18 to Clean Harbors Environmental Services, Inc., (contract 10457) (PO 600614-20-021) in the amount of $5,148,292.53.

Recommend approval of Change Order #1 to Clean Harbors Environmental Services, Inc. in the deductive amount of ($5,123,292.37). Progress on the project was halted due to issues with tree mitigation requirements and associated costs. The revised maximum indebtedness to the city will be $25,000.16.

This deductive award is to be funded by account(s): 000575.565900.1.32106.384010 – ($687,092.72); 000575.565900.1.32106.384010 – ($56,279.26); 32103.00000.205101.00000000.00000.0000000 ($4,277.86); 000575.565051.3.32104.384020 – ($1,400,675.00); 000575.565051.2.32107.384020 – ($2,974,967.53) by formal contract through Office of General Counsel.

Attachments: Recommendation Memo, Change Order, Previous Award (s)

ANALYST: Nekole Hulitt
NEKOLE HULITT

RESPECTFULLY SUBMITTED
GREGORY PEASE, CHIEF
PROCUREMENT DIVISION

CONCURRENCE BY: **Robin G. Smith, P.E., Chief, Engineering & Construction Management**

(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
Engineering & Construction Management Division
214 N. Hogan Street, 10th Floor
Jacksonville, FL 32202
(904) 255-8762
www.coj.net

ONE CITY ONE JACKSONVILLE

March 17, 2021

TO: Gregory W. Pease
Chief of Procurement

THRU: John P. Pappas, P.E.
Director

FROM: Robin G. Smith, P.E.
Chief, Engineering & Construction Management

Nikita Reed, P.E.
Public Works Project Manager

SUBJECT: Pope Place and Gold Merit Ash Disposal Sites Remedial Action Plan Implementation
BID# CP-0150-18
Contract 10457/ PO 600614-20-021

The subject contract was awarded under BID# CP-0150-18 in the amount of $5,148,292.53 to Clean Harbors Environmental Services, Inc., Contract 10457. Change order #1 is detailed on the attached worksheet in the deductive amount of $5,123,292.37.

Accordingly, this is to recommend approval for Change Order #1 for the Pope Place and Gold Merit Ash Disposal Sites Remedial Action Plan Implementation in the deductive amount of $5,123,292.53. The maximum indebtedness to the city will be $25,000.16.

Funding as follows:

ACCOUNTS:	TOTAL
See attached	($5,123,292.37)

NR/lw

Attachments

CITY OF JACKSONVILLE
DEPARTMENT OF PUBLIC WORKS
ENGINEERING DIVISION
CONSTRUCTION CHANGE ORDER

Change Order No: One (1) Date: February 22, 2021

Description of Project: Pope Place and Gold Merit Ash Disposal Sites Remedial Action Plan Implementation

Name of Contractor: Clean Harbors Environmental Services, Inc.

Contractor's Address: 42 Longwater Dr., Norwell, MA 02016

Contract No. 10457

Account No: ERAS329MP-06590-ERR010-01
PWSW327MP-0695-ERR010-01
ERAS32AMP-069505-ERR010-01

Original Contract: $5,148,292.53

- Previous Change Orders 0: 0

+ Change Order No. 2: -$5,123,292.~~55~~ 37

*See attached appendix for additional listings.

TOTAL REVISED CONTRACT: $25,000.~~16~~

Bid Number: CP-0150-18

Original Construction Completion Date: November 2, 2019

Revised Construction Completion Date: N/A

Original Contract Expiration Date: March 1, 2020

Revised Contract Expiration Date: N/A

In compliance with General Conditions of above-referenced contract, CONTRACTOR and OWNER do both hereby agree that the following changes, additions or deletions to the Work specified in the plans and specifications will be made. CONTRACTOR and OWNER agree to the termination of this Contract without any further work being performed on the Project. CONTRACTOR will only be compensated $25,000 for the completed tree survey of protected trees within the project excavation limits. The sum of $56,279.26 must be reimbursed by CONTRACTOR to OWNER within 30 calendar days of the date of execution of this Change Order by all parties. This sum represents the amount previously paid to the CONTRACTOR on Pay Applications 1, 2, and 3, minus $25,000 for the cost of the tree survey. Termination of the Contract will be effective upon payment of such reimbursement and delivery of an official signed and sealed copy of the tree survey by CONTRACTOR to OWNER. Upon performance of the terms of this Change Order and termination of the Contract, OWNER and CONTRACTOR, and each of their respective successors or assignees, mutually release and discharge each other from any causes of action, claims, demands, obligations, payments, or damages, of any nature whatsoever, known or unknown, in law or equity, which they have or may have arising out of the acts, omissions, or other conduct of the parties and relating to the Contract or the Project. If CONTRACTOR fails to make the required reimbursement or deliver the official signed and sealed copy of the tree survey to OWNER within the time period required herein, the above release will not become effective and OWNER at its sole option may: (i) elect to revoke this Change Order and continue the Project under the existing terms, (ii) seek to enforce specific performance of this Change Order; or (iii) terminate the CONTRACTOR for cause as set forth in GC 20.10.2.

Justification: Progress on the Project was halted due to confusion regarding the tree mitigation requirements and costs associated with the Project. CONTRACTOR and OWNER have agreed that mutual termination of the Contract under the terms stated in this Change Order is in the best interests of the parties.

The Issuing Authority has looked over cost and pricing data for this change order and has determined that this change order is necessary and all costs are reasonable.

Accepted for Contractor: Clean Harbors Environmental Services, Inc.

Signed: [signature] Attest: [signature]

Title: VP Remediation Title: Branch Mgr

Date: 03/13/2021 Date: 3/12/21

Signed: Public Works (Issuing Authority) By: _____ Date

Signed: Solid Waste (Using Division) By: _____ Div Department Head Date

CITY OF JACKSONVILLE
DEPARTMENT OF PUBLIC WORKS
ENGINEERING DIVISION
CONSTRUCTION CHANGE ORDER

Pope Place and Gold Merit Ash Disposal Sites Remedial Action Plan Implementation

Change Order No. One (1)

Chief, Engineering & Construction Mgmt Div	Date	Assistant Counsel	Date
Director of Public Works	Date	Mayor	Date
Chief of Procurement	Date	Corporation Secretary	Date
Director of Finance	Date		

ATTACHMENT "A"
ACCOUNT NUMBERS
POPE PLACE AND GOLD MERIT ASH DISPOSAL SITES REMEDIAL ACTION PLAN IMPLEMENTATION

ACCOUNT NO.	ERAS329MP-06590-ERR010-01		
CT NO.	CTPW18000058-01		32103.00000.205101.00000000.00000.0000000
	PO 600614-20-021	Returned to account by receipt	Funds in retainage account
	000575	000575	
	NBEQ SW SS Incinerator Site Cap'l Proj-Othr Phys Env	NBEQ SW SS Incinerator Site Cap'l Proj-Othr Phys Env.	
	565900	565900	
	1	1	
	32106-384010	32106-384010	
original contract	$772,650.00	$0.00	$0.00
change order #1	($687,092.72)	($56,279.26)	($4,277.86)
Account Totals	$85,557.28	($56,279.26)	($4,277.86)

ATTACHMENT "A"
ACCOUNT NUMBERS
LOWER EASTSIDE DRAINAGE IMPROVEMENTS

ACCOUNT NO.	PWSW327MP-069505-ERR010-01	PWSW327MP-069505-ERR010-01	Contract Totals
CT NO.	CTPW18000068-02	CTPW18000068-02	
	PO 600614-20-021	PO 600614-20-021	
	000575	000575	
	PWSW SW Remediation Cap'l Proj - Othr PhysEnv	NBEQ SW SS Incinerator Site Cap'l Proj-Othr Phys Env.	
	565051	565051	
	3	2	
	32104-384020	32107-384020	
		$2,974,967.53	
original contract	$1,400,675.00	$2,974,967.53	$5,148,292.53
change order #1	($1,400,675.00)	($2,974,967.53)	($5,123,292.37)
Account Totals	$0.00	$0.00	$25,000.16

Duval County Tax Collector
Comments - taxcollector@coj.net
Inquiries - (904)255-5700
www.duvaltaxcollect.net
Date: 03/18/2021 Time: 11:20:35
Location: P16 Clerk: EKB
Transaction 0126124

Ac
U
Miscellaneous
Item: CR - CR581034
Receipt 0126124.0001-0001

Total Paid	56,279.26
CHECK 2040110	56,279.26
Total Tendered	56,279.26
Total Tendered	56,279.26
Paid By: CLEAN HARBOR	56,279.26

Thank You

City Of Jacksonville
Tax Collector

Ash Street
, FL 32202

Collection Receipt

Date: 3/18/2021
Email: LWEST@coj.net

ter Drive/PO Box 9149 Norwell, MA 02061-9149
ursement of overpayment per agreement for Pope Place/Gold Merit Ash
edial Action Plan Implementation Contract # 10457/Bid CP-0158-18.

IdNo	UserCode	Project	ProjectDtl	Grant	GrantDtl	DocNo	Amount
		ERR010	01				56279.26

Total Due: $56,279.26

Jim Overton , Tax Collector
General Collections Receipt
City of Jacksonville, Duval County

Account No: CR581034 Generic CR
Name: Clean Harbors
Address: 42 Longwater Drive/PO Box 9149 Norwell, MA 02061-9149
Description: Reimbursement of overpayment per agreement for Pope Place/Gold Merit Ash Disposal Sites remedial Action Plan Implementation Contract # 10457/Bid CP-0158-18.

Date: 3/18/2021

Total Due: $56,279.26

SUBJECT: POPE PLACE AND GOLD MERIT ASH DISPOSAL SITES REMEDIAL ACTION PLAN IMPLEMENTATION

BID #: CP-0150-18

OPEN DATE: 2018-05-23

GENERAL GOVERNMENT AWARDS COMMITTEE

KIND AND BASIS OF CONTRACT: CONSTRUCTION PARTICIPATION

AGENCY: PUBLIC WORKS

BASIS OF AWARD: TOTAL LUMP SUM BASE BID, PLUS SELECTED ALTERNATE(S) IF ANY, LOWEST RESPONSIVE, RESPONSIBLE BIDDER

NUMBER OF BIDS INVITED: (10) **NUMBER RECEIVED:** (3) **OTHER** (0)

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:
Recommend approval of award to Clean Harbors Environmental Services, Inc. in the total lump sum base bid amount of $5,798,917.61 and ($650,625.08); total lump sum deductive bid alternative 1 in the amount $5,148,292.53. Total award amount not-to-exceed $5,148,292.53.

This award is to be funded by account(s): ERAS329MP-06590-ERR010-01- $772,650.00; PWSW327MP-069505-ERR010-01- $1,400,675.00; ERAS32AMP-069505-ERR010-01- $2,974,967.53 to be executed by formal contract through Office of General Counsel.

Attachments: Recommendation Memo, Bid Tabulation Sheet, Vendor Clarification Information, JSEB Letter, Basis of Award, Scope of Work

ANALYST: Marilyn Laidler
MARILYN LAIDLER

RESPECTFULLY SUBMITTED
GREGORY PEASE, CHIEF
PROCUREMENT DIVISION

CONCURRENCE BY: William J. Joyce, P.E., Director of Operations, Public Works Department

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

MEMBERS APPROVING 3 MEMBERS DISAPPROVING Ø DATE: 7/12/18

Teresa R. Eilbert

OTHER:

ACTION OF AWARDING AUTHORITY DATE 7/12/18

APPROVED DISAPPROVED

OTHER

SIGNATURE OF AUTHENTICATION Sam E. Mousa

Sam E. Mousa
Chief Administrative Officer
For: Mayor Lenny Curry
Under Authority of:
Executive Order No. 2015-05