

Lee County Board Of County Commissioners
Agenda Item Summary

Blue Sheet No. 20040767

1. REQUESTED MOTION:

ACTION REQUESTED: Approve waiving the formal bid process for BW-04-06 to the sole source contractor, John C Brown & Sons, Inc., for expenditures in the amount of \$108,790.00 for the exotic plant removal at the Caloosahatchee Creeks Preserve.

WHY ACTION IS NECESSARY: Board approval required.

WHAT ACTION ACCOMPLISHES: Provides the Parks & Recreation Department with a contractor for the exotic clearing by use of the brontosaurus equipment at the Caloosahatchee Creeks Preserve.

2. DEPARTMENTAL CATEGORY:

11. Parks and Recreation
COMMISSION DISTRICT #:

A11A

3. MEETING DATE:

06-29-2004

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 *Parks & Recreation*
 - C. DIVISION
- BY: *John Yarbrough, Director*

7. BACKGROUND:

On June 1, 2004 the Contracts Management office received a request from Parks & Recreation to waive the formal bid process to the sole source contractor, John C Brown & Sons, Inc., for expenditures in the amount of \$108,790.00 for the exotic plant removal at the Caloosahatchee Creeks Preserve.

On May 11, 2004 the BOCC approved an agreement between Lee County and the South Florida Water Management District (SFWMD) authorizing Parks & Recreation to utilize \$125,000.00 provided by the SFWMD for exotic plant removal at the Caloosahatchee Creeks Preserve (CCP).

Parks & Recreation is requesting to utilize the services of John C Brown & Sons and their Brontosaurus equipment, for which they have a patent. to selectively mulch to ground level all Brazilian peppers and Australian pines within a particular management unit of Caloosahatchee Creeks. John C Brown is the sole source contractor for this type of exotic clearing. Parks & Recreation has also utilized this contractor for many projects in the past.

Funds are available in account string: KH722030105.503490

- Attachments:
1. Justification memo from Parks & Recreation
 2. John C Brown & Sons Proposal
 3. Board approved Blue Sheet for SFWMD expenditure.

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

CCM

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services			G County Manager
					OA	OM	Risk	GC
<i>by 6-14-04</i>	<i>Cindy Rogers 6/10/04</i>			<i>[Signature] 6/15/04</i>	<i>[Signature] 6/15/04</i>	<i>[Signature] 6/15/04</i>	<i>[Signature]</i>	<i>[Signature] 6/15/04</i>

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: *6/15/04*
Time: *1:30 p.m.*
Forwarded To: *Co. Admin 6/15/04*

COUNTY ADMIN
6/15/04
2:45 pm
COUNTY ADMIN
FORWARDED TO: *PL*
6-16-04
3:30 pm

H.C.



LEE COUNTY

PARKS AND RECREATION

3410 Palm Beach Blvd
Fort Myers, FL 33916
Phone 239-461-7400 Fax 239-461-7450

BW-04-04
LEE COUNTY
RECEIVED

04 JUN -1 PM 2:38

COMM DEV/HOUS WKS CNTR
FOURTH FLOOR

Memorandum

To: Cindy Logan

From: John Yarbrough

Date: May 27, 2004

Subject: Bid Waiver for sole source contractor

On May 11, 2004 the BOCC approved an agreement between Lee County and the South Florida Water Management District (SFWMD)(Agreement No. OT040643) authorizing the Department of Parks and Recreation to utilize \$125,000 provided by the SFWMD for exotic plant removal at the Caloosahatchee Creeks Preserve (CCP).

Our Department would like to utilize the services of John C. Brown & Sons, Inc. and their Brontosaurus equipment, for which they have a patent (No. 5,003,759), to selectively mulch to ground level all Brazilian peppers and Australian pines within a particular management unit of CCP. Their quote for conducting this work is \$108,790.

Our Department feels this vendor is the sole source for this type of exotic clearing due to the low ground pressure of the Brontosaurus equipment and its ability to reduce exotics to a fine mulch while minimizing impacts to existing native plants; and for this reason I am asking that you waive the bid process for hiring this contractor on this particular job.

Also, since we are utilizing SFWMD funds to conduct this project we need to proceed as soon as possible as their funds will no longer be available by the end of their fiscal year.

Please contact myself or Anik Smith (461-7455) if you have any questions about this request.

Thank you.



John Brown & Sons, Inc.
Mowing Division
8320 Muirfield Way
Port St. Lucie, FL 34986
Tel: (772) 464-8934
Cell: (772) 216-8876



September, 2003 Hourly Rate Schedule

Rates are 8 Hour work day. Good for North, Central & South areas

	<u>Regular Rate</u>	<u>Snags Rate</u>
1 Brown Brontosaurus Mower with Operator	\$175.00/hr	\$162.00/hr
1 Chain Saw at Customer Request	\$4.00/hr	\$3.50/hr
1 Man at Customer Request	\$31.00/hr	\$29.80/hr
1 Low bed Move	\$60.00/hr	\$56.00/hr

Travel expenses per provisions of Section 112.061, Florida Statutes not included in above rates.

Att: Jim GREENE

section borders the canal or the River, precautions will be taken during clearing to avoid shoreline erosion.

Following this removal, these 3 sections will be planted at the start of the rainy season to avoid hand watering. This restoration site consisting of unnatural clay soils from historic River dredging will not be restored to its original plant community. Spoil will not be removed from the site. Tree and shrub species typically associated with the maritime hammock natural community will be planted due to the upland nature of the spoil site and its location on the Caloosahatchee River. Species will be selected from the list below based on availability at time of planting, hardiness (sensitivity to cold snaps), and ability to grow in spoil type soils.

Plantings

Trees

Live oak	5'-6'	\$50
Red bay	3'-4'	\$15
Sea grape	1'-2'	\$12
False mastic	7'-9'	\$60
Gumbo limbo	5'	\$12
Strangler fig	7'-9'	\$50

Shrubs

Saw palmetto	1'	\$25
Beautyberry	2'	\$12
Coral bean	2'	\$15
Coontie	1'	\$30
Wild coffee	2'-3'	\$10
Snowberry	1'-2'	\$15
Myrsine	2'-3'	\$12
Marlberry	2'	\$20
Rouge plant	1'	\$12

D. WORK BREAKDOWN STRUCTURE

One Brontosaurus mower with Operator	
\$175/hr x 504hrs*	\$88,200
Mobilization fee	
\$150/hr x 3 hrs	450
Out of town expense	
\$50/Day x 50 days	2,500
1 Chainsaw	
\$4/hr x 504 hrs	2,016
1 Man	
\$31/hr x 504 hrs	15,624
Feller-Buncher	
10 acres of large Australian Pines cut and chipped	30,000
TOTAL	\$138,790

*Brontosaurus can mow approximately 1/8 acre per hour

The remainder of the funds, \$46,210, will be used for the follow-up herbicide treatments and the plantings.



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Services

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Agriculture

Business & Industry

**STATE PURCHASING AGREEMENT TITLE :
BRUSH/EXOTICS/MOWING
AGREEMENT NUMBER :9512741 -2
TERM OF AGREEMENT:**

Calendars & Events

Begin date: 09-16-2002

End date: 09-17-2004

Community Resources

Consumer Assistance

VENDOR :

Disaster Management

**JOHN BROWN & SONS INC
8320 MUIRFIELD WAY
PORT SAINT LUCIE, FL 34985**

Education

**SPURS NO: F020307086-001
MBE CODE: NON-MINORITY (A)
CONTACT: JOHN PUDVAR
PHONE: 772-216-8876**

Elders

Employment

Environment

Health & Human Services

**COMMODITY CLASS : 951 COMMODITY GROUP : 630
DELIVERY : 20 Days
WARRANTY :See Exhibit A**

Licensing & Permitting

APPROVED PRICE SCHEDULE & DATE :
1.) Price list effective 09/18/2002 Expire date: 09-17-2004
2.) Amendment effect. 10/10/2003 Expire date: 09-17-2004

Public Safety

Science & Technology

CONTACT VENDOR FOR COPY OF PRICE SCHEDULE & CONTRACT INFORMATION.

Transportation

Brontosaurus Mowing of Exotic - Brush and Small Trees. Highway Right of Ways, Canal R.O.W. and Banks, Preserves, Mitigation Banks, Parks and Public Lands. Cut and Mulch Vegetation where it Stands. Leaving Stump in the Ground.

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Anik

Lee County Board Of County Commissioners
Agenda Item Summary

Blue Sheet No. 20040484

1. REQUESTED MOTION:

ACTION REQUESTED: Authorize chairman to execute and approve agreement between Lee County and the South Florida Water Management District (SFWMD) Agreement No. OT040643 in the amount of \$125,000 for the removal of exotic vegetation on spoil areas at the Caloosahatchee Creeks Preserve, which was acquired by the Conservation 20/20 Program. Approve Budget Amendment in the amount of \$125,000 and amend the FY 03/04 Conservation 2020 budget accordingly.

WHY ACTION IS NECESSARY: Allows exotic control work to be performed at the Caloosahatchee Creeks Preserve.

WHAT ACTION ACCOMPLISHES: Enables staff to proceed with removal of exotic vegetation on spoil areas at the Caloosahatchee Creeks Preserve.

2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT # 4

C11A

3. MEETING DATE:

05-11-2004

4. AGENDA:

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

5. REQUIREMENT/PURPOSE:
(Specify)

- STATUTE
- ORDINANCE
- ADMIN. CODE
- OTHER Agreement

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER
- B. DEPARTMENT Parks & Recreation
- C. DIVISION

BY: John Yarbrough

John Yarbrough

7. **BACKGROUND:** SFWMD has funding available this fiscal year for restoration of spoil areas along the Caloosahatchee River. The County having acquired, through the Conservation 20/20 Program in 2000, the Caloosahatchee Creeks Preserve has such spoil areas targeted for restoration. The project will involve removal of invasive exotic Brazilian pepper and Australian pines from one of the larger spoil areas at the Caloosahatchee Creeks Preserve, then follow-up treatment with herbicides and planting with native species.

Project breakdown: \$125,000 from SFWMD (KH5722030105.503190)
\$10,000 from USFWS Partner's for Wildlife Grant (21880130105.503190.200)
\$50,000 from Conservation 20/20 management budget (KH5722030105.503190)
Total project cost: \$185,000

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	
<i>JM 4/20/04</i>	<i>[Signature]</i>			<i>[Signature]</i>	OA <i>[Signature]</i>	DM <i>[Signature]</i>	Risk <i>[Signature]</i>	GC <i>[Signature]</i>	<i>[Signature]</i>

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: *4/15/04*
Time: *2:45 PM*
Forwarded To: *[Signature]*
4/15/04

4/22/04 4:30pm down Pub Resources