

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: May 15, 2007

Consent

Regular

Ordinance

Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Payment to The School District of Palm Beach County in the amount of \$312,687 for improvements to the ballfields at West Boynton District Park.

Summary: During the construction of Park Vista High School which is immediately adjacent to West Boynton District Park (the two share athletic facilities) Parks Department requested that the School District add ballfield lighting and various batting cage improvements to a field that was being constructed on School District property to facilitate non-school use of the field. Having the School Board design and construct these improvements as part of their project resulted in a cost savings to the County by eliminating duplicative mobilization and allowing the completion of the fields, ballfield lighting and batting cages concurrently. If approved, payment in the amount of \$312,687 via a construction purchase order will be made. **FDO Admin (Countywide/District 3) JM**

Background and Justification: Pursuant to R2004-2175, Law Enforcement Impact Fees owed Parks and Recreation a total of \$414,408.00 for the purchase of land for the Park Vista Substation. The funds were not transferred, but instead, Parks and Recreation has authorized that those funds be used for improvements at West Boynton District Park. Including this payment, only \$11,297.05 remains owed Parks.

Attachments:

- 1. Construction Purchase Order

Recommended by: _____

Anthony Wolf
Department Director

5/1/07
Date

Approved by: _____

[Signature]
County Administrator

5/9/07
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2007	2008	2009	2010	2011
Capital Expenditures	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Operating Costs	<u>312,687</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
External Revenues	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Program Income (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
In-Kind Match (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
NET FISCAL IMPACT	<u>312,687</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>

ADDITIONAL FTE
POSITIONS (Cumulative)

Is Item Included in Current Budget? Yes No

Budget Account No: Fund 3803 Department 411 Unit B206 Object 8101
Reporting Category _____

B. Recommended Sources of Funds/Summary of Fiscal Impact:

C. Departmental Fiscal Review: _____

III. REVIEW COMMENTS:


A. OFMB Fiscal and/or Contract Development & Control Comments:

Jim DeL... 5-8-07
OFMB
5/4/07
not CN 5-2-07
5/4/07

Jim J. Jacoby 5/8/07
Contract Dev and Control
5/8/07

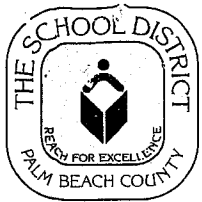
B. Legal Sufficiency:
James C. New... 5/9/07
Assistant County Attorney

C. Other Department Review:

S H I P T O	ATTN:	CONTRACT NOTICE	KPO 410 0405070000000000846			
		BOARD OF COUNTY COMMISSIONERS www.pbcbgov.com	IMPORTANT <small>THE ABOVE NUMBER MUST APPEAR ON ALL SHIPPING LABELS, PACKING SLIPS, TRANSPORT DOCUMENTS, INVOICES AND CORRESPONDENCE.</small>			
I S S U E T O	SCHOOL BOARD OF THE PALM BEACHES CTY DEPT OF TREASURY 3354 Forest Hill Blvd A-334 West Palm Beach FL 33406-5869 (Enter Contact Name) 561-434-8142	ORDER DATE	DELIVERY DATE	F.O.B.	BILL TO	
		04-05-2007				BOARD OF COUNTY COMMISSIONERS PALM BEACH COUNTY FINANCE DEPT. P.O. BOX 4036 WEST PALM BEACH, FL 33402-4036 TELEPHONE: 561-355-2912
		VENDOR NUMBER	VENDOR ADDRESS	VENDOR CONTACT		
		SCHO0052	SCHO0052	SCHO0052		
		BID/QUOTE/RFP NO	AGREEMENT NUMBER			

ITEM	QUANTITY	UNIT	COMMODITY CODE	ITEM DESCRIPTION	UNIT PRICE	EXTENDED PRICE
1	0.0000		90924	Building Construction, Commercial and Institutional Park Vista Ballfield MSDS: Not Required SERVICE FROM: 04-03-2006 SERVICE TO: 04-23-2008	.000000	312,687.00

TAX EXEMPTION INFORMATION STATE TAX EXEMPTION NUMBER 85-8012622286C-8 FEDERAL EXCISE TAX EXEMPTION NUMBER 59-74-0344K EXEMPTION CERTIFICATES WILL BE MAILED UPON REQUEST	CONTRACTS COORDINATOR TELEPHONE Larry Schaner 561-233-0222 EXT: EMAIL: LSCHANER@co.palm-beach.fl.us	ORDER TOTAL 312,687.00
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THE SCHOOL DISTRICT OF
PALM BEACH COUNTY, FLORIDA

DIVISION OF FINANCIAL MANAGEMENT
3328 FOREST HILL BOULEVARD, A-306
WEST PALM BEACH, FL 33406-5869

(561) 434-8584 FAX: (561) 434-8193

JOSEPH M. MOORE
CHIEF FINANCIAL OFFICER

ARTHUR C. JOHNSON, Ph.D.
SUPERINTENDENT

March 12, 2007

Dennis Eshleman
Director of Parks and Recreation
Palm Beach County
2700 6th Avenue
Lake Worth, Florida 33461

RE: Interlocal Agreement – Park Vista - Ballfield

Dear Mr. Eshleman:

This letter is to provide a statement of project completion and to submit accounting documentation. This is in accordance with Sections 2-a and 2-b of an agreement between the School Board of Palm Beach County and Palm Beach County entered into on October 19, 2005, regarding funding of the ballfield at Park Vista High.

Exhibit A, pages 1 and 2 along with the supporting documentation as required in the Interlocal are attached. The School Board's billing is as follows:

<u>Date</u>	<u>Invoice Number</u>	<u>Amount</u>
03/12/07	1	\$312,687.00

The reimbursement check should be made payable to The School Board of Palm Beach County and should be sent to:

The School Board of Palm Beach County
Department of Treasury
3354 Forest Hill Blvd., A-334
West Palm Beach, FL 33406-5869
Attn. Leanne Evans, Treasurer

Approved By: Audrey Wolf
Audrey Wolf, Director
Facilities Development Operations

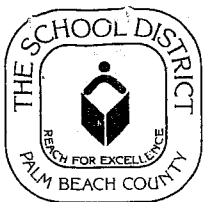
Thank you again for all your help.

Sincerely,

Leanne Evans
Leanne Evans, Treasurer

Attachments

to be PAID from
OWED PARKS
PURSUANT TO
R2004-2175



THE SCHOOL DISTRICT OF
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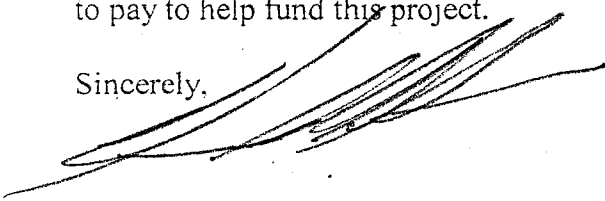
Dear Mr. Eshleman:

In compliance with the requirements of Section 2.a. of the interlocal agreement between the School Board of Palm Beach County and Palm Beach County entered into on October 19, 2005 regarding the ballfield at Park Vista High, this letter is to notify you that the project has been completed on December 31, 2006.

If you have any questions, please call me at (561) 722-5633.

Thank you for your help in expediting payment of the \$312,687.00 Palm Beach County has agreed to pay to help fund this project.

Sincerely,


David Swan, Senior Projects Administrator
The School Board of Palm Beach County
Program Management



PALM BEACH COUNTY
PARKS AND RECREATION DEPARTMENT

EXHIBIT B

CONTRACT PAYMENT REQUEST
3/12/2007

Date

Grantee: School District of Palm Beach County Project Name: Park Vista - Ballfield
Submission #: 1 Reimbursement Period: 10-19-05 to 06-30-06

Item	Key	Project Costs This Submission	Cumulative Project Costs
Contractual Services	(C)	473,284.00	476,284.00
Salary & Wages (% of salaries)	(S)		
Materials, Supplies, Direct Purchases	(M)		
Equipment	(E)		
Travel	(T)		
Indirect Costs	(I)		
TOTAL PROJECT COSTS			476,284.00

Key Legend

C = Contractual Services
S = Salary & Wages
M = Materials, Supplies, Direct Purchases
E = Equipment
T = Travel
I = Indirect Costs

Certification: I hereby certify that the above expenses were incurred for the work identified as being accomplished in the attached progress reports.

Administrátor

Date

Certification: I hereby certify that the documentation has been maintained as required to support the project expenses reported above and is available for audit upon request.

Financial Officer

Date

PBC USE ONLY

County Funding Participation \$ 312,687.00
Total Project Costs To Date: \$ 476,284.00
County Obligation To Date \$ 312,687.00
County Retainage (N/A %) \$ 0.00
County Funds Previously Disbursed \$ 0.00
County Funds Due this Billing \$ 312,687.00

Reviewed and Approved By:

PBC Project Administrator

Date

Department Director

Date

Approved By: Audrey Wolf
Director
Facilities Development Operations

REMITTANCE ADVICE

LOCATION: 2001 PARK VISTA COMM HIGH

					DATE	CHECK NO.
					051117	855870
INVOICE DATE	INVOICE NUMBER	ITEM DESCRIPTION	FUND	PROJ.	PURCHASE ORDER NO.	INVOICE AMOUNT
051018	1	PARK VISTA HIGH PROJECT #2001-8105	3902	8105	501602	476,284.00
051018	2R	PARK VISTA HIGH PROJECT #2001-8105	3902	8105	501602	231,301.00
PLEASE DETACH BEFORE NEGOTIATING						
VENDOR NO V131401980		DATE ISSUED	051117	NET AMOUNT OF WARRANT		707,585.00

NON-NEGOTIABLE FOREST HILL BLVD STE # A323; WEST PALM BEACH, FL 33406-5870

855870

PAY TO THE ORDER OF TURNER CONSTRUCTION COMPANY
1399 SW 1ST AVENUE
MIAMI FL 33130

DATE
11/17/05

VOID AFTER SIX MONTHS

SEVEN HUNDRED SEVEN THOUSAND FIVE HUNDRED
EIGHTY FIVE DOLLARS AND NO CENTS

AMOUNT
\$707,585.00



NON-NEGOTIABLE

CHAIRMAN OF THE BOARD
SUPERINTENDENT

TO OWNER:
School District of Palm Beach County

PROJECT: West Boynton High 91-EEE
P.O. # 2001-8105

APPLICATION NO.: 1

PERIOD TO: 18-Oct-2005

FROM (CONTRACTOR):
Turner Construction Company
1399 SW 1st Avenue
Miami, FL 33130

VIA (ARCHITECT):
MPA Architects, Inc.
1801 Center Park Drive East, Suite #175
West Palm Beach, FL 33401

ARCHITECT'S PROJECT NO:
2001-8105

CONTRACT FOR: West Boynton High 91-EEE
CONTRACTOR'S APPLICATION FOR PAYMENT

CONTRACT DATE:

CHANGE ORDER SUMMARY		
Change Orders approved in	ADDITIONS	DEDUCTIONS
previous months by Owner thru N/A		
TOTAL		
Approved this Month		
Number	Date Approved	
	CCD #01	76,066.00
	CCD #02	476,284.00
TOTALS		552,350.00
Net Change by Change Orders		552,350.00

Application is made for Payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM: Phase I & II	\$200,000
2. Net change by Change Orders (Except D.P.O.s)	\$0
Net Change by Change Orders (Owner Purchase Orders)	\$552,350
Total Change by Change Orders:	\$552,350
3. CONTRACT SUM TO DATE (Line 1 +/- 2)	\$752,350
4. TOTAL COMPLETED & STORED TO DATE	\$476,284
5. RETAINAGE:	
a. 10% % of Completed Work	\$ 0
b. % of Stored Material	\$
Total Retainage (Line 5a + 5b)	\$0
6. TOTAL EARNED LESS RETAINAGE (Line 4 less Line 5)	\$476,284
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT (Line 6 from prior certificate)	\$0
8. CURRENT PAYMENT DUE	\$476,284
9. BALANCE TO FINISH, PLUS RETAINAGE (Line 3 less Line 6)	\$276,066

W. H. ...

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is due.

CONTRACTOR: TURNER CONSTRUCTION COMPANY

BY: *D. J. ...*

DATE: 10/20/05

State of: Florida

County of: Palm Beach

Subscribed and sworn to before me this 20th day of October, 2005

Notary Public: *Lynn A. Olaisen*

Lynn A. Olaisen
Commission # DD402171
Expires March 18, 2009
Bonded Troy Fah - Insurance, Inc. 800-385-7019

My Commission expires: March 18, 2009

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and data comprising the above application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and

the Contractor is entitled to payment of the AMOUNT CERTIFIED.

RECEIVED
NOV 3 - 2005
TREASURY DEPARTMENT

AMOUNT CERTIFIED

(Attach explanation if amount certified differs from the amount applied for.)

ARCHITECT BY: *[Signature]*

DATE: 10/20/05

This certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.



APPROVED

October 19, 2005

New Business - Program Management

Title: PM6 Project Modifications for Park Vista Community High

Park Vista Community High School (91-EEE) Interlocal Agreement - Project #2001-8105

Recommendation:

I recommend the School Board ratify Project Modifications in the amount of \$476,284.00 for Park Vista Community High School (91-EEE), Interlocal Agreement, and authorize the Chairman and Superintendent to execute all related contract documents.

Description:

This project modification contains the following item:

- **CCD #2** in the amount of \$476,284.00.
- **Description:** Provide all necessary labor, material, bonds and insurance necessary to install fencing modifications, batting cages, field lighting, field public address system, team dugout modifications, grassing specifications change, score board and sprinkler system revisions.
- **Cause:** Outside Agency-Palm Beach County Parks Department.
- **Justification:** An agreement between PBC and SDPBC for joint use of the baseball field existed in concept prior to the construction of the school. An allowance that recognized that some scope of work would be done was included in the GMP for the school. This work was authorized after the GMP was accepted. However, documentation and quantification of construction scope and cost was not initiated until the construction began. In addition, some work at the sports complex was done for PBC under the school contract for the convenience of PBC. This item ratifies the full cost of the baseball field work scope and work scope to be billed to PBC. We are currently in discussion with the PBC regarding reimbursement.

Financial Impact:

The financial impact to the Project's Budget is \$476,284.00.

The source of funds is the Capital Contingency.

For Additional Information, contact:

Joseph M. Moore (moorej@palmbeach.k12.fl.us)
Joseph M. Sanches