

Bid

RESOLUTION NO. 2013- 546

A RESOLUTION ACCEPTING THE PROPOSAL OF TAGARELLI CONSTRUCTION, INC. PERTAINING TO CONTRACT 13-C-00023; FORT BROOKE GARAGE EXPANSION JOINT REPLACEMENT, IN THE AMOUNT OF \$408,838; AUTHORIZING THE EXECUTION OF THE CONTRACT BY THE MAYOR OF THE CITY OF TAMPA; PROVIDING AN EFFECTIVE DATE.

WHEREAS, on June 11, 2013, the Mayor received bids, tabulation of such bids being hereto attached for informational purposes, for the construction of Fort Brooke Garage Expansion Joint Replacement, and recommends to this Council that the proposal of Tagarelli Construction, 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 Tagarelli Construction, Inc. in the total amount of \$408,838 for construction of the Fort Brooke Garage Expansion Joint 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.

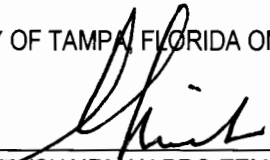
Section 5. Any and all technical errors, informalities and irregularities in the proposal of the Contractor are hereby waived.

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. The project construction costs in the amount of \$408,838 are provided in the City Budget for the Fiscal Year ending September 30, 2013, from the Parking Operations Capital fund Account.

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 JUL 18 2013



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

42013-26

City of Tampa
BID TABULATION
Contract 13-C-00023; Fort Brooke Garage Expansion Joint Replacement
Bid Opening - June 11, 2013
 Posted June 11, 2013

CONTRACTOR	TOTAL BID AMOUNT
Tagarelli Construction, Inc.	\$408,838.00
Foresight Construction Group	\$415,570.00
Suncoast Restoration and Waterproofing, LLC	\$481,462.00
Waterproofing Specialist, Inc.	\$489,837.50
SPC Construction	\$539,463.00
Restocon Corporation	\$584,093.00
Voeller Construction	\$615,380.00
American Restoration, Inc.	\$629,092.00
Infrastructure Corporation of America	\$650,413.96
Complete Property Services, Inc.	\$655,108.00

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

Contract 13-C-00023; Fort Brooke Garage Expansion Joint Replacement

ALB

PROPOSAL

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

Name of Bidder Tagarelli Construction, Inc.

727-937-6171 tagarelli@verizon.net
Business Phone Number and Email Address

Tagarelli Construction, Inc., P.O. Box 681, Tarpon Springs, FL 34688
Business Name and Mailing Address

727-937-6171 Michael J. Tagarelli
Phone Number and Name of Contact Regarding Permits

Dan J. Tagarelli 59-3339407
Contractor/Qualifiers Name and Federal Identification Number

Date of Proposal June 11, 2013

(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

Michael J. Tagarelli, 601 Lora Lane, Tarpon Springs, FL 34688

Name and Address of Vice President

Same as Above

Name and Address of Secretary

Same as Above

Names and Address of Treasurer

Same as Above

Contract 13-C-00023; Fort Brooke Garage Expansion Joint Replacement

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
11	Project Mobilization	LS	1	Forty Eight Thousand Seven Hundred Forty Four Dollars	\$ 48,744.00	\$ 48,744.00
15	Temporary Signage	LS	1	Two Thousand Six Hundred Eighty One Dollars	\$ 2,681.00	\$ 2,681.00
31	Floor Repair - Partial Depth / Shallow	SF	40	Thirty Five Dollars & Fifty Cents	\$ 35.50	\$ 1,420.00
34	Floor Repair - Curbs / Walks	SF	10	Sixty Four Dollars	\$ 64.00	\$ 640.00
37	Floor Repair - Concrete Washes	SF	150	Fifty Dollars	\$ 50.00	\$ 7,500.00
52	Expansion Joint Preparation - New Wash with Block-out	LF	120	Eighty Four Dollars	\$ 84.00	\$ 10,080.00
53	Expansion Joint Preparation - Grind Edges	LF	840	Ten Dollars & Sixty Cents	\$ 10.60	\$ 8,904.00
103	Expansion Joint - Elastomeric Concrete Edgec	LF	2,624	Forty Eight Dollars & Fifty Cents	\$ 48.50	\$ 127,264.00
105	Expansion Joint - Adherec	LF	1,464	Sixty Seven Dollars & Fifty Cents	\$ 67.50	\$ 98,820.00
112	Repair Crack / Joint Sealant	LF	3,320	Four Dollars	\$ 4.00	\$ 13,280.00
117	Cove Sealant	LF	550	Three Dollars & Ninety Cents	\$ 3.90	\$ 2,145.00
401	Shear Transfer Connections	Set of 2 Angles	120	Two Hundred Seventy Eight Dollars	\$ 278.00	\$ 33,360.00
50	Contingency	LS	1	Fifty Four Thousand Dollars	\$ 54,000.00	\$ 54,000.00
				TOTAL \$		\$ 408,838.00

Computed Total Price In Words:

Four Hundred Eight Thousand Eight Hundred Thirty Eight dollars
~~dollars~~ and No cents.

Computed Total Price in Figures: \$408,838.00

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>N/A</u>	<u></u>	<u></u>	<u></u>	<u></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 \$ <u>N/A</u>

Signed 

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

Contract 13-C-00023; Fort Brooke Garage Expansion Joint 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

RLI Surety of Peoria, IL 61612-3967
(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 June 4th 11th, 2013

Tagarelli Construction, Inc.
(Name of Bidder)

53 W. Tarpon Avenue
Tarpon Springs, FL 34689
(Address of Bidder)


(Signature)

President
(Title)

Where Bidder is a Corporation:

Attest: 
Secretary Michael J. Tagarelli

AFFIX
CORPORATE
SEAL

(ACKNOWLEDGMENT OF PRINCIPAL)

STATE OF Florida)
) SS:
COUNTY OF Pinellas)

For a Corporation:

STATE OF Florida
COUNTY OF Pinellas

The foregoing instrument was acknowledged before me this 4th of June, 2013 by Michael J. Tagarelli of Tagarelli Construction, Inc. FL corporation, on behalf of the corporation. He/she is x personally known or has produced as identification.

Notary

My Commission Expires:

6/29/2015



For an Individual:

STATE OF _____
COUNTY OF _____

The foregoing instrument was acknowledged before me this ___ of _____, 2013 by _____ who is ___ personally known to me or has ___ produced _____ as identification.

Notary

My Commission Expires:

For a Firm:

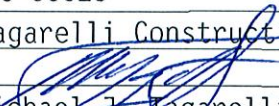
STATE OF _____
COUNTY OF _____

The foregoing instrument was acknowledged before me this ___ of _____, 2013 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 Women/Minority Business Enterprise/Small Local Business Subcontracting
City of Tampa - Equal Business Opportunity Program
(MBD Form 50)

Contract 13-C-00023 Bid Date June 4, 2013
Bidder Tagarelli Construction, Inc.
Signature  Date June 4, 2013
Name Michael J. Tagarelli Title President

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

The goal for WMBE/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 WMBE/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 WMBE/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 WMBE/SLBEs to respond. The Bidder or Contractor must take appropriate steps to follow up initial solicitations with interested WMBE/SLBEs. See DMI report forms for subcontractors solicited. See enclosed supplemental data on solicitation efforts. Remarks:
- (2) Providing interested WMBE/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 WMBE/SLBEs that have submitted bids. Documentation of negotiation must include the names, addresses, and telephone numbers of WMBE/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 WMBE/SLBEs to perform the work. That there may be some additional costs involved in soliciting and using WMBE/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 WMBE/SLBEs as being unqualified without sound reasons based on a thorough investigation of their capabilities. The WMBE/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 WMBE/SLBE subcontractors and suppliers and to select those portions of the work or material consistent with the available WMBE/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 WMBE/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 WMBE/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 WMBE/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 WMBE/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 WMBE/SLBEs. See enclosed document. The following services were used:

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

TAMPA BID BOND
Contract 13-C-00023; Fort Brooke Garage Expansion Joint Replacement

KNOW ALL MEN BY THESE PRESENTS, that we, _____

Tagarelli Construction, Inc.

(hereinafter called the Principal) and _____ RLI Insurance Company

(hereinafter called the Surety) a Corporation chartered and existing under the laws of the State of Illinois, with its principal offices in the City of Peoria, 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 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-00023, Fort Brooke Garage Expansion Joint 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 Performance Bond and Payment 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 30th day of May, 2013.

Principal

Tagarelli Construction, Inc.

BY _____

TITLE _____

RLI Insurance Company

BY _____

Kevin Wojtowicz

TITLE _____ Attorney-in-Fact & FL Licesed Agent

Countersigned: NA
(SEAL)

Kevin Wojtowicz

Local Resident Producing Agent

1000 Central Avenue - Suite 200

St. Petesburg, FL 33705

Local Resident Producing Agent's Address

Nielson, Wojtowicz, Neu and Associates

Name of Local Agency

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



RLI Surety
 P.O. Box 3967 | Peoria, IL 61612-3967
 Phone: (800)645-2402 | Fax: (309)689-2036
 www.rlicorp.com

POWER OF ATTORNEY

RLI Insurance Company

Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company**, a(n) Illinois corporation, does hereby make, constitute and appoint:

Kevin Wojtowicz, John R. Neu, jointly or severally

in the City of Saint Petersburg, State of Florida its true and lawful Agent and Attorney in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, the following described bond.

Any and all bonds, undertakings, and recognizances in an amount not to exceed Ten Million Dollars (\$10,000,000) for any single obligation.

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon this Company as if such bond had been executed and acknowledged by the regularly elected officers of this Company.

The **RLI Insurance Company** further certifies that the following is a true and exact copy of the Resolution adopted by the Board of Directors of **RLI Insurance Company**, and now in force to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the **RLI Insurance Company** has caused these presents to be executed by its Vice President with its corporate seal affixed this 10th day of January, 2013.



RLI Insurance Company

Roy C. Die Vice President

State of Illinois }
 County of Peoria } SS

On this 10th day of January, 2013, before me, a Notary Public, personally appeared Roy C. Die, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

CERTIFICATE

I, the undersigned officer of **RLI Insurance Company**, a stock corporation of the State of Illinois, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company** this 30th day of May, 2013

Jacqueline M. Bockler
 Jacqueline M. Bockler Notary Public



RLI Insurance Company

Roy C. Die Vice President

