

Board of County Commissioners Agenda Request

Date of Meeting: January 13, 2009

Date Submitted: January 6, 2009

To: Honorable Chairman and Members of the Board

From: Bud Parmer, County Manager
Robert Presnell, Public Works Director

Subject: Approval of Bid Award to Allen's Excavation Inc. for the Lake Tallavana Dam Repairs and approval for the Chairman to sign the contract Agreement, Notice to Proceed, and Notice of Award.

Statement of Issue:

This agenda item seeks Board approval to award the contract for emergency watershed protection measures to repair and stabilize the drainage outlet of the Lake Tallavana Dam to Allen's Excavation Inc. Staff also seeks approval for the Chairman to sign the Agreement, Notice of Award, and Notice to Proceed.

Background:

The Board approved in June 2008 an application to sponsor an emergency watershed protection project for the Lake Tallavana Homeowners Association. At the August 19, 2008 meeting the Board approved a Project Agreement with the United States Department of Agriculture, Natural Resources Conservation Service for emergency watershed protection measures to relieve hazards and stabilize the drainage outlet of the dam which impounds Lake Tallavana.

Analysis:

After the Board approved the project in August, Public Works authorized the County Engineer to design the project to meet the NRCS specifications. Plans and specifications were sent to the NRCS staff in November for their review. After receiving comments back from NRCS in December, staff advertised for bids for the project. Four bids were received (attachment #1) and Allen's Excavation Inc. was the lowest bidder at \$ 238,739.00.

Fiscal Impact:

The Natural Resources Conservation Service has approved up to \$300,000 for this project. Allen's Excavation Inc. bid of \$238,739.00 is within budget. Therefore there will be no cost to the County as sponsor of this project.

Options:

1. Approval of the bid award to Allen's Excavation Inc., and approval for the Chairman to sign the agreement.
2. Provide other direction.

Recommendation:

Option 1

Attachments

1. Bid Tabulation Sheet
2. Agreement with Allen's Excavation, Inc.

BID TABULATION FORM

BID TITLE: Lake Tallavana Emergency BID NUMBER: 08-17 OPENING DATE: 1-2-09 TIME: 2:00 pm	OPENED BY: Shelia Faircloth TABULATED BY: VERIFIED BY: Page 1
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VENDOR	BID AMOUNT
Peavy & Son Construction Co., Inc. P O Box 2369 Havana, FL 32333	\$361,275.00
Allen's Excavation, Inc. 6403 Woodville Highway Tallahassee, FL 32305	\$238,739.00
Pickron Inc. 16798 SW 18 th Street Blountstown, FL 32424	\$365,070.20
Panhandle Construction, Inc. P O Box 245 Clarksville, FL 32430	\$276,326.30
Adjourned @ 2:15 p.m.	

**LAKE TALLAVANNA EMERGENCY
SPILL WAY IMPROVEMENTS**

PROJECT # 228.058

SECTION 00050-AGREEMENT

THIS AGREEMENT, made this 6th day of January, 2009, by and between Gadsden County Board of County Commissioners, hereinafter called "OWNER" and Allen's Excavation Inc., doing business as a corporation (an individual, a partnership, or a corporation), hereinafter called "CONTRACTOR". WITNESSETH: That for and in consideration of the payments and agreements herein after mentioned:

1. The CONTRACTOR will commence and complete the construction of the **LAKE TALLAVANNA EMERGENCY SPILL WAY IMPROVEMENTS**.

2. The CONTRACTOR will furnish all of the materials, supplies, tools, equipment, labor, and other services necessary for the construction and completion of the PROJECT described herein.

3. The CONTRACTOR will commence the work required by the CONTRACT DOCUMENTS within 10 calendar days after the date of the NOTICE TO PROCEED and will complete the same within 30 days unless the period for completion is extended otherwise by the CONTRACT DOCUMENTS.

4. The CONTRACTOR agrees to perform all of the work described in the CONTRACT DOCUMENTS and comply with the terms therein for the sum of Two hundred thirty-eight thousand seven hundred thirty-nine and no/100----- dollars (\$238,739.00) as shown in the BID SCHEDULE.

5. The term "CONTRACT DOCUMENTS" means and includes the following:

- (A) ADVERTISEMENT FOR BIDS
- (B) INFORMATION FOR BIDDERS

- (C) BID SUMMARY
- (D) BID
- (E) BID BOND
- (F) AGREEMENT
- (G) PERFORMANCE BOND
- (H) PAYMENT BOND
- (I) NOTICE OF AWARD
- (J) NOTICE TO PROCEED
- (K) SCHEDULE OF VALUES
- (L) APPLICATION AND CERTIFICATION FOR PAYMENT
- (M) CHANGE ORDER
- (N) STORMWATER POLLUTION PREVENTION PLAN INSPECTION REPORT FORM
- (O) GENERAL CONDITIONS
- (P) SUPPLEMENTAL GENERAL CONDITIONS
- (Q) NOTICE OF SUBSTANTIAL COMPLETION
- (R) DRAWINGS prepared by Preble-Rish, Inc.
- (S) ADDENDA

No. 1, dated December 22, 2008.

No. _____, dated _____, 20 .

No. _____, dated _____, 20 .

No. _____, dated _____, 20 .

6. The OWNER will pay to the CONTRACTOR in the manner and at such times as set forth in the General Conditions such amounts as required by the CONTRACT DOCUMENTS.

7. This Agreement shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors, and assigns.

IN WITNESS WHEREOF, the parties hereto have executed or caused to be executed by their duly authorized officials, this Agreement which shall be deemed an original on the date first written above.

(SEAL)

ATTEST:

NAME _____
(Please Type)

TITLE _____

OWNER:

BY _____

NAME _____
(Please Type)

TITLE _____

(SEAL)

ATTEST:

NAME _____
(Please Type)

TITLE _____

CONTRACTOR:

BY _____

NAME _____
(Please Type)

ADDRESS _____

END OF SECTION 00050

**LAKE TALLAVANNA EMERGENCY
SPILL WAY IMPROVEMENTS**

PROJECT # 228.058

SECTION 00080-NOTICE OF AWARD

TO: Allen's Excavation Inc.
6403 Woodville Hwy.
Tallahassee, FL

**PROJECT DESCRIPTION: LAKE TALLAVANNA EMERGENCY SPILL WAY
IMPROVEMENTS**

The OWNER has considered the BID submitted by you for the above described WORK in response to its Advertisement for Bids dated January 2, 20 09, and Information for Bidders.

You are hereby notified that your BID has been accepted for items in the amount of \$238,739.00. You are required by the Information for Bidders to execute the Agreement and furnish the required CONTRACTOR'S Performance BOND, Payment BOND, and certificates of insurance within ten (10) calendar days from the date of this NOTICE to you.

If you fail to execute said Agreement and to furnish said BONDS within ten (10) calendar days from the date of this Notice, said OWNER will be entitled to consider all your rights arising out of the OWNER's acceptance of your BID as abandoned and as a forfeiture of your BID BOND. The OWNER will be entitled to such other rights as may be granted by law.

You are required to return an acknowledged copy of this NOTICE OF AWARD to the OWNER.

Dated this 6th day of January, 20 09.

By: _____
Title: Chairman, Gadsden County Board of County Commissioners

ACCEPTANCE OF NOTICE

Receipt of the above NOTICE OF AWARD is hereby acknowledged

By: _____ (Company Name).

This the _____ day of _____, 20_____.

By: _____ (Print and Sign Name).

Title: _____.

**LAKE TALLAVANNA EMERGENCY
SPILL WAY IMPROVEMENTS**

PROJECT # 228.058

SECTION 00090-NOTICE TO PROCEED

TO: Allen's Excavation Inc.
6403 Woodville Hwy.
Tallahassee, FL

DATE: January , 2009
PROJECT: Lake Tallavanna Emergency
Spill Way Improvements

You are hereby notified to commence WORK in accordance with the Agreement dated _____, 20 09, on or before _____, 20 09, and you are to complete the WORK within 30 consecutive calendar days thereafter. The date of completion of all WORK is, therefore, _____, 20 09.

You are required to return an acknowledged copy of this NOTICE TO PROCEED to the OWNER.

By: _____
Title: Chairman, Gadsden County Board of County Commissioners

ACCEPTANCE OF NOTICE

Receipt of the above NOTICE TO PROCEED is hereby acknowledged

By: _____ (Company Name).

This the _____ day of _____, 20 _____.

By: _____ (Print and Sign Name).

Title: _____.