



THE CITY OF KEY WEST

Post Office Box 1409 Key West, FL 33041-1409 (305) 809-3700

TO: Jim Scholl, City Manager

FROM: Birchard Ohlinger, P.E., Engineering

CC: E. David Fernandez, Assistant City Manager

DATE: 19 March 2012

SUBJECT: **Approval to award ITB 12-007: Repairs to Navy Mole Bulkhead 497 to EBSARY Company and approval of a Budget Amendment**

ACTION STATEMENT:

Invitation to Bid 12-007 was advertised on 17 January, 2012 and bids were opened on 14 March 2012. Eight bids were received with the EBSARY Foundation Company as the lowest responsive responsible bidder in the amount of \$3,278,882 dollars. A part of this action statement is the approval to move funds from the Navy Reserves Account #602-1900-519-9800 to Navy Repairs and Maintenance Account #602-1900-519-4600 to cover this work.

BACKGROUND:

In lieu of rent payments to the Navy for the use of the Mole Pier, the CITY has agreed to perform certain In-Kind Projects. ITB 12-007: Repairs to Navy Mole Bulkhead 497 is a project that has been requested by the Navy as indicated in Attachment 1.

PURPOSE & JUSTIFICATION:

The CITY received 8 bids in response to ITB 12-007. The lowest bidder had a minor bid irregularity, specifically that the correct bid sheet was not submitted with the bid. EBSARY Foundation Company has certified that all work as depicted in the plans and specifications has been included in the bid. Staff has determined that it is in the best interest of the CITY to evaluate all bids as this irregularity did not give the proposer a competitive advantage over the other proposers.

OPTIONS:

1. The City Commission can approve the award of a contract to EBSARY Foundation Company in the amount of \$3,278,882 dollars

MEMORANDUM

2. The City Commission can reject all bids and cancel the project
3. The City Commission can reject all bids and direct staff to re-bid the project.

FINANCIAL IMPACT:

Budget Amendment: Funds in the amount of the lowest bid value plus 10% for contingency ($\$3,278,882 * 1.1 = \$3,606,770$ dollars) will be moved from the Navy Reserves Account #602-1900-519-9800 to Navy Repairs and Maintenance Account # 602-1900-519-4600 and used to fund this project. Currently there is \$6,468,260 dollars in the Navy Reserve Account.

RECOMMENDATION:

City Staff recommends that the commission award this project to EBSARY Foundation Company in the amount of \$3,278,882 dollars