

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: July 10, 2007

Consent     Regular  
 Ordinance    Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve:

A) Budget transfer of \$11,371,533 from reserve in the Library Expansion Program Fund to West Boca Branch Library project to fund construction costs; and


B) Amendment No. 10 to the contract with The Weitz Company (R2003-1542) in the amount of \$11,044,533 for construction management services for the West Boca Branch Library establishing a Guaranteed Maximum Price (GMP) for construction of a new 20,000 sq. ft. library.

**Summary:** Amendment No. 10 is for the West Boca Branch Library and establishes a GMP of \$11,044,533. and 422 calendar days to complete the building construction and site work. The GMP includes the cost of work and the construction manager's fee associated with the work and a contingency. This contract utilizes the Sales Tax Exemption Program. The SBE goal for this contract is 15% and this project participation is 19.9%. **(Capital Improvements Division) District 5 (JM)**

**Background and Justification:** Construction Manager (CM) at Risk is a project delivery method in which the CM provides design phase assistance in evaluating cost, schedule and implications of alternate designs, system and material, and serves as General Contractor issuing the subcontracts for construction. The Weitz Company was chosen at 1 of 3 CMs for the Library Expansion Program. They have provided pre-construction services on this project. This Amendment establishes a GMP for the building construction, parking lot and site work for the new West Boca Branch Library. Liquidated damages are not in effect for this project. Initial budgets were established for all projects in the FY 2004 Budget. As projects come on line and budgets are set, funds must be transferred from reserves. The construction cost for this project are funded with ad valorem revenue transferred from the Library Department's annual operating budget.

**Attachments:**

1. Location map
2. Budget Transfer
3. Budget Availability Statement
4. Amendment No. 10

Recommended by:  Department Director      6/19/07 Date

Approved by:  County Administrator      6/20/07 Date

**I. FISCAL IMPACT ANALYSIS**

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

Fiscal Years	2007	2008	2009	2010	2011
Capital Expenditures	\$11,371,533	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
<b>NET FISCAL IMPACT</b>	<b>\$11,371,533</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>
# ADDITIONAL FTE Positions (Cumulative)					

Is Item Included in Current Budget? Yes \_\_\_\_\_ No   X  

Library Account  
 Budget Account No:  
 Fund \_\_\_\_\_ Dept. \_\_\_\_\_ Unit \_\_\_\_\_ Object \_\_\_\_\_ Amount \_\_\_\_\_  
 Object \_\_\_\_\_ Amount \$ \_\_\_\_\_  
 Reporting Category \_\_\_\_\_

**B1. Recommended Sources of Funds/Summary of Fiscal Impact:**

This project is funded using Ad Valorem Tax Revenue transferred from the Library's annual department operating budget.

Construction: 11,044,533  
 Staff Cost 327,000  
11,371,533

**C1. Departmental Fiscal Review:** Levinia D. Gardner  
 Chief Financial Officer

**III. REVIEW COMMENTS:**

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

Jan Orl 6/27/07  
 OFMB/Budget  
 6/27/07  
 6/25/07  
 6/27/07  
 6/27/07  
 6/27/07  
 6/27/07  
 6/27/07

Jim L. Jacobo 6/27/07  
 Contract Dev. and Control

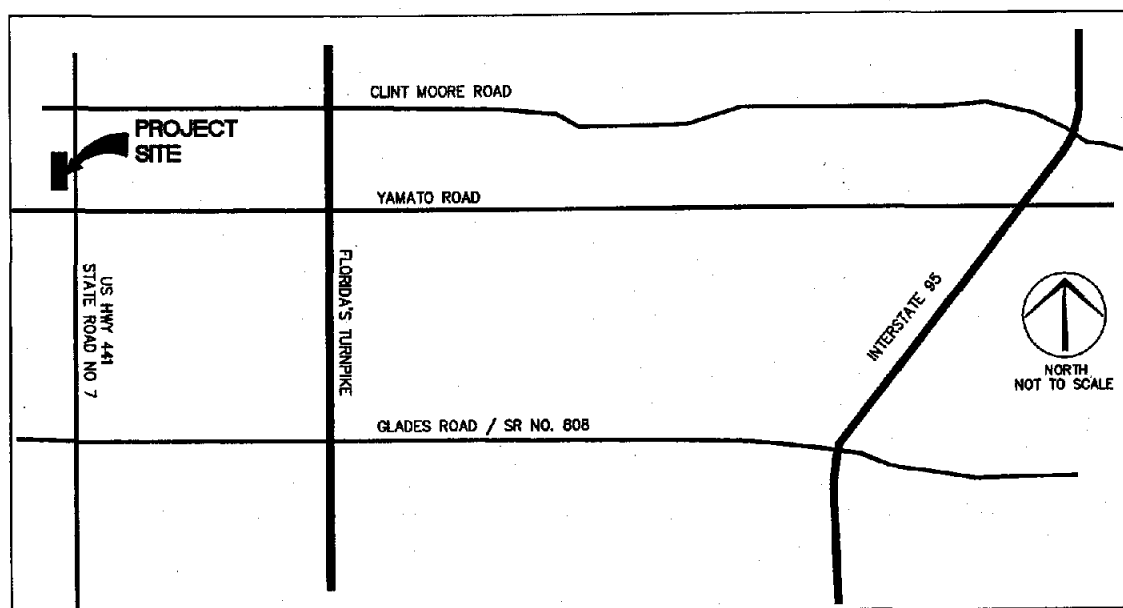
This amendment complies with our review requirements.

**B. Legal Sufficiency:**  
James C. Meigs 6/28/07  
 Assistant County Attorney

**C. Other Department Review:**

John U. Callahan III  
 John U. Callahan III - Director

# WEST BOCA BRANCH LIBRARY



LOCATION MAP

**ATTACHMENT # 1**

07 - 1147

BOARD OF COUNTY COMMISSIONERS  
PALM BEACH COUNTY, FLORIDA

BGEX - 321 - 061807-1830


BUDGET TRANSFER  
FUND 3751, LIBRARY EXPANSION PROGRAM

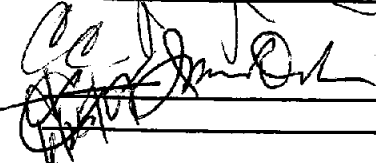
ACCOUNT NAME AND NUMBER	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 03/16/07	REMAINING BALANCE
<b><u>EXPENDITURES</u></b>							
<b><u>WEST BOCA BRANCH EXPANSION</u></b>							
321-L058 6502 Building Construction - Cip	0	0	11,044,533	0	11,044,533	0	11,044,533
321-L058 6511 Contingency - Cip	0	0	327,000	0	327,000	0	327,000
<b><u>RESERVES</u></b>							
321-9900 9908 Reserves-Library Expansion Program	13,628,121	14,316,594	0	11,371,533	2,945,061	0	2,945,061
<b>TOTAL APPROPRIATIONS &amp; EXPENDITURES</b>	13,628,121	14,316,594	11,371,533	11,371,533	14,316,594		

PALM BEACH COUNTY  
LIBRARY SYSTEM  
INITIATING DEPARTMENT/DIVISION

Administration/Budget Department Approval  
OFMB Department - Posted

Signatures & Dates

 6/18/07

 6-27-07

BY BOARD OF COUNTY COMMISSIONERS  
AT MEETING OF JULY 10, 2007

Deputy Clerk to the  
Board of County Commissioners

ATT.#2

atw  
6-25-07

### FACILITIES DEVELOPMENT & OPERATIONS BUDGET AVAILABILITY STATEMENT

REQUEST DATE: 06/13/07      REQUESTED BY: Bill DeBeck      PHONE: 233-0263  
FAX: 233-0270

PROJECT TITLE: West Boca Branch Library      PROJECT NO.: 03235

ORIGINAL CONTRACT AMOUNT: N/A      BCC RESOLUTION#:      DATE:

REQUESTED AMOUNT: \$11,044,533.00

ESA or CHANGE ORDER NUMBER: Amendment No. 10

CONSULTANT/CONTRACTOR: The Weitz Company

PROVIDE A BRIEF STATEMENT OF THE SCOPE OF SERVICES TO BE PROVIDED BY THE CONSULTANT/CONTRACTOR:

Construction of a new 20,000 sq. ft. West Boca Branch Library

CONSTRUCTION	\$11,044,533.00	3751-321-1058-6502
PROFESSIONAL SERVICES		
STAFF COSTS** (DESIGN/CONST. PHASE) 2%	\$ 327,000.00	3751-321-1058-6511
MISC. (permits, prints, advertising, etc)		
<b>TOTAL</b>	<b>\$11,371,533.00</b>	

\*\* By signing this BAS your department agrees to these staff costs and your account will be charged upon receipt of this BAS by FD&O. Unless there is a change in the scope of work, no additional staff charges will be billed.

BUDGET ACCOUNT NUMBER (IF KNOWN)

FUND: 3751      DEPT: 321      UNIT: 1058      OBJ: 6511      SUBOBJ: 6502  
FUNDING SOURCE (CHECK ALL THAT APPLY):  
 AD VALOREM       OTHER  
 FEDERAL/DAVIS BACON

BAS APPROVED BY: Lennard D. Gardner      DATE: 6/18/2007

ENCUMBRANCE NUMBER: \_\_\_\_\_

**ATTACHMENT # 3**

**AMENDMENT # 10 TO CONTRACT FOR  
CONSTRUCTION MANAGEMENT SERVICES  
WEST BOCA BRANCH LIBRARY  
PROJECT NO. 03235**

WHEREAS, the Owner and Construction Manager, The Weitz Company, acknowledge and agree that the Contract between Owner and Construction Manager dated September 23, 2003 (R2003-1542 ) is in full force and effect and that this Amendment merely supplements said Contract;

WHEREAS, the parties hereto entered into a Contract between Owner and Construction Manager whereby the Construction Manager has rendered or will render construction services as specified therein; and

WHEREAS, the parties have negotiated a Guaranteed Maximum Price, including Construction Managers fees for construction and warranty services and other issues as set forth herein and in the Contract;

NOW THEREFORE, in exchange for the mutual covenants and promises set forth herein and the sums of money agreed to be paid by the Owner to the Construction Manager, the parties agree as follows:

(1) **GUARANTEED MAXIMUM PRICE**

Pursuant to Article 2.2 and Article 6 of the Contract between Owner and Construction Manager, the parties have agreed to the establishment of a Guaranteed Maximum Price of **\$11,044,533.00** for the construction cost of the new building, parking lot, and site work for the West Boca Branch Library. Refer to Exhibit A. The GMP is based on the following: drawings and specifications dated **November 26, 2006**. (95% construction documents)

(2) **SCHEDULE OF TIME FOR COMPLETION**

Pursuant to Article 5.3, Construction Manager shall substantially complete the project within **Four Hundred Twenty Two (422)** calendar days of receiving the Notice to Proceed.

(3) **ATTACHMENTS:** Exhibit A - GMP Proposal  
Public Construction Bond  
Form of Guarantee  
Insurance Certificate(s)

**ATTACHMENT # 4**

IN WITNESS WHEREOF, the Board of County Commissioners of Palm Beach County, Florida has made and executed this Amendment on behalf of the COUNTY and CONSTRUCTION MANAGER has hereunto set its hand the day and year above written.

ATTEST:  
SHARON R. BOCK, CLERK &  
COMPTROLLER

PALM BEACH COUNTY BOARD, FLORIDA  
Political Subdivision of the State of Florida  
BOARD OF COUNTY COMMISSIONERS

By: \_\_\_\_\_  
Deputy Clerk

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

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS  
AND CONDITIONS

By: \_\_\_\_\_  
County Attorney

By: John Anthony Wolf  
Director - FD&O

WITNESS: FOR CONSTRUCTION MANAGER  
SIGNATURE

CONSTRUCTION MANAGER:

THE WEITZ COMPANY

Marie SALT  
Signature

Dennis Gallagher  
Signature

MARIE SALT  
Name (type or print)

Dennis Gallagher 6.13.07  
Name (type or print)

President  
Title

(Corporate Seal)

# Exhibit A – GMP Proposal

**WEITZ**

**BUILD IN GOOD COMPANY.**

1720 CENTREPARK DRIVE EAST / WEST PALM BEACH / FL 33401 / PH:561.686.5511 / FX:561.686.7774 / WWW.WEITZ.COM

June 5, 2007

Mr. William Debeck, Project Manager  
Palm Beach County Board of County Commissioners  
Facilities Development & Operations - Capital Improvements Division  
3323 Belvedere Road, Building #1169  
West Palm Beach, Florida 33406

**Re: West Boca Branch Library**  
95%CD GMP\_rev1  
PBC #03235; TWC #F000115

Dear Mr. Debeck:

The Weitz Company revised GMP proposal is based on PGAL Architects; Boca Raton, FL., project documents dated November 27, 2006 & received January 24, 2007; project specifications dated June 30, 2006 & received July 21, 2006 & Dunkelburger Engineering & Testing, Inc. geotechnical/borrow pit review dated January 5, 2005 & received October 5, 2005.

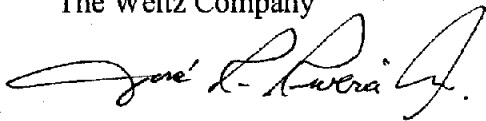
The total project cost is Eleven Million Forty Four Thousand Five Hundred Thirty Three Dollars (\$11,044,533.00).

The GMP project value reflects a fourteen (14) months work schedule (424 calendar days; 303 work days) indicating a July 26, 2007 mobilization based on receiving a "Notice to Proceed" no later than July 5, 2007. Any delay will be subject to further cost review.

Exceeding the minimum requirement, the SBE participation is valued at \$2,202,414 (19.94%).

As always, The Weitz Company welcomes this opportunity to service your Construction Management needs.

Sincerely,  
The Weitz Company



José R. Rivera, Jr., CGC, LEED AP  
Preconstruction Manager

HONESTY AND INTEGRITY • RESPECT FOR PEOPLE • PERFORMANCE WITH ABSOLUTE RELIABILITY • LONG-TERM PERSPECTIVE • NURTURING PERSONAL GROWTH



# Exhibit A – GMP Proposal

**WEITZ**

**BUILD IN  
GOOD COMPANY.**

Estimate Summary

**West Boca Branch Library**

95%CD GMP\_rev1

PBC #03235; PGAL #718-03028.00; TWC #F000115

May 25, 2007

Gross Area (GSF): 22,341

Addenda: 0

#	Bid Ticket	Trade Description	GMP Rev. 1 (5/25/07)	50% CD (2/16/06)	Variance	OSBA	Comments
1	01A	Construction Management	\$ 916,527	\$ 393,115	\$ 523,412		Actual Variance=\$306,329 (Tckt #'s 01A & 01C) ; site development conditions requires added Field Supt; reallocated personnel durations; rate adjustment; 14 month schedule
2	01B	Testing/QC/Misc	\$ -	\$ 3,000	\$ (3,000)		By Owner
3	01C	General Conditions	\$ 88,913	\$ 386,829	\$ (297,916)	\$ 21,000	Reassigned to #01A per PBC Contract
4	03D	Tilt-Up Concrete Panels	\$ 772,975	\$ 897,829	\$ (124,854)		Previously Tkt #'s 03A, B, D & I
5	05A	Structural Steel	\$ 243,362	\$ 170,157	\$ 73,205		
6	05B	Metal Trusses & Framing	\$ 133,231	\$ 83,433	\$ 49,798		
7	06A	Rough Carpentry	\$ 196,450	\$ 216,150	\$ (19,700)		
8	06E	Millwork	\$ 105,317	\$ 66,538	\$ 38,779		
9	07A	Insulation	\$ 91,198	\$ 48,894	\$ 42,304	\$ 91,198	
10	07D	Membrane Roofing	\$ 180,746	\$ 291,163	\$ (110,417)		
11	07E	Metal Roofing	\$ 144,207	\$ -	\$ 144,207		
12	07H	Caulking & Waterproofing	\$ 13,682	\$ 30,325	\$ (16,643)		
13	08A	Doors, Frames & Hardware	\$ 56,300	\$ 51,562	\$ 4,738		
14	08H	Storefronts & Glazing	\$ 141,219	\$ 166,350	\$ (25,131)	\$ 141,219	
15	09A	Stucco & Plaster	\$ 230,913	\$ 193,156	\$ 37,757	\$ 230,913	
16	09C	Drywall	\$ 279,303	\$ 524,276	\$ (244,973)	\$ 279,303	
17	09D	Tilework & Stone	\$ 62,905	\$ 36,971	\$ 25,934		
18	09E	Acoustical Treatment	\$ 45,675	\$ 42,790	\$ 2,885		
19	09G	Carpet & Resilient Flooring	\$ 139,292	\$ 83,686	\$ 55,606	\$ 139,292	
20	09K	Painting	\$ 48,260	\$ 73,744	\$ (25,484)	\$ 48,260	
21	10A	General Specialties	\$ 25,272	\$ 21,219	\$ 4,053	\$ 5,814	
22	10D	Signage	\$ 31,069	\$ 13,195	\$ 17,874	\$ 31,069	
23	10L	Toilet Accessories & Partitions	\$ 9,259	\$ 15,088	\$ (5,809)		
24	11A	General Equipment	\$ 395	\$ 1,231	\$ (836)		Previously Tkt #'s 11A & C
25	21A	Fire Protection	\$ 64,453	\$ 80,277	\$ (15,825)	\$ 64,453	
26	22A	Plumbing	\$ 96,364	\$ 113,242	\$ (16,878)	\$ 96,364	
27	23A	HVAC	\$ 464,109	\$ 418,999	\$ 45,110	\$ 464,109	
28	26A	Electrical	\$ 714,641	\$ 617,996	\$ 96,645		
29	31A	Earthwork	\$ 2,475,262	\$ 2,275,780	\$ 199,482		Total site ~22 acres; additional dewatering for clearing & grubbing operation; revised lake excavation produced less fill quantity; added FAU Tract; additional import fill (Allowance ~165,000 cy = ~\$1.69 million)
30	31E	Soil Poisoning	\$ 1,081	\$ -	\$ 1,081		
31	32A	Paving, Curbing & Signage	\$ 585,607	\$ 664,800	\$ (79,193)		
32	32B	Pavers & Walks	\$ 17,598	\$ -	\$ 17,598		
33	32C	Site Improvements / Furnishings	\$ 874	\$ 1,827	\$ (953)		
34	32D	Landscape & Irrigation	\$ 528,116	\$ 282,494	\$ 245,622	\$ 528,116	Total site ~22 acres; additional scope of work
35	32E	Fencing	\$ 61,304	\$ 72,927	\$ (11,623)	\$ 61,304	
36	33A	Site Utilities	\$ 765,744	\$ 501,410	\$ 264,334		Total site ~22 acres; additional pipe runs to lake, lake outfalls; increased pipe diameter; materials/labor increase
37	<b>SUBTOTAL</b>		<b>\$ 9,731,623</b>	<b>\$ 8,840,433</b>	<b>\$ 891,190</b>	<b>\$ 2,202,414</b>	19.94% Estimated OSBA Participation
38	Permits	N/A	By Owner	By Owner	By Owner		
39	General Liability Insurance	1.025%	\$ 113,206	\$ 110,663	\$ 2,543		
40	Builders Risk Insurance (15 month premium)	Quote	\$ 75,625	\$ 70,803	\$ 4,822		
41	Performance Bond	1.000%	\$ 110,445	\$ 83,915	\$ 26,530		
42	Tax Savings (Allowance)	Allow	\$ (150,000)	\$ (88,404)	\$ (61,596)		
43	Escalation	3.000%	\$ 331,336	\$ 530,426	\$ (199,090)		
44	Contractor Contingency	3.000%	\$ 306,367	\$ 442,022	\$ (135,655)		
45	Construction Fee	5.000%	\$ 525,930	\$ 499,493	\$ 26,437		
46	<b>TOTAL PROJECT</b>		<b>\$ 11,044,533</b>	<b>\$ 10,489,350</b>	<b>\$ 555,182</b>		
47	<b>Cost Per GSF</b>		<b>\$ 494.37</b>	<b>\$ 469.52</b>	<b>\$ 24.85</b>		

# Exhibit A – GMP Proposal

**WEITZ**

**BUILD IN  
GOOD COMPANY.**

**Allowances**

**West Boca Branch Library**

95%CD GMP\_rev1

PBC #03235; PGAL #718-03028.00; TWC #F000115

May 25, 2007

Div	Description	CMP 3/26/07	Action & Comments
<b>07</b>	<b>Thermal &amp; Moisture Protection</b>		
.01	Nail Base Insulation (Roof)	\$ 45,150.00	
.02			
.03			
	<b>Subtotal</b>	\$ 45,150.00	
<b>10</b>	<b>General Specialties</b>		
.01	Decorative Window Design WD-1	\$ 10,000.00	
.02	Interior Signage - Directional (Big Letter)	\$ 20,000.00	
.03	Interior Signage - Rooms/Doors	\$ 2,500.00	
	<b>Subtotal</b>	\$ 32,500.00	
<b>26</b>	<b>Electrical</b>		
.01	Audio Visual Equipment	\$ 15,500.00	
.02	Security Equipment	\$ 13,000.00	
.03			
	<b>Subtotal</b>	\$ 28,500.00	
<b>31</b>	<b>Earthwork</b>		
.01	Import Fill (165,000 cy @ \$10.25/cy)	\$ 1,691,250.00	
.02			
.03			
	<b>Subtotal</b>	\$ 1,691,250.00	
<b>33</b>	<b>Utilities</b>		
.01	Bedding Materials (400 cy)	\$ 20,000.00	
.02			
.03			
	<b>Subtotal</b>	\$ 20,000.00	
	<b>TOTAL</b>	<b>\$1,817,400.00</b>	<b>Included in GMP Value</b>

SCHEDULE 1  
LIST OF PROPOSED "SBE" SUBCONTRACTORS

PROJECT NAME: Palm Beach County West Boca Branch Library PROJECT NO. 03235  
 NAME OF PRIME: The Weitz Company, Inc. PHONE NO: 561-687-4817 FAX NO: 561-681-3317  
 CONTACT PERSON: Ronald Mary, Estimator

PLEASE IDENTIFY ALL APPLICABLE CATEGORIES OF SUBCONTRACTORS

	Name & Address	Trade	Value
1	Westside Reprographics; Riviera Beach, FL	Printing (Gen Conditions)	\$ 21,000
2	Robling Architecture Construction; Greenacres, FL	Insulation	\$ 91,198
3	Palm Beach Glass; West Palm Beach, FL	Storefronts & Glazing	\$ 141,219
4	Robling Architecture Construction; Greenacres, FL	Stucco & Plaster	\$ 230,913
5	Robling Architecture Construction; Greenacres, FL	Drywall	\$ 279,303
6	Jack Walsh Flooring; West Palm Beach, FL	Carpet & Resilient Flooring	\$ 139,292
7	Fleischer Painting; West Palm Beach, FL	Painting	\$ 48,260
8	East Coast Fire; West Palm Beach, FL	General Specialties	\$ 902
9	Savannah Trims; West Palm Beach, FL	General Specialties	\$ 4,912
10	Full Moon Over Florida; Jupiter, FL	Signage	\$ 31,069
11	Summers Fire; Boca Raton, FL	Fire Protection	\$ 64,453
12	ISI Mechanical; Boynton Beach, FL	Plumbing	\$ 96,364
13	Horizon Air Conditioning; West Palm Beach, FL	HVAC	\$ 464,109
14	Quinn Designs (dba Design Landscaping & Nursery); Loxahatchee, FL	Landscape & Irrigation	\$ 528,116
15	Lawrence Fence Corp.; Jupiter, FL	Fencing	\$ 61,304

(Please use additional sheets if necessary)

**Total**     **\$ 2,202,414**

**Total Bid Price**     **\$ 11,044,533**

**Total % of SBE Participation**     **19.94%**

- Note:
- 1 The amounts listed on this form must be supported by the Subcontractors prices included on Schedule 2 in order to be counted toward goal attainment.
  - 2 Firms may be certified by Palm Beach County as an SBE and/or M/WBE.
  - 3 M/WBE information is being collected for tracking purposes only.

# Exhibit A – GMP Proposal

**WEITZ**

**BUILD IN  
GOOD COMPANY.**

Clarifications

## West Boca Branch Library

95%CD GMP\_rev1

PBC #03235; PGAL #718-03028.00; TWC #F000115

May 25, 2007

The Weitz Company GMP proposal is based on PGAL Architects; Boca Raton, Fl., project documents dated November 27, 2006 & received January 24, 2007; project specifications dated June 30, 2006 & received July 21, 2006 & Dunkelburger Engineering & Testing, Inc. geotechnical/borrow pit review dated January 5, 2005 & received October 5, 2005.

### Division 01 - General Requirements

1. Project GMP based on NTP & Building Permit release no later than July 5, 2007.
2. Project GMP based on mobilization no later than July 26, 2007 – delays subject to further cost review.
3. Project duration is scheduled for fourteen (14) months.
4. Project schedule per attached 5/25/07 "data date" schedule.
5. Project schedule includes ten (10) working days for inclement weather delays.
6. Project schedule includes six (6) working days for Contractor holiday period.
7. Project schedule based on Contractor ability to maintain unlimited access to project site.
8. Work to be performed Monday thru Friday; 7:00AM to 3:30PM; weekend and/or holiday work excluded.
9. Project GMP includes RFI #'s 1 thru 66.
10. Design errors or omissions noted by the CM shall be reported promptly to the Architect; CM's review is made in the CM's capacity as a CM & not as a licensed design professional. CM is not required to ascertain that the Contract Documents are in accordance with applicable laws, statutes, ordinances, building codes, & rules or regulations.
11. Insurance deductibles have not been included in the GMP & are to be paid by Owner. Maximum deductible for losses other than windstorm will be \$50,000. Deductibles will be \$500,000 or 5% of the value of the work, whichever is greater for coastal windstorm losses.
12. Hurricanes represent an intermittent and significant weather impact. As such they are not contemplated in the Schedule or in the GMP. All cost to prepare and recover from the storm will be reimbursed by change order. In addition Weather Days will be granted for the impact beginning with the time the Contractor begins preparation for the Hurricane (which may be in advance of the declaration of a watch or warning) based on the Contractor's judgment of the length of time required to adequately prepare. The impact to the project will continue through the recovery from the Hurricane. This impact will continue until over 50% of the workforce has returned to the Site, utility service is available, governmental inspections are being performed, and all recovery activities are complete. Impact may also include delays due to manufacturing or delivery of products for the Project at remote locations suffering hurricane damage. In the event of significant damage, the overall impact will be evaluated by review of the recovery activities on the Critical Path of the Schedule.
13. Offsite work includes demolition & patching existing concrete sidewalk & asphalt pavement for tapping into existing water main. No other off site work included.
14. Wildlife preservation, special easement agreements or other accessibility issues with neighboring property owners or governing agencies excluded.
15. Contractor contingency (3%) of all construction costs included. Project contingency is allocated for total project and may be distributed as deemed necessary by the CM. Subtotals for individual phases are for illustrations purposes only and does not constitute limitations.
16. Escalation (3%) of all construction costs included. Project escalation is allocated for total project and may be distributed as deemed necessary by CM. Subtotals for individual phases are for illustrations purposes only and does not constitute limitations.
17. SBE participation exceeds required 15% goal (\$2.2 million; 19.9%; -\$160K premium); values are based on total cost of work; final SBE subcontractor selections are subject to change; qualifications required include, but are not limited to, financial stability & work load capacity at time of contract buyout.
18. See Buylist (Tab #4).

# Exhibit A – GMP Proposal

**WEITZ**

**BUILD IN  
GOOD COMPANY.**

Clarifications

## West Boca Branch Library

95%CD GMP\_rev1

PBC #03235; PGAL #718-03028.00; TWC #F000115

May 25, 2007

### Division 02 - Demolition/Abatement

1. Abatement/removal of all hazardous and/or unsuitable materials (including but not limited to contaminated soils; rock removal; buried fuel tanks) are not anticipated & thereby excluded.
2. See Buylist (Tab #4).

### Division 03 - Concrete

1. Termite treatment limited to building structure slab-on-grade.
2. Vapor barrier (6 mil) included per Note #1; Dwg #S2.0

### Division 04 - Masonry

Not Applicable

### Division 05 - Metals

1. Steel truss spacing @ 48" O.C.
2. Overhang @ Book Return to be uniform with balance of building.
3. Dumpster steel gates to be galvanized.
4. See Buylist (Tab #4).

### Division 06 - Wood, Plastics & Composites

1. See Buylist (Tab #4)

### Division 07 - Thermal & Moisture Protection

1. Koppers coal tar roof with lightweight insulating concrete included.
2. Metro Roof Products 26 gauge Kynar coated metal tile roof included.
3. Warranty: twenty (20) year on membrane & fifty (50) year on metal tile included.
4. Roof nail base insulation (allowance).
5. Metal tile roof color selection by Owner.
6. Roof walkway pads excluded (no roof mounted equipment).
7. Fireproofing excluded.

### Division 08 - Openings

1. Type "I" & "J" store front frames will be single.
2. Hollow metal doors have polystyrene core.
3. Doors & frames by Fleming.
4. Door #106 to be hollow metal (not aluminum).
5. Glass & glazing warranty 10 year finish; 2 year workmanship.
6. Exterior fiberglass doors (larger than 3'0" x 7'0" size) excluded.
7. Exterior metal doors (larger than 3'0" x 7'0" size) included.
8. Window/storefront water testing (if applicable) excluded.

### Division 09 - Finishes

1. Wall finish "Level 4" maximum included.
2. Floor sealer for carpet & sheet vinyl areas included.
3. See Buylist (Tab #4).

# Exhibit A – GMP Proposal

**WEITZ**

**BUILD IN  
GOOD COMPANY.**

Clarifications

## West Boca Branch Library

95%CD GMP\_rev1

PBC #03235; PGAL #718-03028.00; TWC #F000115

May 25, 2007

### Division 10 - Specialties

1. Flagpole by Eder.
2. Fire extinguishers by Amerex.
3. Impact resistant wall by Construction Specialists (4" face; 13/16" deep; surface mounted).
4. Louvers with Kynar finish included.
5. Signage lettering to be aluminum channels painted bronze.
6. Decorative Window Design, WD-1 (allowance).
7. Interior signage; directional & room/doors (allowance).
8. See Buylist (Tab #4).

### Division 11 - Equipment

1. See Buylist (Tab #4).

### Division 12 - Furnishings

1. See Buylist (Tab #4).

### Division 13 - Special Construction

1. Emergency generator and any/all associated equipment excluded.

### Division 14 - Conveying Equipment

Not Applicable

### Division 21 - Fire Suppression

1. Fire sprinkler pipe painting excluded.

### Division 22 - Plumbing

1. Stormwater rain leaders to be insulated on horizontal runs only.
2. Exposed pipe painting excluded.

### Division 23 - HVAC

1. HVAC (air & water) certified test & balance included.
2. Humidity control during construction provided by permanent HVAC equipment.
3. Metal duct pipe painting excluded.
4. Exposed pipe painting excluded.
5. Chiller Equipment or any underground piping for the 20,000 sf future expansion excluded.

### Division 25 - Integrated Automation

1. See Buylist (Tab #4).

### Division 26 - Electrical

1. Audio Visual System; OFCI (allowance).
2. Security System; CFCI (allowance).
3. See Buylist (Tab #4).

# Exhibit A – GMP Proposal

**WEITZ**

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Clarifications

## West Boca Branch Library

95%CD GMP\_rev1

PBC #03235; PGAL #718-03028.00; TWC #F000115

May 25, 2007

### Division 31 - Earthwork

1. Scope of work based on limited topographical data dated January 2005; assumptions excluded.
2. Clear & grub includes ~22 acres.
3. Excavated materials considered to be suitable for backfill.
4. Import fill requirements ~165,000 cy (allowance).
5. Temporary road materials to remain on site.
6. Turbidity barriers (at outfalls only) included.
7. Credit for "mulch" excluded (dependent on tree stock suitability, pest infestation, etc.).
8. Demucking excluded.

### Division 32 - Exterior Improvements

1. Bike rack by Huntco.
2. Site concrete sidewalk rebar and/or wire mesh excluded.
3. Future development area to be "Bahia" seeded (irrigation for future areas excluded).
4. See Buylist (Tab #4).

### Division 33 - Utilities

1. Scope of work based on limited topographical data dated January 2005; assumptions excluded.
2. Excavated materials considered to be suitable for backfill.
3. Import fill requirements for bedding materials under all site utilities ~400 cy (allowance)
4. Existing FPL power line poles & transmission cabling relocation; shoring; safeing excluded.
5. Permanent Utilities: utility connection & meter deposits/fees (power; phone; water; sewage) excluded.
6. Primary electrical service "transformer" FPL Furnished FPL Installed.
7. Primary electrical service concrete encased conduits excluded.
8. Primary electrical service "conduits & transformer pad" FPL Furnished Contractor Installed.
9. Primary phone/data service "conduits" Contractor Furnished Contractor Installed (CFI).
10. Primary phone/data service "wiring" Bellsouth Furnished Bellsouth Installed.
11. Sanitary connection limited to tapping into existing piping.
12. Existing structures considered suitable to accommodate proposed influent & effluent piping.
13. Televising underground utilities excluded.
14. See Buylist (Tab #4).

# Exhibit A – GMP Proposal



**BUILD IN  
GOOD COMPANY.**

**Buylist**

**West Boca Branch Library**

95%CD GMP\_rev1

PBC #03235; PGAL #718-03028.00; TWC #F000115

May 25, 2007

Item	Description	Owner		Contractor		Comments
		Furnished	Installed	Furnished	Installed	
1	<b>Division 01 - General Requirements</b>					
2	Builders Risk Claim Deductible	X	-	-	-	\$500K or 5% of project value, whichever is greater
3	Builders Risk Insurance	-	-	X	-	
4	Fees - Impact	X	-	-	-	
5	Fees - Permanent Utility Connection/Meter Deposits	X	-	-	-	Power; CATV; Phone/Data; Water; Sewage, etc.
6	Fees - Permits (All)	X	-	-	-	
7	Owner/Tenant FF&E Unloading, Hoisting & Storage	X	-	-	-	
8	Owner's Staff Jobsite Office Trailer	-	-	-	-	N/A
9	Permit - Building	X	-	-	-	CM Coordinates w/ Architect
10	Permit - Environmental	X	-	-	-	
11	Permit - Right-of-Way and/or Easements	X	-	-	-	
12	Services - Aerial Photos	X	-	-	-	
13	Services - Architectural Design	X	-	-	-	
14	Services - Civil Engineering Design	X	-	-	-	
15	Services - Geotechnical/Subsurface Exploration	X	-	-	-	
16	Services - Interior Design Planning & Procurement	X	-	-	-	
17	Services - Landscaping/Irrigation Design	X	-	-	-	
18	Services - MEP Engineering Design	X	-	-	-	
19	Services - Special Inspection	X	-	-	-	
20	Services - Specialty Consultants	X	-	-	-	
21	Services - Structural Engineering	X	-	-	-	
22	Services - Testing (Products/Materials/Systems)	X	-	-	-	CM Coordinates w/ Architect
23	Services - Threshold Building Inspection	X	-	-	-	
24	Survey - Basic Horizontal & Vertical Control Points	X	-	-	-	
25	Survey - Boundary & Topographical	X	-	-	-	
26	Survey - Contaminated Soils	X	-	-	-	
27	Survey - Geotechnical/Soils	X	-	-	-	
28	Survey - Parking Variation	X	-	-	-	
29	Survey - Traffic Engineering	X	-	-	-	
30						
31						
32	<b>Division 02 - Demolition/Abatement</b>					
33	Contaminated/Unsuitable Soils Abatement	-	-	-	-	N/A (None expected)
34	Demolition/Removal of Existing Structures	-	-	-	-	N/A (None expected)
35	Removal/Relocation of Existing Trees	-	-	-	-	N/A (None expected)
36	Site Remediation	-	-	-	-	N/A (None expected)
37						
38						
39	<b>Division 03 - Concrete</b>	-	-	X	X	
40						
41						



# Exhibit A – GMP Proposal



**BUILD IN  
GOOD COMPANY.**

**Buylist**

**West Boca Branch Library**

95%CD GMP\_rev1

PBC #03235; PGAL #718-03028.00; TWC #F000115

May 25, 2007

Item	Description	Owner		Contractor		Comments
		Furnished	Installed	Furnished	Installed	
42	<b>Division 04 - Masonry</b>	-	-	-	-	N/A
43						
44						
45	<b>Division 05 - Metals</b>					
46	Roof Ladders	-	-	-	-	N/A (RFI #3; Portable Ladders)
47						
48						
49	<b>Division 06 - Wood, Plastic &amp; Composites</b>					
50	Cabinet "Locking" Hardware	X	-	-	X	
51						
52	<b>Division 07 - Thermal &amp; Moisture Protection</b>			X	X	
53						
54						
55	<b>Division 08 - Openings</b>			X	X	
56						
57						
58	<b>Division 09 - Finishes</b>					
59	Specialty Flooring	-	-	X	X	
60						
61						
62	<b>Division 10 - Specialties</b>					
63	Awnings	X	X	-	-	
64	Bus Stop Shelter	X	X	-	-	
65	Chalk/Marker/Tack Boards	X	X	-	-	
66	Flagpole	-	-	X	X	
67	Flags & Banners	X	X	-	-	
68	Knox Box	X	-	-	X	
69	Louvers/Vents/Grills	-	-	X	X	
70	Movable/Operable Partitions	X	X	-	-	
71	Signage - Building Directory	X	X	-	-	
72	Signage - Exterior	-	-	X	X	
73	Signage - Interior	-	-	X	X	Allowance
74	Signage - Monumental	-	-	X	X	
75	Smoking/Ash Receptacles	X	X	-	-	
76	Metal Storage Shelving	-	-	X	X	
77	Interior Trash Receptacles	X	X	-	-	
78	TV Wall Mounted Brackets	-	-	-	-	N/A (RFI #4)
79	Visual Display Boards	X	X	-	-	
80	Wood/Metal Locker "Locking" Hardware	X	-	-	X	
81	Wood/Metal Lockers	X	X	-	-	
82						
83	<b>Division 11 - Equipment</b>					
84	Audio-Visual Equipment	X	-	-	X	Allowance
85	AV Projection Screens	X	-	-	X	Built-in Screen & Drop Controls by CM
86	Book Return	X	X	-	-	Opening Formed During Panel Pour

# Exhibit A – GMP Proposal



**BUILD IN  
GOOD COMPANY.**

**Buylist**

**West Boca Branch Library**

95%CD GMP\_rev1

PBC #03235; PGAL #718-03028.00; TWC #F000115

May 25, 2007

Item	Description	Owner		Contractor		Comments
		Furnished	Installed	Furnished	Installed	
87	Break Room/Kitchen Appliances	X	X	-	-	Stove; Refrigerator; Microwave
88	Hurricane Protection	-	-	-	-	N/A
89	Library Equipment	X	X	-	-	
90	Loading Dock Equipment	-	-	-	-	N/A
91	Material Handling Equipment	-	-	-	-	N/A
92	Material Storage Equipment	-	-	-	-	N/A
93	Office Equipment	X	X	-	-	
94	Shelving Equipment	X	X	-	-	
95	Solid Waste Handling & Dumpster Equipment	X	X	-	-	
96	Toilet Partitions	-	-	X	X	
97	Vending Equipment	X	X	-	-	
98						
99						
100	<b>Division 12 - Furnishings</b>					
101	Artwork	X	X	-	-	
102	Entry Rugs & Mats	X	X	-	-	
103	Exterior Canopies/Awnings	X	X	-	-	
104	Framed Mirrors	-	-	X	X	
105	Furniture	X	X	-	-	
106	Interior Plants & Planters	X	X	-	-	
107	Manufactured Casework	-	-	X	X	Includes Wall Hung Cabinets
108	Systems Furniture	X	X	-	-	Free Standing Tables; Office Furnishings
109	Tapestry & Fabrics	-	-	-	-	N/A
110	Toilet Accessories	-	-	X	X	Owner Provides "Soap Dispenser"
111	Window Treatment & Hardware	X	X	-	-	
112						
113						
114	<b>Division 13 - Special Construction</b>					
115	Emergency Generator System	-	-	-	-	N/A
116						
117						
118	<b>Division 14 - Conveying Equipment</b>	-	-	-	-	N/A
119						
120						
121	<b>Division 21 - Fire Suppression</b>					
122	Flow Test	-	-	X	X	
123						
124						
125	<b>Division 22 - Plumbing</b>	-	-	X	X	
126						
127						
128	<b>Division 23 - HVAC</b>					
129	HVAC Test & Balance	-	-	X	X	
130	Building Automation Control System	-	-	X	X	
131						
132						

# Exhibit A – GMP Proposal

**WEITZ**

**BUILD IN  
GOOD COMPANY.**

**Buylist**

**West Boca Branch Library**

95%CD GMP\_rev1

PBC #03235; PGAL #718-03028.00; TWC #F000115

May 25, 2007

Item	Description	Owner		Contractor		Comments
		Furnished	Installed	Furnished	Installed	
133	<b>Division 26 - Electrical</b>					
134	Lightning Protection	-	-	X	X	
135	Audio/Visual Equipment & System Wiring/Trim Plates	X	-	-	-	Allowance
136	CATV Equipment & System Wiring/Trim Plates	-	-	-	-	System EXCLUDED By Client
137	Muzak Equipment & System Wiring/Trim Plates	X	X	-	-	CM Provides Conduit, J-Box & Pullstring
138	Paging Equipment & System Wiring/Trim Plates	X	X	-	-	CM Provides Conduit, J-Box & Pullstring
139	Phone/Data Equipment & System Wiring/Trim Plates	X	X	-	-	CM Provides Conduit, J-Box & Pullstring
140	Voice Intercom Equipment & System Wiring/Trim Plates	X	X	-	-	CM Provides Conduit, J-Box & Pullstring
141	Access Control Equipment & System Wiring	X	X	-	-	CM Provides Conduit, J-Box & Pullstring
142	Fire Alarm Equipment & System Wiring	-	-	X	X	
143	Security System Equipment & System Wiring	-	-	X	X	Allowance
144						
145						
146	<b>Division 31 - Earthwork</b>					
147	Import Fill	-	-	X	X	Allowance (165,000 cy)
148						
149						
150	<b>Division 32 - Exterior Improvements</b>					
151	Offsite Roadway Traffic Signaling & Signage	-	-	-	-	N/A
152	Bicycle Rack	-	-	X	X	
153	Site Benches	X	X	-	-	
154	Exterior Trash Receptacles	X	X	-	-	
155						
156	<b>Division 33 - Utilities</b>					
157	Primary CATV Service; Conduits & Connections	-	-	-	-	System EXCLUDED By Client
158	Primary Phone/Data Service; Conduits & Connections	X	X	-	-	CM Coordinates Service Point Connections
159	Primary Electrical Power Service; Conduits & Connections; Transformer & Pad	X	X	-	-	CM Coordinates Service Point Connections
160	Primary Natural Gas Service	-	-	-	-	N/A
161	Primary Potable Water Service	-	-	X	X	CM Coordinates Service Point Connections
162	Lift Station	-	-	X	X	



# Exhibit A – GMP Proposal

## Contract Documents

TWC, Prolog Exhibit B

**THE WEITZ COMPANY**  
**WEST BOCA BRANCH LIBRARY**  
 95% Construction Document List  
 Tel: 561-233-0263 Fax: 561-233-0270

Project # F000115

Number	Title	Issue Date	Latest Rev.	Rev
<b>Civil</b>				
C1.1	Cover Sheet	11/27/06	11/27/06	0
C1.10	Paving, Grading & Drainage Detail Sheet	11/27/06	11/27/06	0
C1.11	Water Distribution and Sanitary Sewer Plan	1/4/07	1/4/07	0
C1.12	Sanitary Sewer Profile Sheet	11/27/06	11/27/06	0
C1.13	Palm Beach County Potable Water #1 Standard Details	11/27/06	11/27/06	0
C1.14	Palm Beach County Potable Water #2 Standard Details	11/27/06	11/27/06	0
C1.15	Palm Beach County Water & Wastewater Standard Details	11/27/06	11/27/06	0
C1.16	Palm Beach County Wastewater Standard Details	11/27/06	11/27/06	0
C1.17	Lift Station Detail Sheet	11/27/06	11/27/06	0
C1.18	Pavement Marking and Signage Plan	11/27/06	11/27/06	0
C1.19	Pavement Marking and Signage Detail Sheet	11/27/06	11/27/06	0
C1.5	General Notes and Specifications	11/27/06	11/27/06	0
C1.6	Earthwork Plan	1/4/07	1/4/07	0
C1.7	Earthwork Cross Sections	1/4/07	1/4/07	0
C1.8	Paving, Grading & Drainage Plan	1/4/07	1/4/07	0
C1.9	Paving, Grading & Drainage Section Sheet	1/4/07	1/4/07	0
<b>Landscape</b>				
LP-1	Landscape Plan	1/8/07	1/8/07	0
LP-2	Landscape Plan	1/8/07	1/8/07	0
LP-3	Landscape Plan	1/8/07	1/8/07	0
LP-4	Landscape Plan	1/8/07	1/8/07	0
LP-6	Landscape Plan	1/8/07	1/8/07	0
<b>Irrigation</b>				
IR-1	Irrigation Plan	11/28/06	11/28/06	0
IR-2	Irrigation Plan	11/28/06	11/28/06	0
IR-3	Irrigation Plan	11/28/06	11/28/06	0
IR-4	Irrigation Plan	11/28/06	11/28/06	0
IR-5	Irrigation Plan	11/28/06	11/28/06	0
IR-6	Irrigation Details	11/28/06	11/28/06	0
IR-7	Irrigation Specification	11/28/06	11/28/06	0
<b>Architectural</b>				
A-0.10	Wall Types	11/27/06	11/27/06	0
A0.30	Door Schedule	11/27/06	11/27/06	0
A0.31	Exterior Door Detail	11/27/06	11/27/06	0
A0.32	Exterior Window & Door w/Tilt-Wall Panel Reveals	11/27/06	11/27/06	0
A1.00	Overall Site Plan	11/27/06	11/27/06	0

Initials \_\_\_\_\_

# Exhibit A – GMP Proposal

Contract Documents  
TWC, Prolog Exhibit B

Number	Title	Issue Date	Latest Rev.	Rev
A2.00	Floor Plan	11/27/06	11/27/06	0
A2.01	Furniture Floor Plan	11/27/06	11/27/06	0
A2.02	Roof Plan	11/27/06	11/27/06	0
A-3.00	Reflected Ceiling Plan	11/27/06	11/27/06	0
A-4.00	Enlarged Plans	11/27/06	11/27/06	0
A-4.01	Typical Millwork Details	11/27/06	11/27/06	0
A-4.02	Typical Millwork Details	11/27/06	11/27/06	0
A-5.00	Exterior Elevations	11/27/06	11/27/06	0
A-5.01	Exterior Elevations	11/27/06	11/27/06	0
A-5.02	Sections	11/27/06	11/27/06	0
A-5.03	Sections & Interior Elevations	11/27/06	11/27/06	0
A-5.04	Wall Sections	11/27/06	11/27/06	0
A-5.05	Wall Sections	11/27/06	11/27/06	0
A-5.06	Wall Sections & Details Details	11/27/06	11/27/06	0
A-5.10	Details	11/27/06	11/27/06	0
A-5.11	Details	11/27/06	11/27/06	0
A-5.12	Details	11/27/06	11/27/06	0
AF2.00	Wall and Floor Finishes Plan	11/27/06	11/27/06	0
AF2.01	Floor pattern & Wall Tile Elevation Plan	11/27/06	11/27/06	0
A-0.00	Title Sheet	11/27/06	11/27/06	0
A1.00A	Site Plan	11/27/06	11/27/06	0
A1.01	Site Plan Details	11/27/06	11/27/06	0
<b>Structural</b>				
S-1	Sketch of Survey of Boundary and Topographic Survey	8/1/05	8/1/05	0
S-1	Sketch of Survey of Boundary and Topographic Survey	8/1/05	8/1/05	0
S1.0	Structural Notes	1/8/07	1/8/07	0
S1.1	Schedules and Diagrams	1/8/07	1/8/07	0
S2.0	Foundation Plan	1/8/07	1/8/07	0
S2.1	Roof Framing Plan	1/8/07	1/8/07	0
S3.0	Wall Sections	11/9/06	11/9/06	0
S3.1	Wall Sections	1/8/07	1/8/07	0
S3.2	Wall Sections	11/9/06	11/9/06	0
S3.3	Wall Sections	1/8/07	1/8/07	0
S-4.0	Foundation Details	11/9/06	11/9/06	0
S-4.1	Framing Details	11/9/06	11/9/06	0
S5.0	Panel Reinforcement	11/9/06	11/9/06	0
S5.1	Panel Reinforcement	11/9/06	11/9/06	0
S5.2	Panel Reinforcement	11/9/06	11/9/06	0
S-1	Sketch of Survey of Boundary and Topographic Survey	8/1/05	8/1/05	0
<b>Mechanical</b>				
M001	Mechanical Notes Legend	1/5/07	1/5/07	0
M201	Floor Plan Mechanical	1/5/07	1/5/07	0
M401	Mechanical Enlarged	1/5/07	1/5/07	0
M601	Mechanical Controls	11/27/06	11/27/06	0

Initials \_\_\_\_\_

# Exhibit A – GMP Proposal

Contract Documents  
TWC, Prolog Exhibit B

Number	Title	Issue Date	Latest Rev.	Rev
M602	Mechanical Controls	11/27/06	11/27/06	0
M701	Mechanical Details	1/5/07	1/5/07	0
M702	Mechanical Details	1/5/07	1/5/07	0
M703	Mechanical Details	1/5/07	1/5/07	0
M704	Mechanical Details	1/5/07	1/5/07	0
M801	Mechanical Schedule	1/5/07	1/5/07	0
M802	Mechanical Schedule	1/5/07	1/5/07	0
<b>Plumbing</b>				
P001	Plumbing Notes Legend	11/27/06	11/27/06	0
P101	Site Plan Plumbing	1/5/07	1/5/07	0
P102	Floor Plan Plumbing	11/27/06	11/27/06	0
P201	Floor Plan Plumbing	1/5/07	1/5/07	0
P401	Roof Plan Plumbing	11/27/06	11/27/06	0
P501	Plumbing Risers	11/27/06	11/27/06	0
P701	Plumbing Details	11/27/06	11/27/06	0
<b>Fire Protection</b>				
FP201	Floor Plan Fire Protection	1/5/07	1/5/07	0
FP701	Fire Protection Details	11/27/06	11/27/06	0
<b>Electrical</b>				
E001	Electrical Legend	11/27/06	11/27/06	0
E101	Site Plan Electrical	1/5/07	1/5/07	0
E102	Site Plan Lighting	11/27/06	11/27/06	0
E201	Floor Plan Power	1/5/07	1/5/07	0
E202	Floor Plan HVAC/Plumbing Power	11/27/06	11/27/06	0
E301	Floor Plan Lighting	1/5/07	1/5/07	0
E401	Electrical Enlarged	1/5/07	1/5/07	0
E501	Electrical Risers	1/5/07	1/5/07	0
E502	Electrical Risers	11/27/06	11/27/06	0
E503	Lighting One-Line Diagram	1/5/07	1/5/07	0
E701	Electrical Details	1/5/07	1/5/07	0
E702	Electrical Details	11/27/06	11/27/06	0
E703	Electrical Details	11/27/06	11/27/06	0
E704	Electrical Details	11/27/06	11/27/06	0
E801	Schedules-Electrical	1/5/07	1/5/07	0
<b>Life Safety</b>				
LS-2.00	Life Safety Plan	11/27/06	11/27/06	0
<b>Technical</b>				
T201	Floor-Plan Communications	11/27/06	11/27/06	0
T202	Floor-Plan Fire Alarm	11/27/06	11/27/06	0

Initials \_\_\_\_\_

**PUBLIC CONSTRUCTION BOND**

BOND NUMBER: Federal Bond no 8205-69-44, F&D Bond no. 08785342

BOND AMOUNT: \$11,044,533.00

CONTRACT AMOUNT: \$11,044,533.00 (Contract #R2003-1542: Task #2)

CONTRACTOR'S NAME: THE WEITZ COMPANY, LLC

CONTRACTOR'S ADDRESS: 1720 Centrepark Drive East  
West Palm Beach, Florida 33401

CONTRACTOR'S PHONE: (561) 686-5511

SURETY COMPANY: Federal Insurance Company and Fidelity and Deposit Company of Maryland

SURETY'S ADDRESS: 15 Mountain View Road 300 St. Paul Plaza, 12th floor  
Warren, NJ 07059 Baltimore, MD 21202

OWNER'S NAME: PALM BEACH COUNTY

OWNER'S ADDRESS: 3200 Belvedere Road, Bldg. #1169  
West Palm Beach, Florida 33406-1544

OWNER'S PHONE: (561) 233-0281

DESCRIPTION OF WORK: County Branch Library: single story 22,000 SF tiltwall structure, 22 acre (+) site development, parking/paving, retention/stormwater management, underground utilities, lift station, landscaping and irrigation

PROJECT LOCATION: (Permanent address not established yet) Adjacent to & directly south of 18501 SR #7/US 441, Boca Raton, Florida (Palm Beach County Fire Station #54).

LEGAL DESCRIPTION: Parcel #'s 00-42-44-37-00-037-0015, 0016, 0018

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

Dollars (\$) Eleven million forty four thousand five hundred thirty three  
(Here insert a sum equal to the Contract Price) (\$11,044,533.00)

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 July 10, 200 7, entered into a contract with the County for

Project Name: West Boca Branch Library  
Project No.: 03235  
Project Description: New Construction - County Branch Library  
Project Location: SR7/US441 & Yamato Road; Boca Raton, Florida

in accordance with Drawings and Specifications prepared by

PGAL  
791 Park of Commerce Boulevard, Suite #400  
Boca Raton, Florida 33487  
Phone: (561) 988-4002  
Fax: (561) 988-3002

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 July 10, 2007 (#R2003-1542: Task #2), between Principal and County for construction of West Boca Branch Library, 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 255.01(1), 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, expenses, costs, and attorneys' fees, including appellate proceedings, that County sustains because of a default by Principal under the contract; and

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.

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.

The amount of this bond shall be reduced by and to the extent of any payment or payments made by surety 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.

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 Bond. Principal and Surety acknowledge that any such provisions lie within their obligations and within the policy coverages and limitations of this instrument.

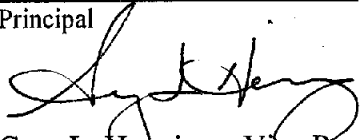
Section 255.05, Florida Statutes, as amended, together with all notice and time provisions contained therein, is incorporated herein, by reference, in its entirety. This instrument regardless of its form, shall be construed and deemed a statutory bond issued in accordance with Section 255.03, Florida Statutes.

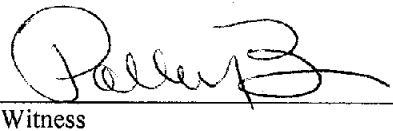
Any action brought under this instrument shall be brought in the court of competent jurisdiction in Palm Beach County and not elsewhere.

  
Witness

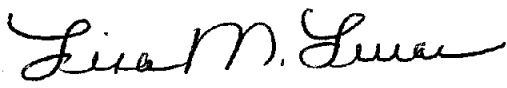
The Weitz Company, LLC  
Principal

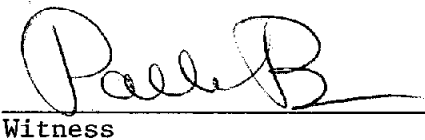
**\*\*No Seal\*\***  
(Seal)

  
Gary L. Hennings, Vice President  
The Weitz Company, LLC

  
Witness

Federal Insurance Company  
Surety (Seal)

  
Title Lisa M. Lucas, Attorney-in-fact

  
Witness

Fidelity and Deposit Company of Maryland  
Surety (Seal)

  
Title Lisa M. Lucas, Attorney-in-fact

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of California

County of Alameda

On June 13, 2007  
Date

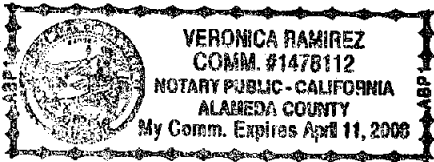
before me, Veronica Ramirez, Notary Public  
Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared Lisa M. Lucas  
Name(s) of Signer(s)

personally known to me

(or proved to me on the basis of satisfactory evidence)

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



Place Notary Seal Above

WITNESS my hand and official seal.

Signature Veronica Ramirez  
Signature of Notary Public

**OPTIONAL**

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

**Description of Attached Document**

Title or Type of Document: Public Construction Bond

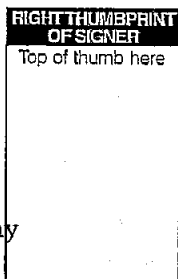
Document Date: \_\_\_\_\_ Number of Pages: 3

Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: Lisa M. Lucas

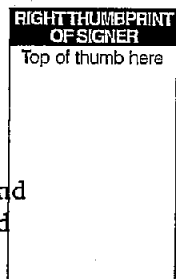
- Individual
- Corporate Officer — Title(s): \_\_\_\_\_
- Partner —  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_



Signer Is Representing: Federal Insurance Company

Signer's Name: Lisa M. Lucas

- Individual
- Corporate Officer — Title(s): \_\_\_\_\_
- Partner —  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_



Signer Is Representing: Fidelity and Deposit Company of Maryland

**FORM OF GUARANTEE**

GUARANTEE FOR (Contractor and Surety Name) The Weitz Company, LLC,  
1720 Centerpark Drive East, West Palm Beach, Florida 33401  
Federal Insurance Company, 15 Mountain View Road, Warren, NJ 07059  
Fidelity and Deposit Company of Maryland, 300 St. Paul Plaza, 12th floor,  
Baltimore, Maryland 21202

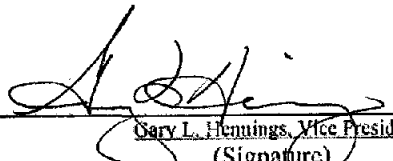
We the undersigned hereby guarantee that the West Boca Branch Library, Project No. 03235 Palm Beach County, Florida, which we have constructed and bonded, has been done in accordance with the plans and specifications; that the work constructed will fulfill the requirements of the guaranties included in the Contract Documents. We agree to repair or replace any or all of our work, together with any work of others which may be damaged in so doing, that may prove to be defective in the workmanship or materials within a period of one year from the date of Substantial Completion of all of the above named work by the County of Palm Beach, State of Florida, without any expense whatsoever to said County of Palm Beach, ordinary wear and tear and unusual abuse or neglect excepted by the County. When correction work is started, it shall be carried through to completion.

In the event of our failure to acknowledge notice, and commence corrections of defective work within five (5) calendar days after being notified in writing by the Board of County Commissioners, Palm Beach County, Florida, we, collectively or separately, do hereby authorize Palm Beach County to proceed to have said defects repaired and made good at our expense and we will honor and pay the costs and charges therefore upon demand.

DATED \_\_\_\_\_  
(Date of substantial completion)

**SEAL AND NOTARIAL ACKNOWLEDGMENT OF SURETY**

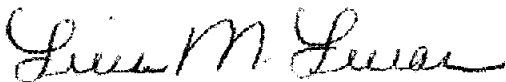
The Weitz Company, LLC                      **\*\*No Seal\*\***  
(Contractor)    (Seal)

By:   
Gary L. Hemmings, Vice President  
(Signature)

Fidelity and Deposit Company of  
Maryland (Surety)

Federal Insurance Company  
(Surety)    (Seal)

By:   
Lisa M. Lucas, Attorney-in-fact

By:   
(Signature)  
Lisa M. Lucas, Attorney-in-fact

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of California

County of Alameda

On June 13, 2007

Date

before me,

Veronica Ramirez, Notary Public

Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared

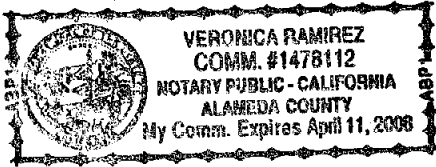
Lisa M. Lucas

Name(s) of Signer(s)

personally known to me

(or proved to me on the basis of satisfactory evidence)

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Place Notary Seal Above

Signature Veronica Ramirez  
Signature of Notary Public

**OPTIONAL**

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

**Description of Attached Document**

Title or Type of Document: Form of Guarantee

Document Date: \_\_\_\_\_ Number of Pages: 1

Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: Lisa M. Lucas

- Individual
- Corporate Officer — Title(s): \_\_\_\_\_
- Partner —  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_

**RIGHT THUMBPRINT OF SIGNER**

Top of thumb here

Signer Is Representing: Federal Insurance Company

Signer's Name: Lisa M. Lucas

- Individual
- Corporate Officer — Title(s): \_\_\_\_\_
- Partner —  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_

**RIGHT THUMBPRINT OF SIGNER**

Top of thumb here

Signer Is Representing: Fidelity and Deposit Company of Maryland

**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 FRANK E. MARTIN JR., Vice President, and GREGORY E. MURRAY, 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 **D. Richard STINSON, Andrew KAMMERER, Lisa M. LUCAS, Veronica RAMIREZ and William PHILLIPS JR., all of Pleasanton, California, EACH** 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. This power of attorney revokes that issued on behalf of D. Richard STINSON, Andrew KAMMERER, Lisa M. LUCAS, Veronica RAMIREZ, dated September 1, 2005.

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 21st day of August, A.D. 2006.

ATTEST:

**FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



*Gregory E. Murray*

*Frank E. Martin Jr.*

By:

*Gregory E. Murray Assistant Secretary*

*Frank E. Martin Jr.*

*Vice President*

State of Maryland }  
City of Baltimore } ss:

On this 21st day of August, A.D. 2006, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came FRANK E. MARTIN JR., Vice President, and GREGORY E. MURRAY, 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 depose 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.



*Constance A. Dunn*

*Constance A. Dunn*

*Notary Public*

My Commission Expires: July 14, 2007



**Chubb  
Surety**

**POWER  
OF  
ATTORNEY**

**Federal Insurance Company  
Vigilant Insurance Company  
Pacific Indemnity Company**

**Attn: Surety Department  
15 Mountain View Road  
Warren, NJ 07059**

**Know All by These Presents, That FEDERAL INSURANCE COMPANY, an Indiana corporation, VIGILANT INSURANCE COMPANY, a New York corporation, and PACIFIC INDEMNITY COMPANY, a Wisconsin corporation, do each hereby constitute and appoint A. W. Brown, Andrew Kammerer, Lisa M. Lucas, William Phillips, Jr., Veronica Ramirez and D. Richard Stinson of Pleasanton, California**

**each as their true and lawful Attorney- In- Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.**

**In Witness Whereof, said FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY have each executed and attested these presents and affixed their corporate seals on this 25<sup>th</sup> day of August, 2006**

Kenneth C. Wendel, Assistant Secretary

John P. Smith, Vice President

STATE OF NEW JERSEY  
County of Somerset

ss.

On this 25<sup>th</sup> day of August, 2006

before me, a Notary Public of New Jersey, personally came Kenneth C. Wendel, to me

known to be Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY, the companies which executed the foregoing Power of Attorney, and the said Kenneth C. Wendel, being by me duly sworn, did depose and say that he is Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY and knows the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of the By- Laws of said Companies; and that he signed said Power of Attorney as Assistant Secretary of said Companies by like authority; and that he is acquainted with John P. Smith, and knows him to be Vice President of said Companies; and that the signature of John P. Smith, subscribed to said Power of Attorney is in the genuine handwriting of John P. Smith, and was thereto subscribed by authority of said By- Laws and in deponent's presence.

Notarial Seal



KAREN A. EDER  
Notary Public, State of New Jersey  
No. 2231647  
Commission Expires Oct. 28, 2009

Notary Public

**CERTIFICATION**

Extract from the By- Laws of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY:

"All powers of attorney for and on behalf of the Company may and shall be executed in the name and on behalf of the Company, either by the Chairman or the President or a Vice President or an Assistant Vice President, jointly with the Secretary or an Assistant Secretary, under their respective designations. The signature of such officers may be engraved, printed or lithographed. The signature of each of the following officers: Chairman, President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Assistant Secretaries or Attorneys- In- Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached."

I, Kenneth C. Wendel, Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY (the "Companies") do hereby certify that

- (i) the foregoing extract of the By- Laws of the Companies is true and correct,
- (ii) the Companies are duly licensed and authorized to transact surety business in all 50 of the United States of America and the District of Columbia and are authorized by the U.S. Treasury Department; further, Federal and Vigilant are licensed in Puerto Rico and the U.S. Virgin Islands, and Federal is licensed in American Samoa, Guam, and each of the Provinces of Canada except Prince Edward Island; and
- (iii) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Warren, NJ this June 13, 2007



Kenneth C. Wendel, Assistant Secretary

IN THE EVENT YOU WISH TO NOTIFY US OF A CLAIM, VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT ADDRESS LISTED ABOVE, OR BY Telephone (908) 903- 3493 Fax (908) 903- 3656 e-mail: surety@chubb.com

# ACORD. EVIDENCE OF PROPERTY INSURANCE

DATE (MM/DD/YYYY)  
6/14/2007

THIS IS EVIDENCE THAT INSURANCE AS IDENTIFIED BELOW HAS BEEN ISSUED, IS IN FORCE, AND CONVEYS ALL THE RIGHTS AND PRIVILEGES AFFORDED UNDER THE POLICY.

<b>PRODUCER</b> PHONE (A/C. No. Ext): 515-471-3954 Construction Surety and Insurance Services, LLC 400 Locust Street, Suite 300 Des Moines IA 50309 Mark A. Mallonee		<b>COMPANY</b> ACE Fire Underwriters Insurance Company	
<b>CODE:</b> AGENCY CUSTOMER ID #: INSURED The Weitz Company, LLC Capital Square 400 Locust St., Suite 300 Des Moines, IA 50309		<b>LOAN NUMBER</b> <b>POLICY NUMBER</b> I20796698 003	
<b>SUB CODE:</b>		<b>EFFECTIVE DATE</b> 06/01/2007	<b>EXPIRATION DATE</b> *See Below
		<input type="checkbox"/> CONTINUED UNTIL TERMINATED IF CHECKED	
THIS REPLACES PRIOR EVIDENCE DATED:			

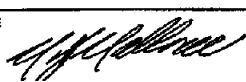
**PROPERTY INFORMATION**  
 LOCATION/DESCRIPTION  
**Project:** West Boca Branch Library, SR7/US441 & Yamato Road, Boca Raton, FL  
**Start Date:** 7/26/07 **Completion Date:** 9/22/08 **Contract Amt:** \$11,044,533 **Type of Construction:** Non-Combustible  
 \*Expiration Date: Earlier of Substantial Completion or 9/22/08

COVERAGE/PERILS/FORMS	AMOUNT OF INSURANCE	DEDUCTIBLE
Project Limit Builders Risk - "All-Risk" Coverage, Replacement cost with like, kind, & quality Flood: \$25,000,000 occurrence/annual aggregate, except \$5,000,000 occurrence/annual aggregate for projects in Flood Zone "A" Flood Deductibles: \$25,000; Zone B - \$250,000; Zone A and V - \$500,000 minimum Earthquake: \$25,000,000 occurrence/annual aggregate \$5,000,000 occurrence/annual aggregate for California and all Zone 1 \$10,000,000 occurrence/annual aggregate for Pacific Northwest and New Madrid Earthquake Deductible: \$25,000 except: Pacific Northwest and New Madrid 2% VATOL, with minimum \$100,000 All California 5% VATOL with minimum \$250,000 Coastal Windstorm: Florida and Hawaii \$15,000,000 with 3% VATOL, \$250,000 minimum deductible All Florida coastal counties 5% VATOL, with \$250,000 minimum deductible All Other named windstorms \$15,000,000 with 2% VATOL, \$100,000 minimum deductible Includes Property in Transit, Property at a location other than the job site	Completed Value	\$ 10,000 AOP
	\$1,000,000	\$ 10,000

**REMARKS (including Special Conditions)**  
 It is hereby agreed that Palm Beach County and the Board of County Commissioners are included as Additional Insured under the Builder's Risk policy as respects work performed by the named insured on the referenced project.  
 To the extent by the contract or subcontract for the project, and then only as their respective interests may appear, all owners and subcontractors of every tier are recognized as Additional Insureds.

**CANCELLATION**  
 THE POLICY IS SUBJECT TO THE PREMIUMS, FORMS, AND RULES IN EFFECT FOR EACH POLICY PERIOD. SHOULD THE POLICY BE TERMINATED, THE COMPANY WILL GIVE THE ADDITIONAL INTEREST IDENTIFIED BELOW 60 DAYS WRITTEN NOTICE, AND WILL SEND NOTIFICATION OF ANY CHANGES TO THE POLICY THAT WOULD AFFECT THAT INTEREST, IN ACCORDANCE WITH THE POLICY PROVISIONS OR AS REQUIRED BY LAW.

**ADDITIONAL INTEREST**

NAME AND ADDRESS Mr. William DeBeck, Project Manager Palm Beach County Board of County Commissioners Facilities Development & Ops. - Capital Improvements Div. 3323 Belvedere Road, Building #1169 West Palm Beach, FL 33406	<input type="checkbox"/> MORTGAGEE	<input checked="" type="checkbox"/> ADDITIONAL INSURED
	<input type="checkbox"/> LOSS PAYEE	LOAN #
AUTHORIZED REPRESENTATIVE  Mark A. Mallonee		




**ACORD™ CERTIFICATE OF LIABILITY INSURANCE** DATE (MM/DD/YYYY)  
06/14/2007

<b>PRODUCER</b> ACIG INSURANCE AGENCY, INC. 12222 MERIT DRIVE, SUITE 1660 DALLAS, TX 75251-0000 (972) 702-9004	THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.												
<b>INSURED</b> THE WEITZ COMPANY, LLC 400 LOCUST STREET, SUITE 300 DES MOINES IA 50309	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">INSURERS AFFORDING COVERAGE</th> <th style="text-align: left;">NAIC#</th> </tr> <tr> <td>INSURER A: American Contractors Ins. Co. RRG</td> <td>12300</td> </tr> <tr> <td>INSURER B: ACIG Insurance Company</td> <td>19984</td> </tr> <tr> <td>INSURER C:</td> <td></td> </tr> <tr> <td>INSURER D: Zurich American Insurance Company</td> <td>16535</td> </tr> <tr> <td>INSURER E:</td> <td></td> </tr> </table>	INSURERS AFFORDING COVERAGE	NAIC#	INSURER A: American Contractors Ins. Co. RRG	12300	INSURER B: ACIG Insurance Company	19984	INSURER C:		INSURER D: Zurich American Insurance Company	16535	INSURER E:	
INSURERS AFFORDING COVERAGE	NAIC#												
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INSURER B: ACIG Insurance Company	19984												
INSURER C:													
INSURER D: Zurich American Insurance Company	16535												
INSURER E:													

**COVERAGES**  
 THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	ADD'L INSD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A D		<b>GENERAL LIABILITY</b>	GL07000039	06/01/07	06/01/08	EACH OCCURRENCE \$ 5,000,000
		<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	GLO5849452-00	06/01/07	06/01/08	DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 5,000,000 GENERAL AGGREGATE \$ 5,000,000 PRODUCTS - COMP/OP AGG \$ 5,000,000
		<b>AUTOMOBILE LIABILITY</b>				COMBINED SINGLE LIMIT (Ea Accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
		<b>GARAGE LIABILITY</b>				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC AGG \$
		<b>EXCESS/UMBRELLA LIABILITY</b>				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$
B		<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below	WC07000088	06/01/07	06/01/08	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER
			WC07000089	06/01/07	06/01/08	E.L. EACH ACCIDENT \$ 1,000,000
			WC07000090	06/01/07	06/01/08	E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
		<b>OTHER</b>				

**DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS**  
 WEITZ FLORIDA: WEST BOCA LIBRARY PROJECT. PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS IS INCLUDED AS AN ADDITIONAL INSURED AS RESPECTS GENERAL LIABILITY COVERAGE. COVERAGE IS PRIMARY AND NON-CONTRIBUTING. WAIVER OF SUBROGATION APPLIES FOR WORKERS COMPENSATION COVERAGES.

<b>CERTIFICATE HOLDER</b>  PALM BEACH COUNTY BOARD OF COUNTY COMM FACILITIES DEVELOPMENT & OPERATIONS - CAPITAL IMPROVEMENTS DIVISION ATTN: MR. WILLIAM DEBECK, PROJECT MANAGER 3323 BELVEDERE ROAD, BUILDING #1169 WEST PALM BEACH, FL 33406	<b>CANCELLATION</b> Certificate ID 34,069  SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.  AUTHORIZED REPRESENTATIVE  MICHAEL J. O'NEILL
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# ACORD CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YY)  
06/14/07

**PRODUCER**  
Holmes Murphy & Assoc - WDM  
P.O. Box 9207  
Des Moines, IA 50306-9207

1-800-247-7756

**THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.**

**INSURERS AFFORDING COVERAGE**

**INSURED**  
The Weitz Company, LLC  
400 Locust Street, Suite 300  
Des Moines, IA 50309

INSURER A: Zurich American Insurance Co.  
INSURER B:  
INSURER C:  
INSURER D:  
INSURER E:

**COVERAGES**

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
	<b>GENERAL LIABILITY</b> <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC				EACH OCCURRENCE \$ FIRE DAMAGE (Any one fire) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMP/OP AGG \$
A	<b>AUTOMOBILE LIABILITY</b> <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS	BAP9374131-04	06/01/07	06/01/08	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	<b>GARAGE LIABILITY</b> <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN EA ACC \$ AUTO ONLY: AGG \$
	<b>EXCESS LIABILITY</b> <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE  <input type="checkbox"/> DEDUCTIBLE <input type="checkbox"/> RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$
	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b>				WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
	<b>OTHER</b>				\$ \$ \$

**DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS**  
 Weitz Florida: West Boca Library Project.

<b>CERTIFICATE HOLDER</b>	<b>ADDITIONAL INSURED; INSURER LETTER:</b>	<b>CANCELLATION</b>
Palm Beach County Board of County Commissioners Capital Improvements Division 3200 Belvedere Road, Bldg. 1169 West Palm Beach, FL 33406	USA	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES. AUTHORIZED REPRESENTATIVE <i>Nicholas Henderson</i>

ACORD 25-S (7/97) 577025-2  
6405039

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## **IMPORTANT**

If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

## **DISCLAIMER**

The Certificate of Insurance on the reverse side of this form does not constitute a contract between the issuing insurer(s), authorized representative or producer, and the certificate holder, nor does it affirmatively or negatively amend, extend or alter the coverage afforded by the policies listed thereon.