7. **CONSENT AGENDA**

e. Award Dixie Beach Boulevard Improvements – Phase 2 contract to Southwest Utility Systems, Inc., in the amount of $160,000 and authorize the City Manager to execute the same AND **RESOLUTION 10-081 APPROVING BUDGET AMENDMENT/TRANSFER NO. 2010-036 AND PROVIDING AN EFFECTIVE DATE** (to budget and appropriate $160,000 from the Dixie Beach Blvd. fund from ending fund balance to pipe existing ditches, widen/relocate shared use path, resurface roadway and testing. This amendment does not increase or decrease the FY10 budget)

Memorandum

DATE: August 3, 2010

TO: City Council

THROUGH: City Manager Judie Zimomra

FROM: Public Works Director Gates Castle GDC

RE: Dixie Beach Boulevard Improvements – Phase 2

RECOMMENDATION: Award Dixie Beach Boulevard Improvements – Phase 2 contract to Southwest Utility Systems, Inc. in the amount of $146,685, authorize the City Manager to execute the contract and approve the necessary budget amendment.

Dixie Beach Boulevard from Periwinkle Way to Albatross Road is overdue for resurfacing, the shared use path is only 6' wide and the drainage swales are so deep they hold water in the wet season, making them unmaintainable. Plans were developed to pipe the swales, widen the shared use path to 8 feet and overlay the roadway for this section of Dixie Beach Boulevard. Due to project cost concerns, the project was divided into two segments, with the portion from Periwinkle Way to Bunting Lane constituting phase 1 and the portion from Bunting Lane to Albatross Road being phase 2. The phase 1 work was awarded by Council on August 26, 2008 and the work has been completed. Phase 2 plans and specifications were finalized and an advertisement for bids appeared in the June 28, 2010 edition of the Fort Myers News-Press.

In response to the ad, nine contractors submitted bids which were opened and read aloud on July 22, 2010 in the presence of Robert Berry of AJAX Paving, Dave King from Better Roads, Jerry Hoffman of APAC, Susie Schultz from Quality Enterprises, Michael Graf of S.T. Wooten, and Gates Castle and Josh Holler from the City. As per the attached Bid Tabulation, Southwest Utility Systems, Inc submitted the low bid in the amount of $146,685.

Staff recommends that Council award the Dixie Beach Boulevard Improvements-Phase 2 contract to Southwest Utility Systems, Inc. in the amount of $146,685, authorize the City Manager to execute the contract (copy attached), and approve the budget amendment necessary to allocate the funds from the reserve for contingency to Fund 311. $215,000 was originally budgeted for this work.

Cc: Finance Director Sylvia Edwards
City Attorney Ken Cuyler

DIXIE BEACH BOULEVARD IMPROVEMENTS PHASE-2 (BUNTING LANE TO ALBATROSS ROAD)
BID OPENING - JULY 22, 2010 @ 2:00PM

DIXIE BEACH BOULEVARD ROAD IMPROVEMENTS

				Southwest Utility Systems		*Better Roads, Inc.*		*Bonness Inc.*		*Quality Enterprises USA, Inc.*		*Cougar Contracting division of C.W. Roberts Contracting, Inc.*	
Item No.	Quantity	Unit	Description	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price
101	1	LS	Mobilization	$7,500.00	$7,500.00	$15,500.00	$15,500.00	$8,970.18	$8,970.18	$12,075.00	$12,075.00	$12,000.00	$12,000.00
102	1	LS	Maintenance of Traffic	$2,000.00	$2,000.00	$7,100.00	$7,100.00	$3,872.65	$3,872.65	$2,875.00	$2,875.00	$6,500.00	$6,500.00
104	1000	LF	Prevention, control and abatement of erosion and water pollution (silt fence)	$4.00	$4,000.00	$0.55	$550.00	$0.90	$900.00	$1.73	$1,730.00	$1.50	$1,500.00
110-6	1	LS	Removal of Existing Structures	$6,500.00	$6,500.00	$3,100.00	$3,100.00	$5,216.71	$5,216.71	$575.00	$575.00	$4,000.00	$4,000.00
120	1,470	CY	Excavation and Embankment	$2.00	$2,940.00	$25.25	$37,117.50	$20.97	$30,825.90	$16.68	$24,519.60	$19.00	$27,930.00
330A	320	TN	Type S-III Asphalt Concrete Surface Course	$90.00	$28,800.00	$72.00	$23,040.00	$92.94	$29,740.80	$90.28	$28,889.60	$84.00	$26,880.00
350	140	SY	Remove and replace concrete driveway aprons	$35.00	$4,900.00	$31.50	$4,410.00	$32.76	$4,586.40	$51.75	$7,245.00	$67.00	$9,380.00
425-1	8	EA	Catch Basin, Type "C" (standard)	$1,800.00	$14,400.00	$1,200.00	$9,600.00	$1,809.04	$14,472.32	$1,610.00	$12,880.00	$1,650.00	$13,200.00
425-1a	1	EA	Conflict / Transition Structure (optional)	$1,800.00	$1,800.00	$2,000.00	$2,000.00	$2,549.24	$2,549.24	$1,495.00	$1,495.00	$2,050.00	$2,050.00
430	1104	LF	Concrete Pipe Culvert E.R.C.P. 12" X 18" (Class HE III)	$35.00	$38,640.00	$20.00	$22,080.00	$27.80	$30,691.20	$34.50	$38,088.00	$34.00	$37,536.00
575	3,850	SY	Bahia Sod	$2.00	$7,700.00	$1.45	$5,582.50	$1.48	$5,698.00	$2.88	$11,088.00	$1.60	$6,160.00
575a	300	SY	Floritam Sod	$3.00	$900.00	$2.55	$765.00	$2.78	$834.00	$4.03	$1,209.00	$4.25	$1,275.00
706	35	EA	R.P.M.'s	$4.00	$140.00	$3.00	$105.00	$4.09	$143.15	$3.45	$120.75	$4.50	$157.50
711-33	1,210	LF	6" Yellow Thermoplastic Skip Striping	$0.30	$363.00	$0.70	$847.00	$0.51	$617.10	$0.77	$931.70	$0.75	$907.50
711-35	2,420	LF	6" White Thermoplastic Solid Striping	$0.60	$1,452.00	$0.70	$1,694.00	$0.51	$1,234.20	$0.77	$1,863.40	$0.75	$1,815.00
				Sub-Total:	$122,035.00	Sub-Total:	$133,491.00	Sub-Total:	$140,351.85	Sub-Total:	$145,585.05	Sub-Total:	$151,291.00

DIXIE BEACH BOULEVARD SHARED USE PATH IMPROVEMENTS

Item No.	Quantity	Unit	Description	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price
120	375	CY	Excavation and Embankment	$2.00	$750.00	$25.25	$9,468.75	$21.36	$8,010.00	$11.50	$4,312.50	$19.00	$7,125.00
330	135	TN	Type S-I Asphalt Concrete (Base)	$100.00	$13,500.00	$90.00	$12,150.00	$88.75	$11,981.25	$90.28	$12,187.80	$110.00	$14,850.00
330A	65	TN	Type S-III Asphalt Concrete Surface Course	$140.00	$9,100.00	$90.00	$5,850.00	$101.92	$6,624.80	$90.28	$5,868.20	$84.00	$5,460.00
575	650	SY	Bahia Sod	$2.00	$1,300.00	$1.45	$942.50	$1.48	$962.00	$2.88	$1,872.00	$1.60	$1,040.00
				Sub-Total:	$24,650.00	Sub-Total:	$28,411.25	Sub-Total:	$27,578.05	Sub-Total:	$24,240.50	Sub-Total:	$28,475.00
				Project Total:	**$146,685.00**	Project Total:	**$161,902.25**	Project Total:	**$167,929.90**	Project Total:	**$169,825.55**	Project Total:	**$179,766.00**

DIXIE BEACH BOULEVARD IMPROVEMENTS PHASE-2 (BUNTING LANE TO ALBATROSS ROAD)
BID OPENING - JULY 22, 2010 @ 2:00PM

DIXIE BEACH BOULEVARD ROAD IMPROVEMENTS

				Gulf Paving Company, Inc.		*S.T. Wooten*		*Ajax Paving Industres Inc.*		*APAC-Southeast, Inc.*	
Item No.	Quantity	Unit	Description	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price
101	1	LS	Mobilization	$18,673.42	$18,673.42	$6,307.00	$6,307.00	$7,400.00	$7,400.00	$38,400.00	$38,400.00
102	1	LS	Maintenance of Traffic	$2,538.87	$2,538.87	$25,500.00	$25,500.00	$13,700.00	$13,700.00	$38,800.00	$38,800.00
104	1000	LF	Prevention, control and abatement of erosion and water pollution (silt fence)	$1.09	$1,090.00	$0.70	$700.00	$0.75	$750.00	$1.00	$1,000.00
110-6	1	LS	Removal of Existing Structures	$4,917.51	$4,917.51	$5,300.00	$5,300.00	$6,300.00	$6,300.00	$3,265.00	$3,265.00
120	1,470	CY	Excavation and Embankment	$13.35	$19,624.50	$18.52	$27,224.40	$25.40	$37,338.00	$29.85	$43,879.50
330A	320	TN	Type S-III Asphalt Concrete Surface Course	$98.05	$31,376.00	$112.95	$36,144.00	$117.92	$37,734.40	$96.30	$30,816.00
350	140	SY	Remove and replace concrete driveway aprons	$71.50	$10,010.00	$46.50	$6,510.00	$61.00	$8,540.00	$38.35	$5,369.00
425-1	8	EA	Catch Basin, Type "C" (standard)	$1,249.24	$9,993.92	$1,500.00	$12,000.00	$1,300.00	$10,400.00	$1,265.00	$10,120.00
425-1a	1	EA	Conflict / Transition Structure (optional)	$3,639.06	$3,639.06	$1,850.00	$1,850.00	$1,500.00	$1,500.00	$1,610.00	$1,610.00
430	1104	LF	Concrete Pipe Culvert E.R.C.P. 12" X 18" (Class HE III)	$47.82	$52,793.28	$32.00	$35,328.00	$26.00	$28,704.00	$21.00	$23,184.00
575	3,850	SY	Bahia Sod	$2.02	$7,777.00	$1.35	$5,197.50	$1.50	$5,775.00	$2.75	$10,587.50
575a	300	SY	Floritam Sod	$3.65	$1,095.00	$2.50	$750.00	$2.65	$795.00	$3.90	$1,170.00
706	35	EA	R.P.M.'s	$5.44	$190.40	$3.00	$105.00	$6.20	$217.00	$3.95	$138.25
711-33	1,210	LF	6" Yellow Thermoplastic Skip Striping	$0.29	$350.90	$0.67	$810.70	$0.77	$931.70	$0.25	$302.50
711-35	2,420	LF	6" White Thermoplastic Solid Striping	$0.79	$1,911.80	$0.67	$1,621.40	$0.77	$1,863.40	$0.60	$1,452.00
				Sub-Total:	$165,981.66	Sub-Total:	$165,348.00	Sub-Total:	$161,948.50	Sub-Total:	$210,093.75

DIXIE BEACH BOULEVARD SHARED USE PATH IMPROVEMENTS

Item No.	Quantity	Unit	Description	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price	Unit Price	Extended Price
120	375	CY	Excavation and Embankment	$7.82	$2,932.50	$18.52	$6,945.00	$47.00	$17,625.00	$16.15	$6,056.25
330	135	TN	Type S-I Asphalt Concrete (Base)	$123.70	$16,699.50	$118.20	$15,957.00	$131.50	$17,752.50	$135.00	$18,225.00
330A	65	TN	Type S-III Asphalt Concrete Surface Course	$100.61	$6,539.65	$136.50	$8,872.50	$185.00	$12,025.00	$156.00	$10,140.00
575	650	SY	Bahia Sod	$2.02	$1,313.00	$1.35	$877.50	$1.50	$975.00	$2.95	$1,917.50
				Sub-Total:	$27,484.65	Sub-Total:	$32,652.00	Sub-Total:	$48,377.50	Sub-Total:	$36,338.75
				Project Total:	**$193,466.31**	Project Total:	**$198,000.00**	Project Total:	**$210,326.00**	Project Total:	**$246,432.50**

CONTRACT

THIS CONTRACT, made this _____ day of _____, 2010 by and between THE CITY OF SANIBEL, FLORIDA, hereinafter called "OWNER", and Southwest Utility Systems, 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: **DIXIE BEACH BOULEVARD IMPROVEMENTS PHASE-2 (BUNTING LANE TO ALBATROSS ROAD).**

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 FORTYFIVE (45) 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 $146,685, 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)

ATTEST_____

Name_____

Title_____

OWNER City of Sanibel

By_____

Name_____

Title_____

(SEAL)

ATTEST_____

Name_____

Title_____

CONTRACTOR Southwest Utility Systems, Inc.

By_____

Name_____

Title_____

Approved as to form

Kenneth B. [illegible]

City Attorney

RESOLUTION 10-081

APPROVING BUDGET AMENDMENT/TRANSFER NO. 2010-042 AND PROVIDING AN EFFECTIVE DATE

NOW, THEREFORE, BE IT RESOLVED by City Council of the City of Sanibel, Florida:

SECTION 1. The revised Dixie Beach Blvd. Fund for fiscal year 2009-2010, Budget Amendment/Transfer BA 2010-042 true copy of which is attached hereto as Exhibit A and incorporated herein by this reference, is hereby approved and accepted.

SECTION 2. Effective date.

This resolution shall take effect immediately upon adoption.

DULY PASSED AND ENACTED by the Council of the City of Sanibel, Florida this 3rd day of August 2010.

AUTHENTICATION:

Kevin Ruane, Mayor

Pamela Smith, City Clerk

APPROVED AS TO FORM: Kenneth B. Cuyler, City Attorney

7/28/10
Date

Vote of Councilmembers:

Ruane _____
Denham _____
Harrity _____
Jennings _____
Pappas _____

Date filed with City Clerk: _____

DOCUMENT NUMBER **BA 2010** - **042**

CITY OF SANIBEL
BUDGET AMENDMENT/TRANSFER

FUND: DIXIE BEACH BLVD. FUND
DEPT: Transportation

FUND	DEPT	ACCOUNT	DESCRIPTION	Project Number	Amount Prior To Change	Incr/(Decr) REVENUE	Incr/(Decr) EXPENSE	Amount After Change
			DIXIE BEACH BLVD FUND					
311	0000	389.02-00	Ending fund balance		(237,459)	160,000		(77,459)
311	4100	541.34-00	Other contractual services		-		13,315	13,315
311	4100	541.63-00	Improvements other than buildings		-		146,685	146,685
					TOTAL:	160,000	160,000	

PURPOSE: To budget and appropriate $160,000 from the Dixie Beach Blvd. Fund from ending fund balance to pipe existing ditches, widen/relocate shared use path, resurface roadway and testing. This amendnment does not increase or decrease the FY10 budget.

Prepared by:	Date	Approved by:	Date	Input by:	GROUP #	Date
F. Slane	8/3/2010					