



ALACHUA COUNTY

Budget and Fiscal Services

Procurement

Darryl R. Kight, CPPB
Interim Procurement Manager

December 28, 2022

MEMORANDUM

TO: Darryl R. Kight, CPPB, Interim Procurement Manager

FROM: Theodore White, Procurement Agent II *tlw*

SUBJECT: INTENT TO AWARD
ITB 23-01-TW Annual Purchase of Plant Mix Asphalt Concrete for Alachua County and City of Gainesville

<u>Solicitation Opening Date:</u>	2:00 PM, Wednesday, October 26, 2022
<u>Solicitation Notifications View Count:</u>	155 Vendors
<u>Solicitations Downloaded by:</u>	7 Vendors
<u>Solicitations Submissions:</u>	2 Vendors

Firms:

Preferred Materials, Inc.
Jacksonville, FL 32258

V.E. Whitehurst & Sons, Inc.
Williston, FL 32696

RECOMMENDATION:

The above solicitation be awarded to **Preferred Materials, Inc.** (Primary) and **V.E. Whitehurst & Sons, Inc.** (backup) based on availability and responsiveness, as the lowest responsible and responsive bidders meeting specifications.

The actual bid award is subject to the appropriate signature authority identified in the Procurement Code.


Darryl Kight (Dec 30, 2022 07:42 EST)

Approved
Darryl R. Kight, CPPB
Interim Procurement Manager

Dec 30, 2022

Date

Disapproved
Darryl R. Kight, CPPB
Interim Procurement Manager

MM

1.1 **Vendor Complaints or Grievances; Right to Protest**

Unless otherwise governed by state or Federal law, this Part shall govern the protest and appeal of Procurement decisions by the County. The term “Bidder” includes any Person that responds to any type of Solicitation issued by the County (e.g., ITB, RFP, ITN), and is not limited solely to a Person that submits a bid in response to an Invitation to Bid (ITB).

1.1.1 **Notice of Solicitations and Awards**

The County Shall provide notice of all Solicitations and Awards by Electronic posting in accordance with the Procedures, unless a different method is required by the Florida Statutes, in which case the County Shall provide notice in accordance with the requirement of the Florida Statutes.

1.1.2 **Solicitation Protest**

Any prospective Bidder may file a Solicitation Protest concerning a Solicitation.

1.1.2.1 Basis of the Solicitation Protest: The alleged basis for a Solicitation Protest shall be limited to the following:

1.1.2.1.1 The Solicitation is inconsistent with this Code or the requirements of applicable Florida Statutes;

1.1.2.1.2 The terms, conditions or Specifications of the Solicitation are in violation of, or are inconsistent with, applicable laws, Regulations, Procedures, policies or other legal authorities governing the Solicitation, including but not limited to the method of evaluating, ranking or awarding of the Solicitation, reserving rights of further negotiations, or modifying or amending any resulting Contract; and

1.1.2.1.3 The Solicitation instructions are unclear or contradictory.

1.1.3 **Timing and Content of the Solicitation Protest**

The Solicitation protest must be in writing and provide all content in accordance with the Alachua County Code, Chapter 22 “Procurement”, Article 9 “Legal and Contractual Remedies” and must be received by the Procurement Manager by no later than 3:00 PM on the fourth business day after the solicitation was posted by the County. Failure to timely file a solicitation protest shall constitute a total and complete waiver of the bidder’s right to protest or appeal any solicitation defects, and shall bar the bidder from subsequently raising such solicitation defects in any subsequent Award protest, if any, or any other administrative or legal proceeding.

1.1.4 **Award Protest**

Any Bidder who is not the intended awardee and who claims to be the rightful awardee may file an Award Protest. However, an Award Protest is not valid and shall be rejected for lack of standing if it does not demonstrate that the protesting party would be awarded the Solicitation if its protest is upheld.

1.1.5 **Basis of the Award Protest**

The alleged basis for an Award Protest shall be limited to the following:

1.1.5.1 The protesting party was incorrectly deemed non-responsive due to an incorrect assessment of fact or law;

1.1.5.2 The County failed to substantively follow the Procedures or requirements specified in the Solicitation documents, except for minor irregularities that were waived by the County in accordance with this Code, which resulted in a competitive disadvantage to the protesting party; and

1.1.5.3 The County made an identifiable mathematical or other errors in evaluating the responses to the Solicitation, resulting in an incorrect score and not protesting party not being selected for award.

1.1.6 **Timing and Content of the Award Protest**

The Award Protest must be in writing and provide all content in accordance with the Alachua County Code, Chapter 22 “Procurement”, Article 9 “Legal and Contractual Remedies” and must be received by the Procurement Manager at dkight@alachuacounty.us no later than 3:00 PM on the fourth Business day after this Proposed Award Decision was posted by the County. Failure to timely file an Award Protest shall constitute a total and complete waiver of the Bidder’s right to protest or appeal the County’s proposed Award decision in any administrative or legal proceeding.

1.1.7 **Burden of Proof**

Unless otherwise provided by Florida law, the burden of proof shall rest with the protesting party.

1.1.8 **Stay of Procurement during Protests**

In the event of a timely protest, the County shall not proceed further with the Solicitation or with the award of the Contract until the County Manager, after consultation with the head of the Using Agency, makes a written determination that the award of the Solicitation without delay is:

1.1.8.1 necessary to avoid an immediate and serious danger to the public health, safety, or welfare;

1.1.8.2 necessary to avoid or substantial reduce significant damage to County property;

1.1.8.3 necessary to avoid or substantially reduce interruption of essential County Services; or;

1.1.8.4 otherwise in the best interest of the public.



Alachua County Public Works Department

Ramon D. Gavarrete, P. E.
Public Works Director

November 30, 2022

MEMORANDUM

TO: Larry M. Sapp, Purchasing Manager

FROM: Ramon D. Gavarrete, P.E., Public Works Director/County Engineer

Digitally signed
by Ramon D.
Gavarrete, P.E.
Date: 2022.12.20
16:23:45 -05'00'

RE: BID #23-01-TW; Annual Purchase of Plant Mix Asphalt Concrete for Alachua County and City of Gainesville

Our department has reviewed the responses submitted for the above referenced bid, and has determined that two bids received are in compliance with the Department's bid documents and instructions.

It is our recommendation that the bid be awarded to Preferred Materials, Inc. as the primary vendor and V.E. Whitehurst & Sons, Inc. as the secondary vendor based on availability and responsiveness.

The Department recommends the initial term of the task assignment based agreement be through September 30, 2023 with the option to renew for two additional one year periods and an annual NTE amount of \$70,000.00.

Specific questions concerning the above bid may be referred to James (Tony) Flegert at (352) 548-1218.

Public Works

Ramon D. Gavarrete, P.E.

Public Works Director /
County Engineer

rgavarrete@alachuacounty.us

Tel. (352) 374-5245

Fax: (352) 337-6243

Public Works

Brian C. Kauffman, P.E.

Public Works Assistant Director

bkauffman@alachuacounty.us

Tel. (352) 548-1306

Fax: (352) 337-6243

Road & Bridge

Donald E. Clifton

Road Superintendent

dclifton@alachuacounty.us

Tel. (352) 374-5245

Cell: (352) 213-4832

Fleet Management

Gerald D. Bailey

Fleet Manager

gbailey@alachuacounty.us

Tel. (386) 462-1975

Fax: (386) 418-0331

Administration

Kenneth Fair, CPA, CGFO

Sr. Administrative Support Manager

kfair@alachuacounty.us

Tel. (352) 374-5245

Fax: (352) 337-6244

5620 NW 120th Lane ■ Gainesville, Florida 32653

Tel: (352) 374-5245

<http://www.alachuacounty.us>

If you have a disability and need an accommodation in order to participate in a County program, service or public meeting, please contact the Equal Opportunity Office at 352-374-5275 at least 2 business days prior to the event. TDD users, please call 711 (Florida Relay Service).



EVALUATION TABULATION

ITB No. ITB 23-01-TW

Annual Purchase of Plant Mix Asphalt Concrete for Alachua County and City of Gainesville

RESPONSE DEADLINE: October 26, 2022 at 2:00 pm

Report Generated: Wednesday, December 28, 2022

SP-9.5 SUPERPAVE ASPHALTIC CONCRETE, STRUCTURAL COURSE, COST (\$ PER TON

Primary award cells are green and Backup award cells are gray

Line Item	Description	Ton	Preferred Materials, Inc. Unit Cost	V.E. Whitehurst & Sons, Inc. Unit Cost
1	0-150	Ton	\$95.00	\$154.80
2	151-250	Ton	\$95.00	\$154.80
3	251-500	Ton	\$95.00	\$154.80
4	501-1000	Ton	\$95.00	\$154.80
5	Over 1001	Ton	\$95.00	\$154.80

SP-12.5 SUPERPAVE ASPHALTIC CONCRETE, STRUCTURAL COURSE, COST (\$ PER TON

Primary award cells are green and Backup award cells are gray

Line Item	Description	Ton	Preferred Materials, Inc. Unit Cost	V.E. Whitehurst & Sons, Inc. Unit Cost
6	0-150	Ton	\$89.00	\$143.70

EVALUATION TABULATION

ITB No. ITB 23-01-TW

Annual Purchase of Plant Mix Asphalt Concrete for Alachua County and City of Gainesville

Line Item	Description	Ton	Preferred Materials, Inc. Unit Cost	V.E. Whitehurst & Sons, Inc. Unit Cost
7	151-250	Ton	\$89.00	\$143.70
8	251-500	Ton	\$89.00	\$143.70
9	501-1000	Ton	\$89.00	\$143.70
10	Over 1001	Ton	\$89.00	\$143.70

FC-9.5 SUPERPAVE ASPHALTIC CONCRETE, FRICTION COURSE, COST (\$) PER TON

Primary award cells are green and Backup award cells are gray

Line Item	Description	Ton	Preferred Materials, Inc. Unit Cost	V.E. Whitehurst & Sons, Inc. Unit Cost
11	0-150	Ton	\$131.00	\$163.75
12	151-250	Ton	\$131.00	\$163.75
13	251-500	Ton	\$131.00	\$163.75
14	501-1000	Ton	\$131.00	\$163.75
15	Over 1001	Ton	\$131.00	\$163.75

FC-12.5 SUPERPAVE ASPHALTIC CONCRETE, FRICTION COURSE, COST (\$) PER TON

Primary award cells are green and Backup award cells are gray

EVALUATION TABULATION

Invitation To Bid - Annual Purchase of Plant Mix Asphalt Concrete for Alachua County and City of Gainesville

EVALUATION TABULATION

ITB No. ITB 23-01-TW

Annual Purchase of Plant Mix Asphalt Concrete for Alachua County and City of Gainesville

Line Item	Description	Ton	Preferred Materials, Inc. Unit Cost	V.E. Whitehurst & Sons, Inc. Unit Cost
16	0-150	Ton	\$125.00	\$151.15
17	151-250	Ton	\$125.00	\$151.15
18	251-500	Ton	\$125.00	\$151.15
19	501-1000	Ton	\$125.00	\$151.15
20	Over 1001	Ton	\$125.00	\$151.15

TYPE RS-1 TACK LIQUID ASPHALT, COST (\$) PER GALLON

Primary award cells are green and Backup award cells are gray

Line Item	Description	Gallon	Preferred Materials, Inc. Unit Cost	V.E. Whitehurst & Sons, Inc. Unit Cost
21	0-500	Gallon	No Bid	No Bid
22	500-1000	Gallon	No Bid	No Bid
23	1001-2000	Gallon	No Bid	No Bid
24	Over 2001	Gallon	No Bid	No Bid

TYPE RS-2 TACK LIQUID ASPHALT, COST (\$) PER GALLON

Primary award cells are green and Backup award cells are gray

EVALUATION TABULATION

Invitation To Bid - Annual Purchase of Plant Mix Asphalt Concrete for Alachua County and City of Gainesville

EVALUATION TABULATION

ITB No. ITB 23-01-TW

Annual Purchase of Plant Mix Asphalt Concrete for Alachua County and City of Gainesville

Line Item	Description	Gallon	Preferred Materials, Inc. Unit Cost	V.E. Whitehurst & Sons, Inc. Unit Cost
25	0-500	Gallon	No Bid	No Bid
26	500-1000	Gallon	No Bid	No Bid
27	1001-2000	Gallon	No Bid	No Bid
28	Over 2001	Gallon	No Bid	No Bid

TYPE RC-70 PRIME LIQUID ASPHALT, COST (\$) PER GALLON

Primary award cells are green and Backup award cells are gray

Line Item	Description	Gallon	Preferred Materials, Inc. Unit Cost	V.E. Whitehurst & Sons, Inc. Unit Cost
29	0-500	Gallon	No Bid	No Bid
30	500-1000	Gallon	No Bid	No Bid
31	1001-2000	Gallon	No Bid	No Bid
32	Over 2001	Gallon	No Bid	No Bid

TYPE AEP-1 PRIME LIQUID ASPHALT, COST (\$) PER GALLON

Primary award cells are green and Backup award cells are gray

EVALUATION TABULATION

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EVALUATION TABULATION

ITB No. ITB 23-01-TW

Annual Purchase of Plant Mix Asphalt Concrete for Alachua County and City of Gainesville

Line Item	Description	Gallon	Preferred Materials, Inc. Unit Cost	V.E. Whitehurst & Sons, Inc. Unit Cost
33	0-500	Gallon	No Bid	No Bid
34	500-1000	Gallon	No Bid	No Bid
35	1001-2000	Gallon	No Bid	No Bid
36	Over 2001	Gallon	No Bid	No Bid

TYPE NTSS-1HM TRACKLESS TACK LIQUID ASPHALT, COST (\$) PER GALLON

Primary award cells are green and Backup award cells are gray

Line Item	Description	Gallon	Preferred Materials, Inc. Unit Cost	V.E. Whitehurst & Sons, Inc. Unit Cost
37	0-500	Gallon	No Bid	No Bid
38	500-1000	Gallon	No Bid	No Bid
39	1001-2000	Gallon	No Bid	No Bid
40	Over 2001	Gallon	No Bid	No Bid

VENDOR QUESTIONNAIRE PASS/FAIL

Question Title	American Safety Utility Corp.	Network Craze	Preferred Materials, Inc.	V.E. Whitehurst & Sons, Inc.
Submittal Confirmation	No Response	No Response	Pass	Pass

EVALUATION TABULATION

Invitation To Bid - Annual Purchase of Plant Mix Asphalt Concrete for Alachua County and City of Gainesville

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ITB No. ITB 23-01-TW

Annual Purchase of Plant Mix Asphalt Concrete for Alachua County and City of Gainesville

Question Title	American Safety Utility Corp.	Network Craze	Preferred Materials, Inc.	V.E. Whitehurst & Sons, Inc.
Corporate Resolution Granting Signing	No Response	No Response	Pass	Pass
Public Record Trade Secret or Proprietary Confidential Business Information Exemption Request	No Response	No Response	Pass	Pass
Public Record Trade Secret or Proprietary Confidential Business Information Exemption Request	No Response	No Response	Pass	Pass
Public Record Trade Secret or Proprietary Confidential Business Information Exemption Request	No Response	No Response	No Response	No Response
Option 1: Company is an Alachua County Certified Small Business Enterprise.	No Response	No Response	Pass	Pass
Option 2: I certify that our Company will perform ALL work and that no subcontractors will be utilized for this bid.	No Response	No Response	Pass	Pass
Option 3: SBE Participation.	No Response	No Response	Pass	Pass
Option 4: SBE Good Faith Effort.	No Response	No Response	Pass	Pass
Alachua County Government Minimum Wage (GMW)	No Response	No Response	Pass	Pass
DRUG FREE WORKPLACE	No Response	No Response	Pass	Pass

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ITB No. ITB 23-01-TW

Annual Purchase of Plant Mix Asphalt Concrete for Alachua County and City of Gainesville

Question Title	American Safety Utility Corp.	Network Craze	Preferred Materials, Inc.	V.E. Whitehurst & Sons, Inc.
Vendor Eligibility	No Response	No Response	Pass	Pass
Responsible Agent	No Response	No Response	Pass	Pass
Number of years in this type of service?	No Response	No Response	Pass	Pass
Number of years licensed in Alachua County?	No Response	No Response	Pass	Pass
How many employees "ON THE JOB" each week?	No Response	No Response	Pass	Pass
Number of employees "ON CALL" each week?	No Response	No Response	Pass	Pass
List all major equipment which will be available upon commencement of the agreement to perform the required service:	No Response	No Response	Pass	Pass
Do you currently hold any municipality contracts?	No Response	No Response	Pass	Pass
If you indicated yes to holding municipality contracts please list them below:	No Response	No Response	Pass	Pass
References	No Response	No Response	Pass	Pass
Are your employees screened by:	No Response	No Response	Pass	Pass
Cancelled or Termination	No Response	No Response	Pass	Pass
Cancellation and Termination	No Response	No Response	No Response	Pass

EVALUATION TABULATION

Invitation To Bid - Annual Purchase of Plant Mix Asphalt Concrete for Alachua County and City of Gainesville

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ITB No. ITB 23-01-TW

Annual Purchase of Plant Mix Asphalt Concrete for Alachua County and City of Gainesville

Question Title	American Safety Utility Corp.	Network Craze	Preferred Materials, Inc.	V.E. Whitehurst & Sons, Inc.
What constitutes your normal business days and working hours?	No Response	No Response	Pass	Pass
Describe below, your firm's operational plan for providing the services under this agreement?	No Response	No Response	Pass	Pass
Did you review and complete all the required documents and attachments?	No Response	No Response	Pass	Pass
Do you acknowledge all Addendum(s) issued with this solicitation?	No Response	No Response	Pass	Pass
Conflict of Interest	No Response	No Response	Pass	Pass

EVALUATION TABULATION

Invitation To Bid - Annual Purchase of Plant Mix Asphalt Concrete for Alachua County and City of Gainesville

ITA 23-01 Annual Purchase of Plant Mix Asphalt Concrete

Final Audit Report

2022-12-30

Created:	2022-12-28
By:	Mandy Mullins (mmmullins@alachuacounty.us)
Status:	Signed
Transaction ID:	CBJCHBCAABAAAn5B0OgRTUnH7wjpvwz7QqIqyj-MPV3Na

"ITA 23-01 Annual Purchase of Plant Mix Asphalt Concrete" History

-  Document created by Mandy Mullins (mmmullins@alachuacounty.us)
2022-12-28 - 7:18:09 PM GMT- IP address: 163.120.80.69
-  Document emailed to TJ White (twhite@alachuacounty.us) for signature
2022-12-28 - 7:19:16 PM GMT
-  Email viewed by TJ White (twhite@alachuacounty.us)
2022-12-28 - 9:42:46 PM GMT- IP address: 163.120.80.11
-  Document e-signed by TJ White (twhite@alachuacounty.us)
Signature Date: 2022-12-30 - 5:53:18 AM GMT - Time Source: server- IP address: 163.120.80.69
-  Document emailed to Darryl Kight (dkight@alachuacounty.us) for signature
2022-12-30 - 5:53:20 AM GMT
-  Email viewed by Darryl Kight (dkight@alachuacounty.us)
2022-12-30 - 5:53:33 AM GMT- IP address: 172.226.170.1
-  Document e-signed by Darryl Kight (dkight@alachuacounty.us)
Signature Date: 2022-12-30 - 12:42:13 PM GMT - Time Source: server- IP address: 66.231.154.232
-  Agreement completed.
2022-12-30 - 12:42:13 PM GMT