

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: May 16, 2023

Consent **Regular**
 Ordinance **Public Hearing**

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: annual contracts with the following contractors for asphalt, pavers and pathway construction services on an as-needed basis through May 15, 2028.

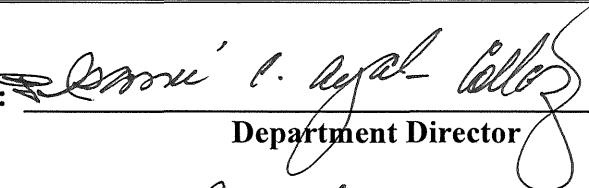
<u>Contractor</u>	<u>Status</u>	<u>SBE or Non- SBE</u>
A) M & M Asphalt Maintenance Inc., D/B/A All County Paving	Local	Non-SBE
B) R & D Paving, LLC	Local	S/WBE


Summary: The purpose of this annual contract is to pre-qualify contractors to provide asphalt, pavers and pathway construction services on an as-needed basis. The specific requirements of the work shall be determined by individual work orders issued against this annual asphalt, pavers and pathway construction services contract. These contracts are five (5) year indefinite-quantity contracts with a maximum cumulative value of \$3,000,000 across all prequalified contractors. Work will be awarded as work orders on a lump-sum, competitively bid basis across all prequalified contractors. Contractors may qualify at any time and be added to this annual asphalt, pavers and pathway construction services contract before the term ends. Projects less than \$100,000 are bid among the pool of certified Small Business Enterprise (SBE) contractors, when three (3) or more small businesses are qualified under the contract. Projects \$100,000 or greater are advertised on the County’s vendor self-service (VSS) website while projects \$200,000 or greater are additionally advertised in the newspaper. The bidding pool is further expanded to include additional bidders responding to the specific project advertisement that submit a qualification application at least ten (10) calendar days before the bid due date. Currently two (2) contractors are prequalified. The annual asphalt, pavers and pathway construction services contract was presented to the Goal Setting Committee on January 4, 2023 and the Committee established Affirmative Procurement Initiatives (APIs) of sheltered market for projects less than \$100,000 (when three (3) or more small businesses are qualified under the annual contract) or an SBE contractor will be given a price preference for projects \$100,000 or greater if its bid is within 10% of the lowest non-small business bid. Actual Small/Minority/Women Owned Business Enterprise (S/M/WBE) participation will be identified on each work order, and will be tracked cumulatively for all work orders issued. **(Capital Improvements) Countywide (MWJ)**

Background and Justification: The pre-qualification for this contract was advertised on January 29, 2023. The contractors have met the established criteria. Work will be awarded as work orders on a lump-sum, competitively bid basis across all prequalified contractors. Projects less than \$100,000 are bid among the pool of certified SBE contractors, when three (3) or more small businesses are qualified under the contract. Projects \$100,000 or greater are advertised on the VSS website while projects \$200,000 or greater are additionally advertised in the newspaper. The bidding pool is further expanded to include additional bidders responding to the specific project advertisement that submit a qualification application at least ten (10) calendar days before the bid due date. Contractors may qualify at any time and be added to this annual asphalt, pavers and pathway construction services contract before the term ends.

Attachments:

1. Contract for M & M Asphalt Maintenance Inc., D/B/A All County Paving
2. Contract for R & D Paving, LLC

Recommended By:  4/20/23
Department Director Date

Approved By:  5/2/23
County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2023	2024	2025	2026	2027
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u>_____*</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget: Yes x No _____
 Does this items include use of federal funds? Yes _____ No x

Budget Account No: Fund _____ Dept _____ Unit _____ Object _____ Program _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:

* There is no fiscal impact associated with this item. Work Orders requiring Board of County Commissioners approval will be submitted to the Board of County Commissioners and fiscal impact will be addressed at that time; otherwise, funding will come from projects previously approved by the Board of County Commissioners.

C. Departmental Fiscal Review: Robert Eric Mullen

Hobom **III. REVIEW COMMENTS**

A. OFMB Fiscal and/or Contract Development Comments:

<p><u>John Matis</u> 4/24/2023 OFMB <i>JA 4/24</i> <i>Edw 4-24-2023</i></p>	<p><u>Arno J. Jant</u> 4/26/23 Contract Development and Control <i>TMA 4/26/23</i></p>
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B. Legal Sufficiency:

Anne Delgent 5/1/23
 Sr. Assistant County Attorney Mike Gomez

C. Other Department Review:

 Department Director

This summary is not to be used as a basis for payment.