

WALK ON #2

Lee County Board Of County Commissioners
Agenda Item Summary

Blue Sheet No. 20051669

1. ACTION REQUESTED/PURPOSE:

Approve award of formal quotation (RFP B&R 2661-SA-506) and issuance of a purchase order to Standard Industrial Structures Corp. (SISCORP) the sole proposer submitting and meeting all specification requirements for a steel building to house the air pollution control equipment, with a base price of \$971,569.00 that includes an amount of \$334,985.00 representing certain steel components that are price adjustable (escalation/de-escalation) based on an agreed index. Approval also includes this price adjustment in accordance with the term sheet.

2. WHAT ACTION ACCOMPLISHES: Provides the necessary APC building enclosure for the Waste To Energy Expansion Project.

3. MANAGEMENT RECOMMENDATION: Staff recommends approval of this request.

4. Departmental Category: 8

WO #2

5. Meeting Date: 11-22-2005

6. Agenda:
 Consent
 Administrative
 Appeals
 Public
 Walk-On

7. Requirement/Purpose: (specify)
 Statute
 Ordinance
 Admin. Code 4-1
 Other

8. Request Initiated:
 Commissioner _____
 Department Public Works
 Division Solid Waste
 By: Lindsey J. Sampson
Lindsey J. Sampson

9. Background:

Sealed quotes were received by the County's design engineer, Burns & Roe, on behalf of the Solid Waste Division on July 25, 2005. On that date one response was received, from SISCORP, that met all technical requirements for this pre-engineered building. After review and conformance for technical and commercial requirements recommendation was made to award to SISCORP.

P.M.

Funds will be available in account string 200923 40102.506540 upon issuance of bonds.

Attachments: Burns & Roe bid evaluation dated 9/19/2005
 Burns & Roe Term Sheet dated 10/5/2005
 Covanta comments and recommendation dated 10/4/2005

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
<i>J. Sumner</i> 11-16-05	NA per JS <i>JS</i>	NA	<i>BAO</i>	<i>S. [unclear]</i> 11/16/05	Analyst <i>R.M. [unclear]</i> 11/16/05	Risk <i>CT</i> 11/16/05	Grants <i>CT</i> 11/16/05	<i>[unclear]</i> 11/16/05	<i>J. Sumner</i> 11-16-05

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY COUNTY ADMIN: *[initials]*
 11-16-05
 11:40
 COUNTY ADMIN FORWARDED TO: *[initials]*
 11-17-05
 9 AM

Rec. by CoAtty
 Date: 11/16/05
 Time: 10:49 AM
 Forwarded To: *[unclear]*
 11:40 AM



Lee County
SOUTHWEST FLORIDA

**INTEROFFICE MEMORANDUM
FROM
SOLID WASTE DIVISION
Phone: (239) 338-3302 Fax: (239) 338-3304**

Date: November 16, 2005

TO: Lee Cares

From: Lindsey J. Sampson, P.E.
Director

*J. Kantorb for
Lindsey Sampson
in his absence*

**SUBJECT: Walk On Blue Sheet 20051669 and Blue Sheet 20051671
WTE Expansion Project**

These Blue Sheet are being walked on for Tuesday's, November 22nd, meeting due to the fact that negotiations with Covanta have reached the point where both items regarding the WTE Expansion can be taken up and addressed by the Board.

Negotiations with Covanta have been ongoing for over a year and reached the point where the project can move forward.

Sampson, Lindsey J.

From: Peter Young [pyoung@CovantaEnergy.com]
Sent: Tuesday, October 04, 2005 10:45 AM
To: Sampson, Lindsey J.; Glenn Fontana
Cc: Dennis Anacker; Jack Holmes; dcastro@hdrinc.com; Don D'Amico; jkelly1119@verizon.net
Subject: Selection & Recommendation - APC Area Pre-engineered Building Enclosure

Attachments: Lee Cty



Lee Cty

Based on B&R's APC Enclosure (Pre-Engineered Metal Building) Bid Evaluation, dated 9/19/05 and posted on September 20, 2005, and the subsequent correspondence, Covanta concurs with B&R's selection and recommendation to purchase the subject package from Standard Industrial Structures Corp. (SISCORP) for the design and supply of this enclosure. Separate from this award, competitive bids for the erection of this material should be procured from SISCORP, the GC bidders and Alstom.

The following comments are for the County's consideration and guidance:

1. Commercial Terms & Conditions - No exceptions were taken to the T&C's provided in B&R's RFP assuming the attached sample insurance certificate is acceptable to the County. Additionally, SISCORP has offered \$500/day in liquidated damages for late delivery.
2. Price: Covanta concurs with the Award Price of \$971,569 as confirmed in Vendor's 9/12/05 email to D. D'Amico and where \$334,985 is subject to escalation based on SISCORP's 9/13/05 email to D. D'Amico. This price includes minor adjustments based on a September 7, 2005 meeting and subsequent correspondence.
3. Project Estimate: Project estimate assumed this enclosure would be supplied and erected by the GC. About 1/2 of the siding, lighting and HVAC estimate covers the APC enclosure and 321 tons of steel was estimated. Extracting these quantities from the GC estimate gives us \$1,831,044 to furnish and erect the APC enclosure (excluding roofing). Approximately 75% of this amount is estimated for the material portion or \$1,362,300 for comparison to this award price of \$971,569. This erection estimate for this scope is \$468,744 compared to SISCORP's tentative erection option price of \$332,122.
4. Bond: Excluded. This is an equipment delivery only order, therefore County does not require a bond and is not included in the recommended award.
5. Payment Terms: 10% upon drawings issued for construction; 90% upon delivery to site - all net 30 days. Plus 5% retention from each of the forgoing payments paid 60 days after complete delivery of materials.
6. Schedule: A delivery date of October 15, 2006 is 2 weeks sooner than the Project Schedule requires. This is acceptable since it will allow the erector some early start flexibility.

B&R should proceed immediately with the following:

- 1) B&R to reconfirm the following items:
 - a. Above total award price based on all of the detailed additions and deletions listed in B&R's "Proposal Technical Questions and Clarifications", and excludes bond cost.
 - b. Vendor shall PE stamp all building drawings.
 - c. Enclosure scope has not changed due to any pending APC equipment relocations, or an added double door for access to the outdoor CEM enclosure.

2) Issue the County a purchase order term sheet that reflects the final agreements and understandings to be incorporated into the purchase order. This document shall include the detailed terms and formulas for calculating escalation;

3) Issue the conformed specification, with all scope items clearly included and excluded to reflect the final agreed to material supply only scope; eg: erection and roofing excluded;

4) Finalize SISCORP's separate/stand alone bid for the erection of their material supply (This activity is independent from issuing this PO).

There was no original schedule for issuing a PO for this particular scope. B&R's current schedule for issuing this PO was October 3, 2005.

Covanta recommends that the County have this award approved by the BOCC no later than the October 18, 2005 BOCC Meeting.

Peter

-----Original Message-----

From: Serrette, Pat

Sent: Tuesday, September 20, 2005 9:17 AM

To: ekhalikar@aaesengineering.com; Sagar, Amrit; Anacker, Dennis; Gounaris, Demetrios; Holmes, Jack; Howard, Jody; Duff, Michael; Fulco, Nilma; Young, Peter; Harbison, Russell; Libertell, Trish; don.castro@hdrinc.com; AvogliMS@leegov.com; sampsolj@leegov.com; Andrew Preisler; D'Amico, Don; Dennis Iavarone; Glenn Fontana; Rubin, Ira; Joseph Craven; John Ferrari; Justin Mathew; Cole, Kevin; Patel, Manu; Stuhrke, Steve; jkelly1119@verizon.net
Subject: Transmittal T-C-023 Bid Evaluation Issued SA-506 APC Building Enclosure

The document(s) list in the attached transmittal has/have been issued and posted to the project website. You will find them under webprojects\vaults\02661-001-Lee County WTE Expansion\BREI Released Documents\Bid Evaluations\and then the applicable sub-vault.

Patricia F. Serrette
Burns & Roe Enterprises
800 Kinderkamack Road
Oradell, NJ 07649
(201) 986-4098
pserrette@roe.com

**LEE COUNTY WTE EXPANSION FACILITY
TERM SHEET
APC Building Enclosure
October 5, 2005**

Specification Number: SA-506
Specification Title: Conformed Technical Specification SA-506 Pre-Engineered Metal Buildings dated 10/4/05.

Seller: Standard Industrial Structures Corp. (SISCORP)
2665 Westhollow Drive
Houston, Texas 77082-1846
ATTN: Mr. Jerry Durbin
281-848-4242
jdurbin@siscorp-global.com

Scope of Supply:

Seller shall furnish, for the Lee County Waste to Energy Expansion Project, all necessary design, engineering, materials, shop labor, supervision, painting, testing, insurance, transportation, and all else as may be required to manufacture and deliver, F.O.B. Delivered, Jobsite the APC Building Enclosure, all in strict accordance with this Term Sheet, Lee County "Services/Goods Purchase Conditions" dated 4/18/05, and Technical Specification SA-506, Pre-Engineered Metal Building Conformed Issue dated 10/4/05.

Purchase Price and Option(s):

Seller agrees that compensation for the Scope of Supply as required by this Purchase Order is the \$971,569. F.O.B. delivered to jobsite, freight prepaid and allowed. This price includes \$334,985 of escalatable material costs. Further breakdown and calculation of escalation is as further described herein. Price includes SISCORP providing a qualified representative to be on-site for a period up to two (2) weeks to assist receiving/erection contractor in inventory of material/equipment received and erection logic.

Equipment purchased under this Purchase Order is to be permanently installed at the Lee County Waste to Energy Facility in Fort Myers, Florida. As such, State, and Local Sales Taxes are not applicable.

Escalatable Cost items: Of the total Purchase order value, only \$334,985 is escalatable. The following items comprise this cost. Shown are total units (pounds, LF, Sq Ft) to be purchased; price per unit at time of submitted proposal and cost. Price per unit shall be adjusted (increase or decrease) at the time material is purchased by Seller. Seller shall provide published unit

prices to verify adjustment. Total Units multiplied by adjusted Price/Unit, less Cost in Proposal provides new value of escalatable items.

<u>TOTAL UNITS</u>	<u>Price/Unit</u>	<u>Cost in Proposal</u>
196,440lbs	x \$.85/lb.	= \$166,974. Primary Steel Frames
31,012lbs	x \$.75/lb.	= \$ 23,259. End Wall Columns
37,278lbs	x \$1.34/lb.	= \$ 49,953. Bracing
9,164 sq/ft	x \$1.34/sq ft.	= \$ 13,090. Decking
59,010 lbs	x \$.65/lb.	= \$ 38,357. Cold Form Purlins, Girts, Eave Struts
354 squares	x \$111.70/square	= \$ 39,542. Sheeting
2,744 lbs	x \$1.29/lb.	= \$ 3,548. Trim
259lbs	x \$1.01/lb.	= \$ 262. Fabricated Cold Form
		\$334,985.

Terms of Payment:

Payment of each invoice submitted by Seller will be made by Purchaser within Thirty (30) days of receipt of a properly documented and approved for payment invoice. Payment term are:

- 10% upon Drawings issued for Construction
- 90% upon delivery of equipment 10%
- 5% Retention on all invoices
- Retention paid 60 days after complete delivery of all equipment/materials
- All payments net 30 days

Liquidated Damages:

It is understood, and Standard Industrial Structures Corp. agrees to ship in time to ensure delivery, at the jobsite, on the specified on-site delivery date stated below. As further assurance Standard Industrial Structures Corp. agrees to pay Purchaser Liquidated Damages, and not as a penalty, the sum of \$500.00/per day for each day delivery of materials/equipment is delayed beyond the specified on-site delivery date.

Invoices:

The original invoice bearing this Purchase Order Number must be submitted to:

LEE COUNTY WASTE-TO-ENERGY FACILITY
 PO Drawer 2238
 FT. MYERS, FLORIDA 33902-2238

Additionally, one (1) copy of each invoice bearing this Purchase Order Number must be submitted to:

BURNS AND ROE ENTERPRISES, INC.
 800 KINDERKAMACK ROAD
 ORADELL, NJ 07649
 ATTN: MR. DON D'AMICO

Document Submittal Schedule:

Seller shall submit all drawings for approval within four (4) weeks after receipt of Order.

Additionally, Seller shall electronically submit all vendor documents per Article 15 of the Services/Goods Purchase Conditions and Technical Document Requirements dated 6/8/05. Documents shall be submitted in TIF or PDF format. Electronic address will be provided.

Delivery Date: October 15, 2006

Delivery Address:

All equipment and materials shall be delivered to the following address:

LEE COUNTY WASTE-TO-ENERGY FACILITY EXPANSION PROJECT
10500 BUCKINGHAM ROAD
FORT MYERS, FLORIDA 33905
ATTN: General Construction Contractor (name, contact, TBD)

Seller shall provide General Contractor 48 hour notice prior to equipment arriving at jobsite. Equipment will not be accepted prior to October 15, 2006 without prior written agreement of Purchaser.

Purchase Order Documents:

This Purchase Order consists of and is subject to the following documents and are listed in order of precedence:

- Purchase Order No. _____
- This Term Sheet dated October 5, 2005
- Lee County "Services/Goods Purchase Conditions", dated 4/18/05.
- Conformed Technical Specification No. SA-506 , "Pre Engineered Metal Building", dated October 4, 2005 including attachments, contract drawings and reference specifications drawings.
- Technical Document Requirements dated 6/8/05

This Purchase Order contains the entire agreement between Purchaser and Seller, and supersedes any and all prior agreements, proposals, negotiations or representations pertaining to this Project.

Correspondence:

To Contractor: Standard Industrial Structures Corp.
2665 Westhollow Drive
Houston, Texas 77082-1846
ATTN: Mr. Jerry Durbin
281-848-4242
jdurbin@siscorp-global.com

To Purchaser: Mr. Lindsey Sampson
Lee County
10500 BUCKINGHAM ROAD
FORT MYERS, FLORIDA 33905

With copies to:

Covanta
40 Lane Road
Fairfield, NJ 07007
ATTN: Mr. Peter Young
973-882-7246

Burns and Roe Enterprises
800 Kinderkamack Road
Oradell, NJ 07649
ATTN: Mr. Don D'Amico
201-986-4087

Acknowledgement of Order:

Sign and return Acknowledgement Copy To:
Lee County
Fort Myers, Florida
ATTN: Mr. Bruce Westberry

Lee County Resource Recovery Facility Expansion Project
 ATTACHMENT A to Purchase Order)
TECHNICAL DOCUMENT REQUIREMENTS

<u>Document</u>	<u>Electronic File in pdf form</u>	<u>Hard copies</u>	<u>Recipient</u>
Review Dwgs	1 *** 0 0		B&R Covanta DC*** Covanta FM County/Purchaser
Final Record Dwgs (Certified) Additionally, Seller shall provide one (1) CD containing all Certified Drawings to Covanta's Facility Manager with a copy of the Transmittal to Covanta's Document Control Department. Such CD files shall allow a complete drawing to be printed without assembling layers.	1 1 1 1 1 0	1 1 1 1 0	B&R Covanta DC Covanta CM Covanta FM GC County/Purchaser
Draft Installation, Erection, O&M Manual for Review		1	B&R
Final Installation, Erection, O&M Manuals * (required 4 weeks prior to shipment) Additionally, Seller shall provide one (1) CD containing the O&M Manual (electronic file) to Covanta's Facility Manager with a copy of the Transmittal to Covanta's Document Control Department.		7 1 2 1 1 0	B&R Covanta DC Covanta CM Covanta FM GC County/Purchaser
Packing List – <u>4 weeks prior to shipment</u>	1 0 1 0 1 1		B&R Covanta DC Covanta CM Covanta FM GC County/Purchaser
Spare Parts List submitted at the same time as Certified Drawings are submitted, complete with prices ** (in addition to those to be supplied w/ O&M Manuals)	1 1 1 3 0 0		B&R Covanta DC Covanta CM Covanta FM GC County/Purchaser

* One print of each certified drawing and a priced spare parts list shall be included in the Operation & Maintenance Manual

** Complete priced spare parts list is to be submitted for one (1) year of operation; prices firm for one (1) year.

***A copy of Seller's/supplier's transmittal document only must be sent to Covanta's Document Control Department simultaneously with all technical documents submitted to others.

B&R = Burns and Roe Enterprises. Documents to be posted on Web site (address to be advised).
 DC = Document Control (nfulco@covantaenergy.com)
 CM= Covanta's Construction Manager located at the jobsite...(jholmes@covantaenergy.com)
 FM= Covanta's Facility Manager located at the Facility site...(jhoward@covantaenergy.com)
 GC=General Contractor located at the jobsite (Facility site) (TBD)



September 19, 2005

**LEE COUNTY
WTE EXPANSION PROJECT
FORT MYERS, FLORIDA
RFP 2661-SA-506
APC Building Enclosure
BID EVALUATION**

The APC enclosure building is a specialty building with an irregular shape and requiring interface and interconnection with the existing buildings. Manufacturers of pre-engineered buildings typically supply stand alone off the shelf type regular buildings, such as warehouses, storage buildings, etc. However, the APC Building Enclosure has irregular shapes and contours, engineered design of structural steel, wall panels, HVAC units, controls, roofing, etc. Based on previous experience, SISCORP is the only large supplier capable of and interested in designing and furnishing this size specialty type building.

On June 15, 2005, Burns and Roe Enterprises, acting on behalf of Lee County, issued Request for Proposal No. (RFP) 2661-SA-506 "APC Enclosure" for the engineering, design, furnish and erecting this structure. The RFP was issued to Varco-Pruden, Butler Manufacturing, CECO Building Systems, and Standard Industrial Structures Corp. (SISCORP). As expected, only SISCORP submitted a proposal. On July 25, 2005 SISCORP's proposal was received and opened.

SISCORP's price to furnish and erect this building is \$1,411,457, broken down as follows:

\$967,367.	Materials
\$102,968.	Roofing materials and installation
<u>\$332,122.</u>	Installation cost (Labor and Supervision)
\$1,411,457.	

SISCORP's proposal included clarifications/questions to the technical specifications. Burns and Roe reviewed these clarifications generated responses and submitted to SISCORP. An on-site meeting was conducted with SISCORP to review the proposal and questions. All questions and clarifications were resolved at that meeting. It should be noted that in the best interest of the Project, SISCORP scope of work is to supply only materials. Installation will be by others. Roofing materials; however, will be furnished by the installation contractor in order to maintain roof warranty. Attached is the history of all communications with SISCORP.

RECOMMENDATION:

The recommended award of the contract is to Standard Industrial Structures Corp. (SISCORP). Recommended award price is \$971,569 FOB Jobsite, Freight Prepaid and Allowed and excludes cost of Bonds and Sales or Use Tax. This cost includes \$334,985 of materials, which is escalatable.

BID EVALUATION 2661-SA-506 "APC Building Enclosure" (cont'd...)

COMMERCIAL EVALUATION:

SISCORP's original proposal included installation that was subsequently removed from the scope of supply of the package. The material cost was \$967,367 plus escalation. After a site meeting with SISCORP and adjustments to the supply scope, SISCORPS material cost is \$971,569 (see 9/12/05 email). The escalatable portion (steel) is \$334,985 (see 9/13/05 SISCORP email). It identifies steel items, numbers of pounds, and the current price per pound. Escalation is based upon published price list of SISCORP's material supplier. SISCORP will increase or decrease the price of steel from quoted prices per pound to price per pound upon receipt of listed materials. SISCORP to provide actual invoice showing amount of change.

Payment terms are:

- 10% upon drawings submitted and approved
- 90% complete delivery of Materials to jobsite.
- 5% retention on all invoices, paid 60 days after material delivery completion

SISCORP has accepted Liquidated Damages for late material that delays installer, at a rate of \$500/day.

Approval drawings will be submitted 3-4 weeks after receipt of order.

Delivery of materials is October 15, 2005.

Attachments:

- Technical Discussion
- Proposal Technical Questions and Clarifications (seven pages)
- Sept 7, 2005 meeting notes
- Resolution of Exceptions and Clarifications
- 8/29/05 SISCORP email (price breakdown)
- 9/12/05 SISCORP email (revised pricing)
- 9/13/05 SISCORP email (steel quantities and per pound prices)

TECHNICAL DISCUSSION

GENERAL

All technical clarifications and scope issues were resolved during bid evaluation and meeting with SISCORP on September 7, 2005. The furnishing and installation of the roofing will be a part of the erection scope. SISCORP's offering is technically acceptable and conforms to the specification requirements.

LEE COUNTY WATER PLANT UNIT 3 EXPANSION
 PRE-ENGINEERED APC ENCLOSURE SPECIFICATION SA-506
 BID EVALUATION

RESOLUTION OF EXCEPTIONS AND CLARIFICATIONS

TECHNICAL						
Item No.	Proposal Reference	Description	BREI Resolution	SISCORP Response	Cost Impact	BREI Recommendation
1	Pg 8 of 9	Foundation Shall be by others	Accepted	Not Req'd	None	Accept
2	Pg 8 of 9	Disconnects, starters, high and low voltage wiring and connections required for fans, roll-up doors, etc. shall be by others	Accepted	Not req'd	None	This work is in GC Scope - Accept
3	Pg 8 of 9	The 6-ton capacity monorail crane shall be by others. However, SISCORP shall provide the crane runway system only for the monorail crane as described on Page 3 of 9 in this proposal	Monorail beam will be provided by others. SISCORP to provide following: -Design APC enclosure roof steel/column to support 6-ton monorail -Connections holes, bolts etc. -Installation (cost of installation should be with erection)	Agreed	None	
4	Pg 8 of 9	Existing power lines should be insulated by others, if needed, during Building erection	Accepted, however, erection equipment must operate with required clearance.	Agreed to delete clarification	None	
5	Pg 8 of 9	This proposal does not include testing. 1.1	Delete this clarification. SISCORP supply scope must include all testing of shop weld welds, bolt tightness of shop bolts, paint film thickness test, and mil test report for the materials. SISCORP's field erection scope must include testing of field welds, field bolt tightness test, any other test that may be required by the 2004 Florida Building Code.	Agreed	Cost included in SISCORP's revised price	
6	Pg 8 of 9	Exhibit L, Start-up, is inapplicable	Accepted	Not req'd	None	Accept
7	Pg 8 of 9	Painting will be as specifications provided (SA-502) Section III	Delete last word "Section III"	In compliance with spec	None	

LEE COUNTY WATER PLANT UNIT 3 EXPANSION
 PRE-ENGINEERED APC ENCLOSURE SPECIFICATION SA-506
 BID EVALUATION

RESOLUTION OF EXCEPTIONS AND CLARIFICATIONS

COMMERCIAL						
Item No.	Proposal Reference	Description	BREI Resolution	SISCORP Response	Cost Impact	BREI Recommendation
1	Pg 8 of 9	Building Permits are excluded; however, on a fee bases, SISCORP can apply for any and all state and local permits necessary for the erection of the Building		As per meeting of 9-7-05, SISCORP to provide all signed and sealed (F I P.E.) documents required by the Building Department for permit; County to provide permit fee	None	
2	Pg 8 of 9	All Building drawings shall be stamped by a registered Florida P.E.	Accepted	Not req'd	None	Accept
3	Pg 8 of 9	Regarding DOT 49 CFR Part 192, Subpart H and Part 195, subpart G, Covered Tasks, it has been concluded that the work we perform is not a "Covered Task". SISCORP will identified as "Not Applicable" by Veriforce, LLC, with regard to this subpart		Deleted; not applicable		
4	Pg 8 of 9	Performance and Payment Bonds Provided		As per meeting of 9-7-05, SISCORP to delete Bond Cost from the Supply Scope of work	To be included in revised price	
5	Pg 8 of 9	Contractor's indemnification shall be limited to insurance amount of liability coverage. 6.1 contractor's insurance will be per Same Certificate enclosed, modified as a Additional Insureds. 6.3				
6	Pg 8 of 9	Contractor will be allowed to review and approve any Contract Terms not provided, i.e. Exhibit K. 11.10.1				

From: "Jerry Durbin" <JDurbin@siscorp-global.com>
To: "Don D'Amico" <ddamico@roe.com>
Date: 9/12/2005 4:44:52 PM
Subject: SISCORP Proposal 05-5890 - Price clarifications from September 7th Jobsite Meeting

Mr. D'Amico,

SISCORP herein provides the revised Materials price as requested in the subject meeting and detailed in the Technical Scope Clarifications - Supply Scope - pages 1 through 4 of 4, Dated September 10, 2005 and transmitted via e-mail.

The revised Materials price is \$971,569.00. Erection pricing will follow once we have arranged a site visit by our proposed erector.

We will respond to the 4 page Lee County Supply terms tomorrow.

Thank you for your continued interest in SISCORP, we look forward to working with Burns & Roe, Covanta and Lee County on this project.

Sincerely,

Standard Industrial Structures Corporation

Jerry C. Durbin Jr.

Vice President - Sales

281-848-4242

From: "Jerry Durbin" <JDurbin@siscorp-global.com>
To: "Don D'Amico" <ddamico@roe.com>
Date: 9/13/2005 5:00:41 PM
Subject: Payment Terms, Liquidated Damages, Escalation and Lee County Terms

Don,
SISCORP submits herein a response to the subject outstanding items:

Proposed payment terms for a supply only contract are as follows:

10% Invoiced upon Drawings Issued For Construction, net 30 days.
90% Invoiced upon complete delivery of Materials to the jobsite, net 30 days.
Retention 5% withheld from each invoice and paid 60 days after complete delivery of Materials.

Liquidated Damages \$500.00/day for Materials not delivered to the jobsite which delays the progress of the erector.

Escalation is based on the published price from our supplier, Midwest Steel Buildings, a subsidiary of NCI Building Systems. The current published price and that used for our estimate on this project is per list issued on July 7, 2005. See below breakdown of items and quantities. Actual invoice amount shall reflect that price list issued unless an increase is incurred between now and shipment of the Materials and then the actual invoice amount shall reflect SISCORP's cost increase from Midwest Steel Buildings. Our base estimate is as follows:

Primary Steel Frames 196,440# x .85/# = \$166,974.00
End wall Columns 31,012# x .75 = \$23,259.00
Bracing 37,278# x 1.34/# = \$49,953.00
Decking 9154 sq.ft. x 1.43/sq.ft. = \$13,090.00
Cold Formed Purlins, Girts, Eave Struts 59,010# x .65/# = \$38,357.00
Sheeting 354 squares x 111.70/square = \$39,542.00
Trim 2744# x 1.29/# = \$3,548.00
Fabricated Cold Form 259# x 1.01/# = \$262.00

The Lee County Purchase Conditions are acceptable assuming they accept SISCORP's sample insurance certificate coverage's as provided previously, endorsed appropriately for "Additional Insureds" in effect amending para. 8.

We hope this information is acceptable to Lee County and parties associated with this contract.

Sincerely,
Standard Industrial Structures Corporation
Jerry C. Durbin Jr.
Vice President- Sales