

CONTRACT SUMMARY

CITY OF FORT LAUDERDALE
PROCUREMENT SERVICES DEPARTMENT

Period Covered: 1/25/11 – 1/24/12	Contract No.: 512-10612-2 Co-Op Fort Lauderdale	Master Blanket: N/A
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Awarded Vendor:

Soil Tech Distributors, Inc.
3355 NW 41 Street
Miami, FL 33142

Delivery: 1 Day
Payment Terms: Net 30
MBE_ WBE _

Attn: Luisa Mijares
305-637-5567
Fax 305-637-5576
Email: luisa@stdbulk.com
nicky@stdbulk.com

Insurance Coverage Required: Yes No
Authorized for Purchases: Under \$25,000 Over
City Commission Approval: 11/16/10 Pur-07 CAR 10-1637
Extension Options: Yes No Years: 3, 1 year extensions

RED CLAY / SAND & SILICA SAND, BASEBALL INFIELD

30% Clay / 70% Sand, Tractor Trailer Delivery Minimum order: 25 tons	\$ 23.00 / ton
30% Clay / 70% Sand, Dump Truck Delivery Minimum order: 25 tons	\$ 25.00 / ton

Department Contract Co-Ordinator: Ed Reed, Parks & Recreation, (954) 828-6006

Procurement Specialist: AnnDebra Diaz, CPPB

THIS AGREEMENT, made and entered into this 29th day of Nov, 2010, is by and between the City of Fort Lauderdale, a Florida municipality, ("City"), whose address is 100 North Andrews Avenue, Fort Lauderdale, FL 33301-1016, and Soil Tech Distributors, Inc. a Florida corporation ("Contractor"), whose address and phone are 3355 NW 41 Street, Miami, FL 33142, Phone 305-637-5567, Fax: 305-637-5576.

WHEREAS, the City issued Invitation to Bid Number 512-10612 ("ITB"), and the Contractor submitted a bid in response to the ITB; and

WHEREAS, on November 16, 2010, the City Commission of the City of Fort Lauderdale approved an agreement with Contractor for the goods or services described in the ITB (Pur-07, CAR No. 10-1637);

NOW, THEREFORE, for and in consideration of the mutual promises and covenants set forth herein and other good and valuable consideration, the City and the Contractor covenant and agree as follows:

1. The Contractor agrees to provide to the City Clay/Sand, Red Baseball Infield in accordance with and in strict compliance with the specifications, terms, conditions, and requirements set forth in the ITB and any and all addenda thereto beginning January 25, 2011 and ending January 24, 2012.

2. This contract form G-110 Rev. 01/10, the ITB, any and all addenda to the ITB, and the Contractor's proposal in response to the ITB are integral parts of this Contract, and are incorporated herein.

3. In the event of conflict between or among the contract documents, the order of priority shall be as follows:

- First, this contract form, G-110 Rev. 01/10;
- Second, any and all addenda to the City's ITB in reverse chronological order;
- Third, the ITB;
- Fourth, the Contractor's response to any addendum requiring a response;
- Fifth, the Contractor's response to the ITB.

4. The Company warrants that the goods and services supplied to the City pursuant to this Contract shall at all times fully conform to the specifications set forth in the ITB and be of the highest quality. In the event the City, in the City's sole discretion, determines that any product or service supplied pursuant to this Contract is defective or does not conform to the specifications set forth in the ITB the City reserves the right unilaterally to cancel an order or cancel this Contract upon written notice to the Contractor, and reduce commensurately any amount of money due the Contractor.

5. The City may cancel this Contract upon written notice to the Contractor in the event the Contractor fails to furnish the goods or perform the services as described in the ITB within 30 days following written notice to the Contractor.

6. The Contractor shall not present any invoice to the City that includes sales tax (85-8012514506C-7) or federal excise tax (59-6000319).

7. Contractor shall direct all invoices in duplicate for payment to Finance Department, City of Fort Lauderdale, 100 N. Andrews Avenue, 6th Floor, Fort Lauderdale, FL 33301. Any applicable discount MUST appear on the invoice.

IN WITNESS WHEREOF, the City and the Contractor execute this Contract as follows:

CITY OF FORT LAUDERDALE

By: [Signature]
Director of Procurement Services

ATTEST

CONTRACTOR

By: _____

By: Bernardo Miyares

Print Name: _____

Print Name: Bernardo Miyares

Title: President

(If not president of corporation please attach proof of authorization)

(CORPORATE SEAL)

STATE OF Florida
COUNTY OF MIAMI-DADE

The foregoing instrument was acknowledged before me this 22 day of November, 2010, by BERNARDO MIYARES as (title): President for Soil Tech Distributors, Inc., a Florida corporation.

(SEAL)



ROSA I. BARBON
MY COMMISSION # DD 891119
EXPIRES: June 22, 2013
Bonded Thru Budget Notary Services

[Signature]
Notary Public, State of FLORIDA
(Signature of Notary Public)

(Print, Type, or Stamp Commissioned Name of Notary Public)

Personally Known OR Produced Identification _____
Type of Identification Produced _____

Soil Tech Distributors, Inc.

Bid Contact **Luisa Mijares**
luisa@stdbulk.com
Ph 305-637-5567
Fax 305-637-5576

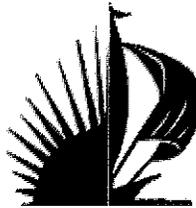
Address **3355 N.W. 41 Street**
Miami, FL 33142

Item #	Line Item Notes	Unit Price	Qty/Unit	Total Price	Attch. Docs
512-10612-1-01	Silica Sand - Tractor Trailer Delivery Supplier Product Code: Silica Sand Grid 20/70	First Offer - \$21.00	3050 / ton	\$64,050.00	Y
512-10612-1-02	30% Clay / 70% Sand - Tractor Trailer Delivery Supplier Product Code: Red Clay/Sand	First Offer - \$23.00	5860 / ton	\$134,780.00	Y
512-10612-1-03	30% Clay / 70% Sand - Dump Truck Delivery Supplier Product Code: Red Clay/Sand	First Offer - \$25.00	800 / ton	\$20,000.00	Y
Supplier Total				\$218,830.00	

***CITY OF FORT LAUDERDALE
SPECIFICATIONS PACKAGE***

512-10612

Red Clay/Sand & Silica Sand, Baseball Infield



CITY OF FORT LAUDERDALE

AnnDebra Diaz

954-828-5949

NON-COLLUSION STATEMENT:

By signing this offer, the vendor/contractor certifies that this offer is made independently and *free* from collusion. Vendor shall disclose below any City of Fort Lauderdale, FL officer or employee, or any relative of any such officer or employee who is an officer or director of, or has a material interest in, the vendor's business, who is in a position to influence this procurement.

Any City of Fort Lauderdale, FL officer or employee who has any input into the writing of specifications or requirements, solicitation of offers, decision to award, evaluation of offers, or any other activity pertinent to this procurement is presumed, for purposes hereof, to be in a position to influence this procurement.

For purposes hereof, a person has a material interest if they directly or indirectly own more than 5 percent of the total assets or capital stock of any business entity, or if they otherwise stand to personally gain if the contract is awarded to this vendor.

In accordance with City of Fort Lauderdale, FL Policy and Standards Manual, 6.10.8.3, _____

3.3. City employees may not contract with the City through any corporation or business entity in which they or their immediate family members hold a controlling financial interest (e.g. ownership of five (5) percent or more).

3.4. Immediate family members (spouse, parents and children) are also prohibited from contracting with the City subject to the same general rules.

Failure of a vendor to disclose any relationship described herein shall be reason for debarment in accordance with the provisions of the City Procurement Code.

NAME

RELATIONSHIPS

-

None

None

In the event the vendor does not indicate any names, the City shall interpret this to mean that the vendor has indicated that no such relationships exist.

Questionnaire

Please print or type:

1. Provide three references for which you have performed similar services.

Company Name:**City of Pembroke Pines**
Address:**10100 Pines Blvd. Pembroke Pines, Fl.**
Contact Name:**Ed Balica**
Telephone: **954-868-1554**

Company Name:**Biltmore Hotel**
Address:**1200 Anastasia Avenue Coral Gables, Fl.**
Contact Name:**Bryan Singleton**
Telephone: **305-586-1620**

Company Name:**Waste Management of Dade County**
Address:**9350 N. W. 89 Avenue Medley, Fl.**
Contact Name:**George Perez-Cubas**
Telephone: **305-793-2558**

2. Number of years experience the proposer has had in providing similar services:
20 Years

3. Have you ever failed to complete work awarded to you? If so, where and why?
NO

4. List appropriate licenses as issued by Broward County.
None

5. Briefly describe the number of employees and supervisors available for this contract and the firm's ability to secure subcontractors, if necessary.

Our Company has approximately 60 employees and several supervisors available for this contract and can secure subcontractors at any time if necessary.

6. Briefly describe your firm's financial status and provide proof of adequate line of credit or other financial assets to access funds for construction of multiple projects during the same time period.

Our Company is very stable at this time and has a line of credit with Regions Bank of half a million dollars wich can be accessed if necessary.

The proposer understands that the information contained in these proposal pages is to be relied upon by the City in awarding the proposed contract, and such information is warranted by the proposer to be true. The proposer agrees to furnish such additional information, prior to acceptance of any proposal relating to the qualifications of the proposer, as may be required by the City.

Please review the questionnaire to make sure all questions have been answered. Attach additional sheets if necessary. Failure to answer each question could result in the disqualification of your bid.

BID/PROPOSAL SIGNATURE PAGE

How to submit bids/proposals: It is preferred that bids/proposals be submitted electronically at www.bidsync.com, unless otherwise stated in the bid packet. If mailing a hard copy, it will be the sole responsibility of the Bidder to ensure that the bid reaches the City of Fort Lauderdale, City Hall, Procurement Department, Suite 619, 100 N. Andrews Avenue, Fort Lauderdale, FL 33301, prior to the bid opening date and time listed. Bids/proposals submitted by fax or email will NOT be accepted.

The below signed hereby agrees to furnish the following article(s) or services at the price(s) and terms stated subject to all instructions, conditions, specifications addenda, legal advertisement, and conditions contained in the bid. I have read all attachments including the specifications and fully understand what is required. By submitting this signed proposal I will accept a contract if approved by the CITY and such acceptance covers all terms, conditions, and specifications of this bid/proposal.

Please Note: If responding to this solicitation through BidSync, the electronic version of the bid response will prevail, unless a paper version is clearly marked **by the bidder** in some manner to indicate that it will supplant the electronic version. All fields below **must** be completed. If the field does not apply to you, please note N/A in that field.

Submitted by: **Luisa Mijares 9-30-10**
(signature) (date)

Name (printed): **Luisa Mijares** Title: **VP**

Company: (Legal Registration) **Soil Tech Distributors Inc.**

CONTRACTOR, IF FOREIGN CORPORATION, MAY BE REQUIRED TO OBTAIN A CERTIFICATE OF AUTHORITY FROM THE DEPARTMENT OF STATE, IN ACCORDANCE WITH FLORIDA STATUTE §607.1501 (visit <http://www.dos.state.fl.us/>).

Address: **3355 N. W. 41 Street**

City: **Miami** State: **Florida** Zip: **33142**

Telephone No. **305-637-5567** FAX No. **305-637-5576**

Email: **Luisa@stdbulk.com Nicky@stdbulk.com**

Delivery: Calendar days after receipt of Purchase Order (section 1.02 of General Conditions): **One**

Payment Terms (section 1.03): **Net 30 days**

Total Bid Discount (section 1.04): **None**

Does your firm qualify for MBE or WBE status (section 1.08): MBE WBE

ADDENDUM ACKNOWLEDGEMENT - Proposer acknowledges that the following addenda have been received and are included in the proposal:

Addendum No.
#1

Date Issued
September 20, 2010 11:40:33 AM

VARIANCES: State any variations to specifications, terms and conditions in the space provided below or reference in the space provided below all variances contained on other pages of bid, attachments or bid pages. No variations or exceptions by the Proposer will be deemed to be part of the bid submitted unless such variation or exception is listed and contained within the bid documents and referenced in the space provided below. If no statement is contained in the below space, it is hereby implied that your bid/proposal complies with the full scope

of this solicitation. HAVE YOU STATED ANY VARIANCES OR EXCEPTIONS BELOW? BIDDER MUST CLICK THE EXCEPTION LINK IF ANY VARIATION OR EXCEPTION IS TAKEN TO THE SPECIFICATIONS, TERMS AND CONDITIONS. If this section does not apply to your bid, simply mark N/A in the section below.

Variances: **Prices are based on a 23 ton minimum load for dump trucks and 25 ton minimum load for tractor trailers**

revised 3-23-10