

Bid

A RESOLUTION ACCEPTING THE PROPOSAL OF MECHANICAL INDUSTRIAL SERVICES, INC. PERTAINING TO CONTRACT 13-C-00041; HOWARD F. CURREN AWTP METHANOL FEED PUMP REPLACEMENT, IN THE AMOUNT OF \$673,253; AUTHORIZING THE EXECUTION OF THE CONTRACT BY THE MAYOR OF THE CITY OF TAMPA; PROVIDING AN EFFECTIVE DATE.

WHEREAS, on April 8, 2014, the Mayor received bids, tabulation of such bids being hereto attached for informational purposes, for the construction of the Howard F. Curren AWTP Methanol Feed Pump Replacement, and recommends to this Council that the proposal of Mechanical Industrial Services, Inc. be accepted, funds therefore being available in the appropriate account;

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA, THAT:

Section 1. The proposal of Mechanical Industrial Services, Inc. in the total amount of \$673,253 for construction of the Howard F. Curren AWTP Methanol Feed Pump Replacement, in accordance with plans, specifications and other related contract documents prepared by the Contract Administration Department, is hereby approved and accepted; and the Contract is hereby awarded to the said Contractor.

Section 2. This Resolution, which is not part of the contract documents, authorizes the Mayor to execute and the City Clerk to attest and affix the official seal of the City of Tampa to the Contract for and on behalf of the City of Tampa.

Section 3. Plans, specifications and contract documents for the construction of said Project, which documents are now on file in the office of the Contract Administration Department of the City of Tampa, are hereby approved in their entirety or in substantially similar form.

Section 4. The Director of the Contract Administration Department is hereby authorized to issue, in written form only, work directive changes authorizing additions, deletions or revisions resulting from unforeseen conditions or emergencies, said directives to be incorporated in subsequently issued change orders approved by the City Council.

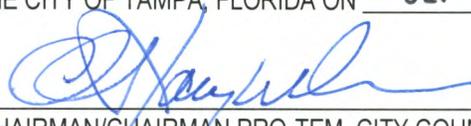
Section 5. Any and all technical errors, informalities and irregularities in the proposal of the Contractor are hereby waived.

Section 6. The bid security of the bidders shall be returned in accordance with the provisions of the contract documents for this project.

Section 7. This Resolution provides for award of a contract for construction services in the amount of \$673,253 for the Howard F. Curren AWTP Methanol Feed Pump Replacement project, for the Wastewater Department, within the Wastewater Capital/Construction Fund.

Section 8. Other proper officers of the City of Tampa are authorized to do all things necessary and proper in order to carry out and make effective the provisions of this Resolution, which shall take effect immediately upon its adoption.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TAMPA, FLORIDA ON SEP 18 2014.


CHAIRMAN/CHAIRMAN PRO-TEM, CITY COUNCIL

APPROVED AS TO LEGAL SUFFICIENCY BY:
Justin R. Vaske, Assistant City Attorney

ATTEST:


CITY CLERK/DEPUTY CITY CLERK

*1% for Art: No

12014-41

City of Tampa
BID TABULATION
Contract 13-C-00041; Howard F. Curren AWTP Methanol Feed Pump
Replacement
Bid Opening - April 08, 2014
 Posted April 08, 2014

CONTRACTOR	TOTAL BID AMOUNT
Mechanical Industrial Services, Inc.	\$673,253.00
Wharton-Smith, Inc.	\$749,200.00
RTD Construction, Inc.	\$768,570.00
Granger Maint & Const., Inc.	\$900,000.00

Notice of Intent to Award: Unless subsequently indicated otherwise, in a revised posting, the City of Tampa intends to award the referenced project to the lowest bidder listed in this tabulation. A bidder aggrieved by this decision may file a protest not later than 4:30 P.M., five (5) business days from the first posting hereof, pursuant to City of Tampa Code Chapter 2, Article V, Division 3, Section 2-282, Procurement Protest Procedures. Protests not conforming therewith shall not be reviewed.

Bids Received By: *Jim Greiner*

Jim Greiner, P.E.
 City of Tampa - Contract Administration Department
 306 E. Jackson Street - 4N
 Tampa, FL 33602

ALB

Contract 13-C-00041; Howard F. Curren AWTP Methanol Feed Pump Replacement

PROPOSAL

To the Mayor and City Council of the City of Tampa, Florida:

Name of Bidder Mechanical Industrial Services Inc

813 247 2868 mis@tampabay.fl.com
Business Phone Number and Email Address

Mechanical Industrial Services, Inc PO Box 75241 Tampa FL 33675
Business Name and Mailing Address

813 247 2868 Carl Adkins
Phone Number and Name of Contact Regarding Permits

Carl Adkins 59-3514756
Contractor/Qualifiers Name and Federal Identification Number

Date of Proposal April 8, 2014

(If Bidder is a firm, fill in the following blanks):

Names and Residential Addresses of Partners

(If Bidder is a corporation, fill in the following blanks):

Organized under the laws of the State of Florida

Names and Address of President

Carl Adkins

PO Box 75241, Tampa FL 33675

Name and Address of Vice President

Name and Address of Secretary

David McCrary

PO Box 75241 Tampa FL 33675

Names and Address of Treasurer

The above-named Bidder affirms and declares:

- (1) That the Bidder is of lawful age and that no other person, firm or corporation has any interest in this Proposal or in the Contract proposed to be entered into.
- (2) That this Proposal is made without any understanding, agreement or connection with any other person, firm, or corporation making Proposal for the same purposes, and is in all respects fair and without collusion or fraud.
- (3) That the Bidder is not in arrears to the City of Tampa, upon debt or contract, and is not a defaulter, as surety or otherwise, upon any obligation to the City of Tampa.
- (4) That no officer or employee or person whose salary is payable in whole or in part from the City Treasury is, shall be or become interested, directly or indirectly, as a contracting party, partner, stockholder, surety or otherwise, in this Proposal, or in the performance of the Contract, or in the supplies, materials, or equipment and work or labor to which it relates, or in any portion of the profits thereof.
- (5) That the Bidder has carefully examined the site of the work and that, from his own investigations, he has satisfied himself as to the nature and location of the work, the character, quality, and quantity of materials and the kinds and extent of equipment and other facilities needed for the performance of the work, the general and local conditions and all difficulties to be encountered, and all other items which may, in any way, affect the work or its performance.

- (6) That the Bidder
 Has; Treasury Number _____
 Has not
(Check applicable box)

previously performed work under the President's Executive Order Nos. 11246 and 11375.

- (7) That the undersigned, as Bidder, also declares that he has carefully examined and fully understands all the component parts of the Contract Documents and agrees that he will execute the Contract and finish the required Performance Bond and will completely perform the work in strict accordance with the terms of the Contract and the Contract Documents therein referred to for the following prices, to wit:

Contract 13-C-00041; Howard F. Curren AWTP Methanol Feed Pump Replacement

Contract Item No.	Estimated Quantity	Description and Price in Words	Computed Total Price for Item in Figures
BASE BID	LS	The work includes the furnishing of all labor, equipment, and material for the removal and replacement of four (4) methanol pumps and all associated steel pipe, fittings, valves, hangers, methanol piping system components, flow meters; painting; replacement of motor control center (MCC) with all associated conduit/conductors; controls; installation of trench drains, pavement restoration and bollards, any contingency allowances as stated in SP-60, and with all associated work required for a complete project in accordance with the Contract Documents.	

Six Hundred Seventy Three Thousand, Two Hundred, Fifty Three

_____ dollars

and zero cents

(BASE BID) LS

\$ 673,253.00

Computed Total Price In Words:

Six Hundred Seventy Three Thousand, Per Hundred Fifty Three
dollars and Zero cents.

Computed Total Price in Figures: \$ 673,253.00

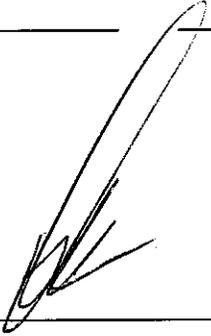
The bidder acknowledges that the following addenda have been received and that the changes covered by the addendum(s) have been taken into account in this proposal: #1 #2 #3 #4 #5 .

The bidder acknowledges the requirements of the City of Tampa's Equal Business Opportunity Program.

Bidder acknowledges that included in the various items of the proposal and the Total Bid Price are costs for complying with the Florida Trench Safety Act (90096), (Laws of Fla.) effective October 1, 1990. The bidder further identifies the costs to be summarized below:

	Trench Safety Measure (Description)	Unit of Measure (LF, SY)	Unit Quantity	Unit Cost	Extended Cost
A.	<u>Open Cut</u>	<u>LF</u>	<u>28</u>	<u>\$20.00</u>	<u>\$560.00</u>
B.	_____	_____	_____	_____	_____
C.	_____	_____	_____	_____	_____
D.	_____	_____	_____	_____	_____

Total Cost \$ 560.00

Signed  _____

Failure to complete the above may result in the bid being declared non-responsive.

Contract 13-C-00041; Howard F. Curren AWTP Methanol Feed Pump Replacement

Accompanying this Proposal is a certified check, cashier's check or Bid Bond (form included herein must be used) on the form at least five (5) percent of the total amount of the Proposal which check shall become the property of the

FCCI of Sarasota, FL
(Name of Bank or Surety) (City & State)

City of Tampa, or which bond shall become forthwith due and payable to the City of Tampa, if this Proposal shall be accepted by the City of Tampa and the undersigned shall fail to execute a contract with and to furnish the required Performance Bond and Payment Bond to the City of Tampa within twenty (20) days after the date of receipt of written Notice of Award by the City of Tampa to the undersigned so to do.

Dated April 8, 2014

Mechanical Industrial Services, Inc.
(Name of Bidder)

PO Box 75241 Tampa
(Address of Bidder)

[Signature]
(Signature)

Secretary
(Title)

Where Bidder is a Corporation:

Attest: [Signature]
~~Secretary~~ Notary

AFFIX
CORPORATE
SEAL

(ACKNOWLEDGMENT OF PRINCIPAL)

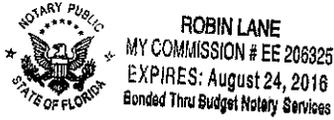
STATE OF _____)
) SS:
COUNTY OF _____)

For a Corporation:

STATE OF Florida
COUNTY OF Hillsborough

The foregoing instrument was acknowledged before me this 8th of August, 2014 by David McGraw of Mechanical Tool Sales Fla corporation, on behalf of the corporation. He/she is personally known or has _____ produced _____ as identification.

[Signature]
Notary



My Commission Expires:
August 24, 2014

For an Individual:

STATE OF _____
COUNTY OF _____

The foregoing instrument was acknowledged before me this ____ of _____, 2014 by _____ who is ____ personally known to me or has ____ produced _____ as identification.

Notary
My Commission Expires:

For a Firm:

STATE OF _____
COUNTY OF _____

The foregoing instrument was acknowledged before me this ____ of _____, 2014 by _____ who signed on behalf of the said firm. He/she is ____ personally known or has ____ produced _____ as identification.

Notary
My Commission Expires:

TAMPA BID BOND
Contract 13-C-00041; Howard F. Curren AWTP Methanol Feed Pump Replacement

KNOW ALL MEN BY THESE PRESENTS, that we, Mechanical Industrial Services, Inc.

(hereinafter called the Principal) and FCCI Insurance Company

(hereinafter called the Surety) a Corporation chartered and existing under the laws of the State of Florida, with its principal offices in the City of Sarasota, and authorized to do business in the State of Florida, are held and firmly bound unto the City of Tampa, a Municipal Corporation of Hillsborough County, Florida, in the full and just sum of 5% of the amount of the (Bid) (Proposal) good and lawful money of the United States of America, to be paid upon demand of the City of Tampa, Florida, to which payment will and truly to be made we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally and firmly these presents.

WHEREAS, the Principal is about to submit, or has submitted to the City of Tampa, Florida, a Proposal for the construction of certain facilities for the City designated Contract 13-C-00041, Howard F. Curren AWTP Methanol Feed Pump Replacement.

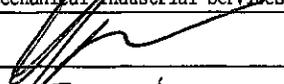
WHEREAS, the Principal desires to file this Bond in accordance with law, in lieu of a certified Bidder's check otherwise required to accompany this Proposal.

NOW, THEREFORE: The conditions of this obligation are such that if the Proposal be accepted, the Principal shall, within twenty (20) days after the date of receipt of written Notice of Award, execute a contract in accordance with the Proposal and upon the terms, conditions and price set forth therein, in the form and manner required by the City of Tampa, Florida and execute a sufficient and satisfactory Public Construction Bond payable to the City of Tampa, Florida in an amount of one hundred percent (100%) of the total contract price, in form and with security satisfactory to said City, then this Bid Bond obligation is to be void; otherwise to be and remain in full force and virtue in law, and the Surety shall, upon failure of the Principal to comply with any or all of the foregoing requirements within the time specified above, immediately pay to the aforesaid City, upon demand, the amount thereof, in good and lawful money of the United States of America, not as a penalty, but as liquidated damages.

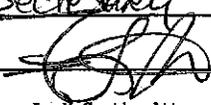
IN TESTIMONY THEREOF, the Principal and Surety have caused these presents to be duly signed and sealed this 27th day of March, 2014.

Principal

Mechanical Industrial Services, Inc.

BY 

TITLE Secretary

BY 

TITLE Trevor L. McCarthy Attorney-in-Fact

(SEAL)

Trevor L. McCarthy

Producing Agent

11470 N53rd Street, Temple Terrace, FL 33617

Producing Agent's Address

Associates Agency Inc

Name of Agency

The addition of such phrases as "not to exceed" or like import shall render the (Bid) (Proposal) non-responsive.



PROTECTING BUSINESS, PROPERTY AND PEOPLE

GENERAL POWER OF ATTORNEY

Know all men by these presents: That the FCCI Insurance Company, a Corporation organized and existing under the laws of the State of Florida (the "Corporation") does make, constitute and appoint:

Michael Rogers; Jason Farquhar; Jennifer A Fava; Trevor McCarthy;
Barry Ryan; Charlie Salyer; Sharon E Taylor; Tracy Todd

Each, its true and lawful Attorney-In-Fact, to make, execute, seal and deliver, for and on its behalf as surety, and as its act and deed in all bonds and undertakings provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed the sum of (not to exceed \$5,000,000): **\$5,000,000.00**

This Power of Attorney is made and executed by authority of a Resolution adopted by the Board of Directors. That resolution also authorized any further action by the officers of the Company necessary to effect such transaction.

The signatures below and the seal of the Corporation may be affixed by facsimile, and any such facsimile signatures or facsimile seal shall be binding upon the Corporation when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached.

In witness whereof, the FCCI Insurance Company has caused these presents to be signed by its duly authorized officers and its corporate Seal to be hereunto affixed, this 22ND day of September 2011

Attest: Craig Johnson
Craig Johnson, President
FCCI Insurance Company



Thomas A. Koval
Thomas A. Koval Esq., SVP, General Counsel,
Government Affairs and Corporate Secretary
FCCI Insurance Company

State of Florida
County of Sarasota

Before me this day personally appeared Craig Johnson, who is personally known to me and who executed the foregoing document for the purposes expressed therein.

My commission expires: 9/25/2016

ARLENE CUEMAN
Notary Public, State of Florida
My Comm. Expires Sept. 25, 2016
No. EE 213092

Arlene Cueman
Notary Public

State of Florida
County of Sarasota

Before me this day personally appeared Thomas A. Koval, Esq., who is personally known to me and who executed the foregoing document for the purposes expressed therein.

My commission expires: 9/25/2016

ARLENE CUEMAN
Notary Public, State of Florida
My Comm. Expires Sept. 25, 2016
No. EE 213092

Arlene Cueman
Notary Public

CERTIFICATE

I, the undersigned Secretary of FCCI Insurance Company, a Florida Corporation, DO HEREBY CERTIFY that the foregoing Power of Attorney remains in full force and has not been revoked; and furthermore that the February 24, 2011 Resolution of the Board of Directors, referenced in said Power of Attorney, is now in force.

Dated this 27TH day of MARCH, 2014

Thomas A. Koval
Thomas A. Koval, Esq., SVP, General Counsel,
Government Affairs and Corporate Secretary





CITY OF TAMPA

Bob Buckhorn, Mayor

Office of the Chief of Staff

Minority and Small Business Development

DATE: August 26, 2014

TO: David Vaughn, Director of Contract Administration Department.

FROM: Gregory K. Hart, Minority Business Development Manager

RE: SLBE/WMBE Utilization & Solicitation Evaluation

PROJECT: 13-C-00041: HFC AWTP Methanol Feed Pump

LOW BIDDER: Mechanical Industrial Services, Inc.

BID AMOUNT: \$673,253.00

SLBE/Underutilized-WMBE Subcontract Goal: 30.00%

SLBE/U-WMBE Goal Attainment: 11.1%

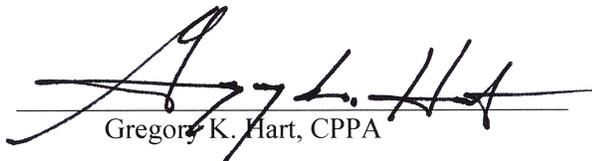
Good Faith Effort Compliance: SUFFICIENT

The Minority and Small Business Development Office evaluated the Good Faith Effort Compliance Plan (GFECP) submitted by Mechanical Industrial Services and determined they complied with the requirements of the Equal Business Opportunity Ordinance by having performed meaningful action steps to solicit SLBE/U-WMBE participation. Two of fifty-three solicited SLBE/U-WMBE subcontractors submitted quotes. Mechanical Industrial Services accepted a quote from Rocha Controls (SLBE/HBE). The detailed Compliance Report is attached and should be made a part of the project file.

Compliance Statement: Total SLBE/U-WMBE Participation is 11.1%, of which 11.1% represents Hispanic.

Overall SLBE/WMBE Subcontract Participation

Certification Type	Classification	Totals
Dual SLBE/WMBE	HBE = 11.1%	11.1%



Gregory K. Hart, CPPA

GKH:/GKS
Attachment
Cc: City Attorney (w/a)
Wastewater Department (w/a)

306 E. Jackson St., 5N • Tampa, Florida 33602 • (813) 274-5522 • FAX: (813) 274-5544