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SUBJECT: RFQ FOR SMALL ACTIVE AND PASSIVE PARKS DESIGN-BUILD PROJECTS

BID # CDB-0112-21 **OPEN DATE: 2021-06-23**

COMPETITIVE SEALED PROPOSAL EVALUATION COMMITTEE

KIND AND BASIS OF CONTRACT: CONSTRUCTION – DESIGN/BUILD- PRE-QUALIFICATIONS

AGENCY: PUBLIC WORKS

BASIS OF AWARD: EVALUATION CRITERIA

NUMBER OF BIDS INVITED: 7 **NUMBER RECEIVED: 4** **OTHER: 0**

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

Recommend approval to amend the award with Acon Construction Co., Inc. (contract # 71629-22), to incorporate the Scope and Fee Schedule, Exhibit Z-1 known as Amendment 25A, for the repair of the existing fishing pier handrail at Helen Cooper Floyd Park. Total GMP amount of $149,314.00. Work to be completed within 150 days from the notice to proceed.

Funding Source: To be executed by formal contract amendment through the Office of General Counsel
32124.167101.565051.000962.00000000.00000.0000000

ATTACHMENTS: Recommendation Memos, Scope and Fee Schedule and Previous Awards

ANALYST: BENJAMIN KEMP **RESPECTFULLY SUBMITTED:** DUSTIN FREEMAN, CHIEF PROCUREMENT DIVISION

CONCURRENCE BY: **Robin G. Smith, Chief, Engineering and Construction Management**

(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)
ACTION OF CSPEC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING_____ MEMBERS DISAPPROVING_____ DATE:_____

_____ _____ OTHER_____

_____ _____

_____ _____

_____ _____

_____ _____

ACTION OF AWARDING AUTHORITY DATE _____

APPROVED_____ DISAPPROVED: _____

OTHER: _____

SIGNATURE OF AUTHENTICATION _____

A NEW DAY

City of Jacksonville, Florida
Donna Deegan, Mayor

Department of Public Works
Engineering & Construction Management Division
214 N. Hogan Street, 10th Floor
Jacksonville, FL 32202
(904) 255-8762
www.coj.net

October 26, 2023

TO: Dustin Freeman
Chief of Procurement

THRU: Nina Sickler, P.E.
Director of Public Works

FROM: Robin G. Smith, P.E.
Chief, Engineering and Construction Management

Daryl T. Joseph
Director, Parks, Recreation and Community Services

SUBJECT: Amendment 25A CDB-0112-21 Contract 71629-22
Acon Construction Co., Inc.
Design-Build Svcs – Active-Passive Parks Proj –Helen Cooper Floyd Fishing Pier Rehabilitation

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Based on the Design Criteria Package (DCP) developed by the Department of Parks, Recreation and Community Services, in accordance with Design/Build CDB-0112-21, Contract 71629-22 has completed negotiations with Acon Construction Co., Inc., to repair the existing fishing pier handrail at Helen Cooper Floyd Park. Negotiations have resulted in the GMP amount of $149,314.00, which includes $5,000.00 in contingency and no bonds, as indicated on the attached Scope & Fee Summary, Exhibit Z-1 and allowing for the completion of the work within 150 days from the Notice to Proceed. Acon Construction Co., Inc. is committed to meeting the 20% JSEB participation goals established for this contract.

Accordingly, this is to recommend that Contract #71629-22, originally executed March 8, 2022, between the City and Acon Construction Co., Inc. for Design-Build Services- Active and Passive Parks, be amended to incorporate the attached Scope and Fee Summary, Exhibit Z-1 for the Helen Cooper Floyd Fishing Pier Rehabilitation for the GMP amount of $149,314.00, known as Amendment 25A.

To be encumbered as follows:

Accounts		TOTAL
32124.167101.565051.000962.00000000.00000.0000000	Task 20	
TOTAL		$149,314.00

RGS/lw

Attachment: Exhibit Z-1
JSEB Participation

cc: Brian Burkett- Parks, Recreation and Community Services

ACON Construction Co., Inc.
3653 Regent Boulevard, Suite 401 • Jacksonville, Florida 32224 • Telephone (904) 565-9060 Fax (904) 565-9080

Oct 11, 2023

City of Jacksonville
Department of Public Works
Engineering and Construction Management
214 N. Hogan Street
Jacksonville, FL 32202

Attention: Mr. Robin G. Smith, P.E.
City Engineer
Reference: Helen Cooper Floyd Fishing Pier Rehab
DB Contract #71629--22

Mr. Smith,

We are pleased to provide this proposal for the work on the subject project under the guidelines of the referenced contract.

The scope of this project is to repair the existing fishing pier handrail by installing new and then skimming deck for finished appearance there as well. Please see the attached proposals for full details. We have also included an allowance for accessing the pier over the makeshift trail that exists. There is also a limited contingency of $5,000 to use in order to ensure no change orders are needed based on the scope as written.

Our Guaranteed Maximum Price (GMP) for the project scope as stated is $149,314.00.

The Guaranteed Completion Date (GCD) will be 150 days from NTP.

Breakdowns follow this letter. Please contact me if you have any questions or need further information.

Sincerely,

Frank Anderson
Construction Manager

ACON Construction Company

DB Contract 71629-22

Helen Cooper Floyd Park Fishing Pier Rehab

DATE: 10/11/23

ITEM #	DESCRIPTION	UNITS	QUANTITY	UNIT COST	TOTAL COST
	Project Management	Hrs	24	$110.00	$2,640.00
	Supervision	Hrs	40	$75.00	$3,000.00
	Administration	Hrs	12	$75.00	$900.00
	AES Structural Engineering	LS	1	$3,900.00	$3,900.00
	Hayward Construction Proposal	LS	1	$115,300.00	$115,300.00
	Access Allowance for Travel to Pier Over Land and Marsh not Officially Accessible	LS	1	$5,000.00	$5,000.00
	Limited Contingency	LS	1	$5,000.00	$5,000.00
	Subtotal				**$135,740.00**
	DB Fee 10%	LS	1	$13,574.00	$13,574.00
				TOTAL	**$149,314.00**

$3900.00

AES
ATLANTIC
ENGINEERING
SERVICES

Pittsburgh, PA
Jacksonville, FL
Morgantown, WV

January 14, 2023

Mr. Frank A. Anderson
Acon Construction Company, Inc.
3653 Regent Boulevard, Suite 401
Jacksonville, FL 32224-6511

Re: Fishing Pier Evaluation
Helen Cooper Floyd Park
Jacksonville, Florida

AES Project: #323-010

Dear Frank:

As per your request, I am pleased to submit this proposal for consulting structural engineering services on the above-referenced project. The proposed project is the evaluation and repairs of the fishing pier at Helen Cooper Floyd Park. A new handrail will also be added to the fishing pier. The existing fishing pier is approximately 170 linear feet in an "L" shape. It consists of precast 8-inch hollow core planks on pile caps with two (2) piles each. Some piles are battered. There is a topping slab that is approximately 3-inches thick.

The services to be provided by Atlantic Engineering Services of Jacksonville (AES) shall be:

1) Review existing documents that may be available including, but not limited to, construction drawings, specifications, agreements, and change orders.

2) Perform one (1) site visit to observe and record the existing structural conditions.

3) Perform structural analysis based on 1) and 2) above.

4) Prepare drawings detailing the required repairs and new handrail connection based on 2) and 3) above.

5) Perform two (2) site visits at intervals appropriate to the various stages of the construction to observe the progress and the quality of the work of the contractor and prepare written reports for each site visit.

The total fee for the above services 1) through 5) shall be Three Thousand Nine Dollars **($3,900.00)** plus expenses.

Any services authorized by you, in addition to those set forth above, shall be billed in addition to the above fee at the rates below:

Principal	$ 242.00/hour
Senior Project Engineer/Senior Project Manager	$ 208.00/hour
Project Engineer/Project Manager	$ 180.00/hour
Engineer/Structural Designer	$ 168.00/hour
CADD/BIM Technician	$ 130.00/hour
Administrative	$ 92.00/hour
Expenses	1.15 times cost

AES shall submit monthly statements for services rendered. Payment is due within 30 days of the date of the invoice. A service charge of 1 1/2 percent per month of the outstanding balance may be charged on all balances outstanding more than 60 days. AES reserves the right to stop work on its work when the balance for invoiced services is outstanding more than 60 days.

In providing services under this Agreement, AES shall perform in a manner consistent with that degree of care and skill ordinarily exercised by members of the same profession currently practicing under similar circumstances at the same time and in the same or similar locality.

To the fullest extent permitted by law, and notwithstanding any other provision of this agreement, the total liability, in the aggregate, of AES and AES's officers, directors, partners, employees, and subconsultants, and any of them, to you and anyone claiming by or through you, for any and all claims, losses, costs, or damages, including attorneys' fees and costs and expert-witness fees and costs of any nature whatsoever or claims expenses resulting from or in any way related to the project or the agreement from any cause or causes shall not exceed Two Hundred and Fifty Thousand Dollars ($250,000.00). It is intended that this limitation apply to any and all liability or cause of action however alleged or arising, unless otherwise prohibited by law.

PURSUANT TO SECTION 558.0035 OF THE FLORIDA STATUTES, AN INDIVIDUAL EMPLOYEE OR AGENT MAY NOT BE HELD INDIVIDUALLY LIABLE FOR NEGLIGENCE.

AES shall not be responsible for the means, methods, techniques, sequences, or procedures of construction selected by contractor(s) or the safety precautions and programs incident to the work of contractor(s). AES's efforts in the Construction Phase will be directed toward providing a greater degree of confidence for you that the completed work of contractor(s) will conform to the Contract Documents, but AES shall not be responsible for the failure of contractor(s) to perform work in accordance with the Contract Documents.

In the event that you make a claim or bring an action against AES, its officers and/or its employees arising from the performance of our professional services and such action is dismissed or you fail to prove such a claim, then you agree to pay all legal and other costs (including attorneys' fees) incurred by AES in its defense of such claim.

The contract drawings and reports are instruments of service in respect of the project and AES shall retain ownership and property interest therein whether or not the project is completed. Any reuse without written verification from AES shall be at your own risk and you hereby indemnify and hold harmless AES, its officers and employees from all claims, damages, losses, and expenses arising out of or resulting therefrom. Any such reuse or adaptation will entitle AES to further compensation to be agreed upon by you and AES.

Please indicate your acceptance of this proposal by signing and returning one copy.

Very truly yours,
ATLANTIC ENGINEERING SERVICES OF JACKSONVILLE
FLORIDA CERTIFICATE OF AUTHORIZATION #791

Jude T. Kostage

Jude T. Kostage, PE
Principal

JTK/drg

ACCEPTED BY

_____
Client Signature

_____
Printed Name and Title

_____
Date

_____
Client Project/PO Number

HAYWARD CONSTRUCTION
GROUP, LLC
12058 San Jose Boulevard #803
Jacksonville FL 32223
CGC 1524614
Office (904) 886-7122 Fax (904) 886-7992 E-mail: haywardconstruct@bellsouth.net

PROPOSAL

March 1, 2023 Verified Good on OCT 11 2023

Proposal Submitted to: **ACON Construction / Attn: Frank Anderson**
Phone #'s: **(904) 434-825-8827** E-mail: fanderson@acon.com

Work to be performed at following address: **Helen Cooper Floyd Park – 3600 SR A1A, Mayport, FL**

We hereby propose to furnish all the materials and perform the labor necessary for the construction of:

- **Remove and replace handrail on concrete deck as follows:**

1. **Demo and haul away chain link fence**
2. **Grind down all old rail posts and patch holes**
3. **Patch broken sections of concrete top coating with 4000psi concrete**
4. **Skim coat entire fishing deck approximately 1740 square feet, with a light broom finish.**
5. **Install new aluminum handrail per provided drawings**
6. **Supply and install (2) white blinking lights on each end of pier**
7. **Clean up trash and debris within 100' ~~radius of fishing~~ pier and haul away.**

Total Price for above: $115,300

Payment schedule discussed upon execution of contract or purchase order.

****** Note to Customers: ****** *The proposal provided is based upon current costs and availability of materials. Due to COVID 19 we may experience increases in material costs that are beyond our control. We will address this with you prior to beginning your project if it is necessary.*

****Excludes any sod, surveys, as builts, electrical, plumbing, or permitting fees****
****Prices subject to change due to engineering requirements and/or unforeseen site conditions****
****Although every effort will be taken to prevent any damages when accessing the worksite;**
HCG is not responsible for any damage to landscape/sod, irrigation,
utilities and/or existing concrete/asphalt or pavers**

Prices are based upon sand bottom, in the event there are adverse conditions, such as limerock, coquina, concrete, etc., an additional charge will be required. Materials and workmanship installed or performed by Hayward Construction shall be guaranteed under normal conditions for a period of one year from the date of installation; excluding accidents and/or Acts of God. The above work will be performed in accordance with the drawings and/or specifications submitted by the owner for the above project and completed in a timely and professional manner. Should any of the work not be performed or supervised by Hayward Construction Group, we cannot be held responsible for any damage and/or malfunction.

Any alteration or deviation from the above specifications involving additional costs, will be executed only upon written agreement from both parties, and will become an extra charge over and above the estimate. All agreements are contingent upon strikes, accidents and/or delays beyond our control. Owner will carry fire, tornado/storm damage and other insurance necessary for the job listed above. Worker's Compensation and General Liability Insurance for the above estimate will be carried by Hayward Construction Group.

* *

EXHIBIT Z-1

DEPARTMENT OF PUBLIC WORKS

Jacksonville
Where Florida Begins.

MINORITY PARTICIPATION
Attachment to Fee & Contract Negotiations or Contract Amendment

Title: Helen Cooper Floyd Fishing Pier Rehab
Project No.: 71629-22
Date: Oct 11, 2023

	Company's Name (Minority Subconsultant)	Classification (Minority Status)	Type of Work (Scope of Services)	Dollar Value
1.)	None*			$
2.)				$
3.)				$
4.)				$
5.)				$
6.)				$
7.)				$
8.)				$

*There is no JSEB for this particular project, however we will achieve our overall 20% JSEB for Contract 71629-22.

Check one:
This is: Original Fee Negotiation _____
This is: Contract Amendment No.: X
Date of this Document: Oct 11, 2023

SUBJECT: RFQ FOR SMALL ACTIVE AND PASSIVE PARKS DESIGN-BUILD PROJECTS

BID # CDB-0112-21

OPEN DATE: 2021-06-23

COMPETITIVE SEALED PROPOSAL EVALUATION COMMITTEE

KIND AND BASIS OF CONTRACT: CONSTRUCTION – DESIGN/BUILD- PRE-QUALIFICATIONS

AGENCY: PUBLIC WORKS

BASIS OF AWARD: EVALUATION CRITERIA

NUMBER OF BIDS INVITED: 7 NUMBER RECEIVED: 4 OTHER: 0

SUMMARY OF BIDS AND RECOMMENDED ACTIONS:

The City had previously issued this RFQ and the evaluation committee has evaluated proposals. Subsequently, presentations were conducted and evaluated on November 4, 2021. Based upon the combination of proposal and presentation evaluations, scores and rankings are as follows (Listed in alphabetical order):

1) Acon Construction Co., Inc. – 117.00
2) Astra Construction Services, LLC – 109.50
3) Baker Consulting and Engineering, LLC, d/b/a Baker Design Build – 106.00

Recommend approval of award to Acon Construction Co., Inc., as receiving the highest score in accordance with the evaluation and ranking above. Period of Service will be five (5) years from effective date of contract with funding not-to-exceed $8,000,000.00 annually with carryover for any unused portion. To be executed by formal contract through Office of General Counsel.

ATTACHMENTS: Recommendation Memo, Scoring Matrix, Section 2.6, Attachment B- Evaluation Criteria, JSEB Memo, Previous Award

ANALYST: _____ BRYAN MATUS

RESPECTFULLY SUBMITTED: _____ GREGORY PEASE, CHIEF PROCUREMENT DIVISION

CONCURRENCE BY: Robin G. Smith, P.E., Chief, Engineering and Construction Management

(ALL AWARD ACTIONS SUBJECT TO LAWFULLY APPROPRIATED FUNDS)

ACTION OF CSPEC COMMITTEE ON RECOMMENDATIONS ABOVE

MEMBERS APPROVING 5 MEMBERS DISAPPROVING 0 DATE: 2/3/2022

OTHER _____

ACTION OF AWARDING AUTHORITY DATE 2-4-22

APPROVED ✓ DISAPPROVED: _____

OTHER: _____

SIGNATURE OF AUTHENTICATION _____

Brian Hughes
Chief Administrative Officer
For: Mayor Lenny Curry
Under Authority of
Executive Order No. 2019-02