

**9. CONSENT AGENDA**

- k. Award the Dunlop Road/Wooster Lane shared use path construction contract to C.W. Roberts Contracting, Inc., in the amount of \$178,848 and authorize the City Manager to execute same (this project is in the adopted FY11 budget)

## MEMORANDUM

DATE: June 7, 2011

TO: City Council

THROUGH: City Manager Judie Zimomra

FROM: Public Works Director Gates Castle *GAC*

RE: Dunlop Road / Wooster Lane shared use path.

RECOMMENDATION: Award Dunlop Road / Wooster Lane shared use path construction contract to C.W. Roberts Contracting, Inc in the amount of \$178,848.00 and approve the City Manager to execute the contract.

The 2009 Shared Use Path Master Plan recommended 7 shared use path extensions, including a Dunlop Road / Wooster Lane path and a path on the north side of Periwinkle Way from St. Michael's Church crosswalk to the Sanibel Square Shopping Center (Bean, Nave Plumbing, etc). After a workshop and 2 meetings, City Council approved a path on the south side of Dunlop Road and Wooster Lane from Periwinkle Way to Palm Ridge Road and on the north side of Periwinkle Way between the crosswalks at the Sanibel Community Association and St. Michael's Church. Council also approved an interconnecting path between the proposed Dunlop Road shared use path and the Library and City Hall. Plans and specifications were prepared for this path work and an advertisement for bids was placed in the May 2, 2011 edition of the Fort Myers News – Press.

In response to the ad, four bids were received for the project. The bids were opened and read aloud on May 26, 2011 in the presence of Josh Holler and Gates Castle, both from the City. As per the attached bid tabulation, the low bid was submitted by C.W. Roberts Contracting, Inc. in the amount of \$178,848.00.

Staff recommends that Council award the Dunlop Road / Wooster Lane shared use path construction contract to C.W. Roberts Contracting, Inc in the amount of \$178,848.00 and authorize the City Manager to execute the contract (copy attached). Funding would be from the \$400,000 in the Public Works portion of the FY11 capital improvement budget for this project.

Cc: Finance Director Sylvia Edwards  
City Attorney Ken Cuyler

## CONTRACT

THIS CONTRACT, made this \_\_\_\_\_ day of \_\_\_\_\_, 2011 by and between THE CITY OF SANIBEL, FLORIDA, hereinafter called "OWNER", and C.W. Roberts Contracting, Inc. doing business as a corporation, hereinafter called "CONTRACTOR".

WITNESSETH: That for and in consideration of the payments and agreements hereinafter mentioned:

1. The CONTRACTOR will commence and complete the construction which includes: **DUNLOP ROAD / WOOSTER LANE SHARED USE PATH PROJECT.**
2. The CONTRACTOR will furnish all of the material, supplies, tools, equipment, labor and other services necessary for the completion of the project described herein.
3. The CONTRACTOR will commence the work required by the CONTRACT DOCUMENTS within 10 calendar days after date of the NOTICE TO PROCEED and will complete the same within SIXTY (60) calendar days (ie, the completion date established in Notice to Proceed) 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 for the sum of \$178,848.00, said amount being the total lump sum price as listed on the Contractor's proposal form as submitted for this project.
5. The term "CONTRACT DOCUMENTS" means and includes the following:
  - A. Advertisement for Bids
  - B. Information for Bidders
  - C. Proposal
  - D. Agreement
  - E. General Conditions
  - F. Performance and Payment Bond
  - G. Notice of Award
  - H. Notice to Proceed
  - I. Change Order
  - J. Plans presented by City of Sanibel
  - K. Specifications presented by City of Sanibel
  - L. ADDENDA: NONE
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. No deviation from the Contract Documents will be allowed, honored or compensated unless accompanied by a fully executed change order.
8. 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 in counterparts each of which shall be deemed an original on the date first above written.

(SEAL)

OWNER City of Sanibel

ATTEST \_\_\_\_\_

By \_\_\_\_\_

Name \_\_\_\_\_

Name \_\_\_\_\_

Title \_\_\_\_\_

Title \_\_\_\_\_

(SEAL)

CONTRACTOR C.W. Roberts Contracting, Inc.

ATTEST \_\_\_\_\_

By \_\_\_\_\_

Name \_\_\_\_\_

Name \_\_\_\_\_

Title \_\_\_\_\_

Title \_\_\_\_\_

Approved as to form

\_\_\_\_\_  
City Attorney

**THE CITY OF SANIBEL**  
**DUNLOP ROAD / WOOSTER LANE SHARED USE PATH PROJECT**  
(Shared Use Path and Drainage Improvements)  
Bid Opening May 26, 2011 @ 2:30 PM

Item No.	Quantity	Unit	Description	C.W. Roberts Contracting, Inc.		Ajax Paving Industries of Florida, LLC		Bonness, Inc.		3-Rs Equipment, Inc. D/B/A Richards Company	
				Unit Price \$	Extended Price \$	Unit Price \$	Extended Price \$	Unit Price \$	Extended Price \$	Unit Price \$	Extended Price \$
101	1	LS	Mobilization	\$ 16,850.00	\$ 16,850.00	\$ 20,250.00	\$ 20,250.00	\$ 11,543.36	\$ 11,543.36	\$ 40,513.90	\$ 40,513.90
102	1	LS	Maintenance of Traffic	\$ 9,150.00	\$ 9,150.00	\$ 23,000.00	\$ 23,000.00	\$ 10,173.81	\$ 10,173.81	\$ 9,000.00	\$ 9,000.00
104	150	LF	Prevention, control and abatement of erosion and water pollution (silt fence and floating turbidity brier)	\$ 10.00	\$ 1,500.00	\$ 1.10	\$ 165.00	\$ 2.48	\$ 372.00	\$ 10.00	\$ 1,500.00
110-6	1	LS	Removal of Existing Structures	\$ 1,970.00	\$ 1,970.00	\$ 1,885.00	\$ 1,885.00	\$ 2,124.15	\$ 2,124.15	\$ 2,200.00	\$ 2,200.00
110-7	1	LS	Removal of Existing Asphalt & Concrete (Driveway Aprons)	\$ 2,800.00	\$ 2,800.00	\$ 20,100.00	\$ 20,100.00	\$ 24,807.56	\$ 24,807.56	\$ 1,500.00	\$ 1,500.00
120	1,310	CY	Excavation and Embankment	\$ 32.00	\$ 41,920.00	\$ 27.65	\$ 36,221.50	\$ 34.76	\$ 45,535.60	\$ 14.50	\$ 18,995.00
330A	380	TN	Type S-III Asphalt Concrete (Surface Course)	\$ 100.00	\$ 38,000.00	\$ 115.00	\$ 43,700.00	\$ 108.26	\$ 41,138.80	\$ 137.00	\$ 52,060.00
425	1	EA	4' Concrete Manhole (with 1' sump)	\$ 2,100.00	\$ 2,100.00	\$ 1,995.00	\$ 1,995.00	\$ 2,209.82	\$ 2,209.82	\$ 1,900.00	\$ 1,900.00
425-1	4	EA	Catch Basin, Type "C" (standard)	\$ 1,380.00	\$ 5,520.00	\$ 1,300.00	\$ 5,200.00	\$ 2,499.59	\$ 9,998.36	\$ 1,300.00	\$ 5,200.00
425-1b	1	EA	Conflict / Transition Structure (optional)	\$ 2,185.00	\$ 2,185.00	\$ 2,100.00	\$ 2,100.00	\$ 3,767.27	\$ 3,767.27	\$ 1,800.00	\$ 1,800.00
430	264	LF	Concrete Pipe Culvert 12" X 18" E.R.C.P. ( Class HE III)	\$ 28.00	\$ 7,392.00	\$ 26.90	\$ 7,101.60	\$ 51.03	\$ 13,471.92	\$ 33.00	\$ 8,712.00
570	5,754	SY	Bahia Sod	\$ 2.50	\$ 14,385.00	\$ 2.00	\$ 11,508.00	\$ 1.83	\$ 10,529.82	\$ 3.65	\$ 21,002.10
711	6	EA	White Thermoplastic Pavement Message (4') "BIKE STOP"	\$ 150.00	\$ 900.00	\$ 250.00	\$ 1,500.00	\$ 508.41	\$ 3,050.46	\$ 517.00	\$ 3,102.00
711a	340	LF	12" White Thermoplastic Solid Striping (Crosswalk / Stop Bars)	\$ 2.50	\$ 850.00	\$ 2.90	\$ 986.00	\$ 2.54	\$ 863.60	\$ 3.00	\$ 1,020.00
711c	1675	LF	6" Yellow Thermoplastic Solid Striping	\$ 1.52	\$ 2,546.00	\$ 2.20	\$ 3,685.00	\$ 0.79	\$ 1,323.25	\$ 1.00	\$ 1,675.00
913A	570	CY	Shell Rock Base	\$ 54.00	\$ 30,780.00	\$ 47.70	\$ 27,189.00	\$ 71.30	\$ 40,641.00	\$ 96.00	\$ 54,720.00
<b>Project Total</b>				<b>\$ 178,848.00</b>		<b>Project Total</b>	<b>\$ 206,586.10</b>	<b>Project Total</b>	<b>\$ 221,550.78</b>	<b>Project Total</b>	<b>\$ 224,900.00</b>