



Exhibit B

Finance and Administration Services Department

**PURCHASING DIVISION**115 S. Andrews Avenue, Room 212, Fort Lauderdale, Florida 33301 | 954-357-6066 | FAX 954-357-8535 | [broward.org/Purchasing](http://broward.org/Purchasing)

Hours of Operation: Monday through Friday 8:30 a.m. to 5:00 p.m.

**AWARD MEMORANDUM CHECKLIST**

Date: February 25, 2019

Agent: Netanya Hogue  
NETANYA F. HOGUDigitally signed by NETANYA F. HOGU  
DN: dc=city, dc=broward, dc=bc, ou=Organization, ou=BCC, ou=Users, cn=NETANYA F. HOGU  
Date: 2019.02.25 17:35:42 -0500CONSTANCE S.  
MANGANDigitally signed by CONSTANCE S. MANGAN  
DN: dc=city, dc=broward, dc=bc, ou=Organization, ou=BCC, ou=PU, ou=Users, cn=CONSTANCE S. MANGAN  
Date: 2019.03.01 16:58:13 -0500

Solicitation No. and Title: PNC2117271B1, General Roadway and Miscellaneous Construction

**1. AWARD INFORMATION:**
☐ Fixed
 ☒ Open End
 ☐ Split Award
 ☐ Multiple Award

Vendor: DP Development of Treasure Coast, LLC

Vendor Number: VS00003992

Award: \$11,458,070

Master Agreement Total Three (3) Year Potential Estimated Contract Amount: \$34,374,210

MA No.: PNC2117271B1\_1

**2. CONTRACT PERIODS:**

Initial Term:	Date of Award	to	One Year from Date of Award
Renewal No.1:	One Year from Date of Award	to	Two Years from Date of Award
Renewal No.2:	Two Years from Date of Award	to	Three Years from Date of Award

**3. BASIS FOR AWARD:** ☒ Low ☐ Single ☐ Responsive ☐ Responsible☒ Price Analysis/Justification:

The estimated amount for this solicitation was \$12,000,000 per year. Previous contract, Contract No. C1347414B1, was utilized for price comparison. This solicitation included additional line items that were not included in the previous contract. Due diligence was performed by seeking procurements for the same or similar services. Florida Department of Transportation, Baker County and Palm Beach County were contacted to provide contracts related to these services for price a comparison. Due to the specific items solicited, comparable pricing was not found. An internet search was executed and due to the specific items solicited, other comparable pricing was not found (Exhibit 1).

**4. SOLICITATION INFORMATION:**

RQM No.: HWB0001003

Folder No.: 2117271

Client Agency: Highway and Bridge Maintenance Division

☒ Unclassified/Not Assigned (Open Market)☒ Addenda: One (1)

The solicitation posted on October 25, 2018 and opened on November 30, 2018 with three (3) responses received and zero (0) declinations.



5. Office of Economic and Small Business Development (OESBD):

- ☒ OESBD reviewed this solicitation and determined it should be solicited to non-Sheltered Market with assigned goals.

6. ATTACHMENTS:

- ☒ PAR      ☒ Bid Tab      ☒ OESBD Memo      ☒ Local Business Tax Receipt
- ☒ Using Agency Concurrence
- ☒ Exhibits
- Exhibit 1 – Price Analysis
- Exhibit 2 – Approved Bid Bond Surety
- Exhibit 3 – Performance Evaluations

7. ADDITIONAL INFORMATION AND/OR SUMMARY:

The Office of Economic and Small Business Development (OESBD) established a County Business Enterprise (CBE) goal of thirty percent (30%) for this contract. DP Development of the Treasure Coast, LLC (DP Development) committed to thirty point two percent (30.2%) CBE participation which the OESBD reviewed and approved.

In accordance with the Broward County Workforce Investment Program, Broward County Administrative Code, Section 19.211, these services are subject to the Workforce Investment Program. DP Development has agreed to be bound to the contractual obligations of the Workforce Investment Program.

The purpose of this contract is to provide general roadway and miscellaneous construction for the Highway and Bridge Maintenance Division, which include roadway milling, resurfacing, pavement marking, miscellaneous pavement repair activities, drainage repair work, traffic control and signalization, landscaping, signing and pavement marking, guardrail, maintenance of traffic and miscellaneous maintenance activities.

This procurement carries one hundred percent (100%) performance and payment guaranty. The Purchasing Division confirmed with the surety company that DP Development has the capacity to obtain the required guaranty.

The allowances incorporated into this contract in the amount of \$700,000 include: \$80,000 for irrigation system; \$200,000 for unforeseen conditions; \$200,000 for parts and materials; \$200,000 for specialized construction activities; \$10,000 for permit fees for non-Broward County Agencies; \$10,000 for security services. 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.

*add this to the bid notice*

The apparent low bidder, DP Development, is a local business and not locally-headquartered business. The second low bidder, Weekly Asphalt Paving, Inc. submitted a bid within five percent (5%) of DP Development's bid. Therefore, to be in accordance with the Local Preference Ordinance, the Best and Final Offer (BAFO) process was extended to DP Development and Weekly Asphalt Paving, Inc. The BAFO posted on January 24, 2019 and opened on January 31, 2019. A response was received from DP Development and no response was received from Weekly Asphalt Paving, Inc.

The annual estimated amount of \$11,458,070 is based upon the BAFO unit prices submitted by DP Development.



Highway and Bridge Maintenance Division reviewed the bid submitted by DP Development and concurs with the recommendation for award.

Seventeen (17) evaluations were completed for DP Development; the firm has an overall rating of 3.93 out of a possible 5.

Previous Contract Information

Contract Number: C1347414B1      Contract Title: General Roadway and Miscellaneous Construction

Incumbent Vendor: DP Development      Contract Term: December 7, 2015 to December 8, 2018

Annual Award Amount: \$9,476,010      Three-Year Potential Amount: \$28,428,030

Expenditures to Date: \$28,328,607

The previous contract, Contract No. C1347414B1, was awarded by the Board on December 8, 2015 (Item No. 30). The contract term started on December 8, 2015 and was due to end on December 7, 2018. The County then invoked the 90-day contract extension from December 8, 2018 to March 7, 2019, as allowed by the solicitation document.

8. APPROVE:

1. ☐ In accordance with the Broward County Procurement Code Section 21.14.d, the Director of Purchasing shall approve purchases \$400,000, and under, and up to \$500,000 jointly with the County Administrator.
  2. ☒ In accordance with the Broward County Procurement Code Section 21.14.d, award bids up to \$500,000, provided that more than one bidder has submitted a response; and award bids in any amount over \$500,000, provided that no bidder has been determined to be nonresponsive or nonresponsible.
  3. ☐ In accordance with Broward County Procurement Code Section 21.30.f.3 (b), Rejection After Bid Opening. After any vendor offer is opened, any or all offers may be rejected by the Purchasing Director or designee, includes those bids in which there is only one responsive vendor, except when a Selection Committee has been established, the responsiveness of vendor offers shall be determined as stated in Subsection 21.83.e of the Broward County Procurement Code.
  4. ☐ In accordance with the Broward County Procurement Code Section 21.30.F.1(c), a minor or non-substantive lack of conformity may be considered a technicality or irregularity and may be waived by the appropriate award authority. Refer to 8. Additional Information and/or Summary (above).
  5. ☐ In accordance with the Internal Control Handbook, chapter 10.G: Repairs, if a firm fixed price is not available for equipment repair, a unit must be taken to a repair shop for disassembly and determination of repair costs, and repair.
9. ALL AWARDS will be contingent upon no protests, no Board pull, receipt of bonds, and receipt of insurance as applicable.

**APPROVAL AUTHORITY FOR LOW BID AWARDS**

Per Requirements of 9.2

☒ APPROVE

☐ DISAPPROVE

Reason/suggested action (if disapproved):

Comments

Brenda J. Bullingley  
Director of Purchasing

3/19/19  
Date