



Memorandum

---

**File #:** 17-00012

City Council

4/13/2017

---

**LEGISLATIVE ACTION ITEM**

**SPONSOR:** Ashton J. Hayward, III, Mayor

**SUBJECT:**

AWARD OF CONTRACT - BID #17-006 BAYOU CHICO "R" STREET AT MAGGIE'S DITCH  
STORMWATER TREATMENT ENHANCEMENT PROJECT

**RECOMMENDATION:**

That City Council award a contract for construction of the Bayou Chico "R" Street at Maggie's Ditch Stormwater Treatment Project to Williams Industrial & Marine, Inc., of Westville, Florida, the lowest and most responsible bidder with a base bid of \$597,719.00, plus 10% contingency of \$59,771.90 for a total amount of \$657,490.90.

Public Hearing Required: No Hearing Required

**SUMMARY:**

The site location for this grant-funded project is in a public easement within the former "R" Street right-of-way (vacated) on Escambia County School District (ECSD) property at the Global Learning Academy Elementary School site adjacent to Maggie's Ditch. The project is a joint cooperation and collaboration effort with Escambia County, ECSD and the National Fish and Wildlife Foundation (NFWF). Even though the project is located on the physical school site property, it is located within a public easement and will serve the entire community as an educational facility and outreach tool for greater environmental awareness and stewardship in regards to proper/responsible stormwater management practices.

The new facility will have multiple educational elements to promote learning and comprehension of the fragile ecological balances within our environment and emphasis on stewardship of our natural resources. It will also have numerous public amenities that include park benches for passive observation, proper trash receptacles, enhanced hardscape features, lush landscape, an observation gazebo directly overlooking Maggie's Ditch, a walking path and ornamental lighting. The project is scheduled to begin construction in April of 2017 and will take approximately 6 months to complete.

City Council approved an Interlocal Agreement with Escambia County relating to the NFWF Grant for this project on October 8, 2015. However, since that time, the City has been advised by NFWF officials that certain elements of the scope of this project are not eligible under the terms of the Gulf Environmental Benefit Fund (GEBF) grant funds. The NFWF officials contend that certain elements of the scope included in the submittal materially improves the site into an amenity feature and therefore those extra costs associated with the hardscape, landscape, etc. cannot be included as an allowable cost. Because there were no pre-existing park

features or amenities that would need to be replaced, it was deemed these expenses are purely recreational and not compliant under the GEBF grant. Therefore, in order to be able to complete the project, the portion of the project that is not eligible under the GEBF grant will be funded from the Stormwater Capital Improvement Projects Fund. Sufficient funding is available from the completed Bayou Drive Outfall at Bayou Chico Project and has been transferred to this project to fund the remaining portion.

**PRIOR ACTION:**

October 8, 2015 - City Council approved the Interlocal Agreement with Escambia County relating to the NFWF Grant for the Bayou Chico Restoration Project for the "R" Street at Maggie's Ditch Stormwater Treatment Enhancement Project.

**FUNDING:**

Budget:       \$ 865,000.00 NFWF Grant Award  
                  (362,120.00) Ineligible Portion of NFWF Grant Award  
                  300,000.00 Stormwater Capital Projects Fund  
                  \$ 802,880.00 Total

Actual:        \$ 579,719.00 Construction Contract  
                  59,771.90 10% Contingency  
                  52,488.54 Engineering Design/Permitting  
                  60,000.00 Project Inspection  
                  27,000.00 Monitoring  
                  5,000.00 Construction Testing/Misc.  
                  \$ 801,979.44 Total

**FINANCIAL IMPACT:**

Grant funding in the amount of \$865,000 has been appropriated in the Special Grants Fund. Of that amount \$362,120 does not qualify under the scope of the grant, leaving an available amount of \$502,880.00 in the Special Grants Fund. Additional funding in the amount of \$300,000 is available within the Stormwater Capital Projects Fund for a total budgeted amount of \$802,880. To date, \$53,959.72 has been expended or encumbered for items related to engineering design and miscellaneous preconstruction cost, leaving a remaining current balance of \$748,920.28. The remaining budget balance is sufficient to cover the remaining items that have yet to be completed/expended.

**CITY ATTORNEY REVIEW:** Yes

3/28/2017

**STAFF CONTACT:**

Eric W. Olson, City Administrator  
L. Derrick Owens, Director of Public Works and Facilities/City Engineer

**ATTACHMENTS:**

- 1) Bid Tabulation, Bid No. 17-006
- 2) Final Vendor Reference List, Bid No. 17-006
- 3) Map, Bayou Chico "R" Street at Maggie's Ditch Stormwater Treatment Enhancement Project
- 4) Report of City Council Action - NFWF Grant - dated 10-8-15

**PRESENTATION:** No