

**Lee County Board Of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20021387

1. REQUESTED MOTION:

ACTION REQUESTED: Waive ambiguity in the bidding documents and award B-03-03 PONDELLA ROAD WIDENING, PHASE III, for the Department of Transportation, to the lowest responsive/responsible bidder meeting all bidding requirements, Better Roads Inc., for the not-to-exceed amounts for Roadway and Utilities of \$2,535,747.63, plus Alternate Bids #1 and 2 in the not-to-exceed amounts of \$676,083.84 and \$36,689.38, for a total not-to-exceed contract amount of \$3,248,520.85, with a final project completion time of 245 calendar days. Also, request Board accept resubmitted fully completed Bid Bond from the lowest bidder, Better Roads Inc and the second lowest bidder APAC-Florida Inc..

WHY ACTION IS NECESSARY: Pursuant to Administrative Code AC-4-4 Lee County Contracts Manual, approved by the Board on September 25, 2001, construction projects estimated to be over \$50,000 will be executed through the formal advertised sealed bid procedures.

WHAT ACTION ACCOMPLISHES: This contract is for the widening of Pondella Road to a five lane urban/arterial roadway from 19th Place to west of Henkel Drive.

2. DEPARTMENTAL CATEGORY:

9. Transportation

COMMISSION DISTRICT #:

C9B

3. MEETING DATE:

01-21-2003

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

5. REQUIREMENT/PURPOSE:
(Specify)

- STATUTE
- ORDINANCE
- ADMIN. CODE *AC-4-4*
- OTHER

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER
- B. DEPARTMENT *Transportation*
- C. DIVISION
- BY: *Scott Gilbertson, Director*

7. BACKGROUND:

The Department of Transportation submitted a request to Contracts Management to obtain bids for the PONDELLA ROAD WIDENING, PHASE III. The expected cost of the project required the use of the formal advertised sealed bid procedure.

On the bidding deadline of November 20, 2002, Contracts received four (4) bids. Upon review of the bids, it was discovered that an error in the printing of the bid bond document, that occurred by omitted the blank line notation where the amount of the bid bond should have been inserted. Three (3) of the four (4) firms submitting bids did not included an amount on their bid bond forms. Contracts Management conferred with the County Attorney's office regarding the issue, and since the error was on the County's part in the printing of the documents and not the fault of the contractors, it is requested that the Board waive the ambiguity in the Bid Bond Document and accept resubmitted bid bonds from the first and second lowest Bidders, and approve award to Better Roads Inc. , for the not-to-exceed amounts for Roadway and Utilities of \$2,535,747.63, plus Alternate Bids #1 and 2 in the not-to-exceed amounts of \$676,083.84 and \$36,689.38, for a total not-to-exceed contract amount of \$3,248,520.85, with a final project completion time of 245 calendar days.

Funds are available in account #20465618805.506540 - \$300,000.00
20465630700.506540 - \$2,948,521.00

Attachments: (1) Bid Tabulation
(2) Dept Recommendation

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
					OM	Risk	GC		
<i>1/9/03</i>	<i>[Signature]</i>	N/A		<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	

10. COMMISSION ACTION:

- _____ APPROVED
- _____ DENIED
- _____ DEFERRED
- _____ OTHER

Rec. by CoAtty
Date: *1/9/03*
Time: *11:33 am*
Forwarded To:
[Signature]
1/9/03 1:10pm

RECEIVED BY
COUNTY ADMIN. *ZW*
1-9-03
1:45
COUNTY ADMIN.
FORWARDED TO: *BH*
1/9 4:30

**MEMORANDUM
FROM THE
DEPARTMENT OF TRANSPORTATION**

TO: Department of Public Works
Contracts Management

DATE: November 22, 2002

FROM: 
Randy Cerchie
Project Manager

RE: RECOMMENDATION OF BID AWARD

PROJECT NAME: PONDELLA ROAD WIDENING, PHASE III

BID NO.: B-03-03

PROJECT MANAGER: Randy Cerchie

A review by this office of the experience, qualifications and capabilities of: **Better Roads**, the low bidder, indicates that said bidder is qualified to construct this project and it is recommended that the Contract be awarded to the above-said bidder for:

The total lump sum price/not-to-exceed price of **\$2,535,747.63**

If the total awarded Contract Price is to include alternate bid items, indicate which "alternate bid items" are recommended to be included in the award and amounts.

<u>Alternate</u>	<u>Amount</u>
<u>1</u>	<u>\$676,083.84</u>
<u>2</u>	<u>\$ 36,689.38</u>

Funds are available/will be made available in account string number:

20465618805.506540 - \$ 300,000.

20465630700.506540 - \$2,235,748.

**Account Narrative: Capital Projects, Pondella Road Widening, Impact Fees; Transportation
Capital Improvements Construction**

Any additional information required to be included on the Blue Sheet for award (i.e., transfer of funds, budget amendment, etc.):

N/A

CSD:541

REV:03/06/96

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LEE COUNTY BID TABULATION SHEET
FOR
PONDELLA ROAD WIDENING

BID NO.: B-03-03

NOVEMBER 20, 2002

CONTRACTOR	BID BOND	TOTAL ROADWAY NOT-TO-EXCEED	ROADWAY ALTERNATE BID NO. 1	TOTAL UTILITIES NOT-TO-EXCEED	UTILITIES ALTERNATE BID 2
Better Roads Inc. * Drew Clark PO Box 9979 Naples FL 34101		\$2,196,421.93	\$676,083.84	\$339,325.70	\$36,689.38
Florida State Undg Inc. Thomas McKimm 4540 Domestic Avenue Naples FL 34104		\$2,467,158.00	\$738,829.44	\$421,023.33	\$28,148.33
APAC-Florida Inc. Jim Stern 14299 Alico Road Ft Myers FL 33913		\$2,167,440.53	\$600,004.80	\$514,614.67	\$44,190.65
Ajax Paving Ind. Inc. Mark Minich 510 Gene Green Road Nokomis FL 34275	5%	\$2,292,172.97	\$670,985.76	\$434,022.22	\$68,996.83
No Bids Sunland Paving Co., Hubbard Construction					

* Corrected total error in computation.