

DeFuniak Springs City Council  
Special Meeting Minutes  
November 1, 2019

The following members were present: Mayor Bob Campbell, Mayor Pro-Tem Robert McKnight, Councilmembers: Kevin Crystal, Todd Bierbaum, Henry D Ennis Sr., and Wayne Graham. Also present were Mell Smigielski, City Manager; Debra Gibson, Finance Director; Clayton Adkinson, City Attorney and City Clerk Maryanne Schrader. Also, in attendance: Public Works Assistant Jim Gierlinski and Public Works Director Craig Drake.

Mayor Campbell called the meeting to order at 5:00 p.m.

Award of Bid for FEMA Sidewalk on Circle Drive

City Manager Mell Smigielski stated the bid opening was completed this afternoon. Everyone met the requirements and the low bidder was Holley Development at \$228,000. Gulf Coast Utility came in at \$385,750 and CWR Contracting came in at \$281,349.80. Elissa Pettis from Dewberry looked over the bids and recommend the low bidder, Holley Development.

Mr. Smigielski wanted to clarify that our request required two originals. Holley had an original and another original stamped "copy". He said the one labeled copy also had an original signature.

Councilmember K. Crystal asked if the next lowest bidder would have a legitimate complaint, but Mr. Smigielski replied that Ms. Pettis said they would not. City Attorney Clay Adkinson said he did not believe it would affect it either.

Mayor Campbell asked Public Works Assistant Jim Gierlinski whether the bids were in line with the first bid opening, and he replied they were. The one received at the first bid opening was \$209,000.

Councilmember R. McKnight asked about the bid from Holley Development being 66% lower than the bid from Gulf Coast Utility was concerned whether it was as thorough. Mr. Smigielski answered that in this environment, contractors have a lot of work with the hurricane, so they may have padded the bid. There was also discussion on meeting the deadlines. Councilmember K. Crystal said there are contingencies on fixed costs and penalties if they do not meet the deadline requirements.

**Motion** by Councilmember W. Graham and seconded by Councilmember H. Ennis to award the FEMA Sidewalk on Circle Drive bid to Holly Development in the amount of \$228,000.


Discussion ensued on the deadline for the start of work. In reply to the questions, City Manager M. Smigielski said the estimated work completion time is one month. The scope of work is the sidewalk around the circle near the street. Mayor Campbell added it is five feet from the plateau to East Main on the inside.

Councilmember T. Bierbaum voiced his concern about interference with Christmas Reflections and Mayor Campbell replied the impact is minimal.

Councilmember T. Bierbaum asked about the mechanism if they do not get it done and we do not get the grant. City Attorney Clayton Adkinson said they would be subject to penalties, if they do not get it done by December 31<sup>st</sup>. Councilmember K. Crystal asked if the reimbursements must be submitted by the 31<sup>st</sup>. City Manager M. Smigielski replied that the documentation of payout will be sent in by the end of the year.

Councilmember R. McKnight asked if the contract will be available at the November meeting and City Manager M. Smigielski said we received the answer from City Attorney Clay Adkinson that the contract was part of the documents that the Council already approved at the meeting where it was previously approved, and the contract was approved as to form. City Attorney Clayton Adkinson said the contract was approved with the engineers. City Manager said the contract will get the signed contract back very quickly. Mayor Campbell asked if all were in favor of proceeding with the signing of the contract. All ayes.

Mayor Campbell adjourned the meeting at 5:12 p.m.

  
Robert "Bob" Campbell, Mayor

ATTEST:

  
Maryanne Schrader, City Clerk