


Board of County Commissioners

Agenda Request

Date of Meeting: March 17, 2009

Date Submitted: March 9, 2009

To: Honorable Chairman and Members of the Board

From: Benjamin H. Pingree, County Administrator 
Timothy P. Barden, Assistant County Administrator
Ray Gray, Director, Wakulla County Parks and Recreation

Subject: Request Board Approval to Authorize the Chairman to Sign the Professional Services Agreement with Golden Construction for Spring Creek/Shell Point Channel Markers and to Approve Payment

Statement of Issue:

This agenda item requests Board approval to authorize the Chairman to sign the Professional Services Agreement with Golden Construction and to approve payment of \$22,050 for work that has been completed for the Spring Creek and Shell Point waterways channel markers.

Background:

Hurricane Dennis destroyed or damaged many of the channel markers in the Spring Creek and Shell Point Channels. The County received many calls from users concerning the hazards of listing pilings or hanging signs that need to be repaired or replaced. On December 27, 2006, the County entered into an agreement with the Florida Fish and Wildlife Conservation Commission (FWC), Florida Boating Improvement Program (FBIP) for grant funds in the amount of \$44,820. These grant funds were for the purchase and installation of channel markers to be placed in waterways of Wakulla County.

On May 8, 2008, the Board approved staff to publish a legal notice for sealed bids for the Spring Creek/Shell Point Channel Markers Project (Attachment #1). On May 19, 2008, staff requested Board approval of the list of respondents for the Invitation to Negotiate #2008-007 for the Spring Creek/Shell Point Channel Marker Project and authorized staff to proceed with negotiations. Staff was to return to the Board on June 2, 2008, or earliest date, with a draft contract for professional services for final approval (Attachment #2). The Invitation To Negotiate (ITN) yielded responses from four contractors (Attachment #3). The contractor's are listed in the order of lowest to highest bid received, with Golden Construction being the lowest most responsive bidder at \$15,000. A contract was signed by Golden Construction and work was begun. Subsequently, at the direction of the FWC, they requested the removal of diagonal signage prior to their approval of the channel marker installation, which increased cost by an additional \$7,050, and raised the contract amount to \$22,050. The total increased cost is \$22,050 (Attachment #4).

Analysis:

Golden Construction received authorization to commence the channel marker project for a contract amount of \$15,000. Golden Construction subsequently completed the channel marker work with one approved change order totaling \$7,050. The total amount owed to Golden Construction is \$22,050. This amount is available for payment under Account Number 124-0200-572-340 and there is sufficient funding in the grant award to make the payment. Concurrently, approval from the FWC was given to extend this grant from June 15, 2008 to December 15, 2008 in order for all markers to be installed by Golden Construction (Attachment #5).

In an inadvertent oversight, staff did not return to the Board with the Professional Services Agreement between the County and Golden Construction for review and signature. As a result, the Professional Services Agreement was never signed and the County Clerk's office would not authorize payment of these funds. Administration has taken remedial measures, including requiring the staff of the Office of Management and Budget to closely review bid documents and professional services agreements to ensure that this omission will not be repeated.

Golden Construction has satisfactorily and in good faith completed all the work for the installation of the markers in a timely fashion, as required by and to the satisfaction of the County and the FWC. Therefore, staff recommends that the Board approve the professional services agreement with Golden Construction and payment in the amount of \$22,050.

Options:

1. Authorize the Chairman to sign the Professional Services Agreement with Golden Construction for the amount of \$22,050 and authorize payment.
2. Do not authorize the Chairman to sign the Professional Services Agreement with Golden Construction for the amount of \$22,050 and do not authorize payment.
3. Board Direction.

Recommendation:

Option #1

Attachment(s):

1. Legal Notice Published for Sealed Bids for the Spring Creek/Shell Point Markers
2. Draft Contract for Professional Services Agreement with Golden Construction
3. List of ITN Respondents and Ranking
4. Bill Evidencing Increase of \$7,050
5. Contract Time Extension Approval