



## Legislation Details (With Text)

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**File created:** 1/8/2021      **In control:** City Commission

**On agenda:** 2/2/2021      **Final action:**

**Title:** APPROVAL OF RESOLUTION NO. 31-21 TO APPROVE AN AGREEMENT WITH CONSTRUCT CO, INC. FOR ATLANTIC DUNES PARK SEAWALL REPLACEMENT PURSUANT TO ITBC NO. 2021-004 (PROJECT NO. 17-096) - \$747,843

**Sponsors:** Public Works Department, Purchasing Department

**Indexes:**

**Code sections:**

**Attachments:** 1. Agenda Cover Report, 2. Resolution 31-21, 3. Legal Review Checklist Atlantic Dunes Seawall Construction Co, 4. RFA - ITBC 2021-004 Atlantic Dunes Park Seawall Replacement, 5. Atlantic Dunes Seawall Agreement SIGNED, 6. Construct Co Submittal, 7. bid\_ITBC\_NO.\_2021-004\_-\_ATLANTIC\_DUNES\_PARK\_SEAWALL\_REPLACEMENT\_Line\_Item\_Tab\_Report

Date	Ver.	Action By	Action	Result
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**TO:** Mayor and Commissioners  
**FROM:** Missie Barletto, Public Works Director  
**THROUGH:** Jennifer Alvarez, Interim City Manager  
**DATE:** February 2, 2021

APPROVAL OF RESOLUTION NO. 31-21 TO APPROVE AN AGREEMENT WITH CONSTRUCT CO, INC. FOR ATLANTIC DUNES PARK SEAWALL REPLACEMENT PURSUANT TO ITBC NO. 2021-004 (PROJECT NO. 17-096) - \$747,843

### **Recommended Action:**

Motion to Approve Resolution No. 31-21 to award an Agreement with Construct Co, Inc. for Atlantic Dunes Park Seawall Replacement pursuant to ITBC No. 2021-004 (Project No. 17-096) - \$747,843

### **Background:**

The City of Delray Beach (City) received funding in the amount of \$300,000 from the Florida Legislature through Specific Appropriation Line Item 1687A, General Revenue Fund, FY 18/19, General Appropriations Act, for the purpose of coastal dune restoration and water quality improvements to the Atlantic Dunes Park.

The Atlantic Dunes Park located at 1605 South Ocean Boulevard is divided into two phases. Phase 1 of the Atlantic Dunes Park includes the engineering design of new seawalls, parking lots and park improvements and the construction of the proposed seawall. Phase 2 of the Atlantic Dunes Park will include construction of the improvements to the parking lots and the park including the exotic vegetation removal, native plantings, boardwalk/nature trail construction and bathroom rehabilitations.

Both seawalls have reached the end of their useful life and need to be replaced. Additionally, the new seawalls will be constructed to meet the approved elevation of 4.0 NAVD addressing future sea level rise.

The City issued Invitation to Bid Construction (ITBC) No. 2021-004 to acquire a firm which will provide all labor, materials, tools, equipment, and services related to the construction and installation of new seawalls at the Atlantic Dunes Park.

On December 8, 2020, the City received four (4) submittals pursuant to ITBC No. 2021-004 and one (1) "no bid." The low bid submitted by Construct Co, Inc. was deemed responsive and responsible to the Bid requirements.

<u>Bidder</u>	<u>Grand Total Bid Price Submitted</u>
Construct Co, Inc.	\$747,842.18
Carey Marine Foundation	\$796,272.85 (incomplete submittal)
Ebsary Foundation Co.	\$800,704.00
Custom Built Marine Construction	\$826,880.00

Therefore, staff recommends award of the Bid to Construct Co, Inc. in the amount of \$747,843. Construction is expected to be substantially completed within 320 days from the date of the City's Notice to Proceed, barring typical construction delays, such as those forced by inclement weather and COVID-19, and completed and ready for final payment no later than 45 days after substantial completion is accepted by the City.

This motion is in accordance with Code of Ordinances Section 36.02 Commission Approval Required.

**Attachments:**

1. 2021-004 Agreement
2. Resolution No. 31-21
3. Legal Review Checklist
4. Construct Co, Inc. Bid Submittal
5. 2021-004 Bid Tabulation
6. Recommendation of Award by Consultant

**City Attorney Review:**

The City Attorney has reviewed and approved as to form and legal sufficiency.

**Funding Source:**

Funding is available from 377-72-715-572.63-02 (Capital Outlay; Atlantic Dunes Park).

**Timing of Request:**

Approving this agreement is time sensitive to meet the established completion date, which is important in maintaining the FDEP Grant Deadline.