

TOWN OF DAVIE

TOWN COUNCIL AGENDA REPORT

TO: Mayor and Councilmember's

FROM/PHONE: Daniel J. Oyler, Acting Public Works Director
954-797-1240

SUBJECT: Resolution

AFFECTED DISTRICT: District 3

TITLE OF AGENDA ITEM: A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AMENDING RESOLUTION R-2006-221 RELATING TO LINEAR PARK GAZEBO RE-ROOFING ADOPTED AUGUST 16, 2006 BY CORRECTING A SCRIVENERS ERROR, AND PROVIDING AN EFFECTIVE DATE.

REPORT IN BRIEF: Resolution R-2006-221 was adopted by the Town Council on August 16, 2006 for the repair of the Linear Park Gazebo Roofs. In the WHEREAS section of the resolution the bid was to be awarded to Regency Roofing Company however in Section 1 the Resolution mistankly accepted the bid from Budget Construction. This Resolution corrects the error.

PREVIOUS ACTIONS: Approval of Resolution R-2006-221

CONCURRENCES: The recommended award had been reviewed by the Public Works Department and the Bid Specification Committee whom concur with the decision to award the bid to Regency Roofing Company.

FISCAL IMPACT:

Has request been budgeted? Yes

If yes, expected cost:

If no, amount needed: \$42,790.00

What account will funds be appropriated from: 054-0259-594-0430 - This account is being used for Hurricane Wilma Damage

RECOMMENDATION(S): Motion to approve the resolution.

Attachment(s): Resolution, Bid Recommendation, Procurement Authorization, Bid from Regency Roofing and Incorporation Information

RESOLUTION NO. _____

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AMENDING RESOLUTION R-2006-221 RELATING TO LINEAR PARK GAZEBO REROOFING ADOPTED AUGUST 16, 2006 BY CORRECTING A SCRIVENERS ERROR, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Resolution R-2006-221 was adopted by the Town Council on August 16, 2006 for the reproofing of the Linear Park gazebos; and

WHEREAS, Resolution R-2006-221 contained a scrivener's error in that resolution; and

WHEREAS, The bid should be awarded to Regency Roofing instead of Budget Construction.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA:

SECTION 1. That Resolution R-2006-221 is hereby amended to correctly award the bid to Regency Roofing.

SECTION 3. This Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS _____ DAY OF _____, 2006.

MAYOR/COUNCIL MEMBER

ATTEST:

TOWN CLERK

APPROVED THIS _____ DAY OF _____, 2006.

Public Works

Memorandum

To: Herb Hyman, Procurement Manager
From: Dan Oyler, Acting Public Works Director
Date: July 24, 2006
Re: Re Bid of Linear Park Gazebos B-06-109

The Public Works Department has reviewed the bids received for the Linear Park Gazebos Re Roofing and recommends that the bid be awarded to Regency Roofing.

RESOLUTION NO. R-2006-221

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, AUTHORIZING THE APPROPRIATE TOWN OFFICIALS TO ACCEPT THE BID RECOMMENDATION FOR LINEAR PARK GAZEBO RE-ROOFING

WHEREAS, Hurricane Wilma damaged the Gazebos along Linear Park; and

WHEREAS, The Town solicited sealed bids for the repair of the Gazebos; and

WHEREAS, after review, the Town Council wishes to accept the bid from Regency Roofing Company.

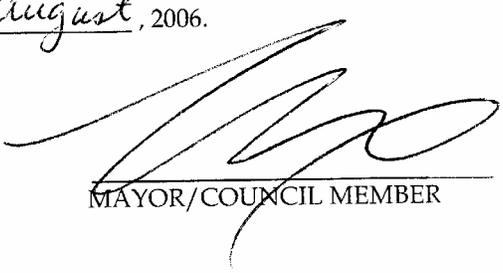
NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA:

SECTION 1. The Town Council hereby accepts the bid from Budget Construction for the repair of the Linear Park Gazebos damaged by Hurricane Wilma in the amount of \$42,790.00.

SECTION 2. The Town Council hereby authorizes the expenditures from account number 054-02590594-0430.

SECTION 3. This Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS 16th DAY OF August, 2006.


MAYOR/COUNCIL MEMBER

ATTEST:


TOWN CLERK

APPROVED THIS 16th DAY OF August, 2006.

TOWN OF DAVIE PROCUREMENT AUTHORIZATION

ACCOUNT NUMBER 054-0259-594-081 **BUDGET ITEM & DESCRIPTION** GAZEBO REROOFING **APPROXIMATE COST** 44,000.00
PW - EXT. BLDG. MAINT

METHOD OF PROCUREMENT (check the one that applies)

- Open Competitive Bidding
- Piggyback on Contract Number _____
- Sole Source
- Request For Proposals

SPECIFICATIONS & LIST OF VENDORS MUST BE ATTACHED

Signed *Ben Beaud*
 Department Head

Have Funds been Reserved PERM. 3433

Date 4/6/06 Signed *WJ*

Signed *[Signature]*
 Town Administrator

BIDS SUBMITTED

| VENDOR | BIDS SUBMITTED | COST |
|----------------------------|----------------|--------------------|
| <u>REGENCY ROOFING Co.</u> | | <u>\$42,750.00</u> |
| <u>M.C. + P</u> | | <u>67,500.00</u> |
| | | |
| | | |
| | | |
| | | |
| | | |

Signed *[Signature]*
 Procurement Manager

BID SPECIFICATION COMMITTEE'S RECOMMENDATION

| Vendor | Cost |
|----------------------------|--------------------|
| <u>Regency Roofing Co.</u> | <u>\$42,750.00</u> |

**Linear Park Shelters Re-Roof
Bid Sheet**

| | |
|---|-----------------------------|
| Shelter #1 (6510 Orange Drive) (Include 48 L.F. of 2"x6" P.T. Tongue and Groove Decking And 8 L.F. of 4"x12" R.S.C. Hip Rafter) | Lump Sum \$ <u>8,107.66</u> |
| Additional T&G decking | Per Sq. Ft. \$ <u>10.00</u> |
| Shelter #2 (6590 Orange Drive) (Include 120 L.F. of 2"x6" P.T. Tongue and Groove Decking) | Lump Sum \$ <u>3,603.36</u> |
| Additional T&G decking | Per Sq. Ft. \$ <u>10.00</u> |
| Shelter #3 (6870 Orange Drive) (Include 128 S.F. 5/8" Plywood Decking) | Lump Sum \$ <u>6,305.88</u> |
| Additional Plywood decking | Per Sq. Ft. \$ <u>1.00</u> |
| Shelter #4 (7230 Orange Drive) (Include 64 S.F. 5/8" Plywood Decking) | Lump Sum \$ <u>3,152.94</u> |
| Additional Plywood decking | Per Sq. Ft. \$ <u>1.00</u> |
| Shelter #5 (7410 Orange Drive.) (Include 160 S.F. 5/8" Plywood Decking) | Lump Sum \$ <u>6,305.88</u> |
| Additional Plywood decking | Per Sq. Ft. \$ <u>1.00</u> |
| Shelter #6 (7450 Orange Drive) (Include 32 S.F. 5/8" Plywood Decking) | Lump Sum \$ <u>3,152.94</u> |
| Additional Plywood decking | Per Sq. Ft. \$ <u>1.00</u> |
| Shelter #7 (7730 Orange Drive) (Include 64 S.F. 5/8" Plywood Decking) | Lump Sum \$ <u>3,152.94</u> |
| Additional Plywood decking | Per Sq. Ft. \$ <u>1.00</u> |
| Shelter #8 (9800 Orange Drive) (Include 32 S.F. 5/8" Plywood Decking) | Lump Sum \$ <u>4,504.20</u> |
| Additional Plywood decking | Per Sq. Ft. \$ <u>1.00</u> |
| Shelter #9 (11210 Orange Drive) (Include 256 S.F. 5/8" Reverse Board and Batten) | Lump Sum \$ <u>4,504.20</u> |
| Additional Reverse Board and Batten | Per Sq. Ft. \$ <u>2.00</u> |

TOTAL BID PRICE \$ 42,790.00

NOTE: Add \$939.00 to the total (\$43,729.00 new total) for No.1 Grade
CCA 3/4" x 24" Heavy Handsplit Shakes. Drip edge will be 3"x3"
brown galvanized. Shake fasteners will be Type 306 stainless
steel ring shank.

Linear Park Shelters Re-Roof

Bid Sheet

Continued

Bid submitted by:

Name: (printed) John J. Zivich Title: President

Company: (legal registered) The Regency Roofing Cos Inc.

Address: 5081 Lantana Rd

City: Lantana State: FL Zip: 33463

Telephone No.: 561-439-6699 Fax No.: 561-967-2601

Signature:  Date: 7-19-06

Our company _____ will, will not accept the Town of Davie VISA Credit card for payment.

You must submit a completed W-9 form and a completed Vendor/Bidder Disclosure form with your bid.

**Request for Taxpayer
 Identification Number and Certification**

Give form to the requester. Do not send to the IRS.

Name (as shown on your income tax return): _____

Business name, if different from above:
The Regency Roofing Cos Inc.

Check appropriate box: Individual/Sole proprietor Corporation Partnership Other Exempt from backup withholding

Address (number, street, and apt. or suite no.):
5081 Lantana Rd

City, state and ZIP code:
Lantana, FL 33463

List account number(s) here (optional): _____

Requester's name and address (optional):
**Town of Davie
 6591 Orange Blvd
 Davie, Fla 33314**

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on Line 1 to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Social security number
 | | | | | | | |

or

Employer identification number
 3 | 4 | 1 | 4 | 7 | 1 | 5 | 3 | 4

Note. If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
- I am a U.S. person (including a U.S. resident alien).

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the Certification, but you must provide your correct TIN. (See the instructions on page 4.)

Sign Here Signature of U.S. person: *[Handwritten Signature]* Date: *7/19/06*

Purpose of Form

A person who is required to file an information return with the IRS, must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

U.S. person. Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee.

In 3 above, if applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income.

Note. If a requester gives you a form other than Form W-9 to request your TIN, you must give the requester's form if it is substantially similar to the Form W-9.

For federal tax purposes, you are considered a person if you are:

- An individual who is a citizen or resident of the United States,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States, or
- Any estate (other than a foreign estate) or trust. See Regulations sections 301.7701-6(a) and 7(a) for additional information.

Special rules for partnerships. Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax on any foreign partners' share of income from such business. Further, in certain cases where a Form W-9 has not been received, a partnership is required to presume that a partner is a foreign person, and pay the withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid withholding on your share of partnership income.

The person who gives Form W-9 to the partnership for purposes of establishing its U.S. status and avoiding withholding on its allocable share of net income from the partnership conducting a trade or business in the United States is in the following cases:

- The U.S. owner of a disregarded entity and not the entity.

Town of Davie Vendor/Bidder Disclosure

John J. Zivich
I, President, being first duly sworn state that:
The full legal name and business address of the person(s) or entity contracting with the
Town of Davie ("Town") are as follows (Post Office addresses are not acceptable):

Name of Individual, Firm, or Organization: The Regency Roofing Cos. Inc
Address: 5081 Lantana Rd
Lantana, FL 33463
FEIN 34-1471534
State and date of incorporation OHIO, Jan 14, 1987

OWNERSHIP DISCLOSURE AFFIDAVIT

1. If the contract or business transaction is with a corporation, the full legal name and business address shall be provided for each officer and director and each stockholder who directly or indirectly holds five percent (5%) or more of the corporation's stock. If the contract or business transaction is with a trust, the full name and address shall be provided for each trustee and each beneficiary. All such names and address are as follows (Post Office addresses are not acceptable):

| Full Legal Name | Address | Ownership |
|--|---------|--------------|
| John J. Zivich, President <u>5081 Lantana Rd Lantana, Fla 33463</u> | | <u>100 %</u> |
| _____ | | _____ % |
| _____ | | _____ % |
| _____ | | _____ % |

2. The full legal names and business addresses of any other individual (other than subcontractors, materialmen, suppliers, laborers, and lenders) who have, or will have, any legal, equitable, or beneficial interest in the contract or business transaction with the Town are as follows (Post Office addresses are not acceptable):

| Full Legal Name | Address |
|-----------------|---------|
| <u>N/A</u> | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

By: *John J. Zivich*
Signature of Affiant

Date: 7-19-2006

John J. Zivich
Print Name

SUBSCRIBED AND SWORN TO or affirmed before me this 19th day of
July 2006, by John J. Zivich, he/she is
personally known to me or has presented N/A as
identification.

Bobbi Jo Robinson
Notary Public, State of Florida at Large

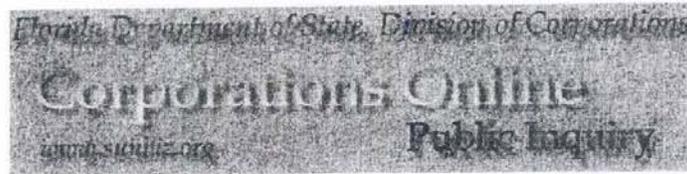
Bobbi-Jo Robinson
Print or Stamp of Notary

DD297487
Serial Number

My Commission Expires : 3-26-08



Bobbi Jo Robinson
My Commission DD297487
Expires March 26, 2008



Foreign Profit

THE REGENCY ROOFING COMPANIES, INC.

PRINCIPAL ADDRESS
 576 E HIGHLAND RD
 MACEDONIA OH 44056
 Changed 07/11/1990

MAILING ADDRESS
 576 E HIGHLAND RD
 MACEDONIA OH 44056
 Changed 07/11/1990

| Document Number | FEI Number | Date Filed |
|-----------------|------------|----------------|
| P12897 | 341471534 | 01/14/1987 |
| State | Status | Effective Date |
| OH | ACTIVE | NONE |

Registered Agent

| Name & Address |
|---|
| ZIVICH, JOHN MR 5081 LANTANA RD LAKE WORTH FL 33463 |
| Name Changed: 07/01/2004 |
| Address Changed: 07/01/2004 |

Officer/Director Detail

| Name & Address | Title |
|---|-------|
| ZIVICH, JOHN J PRES 576 E HIGHLAND RD. MACEDONIA OH 44056 | MR |

Annual Reports

| Report Year | Filed Date |
|-------------|------------|
| 2004 | 07/01/2004 |
| 2005 | 01/06/2005 |
| 2006 | 02/09/2006 |

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05/02/2001 -- ANN REP/UNIFORM BUS REP
06/07/2000 -- ANN REP/UNIFORM BUS REP
05/06/1999 -- ANNUAL REPORT
05/13/1998 -- ANNUAL REPORT
04/18/1997 -- ANNUAL REPORT
04/19/1996 -- 1996 ANNUAL REPORT

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