

**INDIAN RIVER COUNTY, FLORIDA  
MEMORANDUM**

**TO:** Jason E. Brown, County Administrator

**THROUGH:** Richard B. Szyrka, P.E., Public Works Director  
James W. Ennis, P.E., Assistant Public Works Director

**FROM:** Mark Winslow, P.E., Project Engineer

**SUBJECT:** **Award of Bid No. 2022067**  
Dick Bird Park Pickleball Courts, IRC-2204

**DATE:** August 9, 2022

**DESCRIPTION AND CONDITIONS**

On November 5, 2019, the Board of County Commissioners approved Work Order No. 27 to Kimley-Horn and Associates, Inc., to provide for project program and analysis, site planning, construction documents, permitting, and an engineer's opinion of probable cost for a pickleball court facility at Richard N. "Dick" Bird Park.

Following completion of design, the project was advertised for bids and a bid opening was held on August 2, 2022. Five (5) bids were received and opened. A detailed bid tabulation is on file and available for viewing in the County Engineering Division. Bid totals are as following:

<b>COMPANY</b>	<b>TOTAL BID</b>
South Florida Building, Inc. DBA BDI Marine Contractors	\$795,437.00
Barth Construction, Inc.	\$839,764.59*
Guettler Brothers Construction, LLC	\$860,555.00
Jobear Contracting, Inc.	\$971,647.14
Close Construction Services, LLC	\$1,040,570.00*

\*Denotes mathematical errors on bid form corrected

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**For August 16, 2022 BCC Meeting**

South Florida Building, Inc. DBA BDI Marine Contractors is the low bidder for the project with a bid totaling \$795,437.00. However, during review of their qualifications, staff found no pickleball or tennis court construction experience listed, and could not find information relating to the experience of the listed subcontractor for court construction. The Purchasing Division sent a request for clarification to the email address provided in the submitted bid, requesting qualifications for the court subcontractor. The requested additional information has not been received within the five days, as instructed in the bidding contract documents and specifications. Staff is therefore unable to attest that BDI Marine has completed projects of similar scope (pickleball court construction), and have therefore been deemed non-responsible.

Barth Construction, Inc. is considered to be the lowest, responsive, responsible bidder for the project with a bid totaling \$839,764.59. This bid is \$268,914.59 above the engineer's estimate of \$570,850.00. Upon review of the qualifications and references, Staff has determined that Barth Construction, Inc. has successfully completed similar construction projects.

**FUNDING**

Funding for this project is budgeted in Parks Impact Fees/Pickleball Complex South County; Account # 10321072-066510-20002 in the 21/22 Capital Improvement Element (CIE). For FY 21/22 there is a balance of \$484,388 available with \$100,000 programmed into FY 22/23. Along with the Barth Construction contract for \$839,765 is the Musco lighting contract for \$195,000. The shortfall of \$450,377 will be programmed into the FY 22/23 CIE.

**RECOMMENDATION**

Staff recommends the project be awarded to Barth Construction, Inc. in the amount of \$839,764.59 for Dick Bird Park Pickleball Courts. Staff further recommends the Board approve the Sample Agreement and authorize the Chairman to execute said agreement after review and approval of both, the agreement and required Public Construction Bond by the County Attorney as to form and legal sufficiency, the receipt and approval of required insurance by the Risk Manager, and receipt of evidence of Barth Construction's enrollment in e-verify.

**ATTACHMENTS**

Sample Agreement

**AGENDA ITEM FOR AUGUST 16, 2022**

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