



**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

<b>Fiscal Years</b>	<b>2007</b>	<b>2008</b>	<b>2009</b>	<b>2010</b>	<b>2011</b>
Capital Expenditures	<u>\$104,762.36</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>
<b>NET FISCAL IMPACT</b>	<b><u>\$104,762.36</u></b>	<b><u>0</u></b>	<b><u>0</u></b>	<b><u>0</u></b>	<b><u>0</u></b>
<b># ADDITIONAL FTE POSITIONS (Cumulative)</b>	<b><u>0</u></b>	<b><u>0</u></b>	<b><u>0</u></b>	<b><u>0</u></b>	<b><u>0</u></b>
<b>Budget Account No.:</b>	<b>Fund <u>4013</u></b>	<b>Dept <u>721</u></b>	<b>Unit <u>W021</u></b>	<b>Object <u>6543</u></b>	<b><u>\$77,221.36</u></b>
	<b>Fund <u>4011</u></b>	<b>Dept <u>721</u></b>	<b>Unit <u>W006</u></b>	<b>Object <u>6543</u></b>	<b><u>\$27,541.00</u></b>

Is Item Included in Current Budget?    Yes X    No

Reporting Category N/A

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

Adequate funds are available in the Water Utilities Department Special Assessment Fund. Assessable costs totaling \$77,221.36 will be recovered from the property owners over a twenty-year period.

The Water Utilities Department will pay the non-assessable construction cost of \$27,541.00 from user fees and balances brought forward.

**C. Department Fiscal Review:** Debra M. West

**III. REVIEW COMMENTS**

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

[Signature] 4-26-07  
 OFMB  
 4-24-07  
 4/24/07  
 04/18/07

[Signature] 4/27/07  
 Contract Development and Control  
 4/27/07

**B. Legal Sufficiency:**

**This item complies with current County policies.**

[Signature] 4/30/07  
 Assistant County Attorney

**C. Other Department Review**

\_\_\_\_\_  
 Department Director

This summary is not to be used as a basis for payment.

**RESOLUTION NO. R-2007-**

**RESOLUTION OF THE BOARD  
OF COUNTY COMMISSIONERS  
OF PALM BEACH COUNTY,  
FLORIDA, CONFIRMING THE  
SPECIAL ASSESSMENT ROLL  
FOR EVANS LANE WATER  
MAIN IMPROVEMENT  
PROJECT**

**WHEREAS**, pursuant to Section 8 of Ordinance 2001-0010, the Board of County Commissioners held a public hearing at 9:30 A.M. on the 15th day of May 2007, at the Commission Chambers of the Board of County Commissioners of Palm Beach County, Florida, so as to satisfy the requirements of Ordinance 2001-0010; and

**WHEREAS**, the Board of County Commissioners finds that the public notification and public hearing requirements of Ordinance 2001-0010 have been complied with; and

**WHEREAS**, the Board of County Commissioners intends to levy special assessment(s) upon the properties located in the Evans Lane project area for the purpose of funding a water main extension; and

**WHEREAS**, the total assessable costs of the improvement project shall not exceed \$77,221.36; and

**WHEREAS**, the method of apportioning the assessable costs of the improvement project among the parcels of property located within the boundaries of the improvement project shall be by front footage method; and

**WHEREAS**, the maximum dollar amount of each assessment unit shall be \$108.39 per front foot based on 712.44 feet of frontage; and

**WHEREAS**, the Board of County Commissioners finds that each parcel listed in the Special Assessment Roll, which is attached hereto and incorporated herein as Attachment "3", will obtain a special benefit, that is at least equal to the amount of special assessment made against each such parcel; and

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:**

1. The Special Assessment Roll for the Evans Lane Water Main Improvement Project is hereby approved and confirmed, and the special assessments set forth therein shall be collected in accordance with the provisions of the Uniform Assessment Collection Act and Ordinance 2001-0010.
2. The special assessment(s) set forth in the Special Assessment Roll shall constitute a lien(s) against the assessed property equal in rank and dignity with the liens of all state, county, district or municipal taxes and other non-ad valorem assessments. Except as otherwise provided by law, such lien(s) shall be superior in dignity to all other liens, titles and claims, until paid.
3. Any and all special assessments made pursuant to this Resolution, which have not been paid in full within thirty (30) days after completion of the improvement project for which the assessments were made, shall be subject to interest at the rate of six and one half percent (6 ½ %) per year and shall be payable in twenty (20) equal installments of principal and interest.

4. If any special assessment made under this Resolution shall be either in whole or in part vacated or set aside by the judgment of any court, or if the Board of County Commissioners shall be satisfied that any such assessment is so irregular or defective that same cannot be enforced or collected, or if the Board shall have omitted to make such assessment when it might have done so, the Board of County Commissioners shall take all necessary steps to cause a new assessment to be made for any improvement and against any property specially benefited by such improvement, following the provisions of Ordinance 2001-0010. In case the second assessment shall also be invalid, the Board of County Commissioners may obtain and make other assessments until a valid assessment is made.

5. The Clerk of this Board shall cause this Resolution to be recorded in the Official Records of Palm Beach County, Florida, in the Office of the Clerk of the Circuit Court.

The foregoing Resolution was offered by Commissioner \_\_\_\_\_ who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote; the vote was as follows:

Commissioner Addie L. Greene, Chairperson  
Commissioner Jeff Koons, Vice Chair  
Commissioner Karen T. Marcus  
Commissioner Warren H. Newell  
Commissioner Mary McCarty  
Commissioner Burt Aaronson  
Commissioner Jess Santamaria

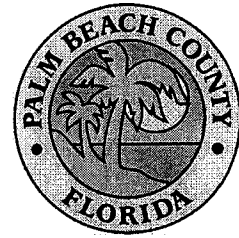
The Chair thereupon declared the Resolution duly passed and adopted this \_\_\_\_ day of \_\_\_\_\_, 2007.

PALM BEACH COUNTY, FLORIDA,  
BY ITS BOARD OF COUNTY COMMISSIONERS

By: \_\_\_\_\_  
Sharon R. Bock  
Clerk and Comptroller

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

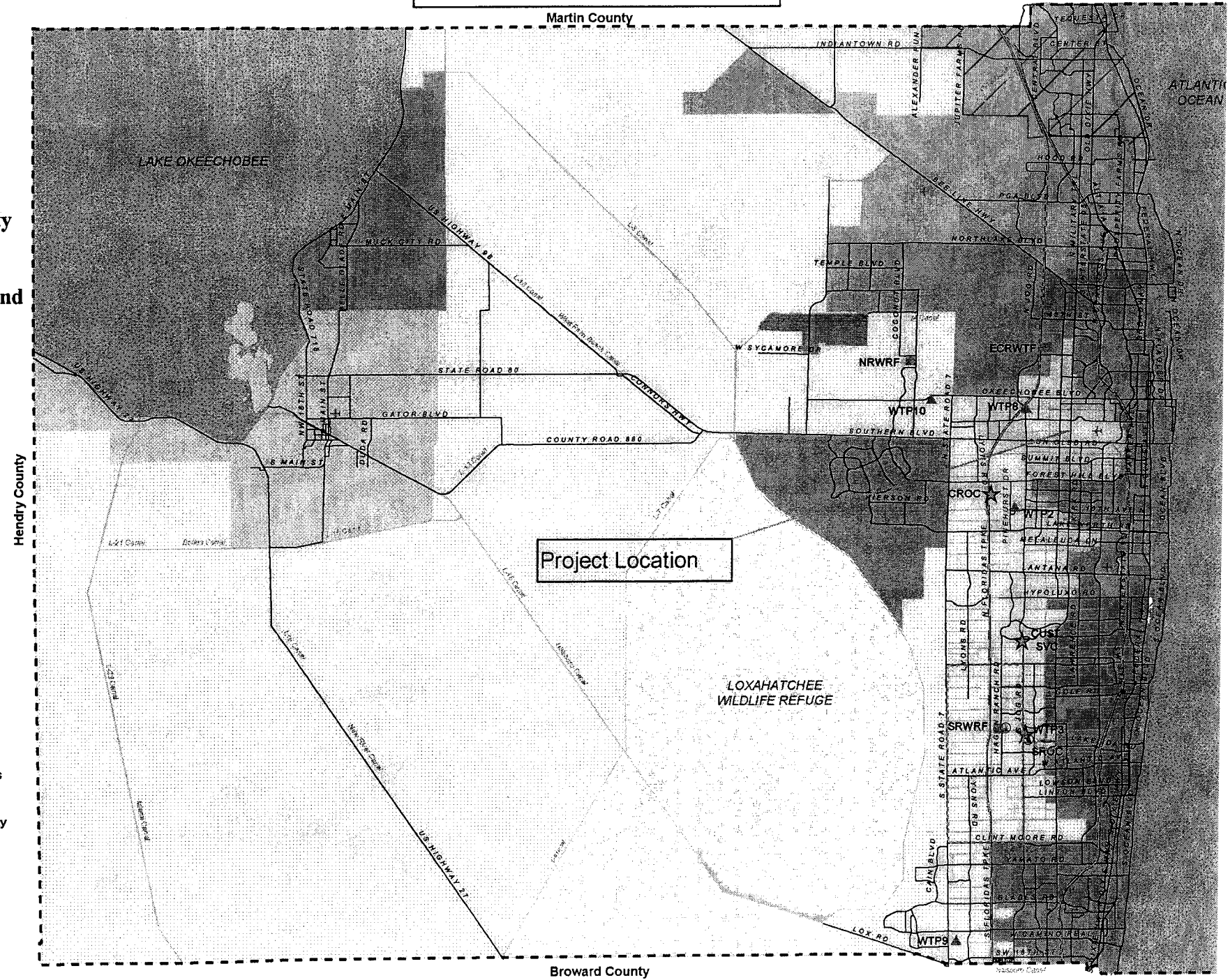
By \_\_\_\_\_  

**Palm Beach County  
Water Utilities  
Department  
Service Area (SA) and  
Major Facilities**

Attachment "2" Location Map

- Legend**
- P.B.C.W.U.D. SA
  - Mandatory Reclaimed SA
  - Palm Beach County Limits
  - Administration
  - Water Reclamation Facility
  - Water Treatment Facility
  - Wetlands





**Assessment Roll - Tentative**

EVANS LANE  
SPECIAL ASSESSMENT PROGRAM  
WATER MAIN EXTENSION PROJECT

Attachment 3

FUND AGENCY ORG	COMMISSION DISTRICT	SECTION TOWNSHIP RANGE

No.	Homeowner/Mailing Address	PCN/Legal Description	Feet	Cost/Per Foot	Total Assessment	Annual Cost/Per Foot	Annual Cost/Per Year	Notes
1	SANTIAGO, JUAN & ROCIO S.  4653 EVANS LN WEST PALM BEACH, FL 33415-1354	00-42-43-36-10-000-007.0  FLEMING PARK LT 7	79.26	\$108.39	\$8,590.99	9.8370857	\$779.69	
2	SANTIAGO, JUAN & ROCIO S.  4653 EVANS LN WEST PALM BEACH, FL 33415-1354	00-42-43-36-10-000-008.0  FLEMING PARK LT 8	79.26	\$108.39	\$8,590.99	9.8370857	\$779.69	
3	SANTIAGO, JUAN & ROCIO S.  4653 EVANS LN WEST PALM BEACH, FL 33415-1354	00-42-43-36-10-000-009.0  FLEMING PARK LT 9	79.26	\$108.39	\$8,590.99	9.8370857	\$779.69	
4	INMAN, AVYLEE R  4665 EVANS LN WEST PALM BEACH, FL 33415-1354	00-42-43-36-10-000-010.0  FLEMING PARK LT 10	79.26	\$108.39	\$8,590.99	9.8370857	\$779.69	
5	AIME, EDITH  4681 EVANS LN WEST PALM BEACH, FL 33415-1354	00-42-43-36-10-000-011.0  FLEMING PARK LT 11	79.26	\$108.39	\$8,590.99	9.8370857	\$779.69	

Assessments which have not been paid in full within thirty days after completion of the subject improvements for which said assessment was made, will be charged interest at a rate of six and a half (6.5) percent per annum from the date of the acceptance of said improvement by Palm Beach County and shall be payable in twenty equal annual installments of principal and interest.



Assessment Roll - Tentative

EVANS LANE  
SPECIAL ASSESSMENT PROGRAM  
WATER MAIN EXTENSION PROJECT

FUND AGENCY ORG	COMMISSION DISTRICT	SECTION TOWNSHIP RANGE

No.	Homeowner/Mailing Address	PCN/Legal Description	Feet	Cost/Per Foot	Total Assessment	Annual Cost/Per Foot	Annual Cost/Per Year	Notes
6	GABRIEL, LUCIENNE  4683 EVANS LN WEST PALM BEACH, FL 33415-1354	00-42-43-36-10-000-012.0  FLEMING PARK LT 12	79.26	\$108.39	\$8,590.99	9.8370857	\$779.69	
7	LIM, PETERSEN  4715 EVANS LN WEST PALM BEACH, FL 33415-1354	00-42-43-36-10-000-013.0  FLEMING PARK LT 13	79.26	\$108.39	\$8,590.99	9.8370857	\$779.69	
8	HILL, GARY S. (TR) & HILL FAMILY TRUST  81 CLEVELAND RD LAKE WORTH, FL 33467-3813	00-42-43-36-10-000-014.0  FLEMING PARK LT 14	79.26	\$108.39	\$8,590.99	9.8370857	\$779.69	

Assessments which have not been paid in full within thirty days after completion of the subject improvements for which said assessment was made, will be charged interest at a rate of six and a half (6.5) percent per annum from the date of the acceptance of said improvement by Palm Beach County and shall be payable in twenty equal annual installments of principal and interest.



**Assessment Roll - Tentative**

EVANS LANE  
SPECIAL ASSESSMENT PROGRAM  
WATER MAIN EXTENSION PROJECT

FUND AGENCY ORG	COMMISSION DISTRICT	SECTION TOWNSHIP RANGE

No.	Homeowner/Mailing Address	PCN/Legal Description	Feet	Cost/Per Foot	Total Assessment	Annual Cost/Per Foot	Annual Cost/Per Year	Notes
9	FIGUEROA, JORGE D. & NELIDA A.  4735 EVANS LN WEST PALM BEACH, FL 33415-1354	00-42-43-36-10-000-015.0  FLEMING PARK LT 15	78.36	\$108.39	\$8,493.44	9.8370857	\$770.83	
			<b>Total:</b>		<b>\$77,221.36</b>			

Note Description/Totals		
1	MODIFIED ASSIGNED FRONTAGE	0
2	CONFIDENTIAL RECORD	0
3	UNITY OF TITLE	0
4	TAX MAP FRONTAGE	0
5	SCALED FRONTAGE	0
6	SURVEY	0
7	PAPA FRONTAGE	0
8	VERIFY LEGAL, OWNER CONTESTING TAXES	0

Assessments which have not been paid in full within thirty days after completion of the subject improvements for which said assessment was made, will be charged interest at a rate of six and a half (6.5) percent per annum from the date of the acceptance of said improvement by Palm Beach County and shall be payable in twenty equal annual installments of principal and interest.



**REPORT OF COST - TENTATIVE**  
**EVANS LANE**  
**WATER MAIN IMPROVEMENT**  
**SPECIAL ASSESSMENT PROJECT**  
**PROJECT NO. WUD 06-190**  
**COMMISSION DISTRICT 5**  
**SECTION 36, TOWNSHIP 43S, RANGE 42E**  
**FUND 4011 AGENCY 721 ORG. W006 OBJECT 6543**  
**FUND 4013 AGENCY 721 ORG. W021 OBJECT 6543**

Construction Bid Price	\$90,645.00
Capital Improvements (1)	<u>(\$27,541.00)</u>
Assessable Construction Cost	\$63,104.00
Construction Contingency (1.32%) (2)	\$832.97
Engineering Fee (3)	\$9,500.00
Inspection Fee (1%) (4)	\$631.04
Administration Fee (5%) (5)	\$3,155.20
Administrative Adjustment (6)	<u>(\$1.85)</u>
Total Assessable Cost	\$77,221.36
Total Frontage	712.44
Cost per Front Foot	\$108.39

Notes:

1. Capital Improvements: (See Attached)  
Capital Construction for Water Main to connect system = \$27,541.00  
Total Capital Cost= \$27,541.00
2. Construction contingency is 1.32% of the Assessable Construction Cost..
3. Engineering Fee of \$9,500 is for the cost of survey, design and drafting from Heller-Weaver and Sheremeta, Inc.
4. Inspection fee is 1% of the Assessable Construction Cost.
5. Administrative Fee is 5% of the Assessable Construction Cost.
6. Adjustment to administrative cost to round the cost per front foot to the nearest cent.

<b>Palm Beach County Water Utilities Department</b>					
<b>Continuing Construction Contract WUD 06-144</b>					
<b>AKA Services, Inc.</b>					
<b>Evans Lane Water Main Extension</b>					
<b>Work Authorization No. 2</b>					
<b>WUD No. 06-190</b>					
<b>NO.</b>	<b>BID ITEM (Furnish and Install with Appurtenances)</b>	<b>QUANTITY</b>	<b>UNIT</b>	<b>UNIT PRICE</b>	<b>TOTAL</b>
5	6" PVC Water Main/Reclaimed Water Main/Wastewater Force Main (36" to 60" Cover)	423	L.F.	\$28.00	\$11,844.00
10	8" PVC Water Main//Reclaimed Water Main/Wastewater Force Main (36" to 60" Cover)	344	L.F.	\$35.00	\$12,040.00
13	8" DIP Water Main Conflict center 20' length of restrained joint water main (60" to 84" cover) and 4-45 degree elbows under existing pipe	1	Each	\$6,000.00	\$6,000.00
41	Ductile Iron Fittings for Water Main/Reclaimed Water Main	0.18	Tons	\$8,000.00	\$1,440.00
73	6" Mechanical Joint Restraint for PVC	16	Each	\$150.00	\$2,400.00
74	8" Mechanical Joint Restraint for PVC	7	Each	\$160.00	\$1,120.00
76	6" Joint Restraint Gasket	3	Each	\$160.00	\$480.00
77	8" Joint Restraint Gasket	2	Each	\$175.00	\$350.00
94	6" Gate Valve & Valve Box	1	Each	\$1,000.00	\$1,000.00
95	8" Gate Valve & Valve Box	2	Each	\$1,184.00	\$2,368.00
125	Fire Hydrant Assembly with /6" Gate Valve & 6" DIP (42" burial)	2	Each	\$4,500.00	\$9,000.00
128	Sample Points W/Double Strap Saddle & Corp. Stop	1	Each	\$817.00	\$817.00
129	Sample Points on Fire Hydrants	1	Each	\$646.00	\$646.00
145	Long Single Service (1-1/2" PVC with 3" Casing up to 40' long)	5	Each	\$1,800.00	\$9,000.00
147	Long Double Service (1-1/2" PVC with 3" Casing up to 40' long)	2	Each	\$2,100.00	\$4,200.00
154	Extra Long Service Line (1 1/2" PVC)	10	LF	\$20.00	\$200.00
221	Lime Rock Driveway or Roadway Removal and Restoration	21	Tons	\$30.00	\$630.00
226	Floritam Sod	156	Sq. Yd.	\$4.00	\$624.00
227	Bahia Sod	1,253	Sq. Yd.	\$3.00	\$3,759.00
228	Root Barrier	60	L.F.	\$10.00	\$600.00
229	Remove and Reinstall Trees up to 4" diameter or Palm Trees up to 12" diameter	7	Each	\$650.00	\$4,550.00
230	Record Drawing	767	L.F.	\$2.00	\$1,534.00
231	Construction Survey	767	L.F.	\$2.00	\$1,534.00
232	Preconstruction Video Taping	767	L.F.	\$1.00	\$767.00
234	Maintenance of Traffic Residential Street	767	L.F.	\$1.00	\$767.00
237	Density Tests	8	Each	\$50.00	\$400.00
238	Proctor Tests	1	Each	\$200.00	\$200.00
244	Mobilization/Demobilization Allowance (Limited to 3% of the furnished and installed items/services plus \$10,000 for each individual construction contract awarded)	0.025	Lump	\$495,000.00	\$12,375.00
	<b>Total Construction Price =</b>				<b>\$90,645.00</b>

<b>Palm Beach County Water Utilities Department</b>					
<b>Continuing Construction Contract WUD 06-144</b>					
<b>AKA Services, Inc.</b>					
<b>Evans Lane Water Main Extension Capital Portion</b>					
<b>Work Authorization No. 2</b>					
<b>WUD No. 06-190</b>					
<b>NO.</b>	<b>BID ITEM (Furnish and Install with Appurtenances)</b>	<b>QUANTITY</b>	<b>UNIT</b>	<b>UNIT PRICE</b>	<b>TOTAL</b>
10	8" PVC Water Main//Reclaimed Water Main/Wastewater Force Main (36" to 60" Cover)	100	L.F.	\$35.00	\$3,500.00
13	8" DIP Water Main Conflict center 20' length of restrained joint water main (60" to 84" cover) and 4-45 degree elbows under existing pipe	1	Each	\$6,000.00	\$6,000.00
41	Ductile Iron Fittings for Water Main/Reclaimed Water Main	0.25	Tons	\$8,000.00	\$2,000.00
77	8" Joint Restraint Gasket	1	Each	\$175.00	\$175.00
95	8" Gate Valve & Valve Box	1	Each	\$1,184.00	\$1,184.00
128	Sample Points W/Double Strap Saddle & Corp. Stop	1	Each	\$817.00	\$817.00
226	Floritam Sod	160	Sq. Yd.	\$4.00	\$640.00
230	Record Drawing	100	L.F.	\$2.00	\$200.00
231	Construction Survey	100	L.F.	\$2.00	\$200.00
232	Preconstruction Video Taping	100	L.F.	\$1.00	\$100.00
234	Maintenance of Traffic Residential Street	100	L.F.	\$1.00	\$100.00
237	Density Tests	1	Each	\$50.00	\$50.00
238	Proctor Tests	1	Each	\$200.00	\$200.00
244	Mobilization/Demobilization Allowance (Limited to 3% of the furnished and installed items/services plus \$10,000 for each individual construction contract awarded)	0.025	Lump	\$495,000.00	\$12,375.00
<b>Total Construction Price =</b>					<b>\$27,541.00</b>

**WORK AUTHORIZATION NO. 2  
WATER UTILITIES DEPARTMENT  
CONTINUING CONSTRUCTION CONTRACT**

Project No. WUD 06-190

District: 5

Budget Line Item No. Fund 4013 Dept 721 Unit W021 Object 6543 \$77,221.36  
Fund 4011 Dept 721 Unit W006 Object 6543 \$13,423.64

**Project Title: Evans Lane Special Assessment Water Main Project**

**THIS AUTHORIZATION # 2** to the Contract for Construction Services dated March 13, 2007 (R2007-0357), by and between Palm Beach County and the Contractor identified herein, is for the Construction Services described in Item 3 of this Authorization. The Contract provides for 15% SBE participation overall. This Authorization includes 17.04% overall participation. The cumulative proposed SBE participation, including this authorization is 28.51% overall.

1. CONTRACTOR: AKA Services, Inc.
2. ADDRESS: 13676 Hamlin Blvd, West Palm Beach, FL 33412.
3. Description of Services to be provided by the Contractor:

See EXHIBIT "A".

4. Services completed by the Contractor to date:

See EXHIBIT "B" and "C".

5. Contractor shall begin work promptly with the following work commencing from the notice to proceed date:  
Substantial Completion 60 Calendar Days,  
Final Completion 90 Calendar Days  
Liquidated damages will apply in accordance with Paragraph 1.6.1 of the Contract Bid Form
6. The compensation to be paid to the Contractor for providing the requested services in accordance with the Contract Bid Prices is \$90,645.00
7. EXCEPT AS HEREBY AMENDED, CHANGED OR MODIFIED, all other terms, conditions and obligations of the Contract dated March 13, 2007 remain in full force and effect.

WORK AUTHORIZATION NO. 2  
WATER UTILITIES DEPARTMENT  
CONTINUING CONSTRUCTION CONTRACT

Project No. WUD 06-190

Project Title: Evans Lane Special Assessment Water Main Project

IN WITNESS WHEREOF, this Authorization is accepted, subject to the terms, conditions and obligations of the aforementioned Contract.

PALM BEACH COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA

ATTEST:

Sharon R. Bock  
Clerk and Comptroller

BOARD OF COUNTY COMMISSIONERS  
PALM BEACH COUNTY

\_\_\_\_\_

\_\_\_\_\_  
Addie L. Greene, Chairperson



APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

\_\_\_\_\_  
Date


\_\_\_\_\_  
(County Attorney)

CONTRACTOR

AKA Services, Inc.

ATTEST:

  
\_\_\_\_\_  
Witness

  
\_\_\_\_\_  
(Signature)

TANYA TYSON / Assessment  
(Name and Title) Coordinator

Tom Richardson, Project Manager  
(Name and Title)

(CORPORATE SEAL)

March 29, 2007  
Date

## **EXHIBIT 'A'**

### **WORK AUTHORIZATION NO. 2 PALM BEACH COUNTY WATER UTILITIES DEPARTMENT ENGINEERING/PROFESSIONAL SERVICES**

#### **SCOPE OF WORK FOR**

#### **Evans Lane Special Assessment Water Main Project**

#### **INTRODUCTION**

Palm Beach County (County) entered into a Contract for Construction Services date March 13, 2007 (Resolution/Document 2007-0357), by and between Palm Beach County and AKA Services, Inc., for the Construction Services of this Authorization.

This Contract for Construction Services encompasses providing services related to installation of new water services to the property owners of Evans Lane area.

#### **SCOPE OF SERVICES**

The Contractor shall provide and install 423 lineal feet of 6" PVC water main and 344 lineal feet of 8" PVC water main complete with water services, fire hydrants, fittings and appurtenances in the Evans Lane area to serve 9 property owners. The water main will connect to the existing water main on Evans Lane. All water mains and water services shall be constructed in accordance with Palm Beach County Water Utilities Department Minimum Engineering and Construction Standards, as indicated in the construction plans and contract documents.

#### **COMPENSATION**

Compensation shall be based on the Contract for Construction Services dated March 13, 2007 (Resolution/Document 2007-0357) as approved by the Board of County Commissioners.

#### **SBE- M/WBE PARTICIPATION**

As described in Section 7.5 of the Contract, SBE participation is included in Attachment B and Attachment C under this Authorization. The attached Schedule 1 defines the SBE -M/WBE applied to this Contract.

ATTACHMENT – A	Public Construction Bond
ATTACHMENT – B	Work Authorization Schedule of Bid Items
ATTACHMENT – C	SBE Schedule 1
ATTACHMENT – D	SBE Schedule 2
ATTACHMENT – E	Location Map

**PUBLIC CONSTRUCTION BOND**

BOND NUMBER: 08805734

BOND AMOUNT: \$90,645.00

CONTRACT AMOUNT: \$90,645.00

CONTRACTOR'S NAME: AKA Services, Inc.

CONTRACTOR'S ADDRESS: 13676 Hamlin Blvd  
West Palm Beach, FL 33412

CONTRACTOR'S PHONE: (561) 791-7561

SURETY COMPANY: Fidelity & Deposit Company of Maryland

SURETY'S ADDRESS: 863 Creston Dr.  
Maitland, FL 32751

OWNER'S NAME: PALM BEACH COUNTY

OWNER'S ADDRESS: 8100 Forest Hill Boulevard (P. O. Box 16097)  
West Palm Beach, FL 33413

OWNER'S PHONE: (561) 493-6000

DESCRIPTION OF WORK: furnishing and installing potable water main

PROJECT LOCATION: Evans Lane, Palm Beach County, FL

LEGAL DESCRIPTION: Various locations



**PUBLIC CONSTRUCTION BOND**

This Bond is issued in favor of the County conditioned on the full and faithful performance of the Contract.

KNOW ALL MEN BY THESE PRESENTS: that Contractor and Surety, are held and firmly bound unto  
Palm Beach County Board of County Commissioners  
301 N. Olive Avenue  
West Palm Beach, Florida 33401

as Obligee, herein called County, for the use and benefit of claimant as herein below defined, in the amount of

Dollars (\$ 90,645.00 )

(Ninety thousand, six hundred forty five Dollars)

for the payment whereof Principal and Surety bind themselves, their heirs, personal representatives, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS,

Principal has by written agreement dated March 13, 2007, entered into a contract with the County for

Project Name: Evans Lane Water Main Extension  
Project No.: WUD 06-190  
Project Description: Furnishing and installing potable water mains  
Project Location: systemwide

in accordance with Design Criteria Drawings and Specifications prepared by

Name of Design Firm: PBC Water Utilities Department  
Location of Firm: West Palm Beach, FL 33411  
Phone: 561/493-6116  
Fax: 561/493-6113

which contract is by reference made a part hereof in its entirety, and is hereinafter referred to as the Contract.

THE CONDITION OF THIS BOND is that if Principal:

1. Performs the contract dated March 13 2007, between Principal and County for the design and construction of Ferndale Drive Water Main the contract being made a part of this bond by reference, at the times and in the manner prescribed in the contract; and
2. Promptly makes payments to all claimants, as defined in Section 255.05, Florida Statutes, supplying Principal with labor, materials, or supplies, used directly or indirectly by Principal in the prosecution of the work provided for in the contract; and
3. Pays County all losses, damages (including liquidated damages), expenses, costs, and attorneys' fees, including appellate proceedings, that County sustains because of a default by Principal under the contract; and

PROJECT WUD 06-190

- 2 -

- 4. Performs the guarantee of all work and materials furnished under the contract for the time specified in the contract, then this bond is void; otherwise it remains in full force.
- 5. Any changes in or under the contract documents and compliance or noncompliance with any formalities connected with the contract or the changes does not affect Surety's obligation under this bond and Surety waives notice of such changes.
- 6. The amount of this bond shall be reduced by and to the extent of any payment or payments made in good faith hereunder, inclusive of the payment by Surety of construction liens which may be filed of record against said improvement, whether or not claim for the amount of such lien be presented under and against the bond.
- 7. Principal and Surety expressly acknowledge that any and all provisions relating to consequential, delay and liquidated damages contained in the contract are expressly covered by and made a part of this Performance, Labor and Material Payment Bond. Principal and Surety acknowledge that any such provisions lie within their obligations and within the policy coverage's and limitations of this instrument.
- 8. Section 255.05, Florida Statutes, as amended, together with all notice and time provisions contained therein, is incorporated herein, by reference, in its entirety. Any action instituted by a claimant under this bond for payment must be in accordance with the notice and time limitation provisions in Section 255.05(2), Florida Statutes. This instrument regardless of its form, shall be construed and deemed a statutory bond issued in accordance with Section 255.05, Florida Statutes.
- 9. Any action brought under this instrument shall be brought in the state court of competent jurisdiction in Palm Beach County, Florida and not elsewhere.

April Forof  
 Witness

Principal (Seal)  
 AKA Services, Inc.

Josephine Smith  
 Title

Clare F. Harris  
 Witness

Surety (Seal)  
 Fidelity & Deposit Company of Maryland

John S. Harris  
 Title John S. Harris - Attorney-in-Fact & State Resident Agent

**Power of Attorney  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, a corporation of the State of Maryland, by PAUL C. ROGERS, Vice President, and T. E. SMITH, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Company, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, does hereby nominate, constitute and appoint **John S. HARRIS, of Wellington, Florida**, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed, ~~any and all bonds and undertakings~~, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md., in their own proper persons.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Company, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seal of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 23rd day of February, A.D. 2004.

ATTEST:

**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



*T. E. Smith*

T. E. Smith

Assistant Secretary

By: *Paul C. Rogers*

Paul C. Rogers

Vice President

State of Maryland }  
City of Baltimore } ss:

On this 23rd day of February, A.D. 2004, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came PAUL C. ROGERS, Vice President, and T. E. SMITH, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself deposed and saith, that they are the said officers of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and that the said Corporate Seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



*Dennis R. Hayden*

Dennis R. Hayden

Notary Public

My Commission Expires: February 1, 2005

**EXTRACT FROM BY-LAWS OF FIDELITY AND DEPOSIT COMPANY OF MARYLAND**

"Article VI, Section 2. The Chairman of the Board, or the President, or any Executive Vice-President, or any of the Senior Vice-Presidents or Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Assistant Vice-Presidents and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertakings, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgements, decrees, mortgages and instruments in the nature of mortgages,...and to affix the seal of the Company thereto."

**CERTIFICATE**

I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2, of the By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed."

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said Company,

this 29<sup>th</sup> day of March, 2007.

  
Assistant Secretary

Palm Beach County Water Utilities Department					
Continuing Construction Contract WUD 06-144					
AKA Services, Inc.					
Evans Lane Water Main Extension Capital Portion					
Work Authorization No. 2					
WUD No. 06-190					
NO.	BID ITEM (Furnish and Install with Appurtenances)	QUANTITY	UNIT	UNIT PRICE	TOTAL
10	8" PVC Water Main//Reclaimed Water Main/Wastewater Force Main (36" to 60" Cover)	100	L.F.	\$35.00	\$3,500.00
13	8" DIP Water Main Conflict center 20' length of restrained joint water main (60" to 84" cover) and 4-45 degree elbows under existing pipe	1	Each	\$6,000.00	\$6,000.00
41	Ductile Iron Fittings for Water Main/Reclaimed Water Main	0.25	Tons	\$8,000.00	\$2,000.00
77	8" Joint Restraint Gasket	1	Each	\$175.00	\$175.00
95	8" Gate Valve & Valve Box	1	Each	\$1,184.00	\$1,184.00
128	Sample Points W/Double Strap Saddle & Corp. Stop	1	Each	\$817.00	\$817.00
226	Floritam Sod	160	Sq. Yd.	\$4.00	\$640.00
230	Record Drawing	100	L.F.	\$2.00	\$200.00
231	Construction Survey	100	L.F.	\$2.00	\$200.00
232	Preconstruction Video Taping	100	L.F.	\$1.00	\$100.00
234	Maintenance of Traffic Residential Street	100	L.F.	\$1.00	\$100.00
237	Density Tests	1	Each	\$50.00	\$50.00
238	Proctor Tests	1	Each	\$200.00	\$200.00
244	Mobilization/Demobilization Allowance (Limited to 3% of the furnished and installed items/services plus \$10,000 for each individual construction contract awarded)	0.025	Lump	\$495,000.00	\$12,375.00
<b>Total Construction Price =</b>					<b>\$27,541.00</b>

Palm Beach County Water Utilities Department					
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SCHEDULE 1

**LIST OF PROPOSED SBE-W/MBE SUBCONTRACTORS**

Project Name: Evans Lane Water Main extension	Project Number: <b>WUD 06-190</b>
Prime Contractor: AKA Services, Inc.	Address: 13676 Hamlin Blvd. West Palm Beach, FL 33412
Contact: Tom Richardson	Phone No. 561-791-7561 Fax No. 561-791-7565
Date: March 26, 2007	

Name, Addres, and Phone No.		Minority Business	Small Business	Black	Hispanic	Women	Caucasian	Other
L & L Worldwide, Inc. 6310 Pompano Street Jupiter, FL 33458	561-630-9201	X	X			\$ 15,448.71		

**TOTALS** \$ -     \$ -     \$ 15,448.71     \$ -

**Total Bid Price** **\$90,645.00** **Total Value of SBE Participation** **\$ 15,448.71**

**SCHEDULE #2  
LETTER OF INTENT TO PERFORM AS AN SBE OR MWBE SUBCONTRACTOR**

PROJECT NO.: WUD 06-190 PROJECT NAME: Evans Lane Water Main Extension.

TO: AKA Services, Inc.  
(Name of Primo Bidder)

The undersigned is certified by Palm Beach County as a(n) – (check one or more, as applicable):

Small Business Enterprise \_\_\_\_\_ Minority Business Enterprise \_\_\_\_\_  
Black \_\_\_\_\_ Hispanic \_\_\_\_\_ Women \_\_\_\_\_ Caucasian \_\_\_\_\_ Other (Please Specify) \_\_\_\_\_

Date of Palm Beach County Certification: \_\_\_\_\_

The undersigned is prepared to perform the following described work in connection with the above project: Specify in detail particular work items or parts thereof to be performed:

Line Item No.	Item Description	Qty./Units	Unit Price	Total Price
<u>1</u>	<u>LOT</u>	<u>1</u>	<u>15,448.71</u>	<u>15448.71</u>
	<u>Misc pipe /</u>			
	<u>stake</u>			

At the following price: 15448.71  
(Subcontractor's quote)

*Plus Tax*

And will enter into a formal agreement for work with you conditioned upon your execution of a contract with Palm Beach County.

If undersigned intends to sub-subcontract any portion of this subcontract to a non-certified SBE subcontractor, the amount of any such subcontract must be stated: 0 -

The undersigned subcontractor understands that the provision of this form to prime bidder does not prevent subcontractor from providing quotations to other bidders.

L&L Worldwide Inc  
(Print name of SBE-M/WBE Subcontractor)

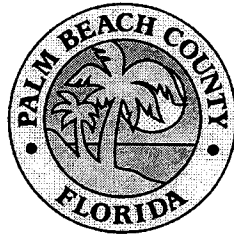
By: Lula Stock  
(Signature)

Lula Stock / Pres  
(Print name/title of person executing on behalf of SBE-M/WBE Subcontractor)

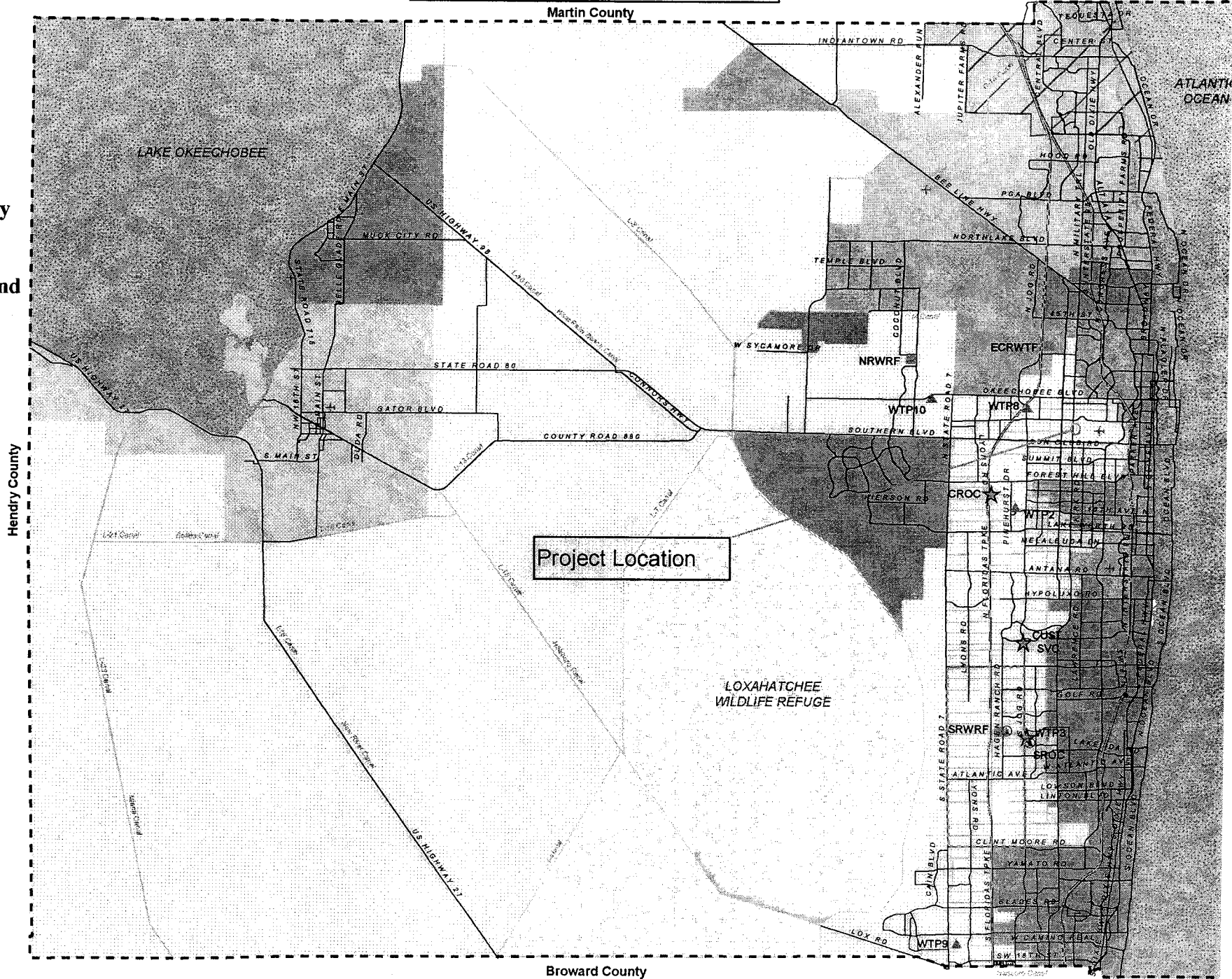
Date: 3/24/07



Attachment "E" Location Map



Palm Beach County  
Water Utilities  
Department  
Service Area (SA) and  
Major Facilities



Legend

- P.B.C.W.U.D. SA
- Mandatory Reclaimed SA
- Palm Beach County Limits
- Administration
- Water Reclamation Facility
- Water Treatment Facility
- Wetlands



NOT TO SCALE

**EXHIBIT - B  
WORK AUTHORIZATION #2  
SPECIAL ASSESSMENT PROGRAM  
CONTINUING CONSTRUCTION CONTRACT**

SUMMARY AND STATUS OF  
REQUESTS FOR AUTHORIZATIONS

Auth. No.	Description	Status	Project	Date	WUD No.
			Total Amount	Approved	Assigned
1	Ferndale Drive Water Main Extension	Approved	\$353,934.00	3/13/2007	06-036
2	Evans Lane Water Main Extension	Pending	\$90,645.00		06-190
<b>TOTAL</b>			<b>\$444,579.00</b>		

**EXHIBIT -C**

**CONTINUING CONSTRUCTION CONTRACT  
SUMMARY OF SMALL BUSINESS ENTERPRISE TRACKING SYSTEM**

**Work Authorization No. 2**

	<b>TOTAL</b>	<b>SBE</b>
<b>Current Proposal</b>		
Value of Authorization No. 2	\$90,645.00	
Value of SBE Letters of Intent	\$15,448.71	\$15,448.71
Actual Percentage	17.04%	17.04%
<b>Signed Authorizations</b>		
Total Value of Authorizations (1)	\$353,934.00	
Total Value of SBE Signed Subcontracts	\$111,334.73	\$111,334.73
Actual Percentage	31.45%	31.45%
<b>Signed Authorizations plus Current Proposal</b>		
Total Value of Authorizations	\$444,579.00	
Total Value of Subcontracts & Letters of Intent	\$126,783.44	\$126,783.44
Actual Percentage	28.51%	28.51%
<b>GOAL</b>	<b>15.00%</b>	<b>15.00%</b>