

MANATEE COUNTY GOVERNMENT AGENDA MEMORANDUM

SUBJECT	Bennett Park/Design Build Construction Services/Phase 1	TYPE AGENDA ITEM	Consent
DATE REQUESTED	September 22, 2009	DATE SUBMITTED/REVISED	September 10, 2009
BRIEFINGS? Who?	N/A	CONSEQUENCES IF DEFERRED	N/A
DEPARTMENT/DIVISION	Financial Mgmt/Purchasing	AUTHORIZED BY TITLE	Jim Seuffert, Director <i>JS</i>
CONTACT PERSON TELEPHONE/EXTENSION	Blair C. Getz, Purchasing x3053 R.C. "Rob" Cuthbert, Purchasing x3014	PRESENTER/TITLE TELEPHONE/EXTENSION	Cindy Turner, Director, Parks and Recreation Dept. x6001
ADMINISTRATIVE APPROVAL		<i>[Signature]</i>	

ACTION DESIRED
INDICATE WHETHER 1) REPORT; 2) DISCUSSION; 3) FORM OF MOTION; OR 4) OTHER ACTION REQUIRED

Authorization for the Chairman to execute the Agreement for Design/Build Construction Services for Bennett Park in the amount not to exceed \$2,499,454.02 with Ruben/Holland Development of Sarasota, Florida

ENABLING/REGULATING AUTHORITY
Federal/State law(s), administrative ruling(s), Manatee County Comp Plan/Land Development Code, ordinances, resolutions, policy

Ordinance 08-43, Manatee County Purchasing Code, Section 2-26-42

BACKGROUND/DISCUSSION

- Bennett Park is located in Central Manatee County adjacent to the Interstate-75 corridor and consists of +/-180 acres, approximately 20 acres of which were purchased solely by the County adjacent to Kay Road. The remaining +/- 160 acres was purchased in part by a grant from the Florida Community Trust (FCT). The significance of this distinction in acreage is that Manatee County prefers that all "income producing" (concessions, etc.) components of the park be located within the 20 acre parcel rather than on the FCT funded parcel.
- Funding Source: Impact Fees & Parks and Recreation Capital Project
- Continued on page 2

COUNTY ATTORNEY REVIEW

Check appropriate box	
<input type="checkbox"/>	REVIEWED Written Comments: <input type="checkbox"/> Attached <input type="checkbox"/> Available from Attorney (Attorney's initials: _____)
<input type="checkbox"/>	NOT REVIEWED (No apparent legal issues.)
<input type="checkbox"/>	NOT REVIEWED (Utilizes exact form or procedure previously approved by CAO.)
<input checked="" type="checkbox"/>	OTHER County Attorney review, if necessary, will be requested after negotiations have concluded

ATTACHMENTS: (List in order as attached)	INSTRUCTIONS TO BOARD RECORDS:		
Department Memorandum dated: September 10, 2009 Two (2) Original Agreements Power of Attorney & Performance and Payment Bonds Insurance Certificates	Original to Board Records and Ruben /Holland Development, 1991 Main Street, Suite 208, Sarasota, FL 34236. Signature page to Blair C. Getz/Purchasing and Cindy Turner, Director, Parks & Recreation Department.		
COST:	2,499,454.02	SOURCE (ACCT # & NAME):	See Attachment "A"
COMMENTS:	N/A	AMT./FREQ. OF RECURRING COSTS: (ATTACH FISCAL IMPACT STATEMENT)	N/A

- **Ruben – Holland Development – Sarasota, FL was selected as the top ranked firm for the following reasons:**
 - Team members consisting of:
 - Hostetter Construction, Inc. – Sarasota, FL
 - Kimley-Horn – Sarasota, FL
 - Fawley-Bryant – Bradenton, FL
 - Turner Tree – Bradenton, FL
 - ECO Consultants – Palmetto, FL
 - This is a local team with subdivision and commercial development experience. No anticipated issues are expected in this park facility development.
 - Two members of the team have worked together previously on this park site; they have extensive knowledge of traffic, development, stormwater and ecological conditions in the area, particularly on adjacent sites.
 - Ruben-Holland has an agreement with Manatee County to design and construct the entrance road for the park and an adjacent development.
 - Ruben-Holland owns and is developing the adjacent property, which may offer cost savings for the park project via co-use of stormwater ponds. Further investigation may be needed as the design develops. Physical site conditions may not support co-use specifically to move water to the proposed stormwater pond location.
 - Kimley-Horn has strong landscape architecture and park design experience with engineers on staff. LEED Certification is available.
 - ECO is a local environmental consultant with extensive knowledge of ecological conditions in this park site area.
 - Phase I Project start date is October 5, 2009 with an estimated completion date of November 26, 2010 and no timeline is provided for other phases.
 - Finally the committee recognized the outstanding fact of the vested interest of Ruben-Holland in the ultimate success of this project.
- The Request For Proposal #09-0489BG was advertised on January 19, 2009. Notice of its availability was made via the County Website and Demand Star to two thousand seven hundred ten (2,710) firms considered possibly capable of providing this type of service. One hundred seventy nine (179) firms downloaded the request for proposal; eleven (11) responses to the solicitation were received on March 3, 2009. The bid opening was conducted at 10:00 A.M.
- On May 19, 2009, BCC authorized the Selection Committee to enter into negotiations with Reuben-Holland Development for the Design/Build Construction Services for the Bennett Park Project.
- The final negotiation took place on September 10, 2009 with a "Not to Exceed" contract price of \$2,499,454.02 which includes **LEED Certification** and is agreeable to both parties, and fair and reasonable to the Parks and Recreation Department.
- This project will be managed by Property Management Department, Construction Services Division.

MEMORANDUM



Property Management Department
Construction Services Division
1112 Manatee Avenue West, Ste 868
Bradenton, FL 34205

MANATEE COUNTY
FLORIDA

Phone: 941-749-3005
Fax: 941-749-3018
www.mymanatee.org

To: Melissa Assha, Contracts and Buyer Manager
Purchasing Division

From: Charlie Bishop, Deputy Director *ty for clubs*
Property Management Department

Date: September 10, 2009

Subject: Recommendation of Bid Award
Bennett Park Design/Build - Phase I

The bid for the above referenced project has been submitted by the design/build team of Ruben-Holland Development, LLC, Hostetter Construction Corporation and Kimley-Horn and Associates, Inc. and reviewed by the appropriate staff. It is recommended that the contract be awarded to the Ruben Holland Team, in the amount of \$2,499,454.02, with a 418 day completion time frame, and in accordance with the terms and conditions of the bid package. The funding sources for this contract are: Parks & Recreation Capital Projects (303) and Parks & Recreation Impact Fees (328, 385, 388).

Please contact Mike Sosadeeter, Project Manager, ext. 3689 if you have any questions regarding this project.


Thank you for your continued assistance.

Cc: Jim Staples, Director, Property Management Dept.
Cindy Turner, Director, Parks & Recreation Dept.
Tom Yarger, Construction Services Projects Supervisor
Mike Sosadeeter, Project Manager
Blair Getz, Contracts Negotiator
Project File: 49619



**MANATEE COUNTY
FLORIDA**

RECEIVED
DEC 29 2009
BOARD RECORDS

Date: December 29, 2009
To: Board Records, Clerk of Circuit Court
From: Blair C. Getz, Contracts Negotiator 
Subject: Contract Documents – Administrative Contract Adjustment #1
(Reference Resolution Number R-07-189 adopted October 9, 2007)
Hostetter Construction Corp., Sarasota, FL/ PO No. P0100187
IFB #09-0489BG / Design / Build Construction Services for Bennett Park Phase 1

Please accept into record in accordance with Resolution R07-189, the attached ACA #1 which decreases the amount of the Contract by \$109,547.10 from \$2,499,454.02 to \$2,389,906.92 and adding no calendar days to the contract time.

Instructions to Board Records:

Original to:

Board Records
Hostetter Construction Corp

Recording confirmation to:

Randi Dunsworth, Public Works Division
Blair C. Getz, Purchasing Division.

Thank you and should you have any questions, please do call me at Ext. 3053.

Cc: Randi Dunsworth, Public Works Dept., Project Management

- Att. 1.) Copy of Purchase Order No P0900359 - ACA #1
2.) Department Memorandum dated December 15, 2009
3.) Administrative Contract Adjustment Documents (2 originals)

ACCEPTED IN OPEN SESSION

JAN 07 2010

Financial Management – Purchasing Division
Suite 803 - 1112 Manatee Avenue West, Bradenton, FL 34205
PHONE: 941.749.3014 * FAX: 941.749.3034
www.myanatee.org

BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA

MEMORANDUM



Property Management Department
P.O. Box 1000
1112 Manatee Avenue West, Ste. 868
Bradenton, FL 34206

MANATEE COUNTY
FLORIDA

Construction Services Division
Phone: 941-749-3005
Fax: 941-749-3018
www.mymanatee.org

To: Melissa Assha, Contracts and Buyer Manager
Purchasing Division

From: Tom Yarger, Interim Construction Services Division Manager *ty 12/17/2009*
Property Management Department

Date: December 15, 2009

Subject: Administrative Contract Adjustment
Bennett Park Desig/Build - Phase I
Hostetter Construction Corp.

Attached is the Administrative Contract Adjustment to the Design/Build agreement the County has with Hostetter Construction Corporation for Bennett Park, Phase I. This Adjustment decreases the contract amount by \$109,547.10 from \$2,499,454.02 to \$2,389,906.92. The fee estimate for this Administrative Contract Adjustment, in the amount of \$109,547.10, has been reviewed by the appropriate County staff and found to be acceptable. The funding source for this work assignment is Impact Fees #3886054101.

Please contact Mike Sosadeeter, Project Manager, if you have any questions regarding the attached document.

Thank you for your continued assistance.

cc: Charlie Bishop, Interim Director, Property Management Dept.
Mike Sosadeeter, Project Manager
Project File: Bennett Park - Phase I: #49619



LARRY BUSTLE * GWENDOLYN BROWN * JOHN R. CHAPPIE * RON GETMAN * DONNA HAYES * CAROL WHITMORE * JOE MCCLASH
District 1 District 2 District 3 District 4 District 5 District 6 District 7

ADMINISTRATIVE CONTRACT ADJUSTMENT

PROJECT: Bennett Park Project

Contract Adjustment No.: 1

Contract Amount:
(Present Value) \$2,499,454.02

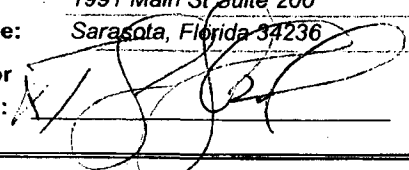
Project Number: 60541@

NO. OF ITEM	DESCRIPTION OF ITEM AND CHANGE	DECREASE	INCREASE
17	<p>Restroom Pavilion - Purchased by Manatee County on P0901824 Remaining \$27,976.90 will be used for hooking up facility to include land prep, piping and other items not related to actual structure.</p> <p style="text-align: center;">ACCEPTED IN OPEN SESSION JAN 07 2010 BOARD OF COUNTY COMMISSIONERS MANATEE COUNTY, FLORIDA</p> <p>BY EXECUTION OF THIS ADMINISTRATIVE CONTRACT ADJUSTMENT, THE CONTRACTOR AGREES THAT ALL CLAIMS FOR ADDITIONAL CONTRACT TIME AND FEES FOR THE ITEMS IN THIS ADMINISTRATIVE CONTRACT ADJUSTMENT HAVE BEEN SATISFIED.</p>	\$109,547.10	

TOTAL DECREASE: \$109,547.10
TOTAL INCREASE:

Contractor: Hostetter Conctruction Corp
Address: 1991 Main St Suite 200
City / State: Sarasota, Florida 34236

THE NET CHANGE OF (\$109,547.10)
ADJUSTS THE CURRENT CONTRACT AMOUNT FROM
\$2,499,454.02 TO \$2,389,906.92

Contractor Signature:  Date 12/15/09

0 CALENDAR DAYS ARE ADDED TO THE SCHEDULE WHICH CHANGES THE FINAL COMPLETION DATE TO MONTH, DAY, YEAR.

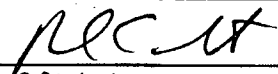
RECOMMENDATION, CONCURRENCES AND APPROVALS

SIGNATURES

DATE

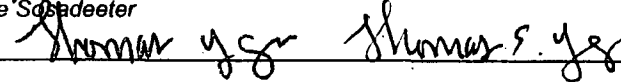
Consultant / Engineer

Project Manager:


Mike Sosadeeter

12/11/09

Division Manager:


Shimmer S. Yegor

12/17/2009

Department Director /

Department Deputy Director

Charlie Bishop

JUSTIFICATION FOR CHANGE

Adjustment No :

1

Project Number 60541@

1. NECESSITY FOR CHANGE:

Manatee County found it to be advantageous to purchase the restroom pavilion.

2. *Does this change alter the scope of work? NO
(If yes, explain)*

3. *Effect of this change on other "Prime" contractors? NO*

4. *It is the contractors responsibility to notify the bonding agency? NO*



MANATEE COUNTY PURCHASING
 Mail Invoice To:
CLERK OF THE CIRCUIT COURT
MANATEE COUNTY FINANCE DEPARTMENT
 P.O. BOX 1000
 BRADENTON, FL 34206-1000
 SEND SEPARATE INVOICES FOR EACH SHIPMENT

PURCH. E ORDER NO.:	P0100187
PAGE:	Page 1 of 1
ORDER DATE:	12/29/09
DATE REQUIRED:	12/29/09
TERMS:	NET 45
SHIP VIA:	BESTWAY
F.O.B.:	DESTINATION
CONFIRMED TO:	2010089280

VENDOR

V006641 (941) 953-4500
 HOSTETTER CONSTRUCTION CORP.
 1991 MAIN ST
 SUITE 208
 SARASOTA, FL 34236

SHIP TO

S0033
 PROPERTY MANAGEMENT
 1112 MANATEE AVE W
 STE 803
 BRADENTON, FL 34205
 Requested by: N. SOBDEETER/T. MOOR

ITEM	QUANTITY	U/M	DESCRIPTION	UNIT PRICE	TOTAL PRICE
033	1	LU	ACA#1 TO P0100187 REMOVING RESTROOM PAVILION FROM CONTRACT AT BENNETT PARK WO#49619 * MANATEE COUNTY PURCHASED BUILDING AND CONTRACTOR WILL HOOK UP FACILITY TO INCLUDE LAND PREP, PIPING AND OTHER ITEMS NOT RELATED TO ACTUAL STRUCTURE. ACA #1 completed and to Board records on 12/ 12/2009	-109,547.10	-109,547.10
			388-6054101-534000/6054101-0004	-109,547.10	

TOTAL -109,547.10

Requisition #: R043354

Reference #: P0100187

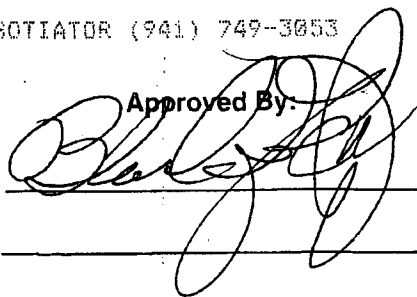
Buyer:

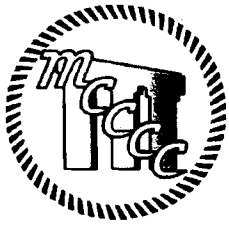
BLAIR GETZ CONTRACTS NEGOTIATOR (941) 749-3053

See Reverse Side For Terms and Conditions

A PACKING LIST MUST ACCOMPANY EVERY SHIPMENT.
 FLORIDA SALES TAX EXEMPT. CERT. NO. 85-8012622206C-6.
 F.E.T. EXEMPT CERT. NO. 59-78-0089 K.

NO DEVIATION IN THE TERMS AND CONDITIONS OR SPECIFICATIONS OF THIS PURCHASE CONTRACT SHALL BE MADE UNLESS SPECIFICALLY AUTHORIZED BY MANATEE COUNTY PURCHASING.

Approved By: 



Manatee County

R.B. "Chips" Shore

Clerk of the Circuit Court and Comptroller

P.O. Box 25400 • Bradenton, Florida 34206 • (941) 749-1800 • FAX (941) 741-4082 • www.manateeclerk.com

DATE: January 8, 2010

TO: Hostetter Construction Corp.
1991 Main Street, Suite 200
Sarasota, FL 34236

FROM: Clerk of the Court
Board Records Department
Quantana Acevedo
P. O. Box 25400
Bradenton, FL 34206

A handwritten signature in black ink, appearing to be 'QA', written over the printed name 'Quantana Acevedo'.

RE: Administrative Contract Adjustment -
Bennett Park Project

ACCEPTED: In open session by the Board of County Commissioners, Manatee
County, Florida, on January 7, 2010.

cc: Board Records
Blair Getz, Purchasing (via email)
Traci Moore, Property Management (via email)
RBS/SGR/qa

"Pride in Service with a Vision to the Future"

Clerk of Circuit and County Court - Clerk of Board of County Commissioners - County Comptroller, Auditor and Recorder