

Bid

**A RESOLUTION ACCEPTING THE PROPOSAL OF FLORIDA SAFETY CONTRACTORS, INC. PERTAINING TO CONTRACT 15-C-00039; MARJORY AVENUE ROADWAY RECONSTRUCTION, FOR THE BASE BID IN THE AMOUNT OF \$389,910; AUTHORIZING THE EXECUTION OF THE CONTRACT BY THE MAYOR OF THE CITY OF TAMPA; PROVIDING AN EFFECTIVE DATE.**

WHEREAS, on August 18, 2015, the Mayor received bids, tabulation of such bids being hereto attached for informational purposes, for the construction of Marjory Avenue Roadway Reconstruction, and recommends to this Council that the proposal of Florida Safety Contractors, 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 Florida Safety Contractors, Inc. in the total amount of \$389,910 for construction of the Marjory Avenue Roadway Reconstruction, 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.

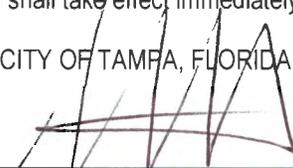
Section 5. Any and all technical errors, informalities and irregularities in the proposal of the Contractor are hereby waived.

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. Award of a contract for Marjory Avenue Improvements in the amount of \$389,910 for the Transportation and Stormwater Department within the FY16 Bank Note – Stormwater 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 OCT 15 2015

  
\_\_\_\_\_  
CHAIRMAN/CHAIRMAN PRO-TEM, CITY COUNCIL

APPROVED AS TO LEGAL SUFFICIENCY BY:  
Rachel S. Peterkin, Assistant City Attorney

ATTEST:  
  
\_\_\_\_\_  
CITY CLERK/DEPUTY CITY CLERK

\*1% for Art:

42015-43



3

Contract 15-C-00039; Marjory Avenue Roadway Reconstruction

PROPOSAL

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

Name of Bidder Florida Safety Contractors, Inc.

813-982-9172; k.reichart@floridasafetycontractors.com  
Business Phone Number and Email Address

Florida Safety Contractors, Inc. ; P.O. box 16628 Tampa, FL 33  
Business Name and Mailing Address

813-982-9172; Michael K. Reichart  
Phone Number and Name of Contact Regarding Permits

57-1191566  
Contractor/Qualifiers Name and Federal Identification Number

Date of Proposal 8/18/2015

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

Names and Residential Addresses of Partners

N/A

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

Organized under the laws of the State of Florida

Names and Address of President

Michael K. Reichart Tampa, FL 33687

Name and Address of Vice President

Prem Persaud Tampa, FL 33687

Name and Address of Secretary

Brian Finn Tampa, FL 33687

Names and Address of Treasurer

Brian Finn Tampa, FL 33687

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:

Item No.	Description	Unit	Approx. Quantity	Unit Price in Words	Unit Price	Total Computed Price
0100-1	Contingency	LS	1	Fifty-Five Thousand Dollars and No Cents	\$ 55,000.00	\$ 55,000.00
0101-1	Mobilization	LS	1	Twenty-Six Thousand Dollars and No Cents	\$ 26,000.00	\$ 26,000.00
0102-1	Maintenance of Traffic	LS	1	Thirty Two Thousand Dollars and no cents	\$ 32,000.00	\$ 32,000.00
0104-1	Erosion and Tree Protection	LS	1	Seven Thousand Five Hundred Dollars and no Cents	\$ 7,500.00	\$ 7,500.00
0105-1	Tree Root Pruning	LF	120	Nine Dollars and No Cents	\$ 9.00	\$ 1,080.00
0110-1	Grubbing and Clearing	LS	1	Fifty Five Thousand Dollars and No Cents	\$ 55,000.00	\$ 55,000.00
0142-1	Import Select Soil Material	CY	260	Thirty Five Dollars and No Cents	\$ 35.00	\$ 9,100.00
0142-2	Removal of Unsuitable Soil	CY	260	Twenty Dollars and No Cents	\$ 20.00	\$ 5,200.00
0285-7	Roadway Base Material - 8"	SY	1,600	Thirty Four Dollars and No Cents	\$ 34.00	\$ 54,400.00
0285-8	Roadway Base Adjustment - Albany Ave.	SY	460	Seventeen Dollars and No Cents	\$ 17.00	\$ 7,820.00
0327-1	Asphalt Milling - 1-1/2"	SY	1,600	Eleven Dollars and No Cents	\$ 11.00	\$ 17,600.00
0334-10	Asphalt Pavement Replacement - 1- 1/2" SP12.5	TN	120	One Hundred and Fifty Five Dollars and No Cents	\$ 155.00	\$ 18,600.00
0334-40	Permanent Asphalt Pavement - 2" SP12.5	TN	156	One Hundred and Fifty Five Dollars and No Cents	\$ 155.00	\$ 24,180.00
0350-20	6-inch Concrete Driveway & Parking Replacement	SY	320	Forty Eight Dollars and No Cents	\$ 48.00	\$ 15,360.00
0350-30	4-inch Concrete Sidewalk Replacement	SY	30	Fifty Eight Dollars and No Cents	\$ 58.00	\$ 1,740.00
0350-35	6-inch Concrete Sidewalk Replacement	SY	10	Sixty Eight Dollars and No Cents	\$ 68.00	\$ 680.00
0350-38	Brick Walks - Remove and Reset	SY	10	One Hundred and Forty Dollars and No Cents	\$ 140.00	\$ 1,400.00



Computed Total Price In Words:

Three Hundred Eighty Nine Thousand  
Nine Hundred Ten dollars and No cents.

Computed Total Price in Figures: \$ 389,910.<sup>00</sup>

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 X #2 X #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>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
B.	<u>  </u>	<u>  </u>	<u>  </u>	<u>  </u>	<u>  </u>
C.	<u>  </u>	<u>  </u>	<u>  </u>	<u>  </u>	<u>  </u>
D.	<u>  </u>	<u>  </u>	<u>  </u>	<u>  </u>	<u>  </u>

Total Cost \$ N/A

Signed 

Michael K. Reichart, President

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



TAMPA BID BOND  
Contract 15-C-00039; Marjory Avenue Roadway Reconstruction

KNOW ALL MEN BY THESE PRESENTS, that we, \_\_\_\_\_

**Florida Safety Contractors, Inc.**

(hereinafter called the Principal) and **The Guarantee Company of North America USA**

(hereinafter called the Surety) a Corporation chartered and existing under the laws of the State of Michigan, with its principal offices in the City of Southfield, MI, 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 15-C-00039, Marjory Avenue Roadway Reconstruction.

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 6th day of August, 2015.

Principal

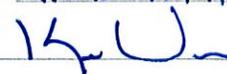
**Florida Safety Contractors, Inc.**

BY



TITLE Michael K. Reichart, President

BY



TITLE Kevin R. Wojtowicz, Attorney-in-Fact

(SEAL)

**Kevin R. Wojtowicz**

Producing Agent

**1000 Central Ave. Ste 200, St. Petersburg FL 33705**

Producing Agent's Address

**Nielson, Wojtowicz, Neu & Associates**

Name of Agency

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

Contract 15-C-00039; Marjory Avenue Roadway Reconstruction

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

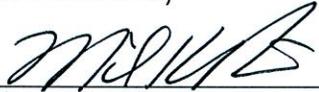
Nielson, Wojtowicz, Neu & Associates, Inc. of St. Petersburg, FL  
(Name of Bank or Surety) (City & State)

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 August 18, 2015

Florida Safety Contractors. Inc.  
(Name of Bidder)

P.O. Box 16628 Tampa, FL 33687  
(Address of Bidder)

  
(Signature)

Michael K. Reichart, President  
(Title)

Where Bidder is a Corporation:

Attest:  
  
Secretary Brian Finn

AFFIX  
CORPORATE  
SEAL

(ACKNOWLEDGMENT OF PRINCIPAL)

STATE OF Florida )  
 ) SS:  
COUNTY OF Hillsborough )

For a Corporation:

STATE OF Florida  
COUNTY OF Hillsborough

The foregoing instrument was acknowledged before me this 18 of August, 2015 by Michael K. Reichart of Florida Safety Contractors, Inc., a Florida corporation, on behalf of the corporation. He/she is x personally known or has     produced    N/A    as identification.



*Tracie Delbridge*  
Notary

My Commission Expires:  
Dec. 7, 2018

For an Individual:

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_ of \_\_\_\_\_, 20\_\_\_ 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 \_\_\_\_\_, 20\_\_\_ by \_\_\_\_\_ who signed on behalf of the said firm. He/she is \_\_\_ personally known or has \_\_\_ produced \_\_\_\_\_ as identification.

\_\_\_\_\_  
Notary

My Commission Expires:  
\_\_\_\_\_  
\_\_\_\_\_

**Good Faith Effort Compliance Plan** for Small Local Business Subcontracting  
City of Tampa - Equal Business Opportunity Program

Contract 15-C-00039; Marjory Avenue Roadway Reconstruction Bid Date 8/18/15

Bidder Florida Safety Contractors, Inc.

Signature  Date 8/18/15

Name Michael K. Reichart Title President

The following Compliance Plan is a true report of Good Faith Efforts made to accomplish subcontracting goals for Small Local Business Enterprises, SLBEs, on the referenced contract:

The goal for SLBE participation has been met or exceeded. See the DMI form reporting subcontractors to be utilized.  
(Check Box, if appropriate; the remainder of the Compliance Plan need not be reported.)

The goal for SLBE participation has not been met. The following is a recap of Good Faith Efforts made:  
(Check applicable boxes below. Enclose additional documents, and/or add remarks below as needed.)

- (1) Soliciting through reasonable and available means the interest of SLBEs that have the capability to perform the work of the contract. The Bidder or Contractor must solicit this interest within sufficient time to allow the SLBEs to respond. The Bidder or Contractor must take appropriate steps to follow up initial solicitations with interested SLBEs.  See DMI report forms for subcontractors solicited.  See enclosed supplemental data on solicitation efforts.  Remarks:
- (2) Providing interested SLBEs with adequate information about the plans, specifications, and requirements of the contract, including addenda, in a timely manner to assist them in responding to the solicitation.  See enclosed sample solicitation.  Remarks:
- (3) Negotiating in good faith with interested SLBEs that have submitted bids. Documentation of negotiation must include the names, addresses, and telephone numbers of SLBEs that were solicited; the date of each such solicitation; a description of the information provided regarding the plans and specifications for the work selected for subcontracting; and evidence as to why agreements could not be reached with SLBEs to perform the work. That there may be some additional costs involved in soliciting and using SLBEs is not a sufficient reason for a contractor's failure to meet the goals, as long as such costs are reasonable. Bidders are not required to accept higher quotes in order to meet the goal.  DMI subcontractor-utilized forms reflect successful negotiations  This project is of a low-bid nature and negotiations are limited to clarifications of scope and specifications.  See enclosed document.  Remarks:
- (4) Not rejecting SLBEs as being unqualified without sound reasons based on a thorough investigation of their capabilities. The SLBEs standing within its industry, membership in specific groups, organizations, or associations and political or social affiliations are not legitimate causes for rejecting or not soliciting bids to meet the goals.  Not applicable.  See attached explanation for rejection of a low-bidding subcontractor's bid.  Remarks:
- (5) Making a portion of the work available to SLBE subcontractors and suppliers and to select those portions of the work or material consistent with the available SLBE subcontractors and suppliers, so as to facilitate meeting the goal.  Sub-Contractors were allowed to bid on their own choice of work or trade without restriction to a pre-determined portion.  See enclosed comments.  Remarks:
- (6) Making good faith efforts, despite the ability or desire of a Bidder or Contractor to perform the work of a contract with its own organization. A Bidder or Contractor who desires to self-perform the work of a contract must demonstrate good faith efforts unless the goal has been met.  Sub-Contractors were not prohibited from submitting bids on work not usually sub-contracted.  Remarks:
- (7) Selecting portions of the work to be performed by SLBEs in order to increase the likelihood that the goals will be met. This includes, where appropriate, breaking out contract work items into economically feasible units to facilitate SLBE participation, even when the Bidder or Contractor might otherwise prefer to perform these work items with its own forces.  Sub-Contractors were allowed to bid on their own choice of work or trade without restriction to a pre-determined portion.  Sub-Contractors were not prohibited from submitting bids on work not usually sub-contracted.  See enclosed comments.  Remarks:
- (8) Making efforts to assist interested SLBEs in obtaining bonding, lines of credit, or insurance as required by the city or contractor.  See enclosed sample solicitation  see enclosed document.  Remarks:
- (9) Making efforts to assist interested SLBEs in obtaining necessary equipment, supplies, materials, or related assistance or services, including participation in a City-sponsored mentor-protégé program.  See enclosed sample solicitation.  See enclosed document.  Remarks:
- (10) Effectively using the services of the City and other organizations that provide assistance in the recruitment and placement of SLBEs.  See enclosed document.  The following services were used:

Other Supporting Good Faith Efforts:  See enclosed document.  Remarks:

GFECP



# CITY OF TAMPA

Bob Buckhorn, Mayor

Office of the Chief of Staff

Minority and Small Business Development

DATE: September 15, 2015

TO: Michael Chucran, Director, Contract Administration Department

FROM: Gregory K. Hart, Minority Business Development Manager

RE: SLBE/WMBE Utilization & Solicitation Evaluation

**PROJECT:** 15-C-00039: Marjory Avenue Roadway Reconstruction

**LOW BIDDER:** Florida Safety Contractors, Inc.

**BID AMOUNT:** \$389,910.00

**SLBE/Underutilized-WMBE Subcontract Goal:** 9.4%

**SLBE/U-WMBE Goal Attainment:** 14.1%

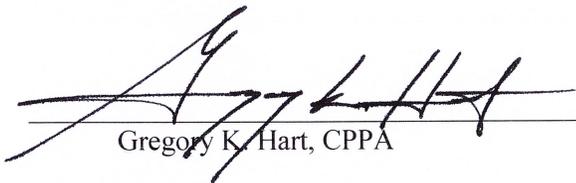
**Good Faith Effort Compliance:** SUFFICIENT – EXCEEDED GOAL

The prime contractor (Florida Safety Contractors, Inc.) exceeded the SLBE/U-WMBE Goal established on the project and provided the required documentation to support “goal-met” on DMI Forms submitted with bid. The detailed Compliance Report is attached and should be made a part of the project file.

**Compliance Statement:** Total SLBE/U-WMBE participation is 14.1%, of which 14.1% represents HBE.

### Overall SLBE/WMBE Subcontract Participation

Certification Type	Classification	Totals
Dual SLBE/WMBE	HBE = 14.1%	14.1%



Gregory K. Hart, CPPA

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