

INVITATION TO BID NO.: 11C-70K – TERM CONTRACT FOR THE PURCHASE OF CHAIN LINK FENCE PARTS

DATE: JUNE 13, 2011
 DATE SOLICITED: MAY 12, 2011

DATE OPENED: JUNE 6, 2011
 DATE POSTED: JUNE 13, 2011

CONTRACT PERIOD: JUNE 23, 2011 through JUNE 22, 2012
 DEPARTMENT: 9450 FUND: 1000 FUNCTION: N/A ACCOUNT: 115021
 FUNDING SOURCE: Inventory
 REQUESTING DEPARTMENT: Facilities Services

FINANCIAL IMPACT

The estimated annual financial impact to the Inventory budget is \$100,000. The source of funds is the Inventory Budget.

Items to be purchased include chain link fence parts.

AWARD RECOMMENDATION / TABULATION

<u>VENDOR</u>	<u>MINORITY STATUS</u>	<u>GROUP 1</u>	<u>GROUP 2</u>	<u>TOTAL</u>
Daniels Fence Corporation	--	\$64,717.05	\$68,789.15	<u>\$133,506.20</u>
Martin Fence Company	--	\$85,045.00	\$95,954.00	\$180,999.00
Metalink Corporation *	--	\$64,876.75	\$60,372.25	(\$125,249.00)
Tropic Fence, Inc.	6	\$68,737.15	\$75,237.72	\$143,974.87
US Wholesale Pipe & Tube, Inc.	--	\$68,383.75	\$65,247.25	<u>\$133,631.00</u>

LEGEND:

- _____ = Award - Primary
- _____ = Award – Secondary
- () = Reject

MINORITY - (2-African American, 3-Hispanic American, 4-Native American, 5-Asian American, 6-American Woman, 7-Physically Impaired, 8-Other)

EXCEPTIONS:

*Metalink Corporation has withdrawn their bid.

RECOMMENDATION: It is recommended that the award be made to the lowest bids from responsive and responsible bidder(s), as indicated above, and authorize the use of the secondary awardee in the event the primary awardee cannot fulfill their contract.

Note: Original RFP / Bid document is available upon request.

BID PROTEST

Failure to file a protest within the time prescribed in §120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes and applicable Board rules, regulations and policies. Offers from the vendors listed herein are the only offers received timely as of the above opening date and time. All other offers submitted in response to this solicitation, if any, are hereby rejected as late.

If a bidder wishes to protest a bid, they must do so in strict accordance with the procedures outlined in FS 120.57(3). Any person who files an action protesting a decision or intended decision pertaining to this bid pursuant to FS 120.57(3)(b), shall post with the Purchasing Department, at the time of filing the formal written protest, a bond secured by an acceptable surety company in Florida payable to the School District of Palm Beach County in an amount equal to 1 percent (1%) of the total estimated contract value, but not less than \$500 nor more than \$5,000. Bond shall be conditioned upon the payment of all costs that may be adjudged against the protester in the administrative hearing in which the action is brought and in any subsequent appellate court proceeding. In lieu of a bond, a cashier's check, certified bank check, bank certified company check or money order will be acceptable form of security. If, after completion of the administrative hearing process and any appellate court proceedings, the District prevails, it shall recover all costs and charges included in the final order of judgment, including charges by the Division of Administrative Hearings. Upon payment of such costs and charges by the protester, the protest security shall be returned. If the protest prevails, he or she shall recover from the District all costs and charges, which shall be included in the final order of judgment.

DISQUALIFYING CRIMES

The bidder certifies by submission of this bid, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by the State of Florida or Federal Government. Further, bidder certifies that it has divulged, in its bid response, information regarding any of these actions or proposed actions with other governmental agencies.

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SB:GM:JB