



Broward County

Legislation Text

File #: 23-615, Version: 1

Broward County Commission Regular Meeting

Director's Name: George Tablack

Department: Finance and Administrative Services **Division:** Purchasing

Information

Requested Action

MOTION TO AWARD open-end contract to low responsive, responsible bidder, MBR Construction, Inc., for Playground Construction Services, Bid No. PNC2125403B1, for the Parks and Recreation Division, in the initial one-year estimated amount of \$2,500,000, including allowances in the total of \$200,000, and authorize the Director of Purchasing to renew the contract for two one-year periods, for a three-year estimated amount of \$7,500,000.

Why Action is Necessary

In accordance with the Broward County Procurement Code Section 21.47(a), Award and Execution Authority, Board approval is required for awards with a value of more than \$500,000, inclusive of the value of any renewals or extensions provided for in the contract.

What Action Accomplishes

Provides for labor, materials, equipment, supervision, and incidentals required for the construction, improvements, and replacement of County playgrounds and surrounding site elements.

Is this Action Goal Related

No

Previous Action Taken

None

Summary Explanation/Background

THE PURCHASING DIVISION AND THE PARKS AND RECREATION DIVISION RECOMMEND APPROVAL OF THE ABOVE MOTION.

The Office of Economic and Small Business Development (OESBD) established a County Business Enterprise (CBE) goal of 5% for this contract. MBR Construction, Inc. (MBR) committed to 5% CBE participation, which has been reviewed and approved by the OESBD (Exhibit 2).

This open-end contract provides for labor, materials, equipment, services, and incidentals for the construction, improvements, and replacement of County playgrounds and surrounding site elements. The award amount of \$2,500,000 is based on the total estimated budgeted amount per year; the line-item quantities were represented for potential quantities over the full contract term (Exhibit1). The initial contract period begins on the date of award and terminates one year from that date.

This procurement carries a 100% performance and payment guaranty. The Purchasing Agent confirmed with the surety company that MBR has the capacity to obtain the required guaranty.

The allowances incorporated in the contract, in the total amount of \$200,000 per year, include \$140,000 for permits, inspections and impact fees; \$40,000 for geotechnical engineering services, material testing and special inspector services; \$20,000 for miscellaneous parts and materials. Expenditures under these allowance items must be approved by the Contract Administrator and will be reimbursed at the contractor's actual cost without mark-up.

The Director of Purchasing has determined the apparent low bidders, Industrial Shadeports and Pro Playgrounds, to be non-responsive for failure to bid on all items as required per the specified basis of award. Industrial Shadeports submitted a bid in the amount of \$82,774 (3 out of 134 items bid). Pro Playgrounds submitted a bid in the amount of \$1,573,380 (45 out of 134 items bid).

The Parks and Recreation Division has reviewed the bid submitted by MBR and concurs with the recommendation for award (Exhibit 3). Four final vendor performance evaluations have been completed for MBR; the firm has an overall performance rating of 3.83 out of a possible rating of 5.0. Copies of the vendor performance evaluations are available upon request.

The Purchasing Division reviewed the prices submitted by the recommended bidder, MBR, and determined that the prices submitted are fair and reasonable based on engineer's estimate (Exhibit 4).

The solicitation was posted on January 23, 2023, and opened on March 1, 2023; three submittals (including two partial bids) were received and zero declinations. The solicitation advertisement period was extended by seven days, and vendor outreach was conducted in an effort to receive additional responses; however, the extension yielded no additional bidders. (Exhibit 1).

The Recommendation for Award was posted on the Purchasing Division website from April 17 - 24, 2023. There was no protest or appeal filed.

Source of Additional Information

Robert E. Gleason, Director, Purchasing Division, 954-357-6070

Fiscal Impact

Fiscal Impact/Cost Summary

Each requirement processed against this open-end contract will be funded by the appropriate source at the time of release.

Requisition No. PRA0007064