RESOLUTION 18-58

A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING AN AGREEMENT WITH FOREVERLAWN EMERALD COAST IN THE AMOUNT OF $123,053 FOR THE PURCHASE AND INSTALLATION OF SYNTHETIC TURF PLAYGROUND SURFACING FOR FRANK BROWN PARK; 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 ForeverLawn Emerald Coast relating to the purchase of synthetic turf playground surfacing for Frank Brown Park in the basic amount of One Hundred Twenty Three Thousand, Fifty Three Dollars ($123,053), 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 8th day of February, 2018.

CITY OF PANAMA CITY BEACH

By: [Signature]

Mike Thomas, Mayor

ATTEST:

[Signature]

Jo Smith, City Clerk

Resolution 18-58
## CITY OF PANAMA CITY BEACH
### BID TABULATION

<table>
<thead>
<tr>
<th>Bidder</th>
<th>Address</th>
<th>Information</th>
<th>Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Robertson Industries Inc</td>
<td>2414 W 12th St. Ste 5 Tempe, AZ 85281</td>
<td>Backing &amp; padding does not meet specs.</td>
<td>$108,650.00</td>
</tr>
<tr>
<td></td>
<td></td>
<td>No pad sample provided</td>
<td></td>
</tr>
<tr>
<td>JA Dawson, Inc.</td>
<td>PO Box 1178 Pelham, AL 35124</td>
<td></td>
<td>$134,720.00</td>
</tr>
<tr>
<td>Pro Playgrounds</td>
<td>8490 Cabin Hill Rd Tallahassee, FL 32311</td>
<td>Backing &amp; padding does not meet specs.</td>
<td>$99,925.75</td>
</tr>
<tr>
<td>Forever Lawn Emerald Coast</td>
<td>116 4th Street Fort Walton Beach, FL 32548</td>
<td>Lowest responsive bidder</td>
<td>$123,053.00</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
PROPOSAL FORM

TO: City of Panama City Beach, Florida

SUBMITTED: 12/21/2018.

Frank Brown Park Playground Surfacing Project

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 Park Playground Surfacing in complete accord with the described and reasonably intended requirements of the Request for Proposals to the 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 proposes and agrees to complete the Frank Brown Park Playground Surfacing Project by April 21, 2018, with liquidated damages thereafter of $100.00 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 the design and specifications issued by the City or subsequently accepted by the City in writing will be required.

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

SUMMARY DESCRIPTION AND LUMP SUM PRICE:

Summary description of the products and installation proposed: If proposing a product other than Playground Grass “Ultra” by Foreverlawn, please follow requirements set by General Specifications 1.1

________________________________________________________________________________________________________________________________________

Note: A detailed description of the product and installation, and a sample of the Turf Grass and Pad proposed must be attached and included with this Proposal.

Lump sum price for the Frank Brown Park Playground Surfacing Project:

$123,053.00 Specify terms of any deposit or write “none required”: none required.

Name of SUPPLIER: Foreverlawn Emerald Coast

ADDRESS: 111 E 4th St. CITY: Fort Walton Beach STATE: FL ZIP: 32548

EMAIL ADDRESS: maria@ec.foreverlawn.com PHONE: 850-812-3388

References: Please list 3 successful installs of the surfacing proposed including:

Name Location Address or Email Phone Number
Frank Brown Park Imagina tion Playg r 850.233.5045
Tom Brown Park Lake Ave Playground susan.tanski@cityoflakeland.com 850.891.6314
City of Lakeland Public Park Imperial Blvd, Lakeland, FL 850.834.3157

SIGNATURE – (Confirming all information above is correct) ________________________

Print Name: Maria S. Bragg and Print Title: owner

Page 3 of 7
<table>
<thead>
<tr>
<th>Location/Option</th>
<th>Grass Type &amp; Description</th>
<th>Total Square Foot</th>
<th>Price per Square Foot</th>
<th>Total Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Under the Palms AND Little Rascals Playgrounds</td>
<td>ForeverLawn Playground Grass Ultra™ Olive Green XP PE slit film blades straight, w turf green / tan nylon thatch w Xsatic™ anti-static protection; antimicrobial protection; 113 oz, 1 5/8&quot; pile with 3 layered premium backing system</td>
<td>10,715 sf</td>
<td>$11.02 psf</td>
<td>$123,053.00</td>
</tr>
<tr>
<td>2 mounds</td>
<td>$2500/e</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
- **Clean Up** – The work site will be cleaned up and all debris will be removed. The job listed above will be completed within 14 working days' time, weather permitting.

- These ForeverLawn products carry a 10-year manufacturer's warranty through ForeverLawn, Inc. and a 2 year workmanship warranty on installation by ForeverLawn Emerald Coast.

Note:
All work will be done in a highly professional manner. Changes to the scope of the project may require changes to the proposal and pricing as well. *Due to product pricing considerations, the price of this quote can only be guaranteed until December 31st, 2018.*

<table>
<thead>
<tr>
<th>Installation schedule:</th>
<th>Subtotal:</th>
<th>$123,053.00</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Adjustments:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Total:</td>
<td>$123,053.00</td>
</tr>
<tr>
<td></td>
<td>Deposit 50%:</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Amount due upon completion:</td>
<td>$123,053.00</td>
</tr>
</tbody>
</table>

We are pleased to submit the above quotation. Thank you for your business. Due to pricing considerations, this quote can only be guaranteed until Dec 31, 2018. ForeverLawn is not responsible for damage to any electrical or irrigation systems not installed according to code.

This purchase agreement is offered by a local independently owned and operated ForeverLawn dealer. ForeverLawn Inc. is not a party to this purchase agreement. ForeverLawn Inc. guarantees the quality of ForeverLawn products, but accepts no responsibility nor implies any warranty for installation associated with its products.

ForeverLawn Emerald Coast  850-812-3388

www.ec.foreverlawn.com
REQUEST FOR PROPOSALS

Frank Brown Park
PLAYGROUND
SURFACING PROJECT

CITY OF PANAMA CITY BEACH, FLORIDA

January 3, 2018
NOTICE OF REQUEST FOR SEALED PROPOSALS

Frank Brown Park
Playground Surfacing Project

The City of Panama City Beach hereby solicits sealed proposals for an IPEMA certified playground synthetic turf (grass) resilient safety surface to be located in Frank Brown Park within the City which surface must be reasonably equivalent to certain specifications and requirements set forth by the City in connection with this Notice.

Sealed proposals will be received until 2:00PM Central Daylight Time, January 23, 2018, 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 Playground Surfacing Project.

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: ____________, 2018.

Frank Brown Park Playground Surfacing Project

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 Park Playground Surfacing in complete accord with the described and reasonably intended requirements of the Request for Proposals to the 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 proposes and agrees to complete the Frank Brown Park Playground Surfacing Project by April 21, 2018, with liquidated damages thereafter of $100.00 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 the design and specifications issued by the City or subsequently accepted by the City in writing will be 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 AND LUMP SUM PRICE:

Summary description of the products and installation proposed: If proposing a product other than Playground Grass “Ultra” by Foreverlawn, please follow requirements set by General Specifications 1.1

__________________________________________

Note: A detailed description of the product and installation, and a sample of the Turf Grass and Pad proposed must be attached and included with this Proposal.

Lump sum price for the Frank Brown Park Playground Surfacing Project:

$________________________ Specify terms of any deposit or write "none required": __________

Name of SUPPLIER: ____________________________

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

EMAIL ADDRESS: __________________________ PHONE: __________________________

References: Please list 3 successful installs of the surfacing proposed including:

<table>
<thead>
<tr>
<th>Name</th>
<th>Location</th>
<th>Address or Email</th>
<th>Phone Number</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

SIGNATURE – (Confirming all information above is correct) ____________________________

Print Name: ____________________________ and Print Title ____________________________
PART 1 - GENERAL SPECIFICATIONS

1.1 Description of Surfacing – Substitutes will be accepted dependent on specs provided below:
The desired resilient safety surface shall be an IPEMA certified playground synthetic turf (grass) with a resilient safety surface which is reasonably equivalent to the following specifications and requirements, independently and collectively.

NOTE: The City is aware that the following specifications and requirements relate to Playground Grass Ultra as manufactured by Foreverlawn, Inc. As indicated in the Notice of this Request for Proposals, the City will consider alternative proposals that are reasonably equivalent to that product and the following standards, and determine which provides the best value to the city based upon reliability or quality of service or product. Bidders proposing an alternative product must point out in their bid (in the order and by the numbers set forth below) whether their product meets or exceeds the numbered requirement and if not, state the standard which the alternative does meet and why the City should consider that standard sufficient.

1. Blades: The desired primary blades are a slit film XP polyethylene with anti-microbial agent ALPHASAN (an anti-microbial protection and Xstatic antistatic technology) built into the grass blades. An anti-static agent must also be integrated into the construction so as to not allow static charge build up. Secondary blade is a heat textured nylon monofilament. Polyethylene blades that are web or honeycomb fibrillated shall not be accepted.

2. Weight: The desired product face weight will be from 40 – 60 ounces with backing, the total weight of the product will be from 70-115 ounces.

3. Tufting: The desired tufting gauge will be 3/8", pile height 1 5/8" or better. Tufting configuration – dual yarn same row set up.

4. Backing: The desired backing shall be a multi-layered, three part
   a. The desired first single layer (stabilized primary consisting of polyester, fiberglass and polyurethane. It is 18 pic construction and 6 ounces.
   b. The desired second layer is a 48 ounce, urethane layer.
   c. The desired third layer is 3.5 ounce, geotextile fleece.

5. Seams: Primary seaming system shall be a micromechanical utilizing hook and loop technology.

6. Resilient subsurface: 1” Safety Foam Pad in the Little Rascals Playground Area and 2” Safety Foam Pad in the Under the Palms Playground Area (Exhibit C) with excellent drainage that is a closed cell polyethylene planed pad.

7. Infill material: will be 12/20 Envirofill Green. Installed at 2 pounds per square foot.
1.2 Execution of Surfacing – Base Requirements - Performed by the City
   See Exhibit C - Each Playground area is different with fall height.
   1. Step 1 – Area will be leveled to 5 inches below finished grade.
   2. Step 2 - City will install a commercial grade filter fabric.
   3. Little Rascals Playground Area – Fall Height is 4-6 foot for ages 2-5
      4. Step 3- City will install #89 Limestone (3/8" crushed cleaned), at a depth of 3.5-4 inches.
         Once compacted and leveled, stone base will be at 3-3.5 inches deep.
   5. Under the Palms Playground Area – Fall Height is 8 foot for ages 5-12
      6. Step 3-City will install #89 Limestone (3/8" crushed cleaned), at a depth of 3.5-4 inches.
         Once compacted and leveled, stone base will be at 3-3.5 inches deep.

1.3 Preparation of Surfacing –
   1. The perimeter of the area shall be defined with a composite nailer board, unless an
      acceptable surface for anchoring the turf currently exists. These nailer boards will be
      secured into concrete or blacktop, or held in place with rebar spikes.
   2. Cleaning - the entire surface shall be clean and free from any foreign and loose material.

1.4 Installation of Surfacing – Each Playground area is expected to be completed
   with the installation of the playground equipment by March 31, 2018. Surfacing
   install can begin once playground equipment is signed off and approved by the
   City. This could allow Surfacing install to happen before March 31, 2018.
   1. SafetyFoam subsurface (resilient surface) – 1” Safety Foam for a 4-6' CFH (Certified Fall Height) over
      aggregate for the Little Rascals Playground Area. 2” Safety Foam for a 8’ CFH (Certified Fall Height) over
      aggregate for the Under the Palms Playground Area.
   2. Artificial Turf – The turf will be rolled out in sections, cut around the poles and seamed together
      using the micro-mechanical seaming system as the primary bond.
   3. Securing – The turf will be secured around the perimeter. If using nailer boards, 1” staples will
      be used to secure the turf to the boards. Staples will be placed every 2 inches. (see edge details).
   4. Protection - Surface installer shall be responsible for the protection of the surface during the
      curing period upon completion of the installation.
   5. 2 Soft Seating Mounds- A formed coated Geo Foam mound, with sculpted seating to
      be installed completely around the lighting poles in each playground area. Overall dimension will
      be 30" tall with a 84" base diameter for each light pole. Artificial Turf surface will flawlessly cover
      the entire soft seating mound. (Exhibit C)
   6. Fence Posts will be set in place after playground equipment is installed by the City on
      the perimeter of the each Playground area. There will be an opening of 12 foot in-between posts
      for equipment to enter the area for installation purposes. The perimeter boards are to be put on
      the outside of the posts. Playground surfacing will go around the poles and over the perimeter
      boards.

1.5 Measurements of Surfacing- The measurement of the surfacing area is the responsibility
   of bidder. (See Attachment’s B and C).
1.6 Testing of Materials

The following are test results from an independent testing laboratory which must also be submitted:

a. **Impact Attenuation - ASTM 1292-04:** Impact attenuation test results will be provided. These test results shall be certified and submitted on the letterhead of an independent testing lab. Impact attenuation test results shall meet or exceed Consumer Product Safety Commission Guidelines for impact attenuation (G-max and Head Injury Criteria "H.I.C."). Test results must be administered and evaluated under the same test and these results must be shown for three drops at each required temperature: 32º, 72º, 120º; yield less than 200 G's and less than 1,000 H.I.C. Only test results from ASTM testing approved laboratories, F8 committee will be acceptable. Approved testing laboratories are TSI and Detroit Testing.

b. **Permeability:** Product shall meet or exceed a coefficient of permeability of five (5) feet per minute.

   NOTE: From a geotechnical standpoint, the permeability of a material is a measure of the velocity at which water will flow through the void spaces or pores under a given hydraulic gradient. The product shall handle a minimum of 3" of rainfall per hour.

c. **Flammability (PIII test)**

   NOTE: To assure compliance with a, b, and c installation shall be provided by an approved installer, who has at least 3 successful installs. Please submit the names of references on 3 successful installs of the artificial turf and safety foam product proposed.

1.7 Job Completion and testing to be complete by April 21, 2018 with liquidated damages of $100.00 per day thereafter.

1.8 The City is tax exempt and copy of the certificate of exemption is attached as Exhibit A.

1.9 After the project is complete, payment in full will be made within 30 days of receipt of invoice for the approved bid amount. Invoice shall be submitted in digital Adobe Acrobat .pdf format to Cheryl Joyner Recreation Administration Supervisor at cjoyner@pcbgov.com.

2.0 Guarantee/Warranty of the Material and Workmanship

1. The artificial grass installed under this contract will be warranted for a period of ten (10) years for materials and covers the surface for wear through, deterioration and excessive fading/UV degradation. Vandalism and force majeure will not be covered. Labor/Workmanship will be warranted for a period (2) years.

   Written warranty must be submitted by the installer

2. When defective material or workmanship is discovered which will require repair or replacement, all such repair work or replacement work shall be done by the CONTRACTOR at its own expense after written notification is given of such required repairs. However, if the CONTRACTOR fails to comply with the requirements of the above guarantee within reasonable time after notification is
given, the CITY shall proceed to have the repairs made by others at the CONTRACTOR'S expense.

a. Any unsafe conditions that arise shall be secured and maintained by the installer until all required repairs or replacements have been completed.

b. All resurfacing will conform in kind and quality to the specifications set forth in the plans and specifications and will be free of defects in workmanship and material.

PART 2 – DATES

1. Sealed Proposals Due Tuesday January 23, 2018 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;
3. City Council Approval February 8, 2018
4. Job awarded February 9, 2018
5. Job to be completed by April 21, 2018.

PART 3 – LIST OF RFP EXHIBITS

EXHIBIT A
Certificate of Tax Exemption

EXHIBIT B
Location of where the Playground Surfacing will be installed

EXHIBIT C
Playground Surfacing Measurements, Drawing and Pictures

Updated January 1, 2018
This certifies that

CITY OF PANAMA CITY BEACH
110 S HIGHWAY 79
PANAMA CITY FL 32413-2140

is exempt from the payment of Florida sales and use tax on real property rented, transient rental property rented, tangible personal property purchased or rented, or services purchased.

Important Information for Exempt Organizations

1. You must provide all vendors and suppliers with an exemption certificate before making tax-exempt purchases. See Rule 12A-1.038, Florida Administrative Code (F.A.C.).

2. Your Consumer’s Certificate of Exemption is to be used solely by your organization for your organization’s customary nonprofit activities.

3. Purchases made by an individual on behalf of the organization are taxable, even if the individual will be reimbursed by the organization.

4. This exemption applies only to purchases your organization makes. The sale or lease to others of tangible personal property, sleeping accommodations, or other real property is taxable. Your organization must register, and collect and remit sales and use tax on such taxable transactions. Note: Churches are exempt from this requirement except when they are the lessor of real property (Rule 12A-1.070, F.A.C.).

5. It is a criminal offense to fraudulently present this certificate to evade the payment of sales tax. Under no circumstances should this certificate be used for the personal benefit of any individual. Violators will be liable for payment of the sales tax plus a penalty of 200% of the tax, and may be subject to conviction of a third-degree felony. Any violation will require the revocation of this certificate.

6. If you have questions regarding your exemption certificate, please contact the Exemption Unit of Account Management at 800-352-3671. From the available options, select "Registration of Taxes," then "Registration Information," and finally "Exemption Certificates and Nonprofit Entities." The mailing address is PO Box 8480, Tallahassee, FL 32314-8480.
Location of Site

Little Rock

Start Line

Approx. Area 525, 4940 sq ft

6' x 11'

Toddler Area

Little Rock Area

Entrance/Exit

12'

175'

Date:

Scale: 1" = 1 ft

Holl Inspects Required
## CITY OF PANAMA CITY BEACH
### AGENDA ITEM SUMMARY

1. **DEPARTMENT MAKING REQUEST/NAME:**
   - Parks & Recreation- Jim Ponek

2. **MEETING DATE:**
   - February 8, 2018

3. **REQUESTED MOTION/ACTION:**
   - Staff's recommendation is to approve the low bid from Foreverlawn Emerald Coast in the amount of $123,053.00

<table>
<thead>
<tr>
<th>4. AGENDA</th>
<th>5. IS THIS ITEM BUDGETED (IF APPLICABLE)?</th>
<th>6. BACKGROUND: <em>(WHY IS THE ACTION NECESSARY, WHAT GOAL WILL BE ACHIEVED)</em></th>
</tr>
</thead>
<tbody>
<tr>
<td>PRESENTATION</td>
<td>YES [✓]</td>
<td>On January 23, 2018, Staff received four (4) sealed bids for the Frank Brown Park Playground Surfacing Project. Foreverlawn Emerald Coast was the lowest bid which met the project specifications in the amount of $123,053.00. See Attachment #1.</td>
</tr>
<tr>
<td>PUBLIC HEARING</td>
<td>NO [ ]</td>
<td>Attachment #2B of the bid packet is the planned location for the Playground Surfacing Project.</td>
</tr>
<tr>
<td>CONSENT</td>
<td>[✓]</td>
<td>With City Council approval, this Playground Surfacing Project is to be completed by April 21, 2018. The new playground is scheduled for completion by May 1, 2018. This Playground Surfacing Project is handicap accessible.</td>
</tr>
<tr>
<td>REGULAR</td>
<td>N/A [☐]</td>
<td>All playground projects for 2018 have been budgeted in the adopted 2017-2018 budget.</td>
</tr>
</tbody>
</table>

5. **BUDGET AMENDMENT OR N/A**
   - N/A [☐]

6. **DETAILED BUDGET AMENDMENT ATTACHED**
   - YES [☑]

The City Attorney, City Manager, and Finance Director have reviewed and approve the recommendation to award Foreverlawn Emerald Coast the Playground Surfacing Project in the amount of $123,053.00.