



Revised Playground Concept

Date: April 8th, 2025

Project: Mallard Pond Park Improvements – Add Alternate Bid Items 7,8,9,12

Location: Pflugerville, TX

To: The City of Pflugerville Parks and Recreation department

Proposal Expires: 30 Days from The Above Date

Please note that current fluctuations in material pricing may cause a proposal increase between now and The acceptance of this agreement.

BUYBOARD CONTRACT # 679-22, VENDOR # 3120

We are a self-reporting vendor for Buy Board. Please send all purchase orders, payments, etc. directly to The Whirlix Design team.

Series: See Proposal Notes

Surface: See Proposal Notes

Installation: See Proposal Notes

Quantity/Sizes: See Proposal Notes

Add Alternate Bid Item #7 Playground Surfacing Fibar (2,300 SF) Base Bid: \$12,982

5% BuyBoard Discount: -\$650

Total: \$12,332

- **Note the EWF Surface Is Changed From A Fibar 300 System to a Fibar 100 System**

Add Alternate Bid Item #8 Playground Equipment Base Bid: \$102,190

5% BuyBoard Discount: -\$5,110

Total: \$97,080

Add Alternate Bid Item #9 Fabric Shade Canopy Over Playground Base Bid: \$41,750

5% BuyBoard Discount: -\$2,088

Total: \$39,662

Add Alternate Bid Item #12 Open Air Pavilion (20 x 34) Base Bid: \$96,573

5% BuyBoard Discount: -\$4,829

Total: \$91,744

Total of Playground Items 7,8 & 9: \$149,074

Combined Total All Items: \$240,818

Bid Item #7 (Playground Surfacing) Includes:

- **Fibar 100** EWF Safety Surfacing – 2,300 Square Ft.
 - Includes 12-inch depth of Fibar
 - Includes FibarFelt (Geo-textile fabric)
 - Includes FibarMats 36 inches x 36 inches for slide exits
 - Includes delivery and installation
- **Important Notes**

- We must have access to the site to get a 90 cubic yard truck in
- Drainage system inside the playground pit and away from the pit by others. This is not in our pricing. The FibarDrain mats only help move water towards the drainage system.

Bid Item #8 (Playground Equipment) Includes:

- Landscape Structures Playground Design 1190525-02-02 (**Revised Design**)
 - Final Colors TBD
- Freight
- Certified Installation of the equipment listed above
 - Includes the concrete footings & erecting the equipment
 - Includes temp. orange fencing on T posts (around our work area)
 - Includes trash haul off
 - Includes sidewalk protection and minor site restoration (smoothing out our ruts, throwing some seed down if needed (no watering / irrigation / no sod)
- Full Submittal Package
- Warranty – Best in the Business!
- **Important Notes**
 - All site prep. by others. This is priced for us to arrive onsite with borders in place and the correct elevations set. Grade to be 0% -2% max
 - We don't have any site grading in our proposal
 - Concrete ADA Ramp into the pit by others. This is not in our pricing. We can quote this as an add if needed.
 - Drainage system inside the playground pit and away from the pit by others. This is not in our pricing.

Bid Item #9 (Shade Canopy Over The Playground) Includes:

- SkyWays By Landscape Structures – 28 ft. x 28 ft. x 14 ft. Entry Height Hip Shade
 - Shown on LSI Design Drawings 1190525-02-01 (Specified Design)
 - 2021 IBC Code
 - Final Colors TBD
- Freight
- Certified Installation of The Shade Structure
 - Includes concrete footings & erecting the shade
 - Standard footing only. Spread footings are not included in our pricing and would be an add if needed. Usually spread footings are only required when severe rock is encountered when trying to drill piers although other circumstances might require a spread footing.
 - Includes shade permit with the City of Pflugerville
 - Includes temp. orange fencing on T posts (around our work area)
- Electronic Stamped Engineered Drawings
- 3rd Party Inspections (Required By The City of Pflugerville)
- Full Submittal Package
- Warranty – Best in the Business!

Bid Item #12 (Open Air Pavilion – Poligon) Includes:

- Poligon – RAM 20 x 34MR (per Poligon Quote 19548-R1)
 - 20ft. x 34 ft. Rectangular Hip
 - Multi-Rib Roof

- 9 ft. Entry / Clearance Height
- Includes Anchor Bolt Kit
- Freight
- Certified Installation of The Polygon Pavilion
 - Includes concrete footings & erecting the shade
 - Standard footing only. Spread footings are not included in our pricing and would be an add if needed. Usually spread footings are only required when severe rock is encountered when trying to drill piers although other circumstances might require a spread footing.
 - Includes shade permit with the City of Pflugerville
 - Includes temp. orange fencing on T posts (around our work area)
- Electronic Stamped Engineered Drawings
- 3rd Party Inspections (Required By The City of Pflugerville)
- Full Submittal Package
- Warranty – Best in the Business!
- **Important Notes**
 - All site prep. by others. This is priced for us to arrive onsite with the grade set etc.
 - Pricing does not include any electrical cut-outs. Those can be added for an additional cost
 - Pricing does not include any masonry on the columns, decorative wraps etc.
 - Pricing does not include the pavilion “floor”. Looks like this is to be concrete paving. This is not included in our proposal.

Base Bid Excludes (unless otherwise noted):

- Demo of any existing equipment or safety surfacing unless specified as being included above
- Any and all concrete work unless specified above (curbs, sidewalks, ADA ramps etc.)
- Any and all drainage
- Drilling Through Rocky Soil
- Special Augers or Drilling Equipment
- Hitting of New or Existing Sprinkler pipes
- Hitting of Private Electric, Water, Sewer, Internet, or any other Utility Lines that are Not Detectable by Commercial Line Location.
- Sod Replacement due to Reasonable Path of Travel to Project or Play Area Location. We need access to project location.
- Surveying of Site
- Craning of Equipment
- Logistical Issues that Prevent Truck or Equipment Access to Site
- Certified Payroll / Progress Billing
- Setting of Control Points or Benchmarks
- Remobilization Charges Due to Weather or Project Delays
- Offsite Storage of Equipment Due to Weather or Project Related Delays
- On Site Security
- Soil Testing (If Required)
- Dumpster
- Latrine on Site
- Metal Construction Fence
- Geotechnical Report
- Wet Stamped Engineering Drawings
- Mock-Ups



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- Badging
- Textura, Oracle, etc.
- Professional Liability Insurance
- Construction Management Software Required for a Specific Project
- Payment, Performance, and Maintenance Bonds
- Sales Tax
- Use of Credit Cards as Payment

Terms: 100% payment at time of order for materials only projects. Projects with Whirlix install are 60% deposit at the time of order. Net 30 for Existing Customers. All new customers are subject to a credit check. Payment terms will be based, in part, on credit review that is pulled from The Experian Business Division. Pursuant to Tex. Prop. Code § 53.159, Whirlix will need all Bond information at the time of Signed Proposal, Contract, and / or Deposit.

All taxes now or hereafter levied by federal, state or local authority upon the sale of any of the forgoing products to be paid for by the purchaser. All quotations are subject to the conditions printed on the following pages if any and when accepted are subject to the approval of an officer of this company.

Prepared by Josh Bailey · Whirlix Design Inc · jbailey@whirlix.com · 512-225-4314

Acceptance of Approval: The above prices, specifications, and conditions are satisfactory and accepted. You are hereby authorized to provide all items described above. Any balances not paid within thirty (30) days of the date of the invoice shall accrue interest at the rate of 18% per annum. Any action to construe, declare or enforce this contract shall only be brought in a court of competent jurisdiction with venue lying solely and exclusively in Dallas County, Texas. The prevailing party in any action brought to construe, declare or enforce this contract shall be entitled to recover its actual attorney's fees, attorney's travel time charges and expenses, paralegal fees, computer access and utilization charges, expert witness fees and expenses, costs, expenses and expenses of investigation, discovery, and litigation. The parties to this contract expressly waive the right to trial by jury of any cause of action or defense pertaining to this contract. The above prices, specifications, and conditions are satisfactory and accepted. You are hereby authorized to provide all items described above.

Date: _____ **Signature:** _____