

**EXECUTIVE SUMMARY**

**Recommendation to Reject All Bids for Construction**  
**ITB 18-163C**  
**Pompano Beach Elementary School, Pompano Beach**  
**SMART Program Renovations**  
**Project No. P.001713**

**PROJECT OVERVIEW:**

<b>Type of Contract:</b>	<b>Design/Bid/Build</b>
<b>Architect:</b>	<b>Williamson Dacar Associates, Inc.</b>
<b>Notice to Proceed Date:</b>	<b>TBD</b>
<b>Budget:</b>	<b>\$5,224,000</b>

**GENERAL OVERVIEW:**

Approval to Advertise for Bids was received from the Board on November 7, 2017 (Agenda Item J-4). The Letter of Recommendation to Issue a Permit has been provided by the Building Department. The project was advertised on June 27, 2018 and bids were received on August 2, 2018 from a total of three (3) bidders.

Following receipt of bids and the posting of a recommendation to award, the Program Director for CBRE | Heery met with the Office of the General Counsel to determine if negotiations with the low bidder could take place prior to the award of the Construction Agreement to address fire sprinkler scope modifications that were received from the District's Chief Fire Official. The original scope included furnishing fire sprinklers to Buildings 1, 2, 3, 4, 5, 6 and 8. The District's Chief Fire Official has determined that Code does not require fire sprinklers for Buildings 1, 3, 4, 5, 6 and 8 and Atkins has furnished a cost estimate that indicates the potential to reduce construction costs is in the Rough Order of Cost Magnitude of +/- \$600,000. The Office of the General Counsel advised that negotiations could not take place prior to the award of the Construction Agreement.

On August 8, 2018, Procurement and Warehousing Services received a written intent to file a bid protest from the second low bidder, Di Pompeo. This intent to file a bid protest was reviewed by the Office of the General Counsel and CBRE | Heery. Based on the intent to file a bid protest by Di Pompeo and the desire to modify the Construction Documents to reflect the fire sprinkler scope changes, the Office of the General Counsel and CBRE | Heery made recommendations to Procurement and Warehousing Services on August 8, 2018 to revise the previously posted recommendation and to proceed with posting a recommendation to reject all bids.

With Board approval to reject all bids that were received, the Board will need to approve an Amendment for Williamson Dacar Associates, Inc. (Agenda Item JJ-3). With the approval of this Amendment, Williamson Dacar Associates, Inc. will proceed with modifications to the Construction Documents including addressing applicable concerns contained in the Di Pompeo letter of intent to file a bid protest. The revised Construction Documents will then be submitted to the Building Department for a new Letter of Recommendation to Permit. After the new Letter of Recommendation to Permit has been issued, Procurement and Warehouse Services will re-advertise the project for bids. The impact to the project schedule has been evaluated and the construction commencement date will be postponed by approximately three (3) months.

The content of this Executive Summary was reviewed and approved by the Office of the General Counsel.

For the latest Bond Oversight Committee Quarterly Report information regarding this project [click here](#).