RESOLUTION 18-27

A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN AGREEMENT WITH J.A. DAWSON & COMPANY, INC. IN THE AMOUNT OF $57,455.24 FOR THE PURCHASE OF THE GAMETIME POWERSCAPE CITADEL TOWER FOR THE FRANK BROWN PARK BIG KIDS PLAYGROUND; AND PROVIDING AN IMMEDIATELY EFFECTIVE DATE.

BE IT RESOLVED that the appropriate officers of the City are authorized but not required to accept and deliver on behalf of the City that certain Agreement between the City and J.A. Dawson & Company, Inc. relating to the purchase of the Gametime Powerscape Citadel Playground for the Frank Brown Park Big Kids Playground in the basic amount of Fifty Seven Thousand Four Hundred Fifty Five Dollars and Twenty Four Cents ($57,455.24), in substantially the form attached and presented to the Council today, with such changes, insertions or omissions as may be approved by the City Manager and whose execution shall be conclusive evidence of such approval.

THIS RESOLUTION shall be effective immediately upon passage.

PASSED in regular session this 14th day of December, 2017.

CITY OF PANAMA CITY BEACH

By: [Signature]
Mike Thomas, Mayor

ATTEST:

[Signature]
Jo Smith, City Clerk

Resolution 18-27
PROPOSAL FORM

TO: City of Panama City Beach, Florida

Frank Brown Park Big Kids Playground

The Undersigned, as Bidder, hereby declares that they have examined the proposal specifications and informed themselves fully in regard to all conditions pertaining to the equipment to be supplied.

The Bidder proposes and agrees, if this proposal is accepted, to contract with the City of Panama City Beach for the lump sum price listed, to furnish all labor, materials and supplies to install free and clear the Frank Brown Kids Playground in complete accord with the described and reasonably intended requirements of this request for proposals and the specifications submitted by Bidder to satisfaction of the City, with a definite understanding that no additional money will be allowed for any corrections or additions. Payment in full will be made to the Bidder within 30 days of delivery and completion of installation acceptable to the City. The Bidder further agrees hereby to complete the Frank Brown Park Big Kids playground install by February 23rd, 2018, with liquidated damages thereafter of $200.00 per day.

Purchase will be made under terms and conditions specified by City in its form of a Purchase Order. If a deposit is required, it must be specified below. Final payment, in readily available funds, will be made upon acceptance by the City of strictly conforming goods after delivery and install. Strict adherence to design and specifications submitted by the Bidder and accepted by the City in writing will be is required.

ADDENDUM ACKNOWLEDGMENT: (Only if addendums have been provided). I, the undersigned bidder, hereby acknowledge receipt of the following addenda: Addendum No. Addendum No.______

SUMMARY DESCRIPTION OF THE UNIT AND LUMP SUM PRICE:

Summary description of the Unit: 

GameTime PowerScape Citadel Tower per drawing #02619-DS

Note: A detailed description not exceeding 7 pages, will include a photograph/sketch/drawing of the playground and a written description of the warranty of equipment meeting the minimum requirements of the bid specs must be attached to this Proposal.

Lump sum price for the Frank Brown Park Big Kids Playground: $57,455.24

Specify terms of any deposit or write “none required”: none required

Name of SUPPLIER: J.A. Dawson & Company, Inc

ADDRESS: PO Box 1178 CITY: Pelham STATE: AL ZIP: 35124

EMAIL ADDRESS: mishell@jadawsonco.com PHONE: 205.663.5058

SIGNATURE – (Confirming all information above is correct) Melissa T. Isbell

Print Name: Melissa T. Isbell and Print Title Project Manager
1. DEPARTMENT MAKING REQUEST/NAME: Parks and Recreation

2. MEETING DATE: December 14, 2017

3. REQUESTED MOTION/ACTION:
Staff's recommendation is to approve the most responsive low bid from J.A. Dawson + Company, Inc in the amount of $57,455.24.

4. AGENDA

5. IS THIS ITEM BUDGETED (IF APPLICABLE)?
   Yes ☑ No ☐ N/A ☐
   BUDGET AMENDMENT OR N/A

   DETAILED BUDGET AMENDMENT ATTACHED Yes ☑ No ☐ N/A ☐

6. BACKGROUND: (WHY IS THE ACTION NECESSARY, WHAT GOAL WILL BE ACHIEVED)

   On November 28, 2017, Staff received six (6) sealed bids for the Frank Brown Park Big Kids Playground Project. J.A. Dawson + Company, Inc was the most responsive low bid in the amount of $57,455.24. Please see attachment.

   In Attachment B of the Bid Packet you will find the planned Frank Brown Park Big Kids Playground location. With City Council approval, this Big Kids Playground project is planned to be completed by February 23, 2018.

   After this project is approved, the next two projects of the overall playground rehab will be bid out next. As per the plans, the Little Rascals Toddler Playground for ages 4 and under and the Under the Palms Playground for ages 4 & up are expected to be completed by May 1, 2018. Each of those playgrounds will be handicap accessible.

   All Playground projects for 2018 have been budgeted in the adopted 2017-2018 Budget.

   The City Attorney, City Manager and Finance Director have reviewed and approve the recommendation to award J.A. Dawson + Company the Frank Brown Park Big Kids Playground Project bid in the amount of $57,455.24.
<table>
<thead>
<tr>
<th>Bidder</th>
<th>Address</th>
<th>Information</th>
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<tr>
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<td>Bliss Products</td>
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</table>
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TO: City of Panama City Beach, Florida

Frank Brown Park Big Kids Playground

The Undersigned, as Bidder, hereby declares that they have examined the proposal specifications and informed themselves fully in regard to all conditions pertaining to the equipment to be supplied.

The Bidder proposes and agrees, if this proposal is accepted, to contract with the City of Panama City Beach for the lump sum price listed, to furnish all labor, materials and supplies to install free and clear the Frank Brown Big Kids Playground in complete accord with the described and reasonably intended requirements of this request for proposals and the specifications submitted by Bidder to satisfaction of the City, with a definite understanding that no additional money will be allowed for any corrections or additions. Payment in full will be made to the Bidder within 30 days of delivery and completion of installation acceptable to the City. The Bidder further agrees hereby to complete the Frank Brown Park Big Kids playground install by February 23rd, 2018, with liquidated damages thereafter of $200.00 per day.

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ADDENDUM ACKNOWLEDGMENT: (Only if addendums have been provided). I, the undersigned bidder, hereby acknowledge receipt of the following addenda: Addendum No. Addendum No.

SUMMARY DESCRIPTION OF THE UNIT AND LUMP SUM PRICE:

Summary description of the Unit:

GameTime Powerscope Citadel Tower per drawing #02679-05

Note: A detailed description not exceeding 7 pages, will include a photograph/sketch/drawing of the playground and a written description of the warranty of equipment meeting the minimum requirements of the bid specs must be attached to this Proposal.

Lump sum price for the Frank Brown Park Big Kids Playground: $57,455.24

Specify terms of any deposit or write "none required": none required

Name of SUPPLIER: J.A. Dawson + Company, Inc

ADDRESS: P.O. Box 1118 CITY: Pelham STATE: AL ZIP: 35124

EMAIL ADDRESS: mibell@jadawsonco.com PHONE: 205-663-5558

SIGNATURE - (Confirming all information above is correct) M. Asbell

Print Name: Melissa T. Asbell and Print Title Project Manager
GAMETIME® WARRANTIES

GameTime provides warranties on all materials and workmanship for one year, excluding vandalism.

In addition, GameTime offers:

- Lifetime limited warranty on PowerScape®, PrimeTime® and Xscape® uprights.
- Lifetime limited warranty on all hardware.
- Lifetime limited warranty on GameTime PowerScape Tru-Loc® connections.
- Lifetime limited warranty on PrimeTime and Xscape bolt-through connections.
- Fifteen-Year limited warranty on metal decks, pipes, rungs, rails and loops.
- Fifteen-Year limited warranty on rotationally molded products.
- Five-Year limited warranty on glass fiber reinforced concrete PlayWorx structures.
- Five-Year limited warranty on glass fiber reinforced polymers Tuff Forms sculptures.
- Twenty-Year limited warranty on Timber Décor™ & Timbers recycled plastic lumber.
- Five-Year limited warranty on nylon-covered cable net climbers and components.
- Ten-Year limited warranty on pressure-treated pine and redwood products.
- Ten-Year limited warranty on Advanced, Elite & stationary Base Series posts & bars.
- Ten-Year limited warranty on site furnishings.
- Ten-Year limited warranty on integrated GTShade® products.
- Ten-Year limited warranty on fiberglass and DHPL signage.
- Five-Year limited warranty on Super Seats™.
- Three-Year limited warranty on SaddleMates® rubber and "C"-springs.
- One-Year limited warranty on all other GameTime products.

All warranties specifically exclude damage caused by vandalism; negligence, improper installation or improper use; changes in appearance resulting from weathering; scratches, dents or marring as a result of use. **Warranties are valid only if products are installed and maintained in accordance with GameTime Instructions and use approved parts.**
LIMITED WARRANTY ON PLAYWORX GFRC THEMED PLAY STRUCTURES

GameTime provides a five-year limited warranty on PlayWorx glass fiber reinforced concrete (GFRC) themed play structures against structural failure that cause the product to become structurally unfit for the intended use and a one-year limited warranty on paint defects; see exclusions. This warranty does not cover damage resulting from ground settlement or high winds.

LIMITED WARRANTY ON TUFF FORMS GFRP THEMED PLAY SCULPTURES

GameTime provides a five-year limited warranty on Tuff Forms glass fiber reinforced polymers (GFRP) themed play sculptures against structural failure that cause the product to become structurally unfit for the intended use and a one-year limited warranty on paint defects; see exclusions. This warranty does not cover damage resulting from ground settlement or high winds.

LIMITED WARRANTY ON FITNESS EQUIPMENT

GameTime provides a ten-year limited warranty on GTfit Advanced, Elite and stationary Base Series posts, welds, and bars and a five-year limited warranty on motion Base Series posts, welds, and bars against structural failure; a five-year limited warranty on Advanced Series stainless damper modules and aluminum cycle covers; a two-year limited warranty on Advanced and motion Base Series bearings, steel pins, dampers, plastics, rubber parts, cycle pedals and shafts, molded seats, backrests and clamps; and a one-year limited warranty on cycle rib belts and powder coating. These warranties cover damage due to failure or corrosion of metal parts that cause the product to become structurally unfit for the intended use; see exclusions.

TEN-YEAR LIMITED WARRANTY ON REDWOOD AND PRESSURE-TREATED WOOD PRODUCTS

GameTime provides a ten-year limited warranty on redwood and pressure-treated wood products against damage by decay or termites causing the wood to become structurally unfit for its intended use; see exclusions.

FIVE YEAR LIMITED WARRANTY ON GAMETIME SUPER SEAT™

GameTime provides a five-year limited warranty on Model No. 949 SuperSeat and Model No. 999 Super Seat-2 against structural failure that causes the seat to become unfit for its intended use; see exclusions. The factory installed "S"-Hook and Seat Hanger assemblies are covered under a one-year limited warranty against rust, corrosion or premature wear.

THREE-YEAR LIMITED WARRANTY ON RUBBER AND "C" SPRINGS FOR SADDLEMATES®

GameTime provides a three-year limited warranty on rubber and "C"-springs for SaddleMates against damage due to de-lamination of the rubber spring and breakage of the "C"-spring that cause the SaddleMate to become structurally unfit for its intended use; see exclusions.

For the purposes of this warranty, lifetime encompasses no specific term of years, but rather that Seller warrants to its original customer for as long as the original customer owns the Product and uses the Product for its intended purpose that the Product and all parts will be free from defects in material and manufacturing workmanship.

GameTime excludes from these warranties the cost to remove parts and reinstall replacements; replacement due to cosmetic defects or coating deterioration caused by climatic conditions; and wood replacement resulting from twisting, warping, checking, shrinking, swelling or other natural physical properties of wood.

To the extent permitted by law, these warranties are expressly in lieu of any other implied or expressed warranties or representation by any person, including any implied warranty of merchantability or fitness. These warranties provide valuable rights to you. No Sales Representative can modify or amend the terms of this warranty.

Since warranty limitations and exclusions may vary from state to state, you should check any specific warranty rights in your state.
**IPEMA ASTM F1487-11 CERTIFICATE OF COMPLIANCE**

**ISSUE DATE:** November 21, 2017  
**Requested By:** Melissa  
**Project:** Frank Brown Park Option 1

In the interest of public playground safety, IPEMA provides a third-party certification service whereby TÜV SÜD America validates a manufacturer's certification of conformance to the ASTM F1487-11 (excluding sections 7.1.1, 10, 12.6.1, 13.2, and 13.3) Standard Consumer Safety Performance Specification for Playground Equipment for Public Use.

The manufacturer listed below has received written validation from TÜV SÜD America that the product(s) listed conform with the requirements of ASTM F1487-11 (excluding sections 7.1.1, 10, 12.6.1, 13.2, and 13.3).

This certificate is invalid if any component or part is replaced, unless purchased from the original manufacturer and assembled in accordance with the original equipment manufacturer's instructions. Check with the manufacturer to determine the validity of the certification of the product(s) listed prior to using this certificate for proof of certification.

<table>
<thead>
<tr>
<th>PRODUCT</th>
<th>PRODUCT LINE</th>
<th>MANUFACTURER</th>
<th>DESCRIPTION</th>
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<tr>
<td>81677</td>
<td>Powerscape</td>
<td>GameTime</td>
<td>TALK TUBE, PLATFORM ACCESS</td>
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<td>ACCESS ATTACHMENT</td>
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<td>GameTime</td>
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<td>GameTime</td>
<td>Interactive Panel (Tic-Tac-Toe)</td>
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<td>GameTime</td>
<td>Transfer Platform W/ Guardrail 4'</td>
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<td>90338</td>
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<td>GameTime</td>
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<td>GameTime</td>
<td>Decorative Panel W/ Thunderring</td>
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<td>Climber Entryway (Barrier)</td>
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<td>Talk Tube Attachment (Ground Level)</td>
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<td>4' Spiral Steps W/ Filler Plate (Reverse)</td>
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<td>Citadel Tower</td>
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<td>12' Stepped Platform</td>
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<td>4337RP</td>
<td>PlayWorx</td>
<td>GameTime</td>
<td>Wildertube Tower Slide Reverse</td>
</tr>
</tbody>
</table>
PowerScape: Our premier 5" play system for ultra-tough durability.

EVERYTHING YOU WANT FROM A PLAY SYSTEM

✓ 5" diameter uprights available in aluminum or galvanized steel
✓ Choose from an extensive offering of exclusive components and signature products
✓ Lifetime limited warranty on uprights, posts and hardware
✓ NEW Tru-Loc® offers streamlined connections with 50% less hardware for easier construction and maintenance
✓ Largest decks in the industry and slip-resistant Tuff Clad™ deck coatings for increased footing
✓ Entry archways to help direct traffic and prevent inadvertent falls
✓ Tough, baked-on powder coat finish
✓ Exclusive Direct bolt technology.
✓ IPEMA certified

PowerScape playgrounds can be customized with shade structures, freestanding play activities and ramps for accessibility, including the widest ramps in the industry.

THE TRU-LOC ADVANTAGE

Our patented Tru-Loc® is far superior to the average "clamp around" system!

✓ Next generation direct bolt features elegant, innovative engineering
✓ Connection offers sleeker lines and cleaner designs
✓ Tru-Loc® Panel Connector is ASTM/EN/CSA compliant
✓ Smooth "kid-friendly" connection point, no rough edges
✓ Connections are concealed within the sleeve, no exposed hardware
✓ Unlike clamp systems, our systems don’t require precise field measuring and constant maintenance

GAMETIME, A PLAYCORE COMPANY

1-866-235-8440 GAMETIME.COM
Congratulations! With this license you become one of the nearly one million Floridians licensed by the Department of Business and Professional Regulation. Our professionals and businesses range from architects to yacht brokers, from boxers to barbecue restaurants, and they keep Florida’s economy strong.

Every day we work to improve the way we do business in order to serve you better. For information about our services, please log onto www.myfloridalicense.com. There you can find more information about our divisions and the regulations that impact you, subscribe to department newsletters and learn more about the Department’s initiatives.

Our mission at the Department is: License Efficiently, Regulate Fairly. We constantly strive to serve you better so that you can serve your customers. Thank you for doing business in Florida, and congratulations on your new license!

RICK SCOTT, GOVERNOR

KEN LAWSON, SECRETARY

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
CONSTRUCTION INDUSTRY LICENSING BOARD

LICENSE NUMBER
CBC1258579

The BUILDING CONTRACTOR
Named below IS CERTIFIED
Under the provisions of Chapter 489 FS.
Expiration date: AUG 31, 2018

KILPATRICK, JOHN PAUL
J.A. DAWSON & CO., INC.
220 APPELEGATE TRACE
PELHAM AL 35124

ISSUED: 08/28/2016

DISPLAY AS REQUIRED BY LAW

SEQ # L16082800002344
REQUEST FOR PROPOSALS

Frank Brown Park
BIG KIDS
PLAYGROUND

CITY OF PANAMA CITY BEACH, FLORIDA

November 1, 2017
NOTICE OF REQUEST FOR SEALED PROPOSALS

Frank Brown Park
Big Kids Playground

The City of Panama City Beach hereby solicits sealed proposals for a Big Kids Playground for ages 7 & up to be located in the Playground area of Frank Brown Park in the City of Panama City Beach.

Sealed proposals will be received until 2:00PM Central Daylight Time, November 28th, 2017, at the City of Panama City Beach City Hall Annex, 110 S Arnold Road, Panama City Beach, Florida 32413 and will be opened and publicly read immediately thereafter. All Bids shall be submitted in an envelope clearly marked "Sealed Bid- Panama City Beach – Frank Brown Park Big Kids Playground."

Copies of the specifications may be obtained from the Parks & Recreation Office at 16200 PCB Parkway or on the City’s Website at www.pcbgov.com. The point of contact for obtaining specifications is Cheryl Joyner, email address cjoyner@pcbgov.com. No specifications will be issued to suppliers later than seventy-two (72) hours prior to the time indicated above for receiving bids.

Proposals must be submitted upon the standard form contained in the Specifications with such attachments as may be authorized there.

The City reserves the right to (1) reject any and all bids and to waive any informality in bids received, and (2) to award the contract to a bidder other than the lowest bidder should it find that the lowest bidder does not offer the reliability, quality of service or product afforded by such other bidder. Where a bid other than the lowest bid is taken, the City Council will state the reasons upon which such award was made. All bidders shall comply with all applicable state and local laws concerning licensing, registration, and regulations of businesses in the state of Florida.

All Bids shall be firm for a period of 60 days after opening.

END.
PROPOSAL FORM

TO: City of Panama City Beach, Florida SUBMITTED: ____________, 2017.

Frank Brown Park Big Kids Playground

The Undersigned, as Bidder, hereby declares that they have examined the proposal specifications and informed themselves fully in regard to all conditions pertaining to the equipment to be supplied.

The Bidder proposes and agrees, if this proposal is accepted, to contract with the City of Panama City Beach for the lump sum price listed, to furnish all labor, materials and supplies to install free and clear the Frank Brown Big Kids Playground in complete accord with the described and reasonably intended requirements of this request for proposals and the specifications submitted by Bidder to satisfaction of the City, with a definite understanding that no additional money will be allowed for any corrections or additions. Payment in full will be made to the Bidder within 30 days of delivery and completion of installation acceptable to the City. The Bidder further agrees hereby to complete the Frank Brown Park Big Kids playground install by February 23rd, 2018, with liquidated damages thereafter of $200.00 per day.

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ADDENDUM ACKNOWLEDGMENT: (Only if addendums have been provided). I, the undersigned bidder, hereby acknowledge receipt of the following addenda: Addendum No.____ Addendum No.____.

SUMMARY DESCRIPTION OF THE UNIT AND LUMP SUM PRICE:

Summary description of the Unit:

__________________________________________________________

__________________________________________________________

Note: A detailed description not exceeding 7 pages, will include a photograph/sketch/drawing of the playground and a written description of the warranty of equipment meeting the minimum requirements of the bid specs must be attached to this Proposal.

Lump sum price for the Frank Brown Park Big Kids Playground: $__________________________

Specify terms of any deposit or write "none required": ____________________________

Name of SUPPLIER: ____________________________

ADDRESS: ____________________________ CITY: ______________ STATE: ____ ZIP: ______

EMAIL ADDRESS: ____________________________ PHONE: ____________________________

SIGNATURE – (Confirming all information above is correct) ____________________________

Print Name: ____________________________ and Print Title ____________________________
Frank Brown Park Big Kids Playground

PART 1 - GENERAL DESCRIPTION
Outdoor Big Kids Playground for kids ages 7 and up. Playground will consist of stairs on one side and a climber on the other side that goes up to a enclosed tower area. There will be a minimum of one 12 foot slide preferably a tube slide and a second slide at a minimum of 10 foot that is either a tube slide or open air. All enclosed towers will have a roof for shade. The Big Kids Playground structure will include a Talking Tube type of speaker at the top of the Big Kids Playground tower area and a Talking Tube type of speaker at the bottom for the ability to communicate with individuals. The enclosed tower at the top will also include at the minimum the following items: 1. Interactive game type of play structure attached to one of the panels. 2. A climber or a crawl tube and 3. A small flag like item on the outside of the enclosed tower that is controlled by a lever inside the tower allowing children to raise and lower the small flag like item.

PART 2 – CERTAIN TERMS AND CONDITIONS
1) Delivery and installation must be completed by February 23rd, 2018, with liquidated damages of $200.00 per day thereafter.
2) Minimum bidder’s 12-month warranty on installation parts and labor.
3) Minimum manufacturers’ 12-month warranty on the Playground Structure.
4) A minimum of a 10-year manufacturers’ warranty against chipping, rusting, delaminating, and fading of structure.
5) A minimum of a 10-year warranty on punched steel decks, pipes, rails, roofs, loops, rungs, rotomolded and polyethylene components.
6) Lifetime warranty on support posts (uprights), tru-locks and hardware.
7) Playground will be installed by the bidder and it is the bidder’s responsibility to confirm the measurement and suitability of the playground including without limitation dimensions, composition, fall height and structural integrity.
8) The surfacing will consist of sand at a minimum of 12 inches and will be the City’s responsibility after the install of the Big Kids Playground.
9) Playground location will be leveled and graded by the City prior to installation.
10) The color desired is royal blue, green and orange, but color choice can be changed with City Approval.
11) Submit a drawing/picture/sketch of the proposed playground with bid. If it is determined that the proposed design of equipment is not appropriate for our playground, The City reserves the right to not consider the proposal. (Exhibit C - Examples of possible playground structures that would work for this location).
12) The measurement of the playground area is approximately 75 feet long by 50 feet wide. (Exhibit B)
13) The Big Kids Playground will be certified and meet ASTM-F1487, CPSC and IPEMA standards for playgrounds.
14) The City is tax exempt and copy of the certificate of exemption is attached as (Exhibit A).
15) After playground is installed and is acceptable to the city, payment in full will be made within 30 days of receipt of invoice for the approved bid amount. Invoice and W9 shall be submitted in digital Adobe Acrobat .pdf format to Cheryl Joyner Recreation Administration Supervisor a cjoyner@pcb.gov.com.
16) The budget must not exceed $100,000 which includes installation. This is a low bid process.

17) Job Walks can be scheduled by an appointment by contacting Cheryl Joyner, City of Panama City Beach Recreation Administration Supervisor at cjoyner@pcbgov.com.

PART 3 – DATES

1. Sealed Proposals Due Tuesday November 28th, 2017 at 2:00pm at City Hall Annex, 110 South Arnold Road, Panama City Beach.
2. Proposals will be opened at 2:00 pm at that same time and place.
5. Job to be completed by February 23, 2018.

PART 4 – LIST OF RFP EXHIBITS

EXHIBIT A
Certificate of Tax Exemption

EXHIBIT B
Location of where the Big Kids Playground structure will be installed

EXHIBIT C
Examples of possible Big Kids Playgrounds that would work for this location

Updated November 1, 2017