## PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

### **AGENDA ITEM SUMMARY**

**Meeting Date:** 

**April 15, 2008** 

Consent [X]

Public Hearing [ ]

Regular [ ]

Submitted By: Submitted For:

Water Utilities Department Water Utilities Department

### I. EXECUTIVE BRIEF

**Motion and Title: Staff recommends motion to approve:** Change Order No. 14 to the Contract with R.J. Sullivan, Corp. (R2004-1453) for the Water Treatment Plants (WTP) 2, 8 and 9 Improvements Project decreasing the contract price by \$112,290.99 and providing a one hundred twenty (120) day time extension.

**Summary:** Change Order No. 14 authorizes the Contractor to perform various civil, and electrical improvements for this project, and provides the Contractor with additional time. The total contract amount will decrease by \$112,290.99. Staff recommends a one hundred twenty day time extension to the stage 2 substantial and final completion dates for delays from existing equipment repairs, design changes and additional work performed by the contractor outside the project scope. Total change orders to date, excluding the \$2,669,145.64 sales tax recovery program change order, equal \$765,480.60 (5.5% increase). The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15.0% overall. This change order includes zero overall SBE participation. The contractor's cumulative SBE participation, including this change order, is 26.67% overall. This change order exceeds the cumulative approval limit for the Contract Review Committee (CRC). (WUD Project No. 01-182B) <u>Districts 2 & 5</u> (JM)

**Background and Justification:** On June 22, 2004, the Board approved a construction contract with R.J. Sullivan Corporation for the Water Treatment Plant No. 2, 8, and 9 Improvements Project in the amount of \$13,930,020 (R2004-1453). This Change Order will authorize the Contractor to enhance the perimeter security system at WTP Nos. 2 and 8 and abandon an asbestos-cement pipe at WTP No. 9. There are several credits to the County included in this change order.

### Attachments:

1. Location Map

2. Two (2) Original Change Order No. 14

Recommended By:\_\_\_\_

Department Directo

- 1

Date

Approved By:

Assistant County Administrator

Date

### II. FISCAL IMPACT ANALYSIS

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

Fiscal Years	2008	2009	2010	2011	2012
Capital Expenditures External Revenues Program Income (County)	(\$112,290.99) <u>0</u> 0	<u>0</u> <u>0</u>	<u>0</u> <u>0</u>	<u>0</u> <u>0</u>	<u>0</u> <u>0</u>
In-Kind Match County	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
NET FISCAL IMPACT	(\$112,290.99)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

**Budget Account Nos.:** 

_							
<b>Fund</b>	<u>4011</u>	Dept	<u>721</u>	Unit	W001	Object	<u>6541</u>

Is Item Included in Current Budget?

Yes X No

Reporting Category N/A

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

One-time capital expenditure from user fees and balance brought forward.

C. Department Fiscal Review: <u>Jellia M West</u>

### III. REVIEW COMMENTS

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

Legal Sufficiency:

This item complies with current

C. Other Department Reviews:

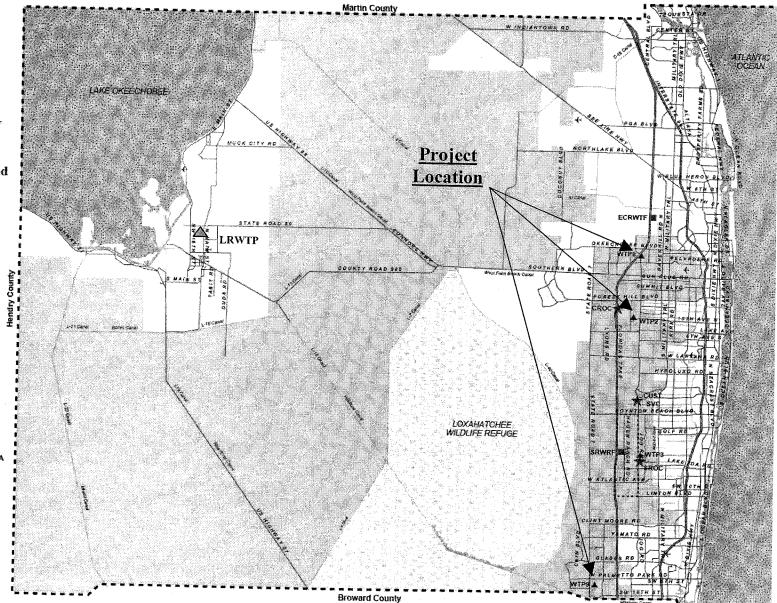
This Change Order
exceeds the individual
amiliant authorized
for the Contract Review

**Department Director** 

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



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



### Legend

P.B.C.W.U.D. SA

\*\*\*\* MANDATORY RECLAIMED SA

-- COUNTY LIMITS

Administration

Water Reclamation Plan

▲ Water Treatment Plant

Wetland



### **CHANGE ORDER**

PROJECT: Water Treatment Plant Nos. 2, 8 & 9 Modifications

WATER UTILITIES DEPT. PROJECT NO. WUD 01-182

DISTRICT NUMBERS: 2 & 5 CHANGE ORDER NO.: 14

TO (Contractor):

RJ Sullivan Corp. 2001 N.W. 22nd Street

Pompano Beach, Fl. 33069

DOCUMENT NO.

CONTRACT DATE:

NOTICE TO PROCEED: BUDGET LINE ITEM:

R2004-1453

June 22, 2004

September 22, 2004 4011-721-W001-6541

### You are directed to make the following changes in this contract:

1. Excavate and abandon a 36-inch asbestos cement pipe at WTP No. 9.

\$14,000.00

2. Furnish and install cable and conduit to connect the security system through the PLC at WTP Nos. 2 & 8.

\$5,015.00

3. Credit the labor costs of conduit and cable allowance (Section 16000 of contract)

(\$10,354.00)

4. Credit the remaining Contract Allowance (Section 01020)

(\$951.99)

5. Credit the Contract early completion bonuses

(\$120,000.00)

6. Extend the Stage 2 Completion schedules by 120 days.

\$0.00

Total:

(\$112,290.99)

NOT VALID UNTIL SIGNED BY BOTH OWNER AND ENGINEER. SIGNATURE OF THE CONTRACTOR INDICATES HIS AGREEMENT HEREWITH INCLUDING ANY ADJUSTMENT IN THE CONTRACT SUM OR CONTRACT TIME, AND NO ADDITIONAL COST OR TIME INDICATED HEREIN WILL BE RELATED TO THIS CHANGE

The Original Contract Sum was	\$13,930,020.00
Net Change by previous Change Orders	(\$1,791,374.05)
The Contract Sum prior to this Change Order was	\$12,138,645.95
The Contract Sum will be decreased by this Change Order	(\$112,290.99)
The New Contract Sum indicating this Change Order will be	\$12,026,354.96
The Stage 2 Contract Time will be increased by 120 days	120 Days
The Date of Stage 1 Substantial Compl. including this Change Order:	May 6, 2005
The Date of Stage 2 Substantial Compl. including this Change Order:	Mar 16, 2007
The Date of Final Completion including this Change Order:	Apr 15, 2007

Execution of this change order acknowledges final settlement of, and releases, all claims for costs and time associated, directly or indirectly, with the above stated modification(s), including all claims for cumulative delays or disruptions resulting from, caused by, or incident to such modification(s), and including any claim that the above stated modification(s) constitutes, in whole or part, a cardinal change to the contract.

Palm Beach County Water Utilities Department ENGINEER	RJ Sullivan Corp.	Palm Beach County Board County Commissioners OWNER	of
P.O. Box 16097 W. Palm Beach, FL 33416 Address	2001 N.W. 22nd Street Pompano Beach, Fl. 33069 Address	P.O. Box 16097 W. Palm Beach, FL 33416 Address	<b>-</b>
Signature Duane J. Palumbo, P.E.  3/6/08	Signature Robert Mullen, Proj. Manager	Signature Addie L. Greene, Chairperson	- <i>Br</i>
DATE	DATE	DATE	•
Approved As To Form and Sufficiency:		Attest: Clerk of Court	
County Attorney	(Corporate Seal)	Deputy Clerk	_

### **CHANGE ORDER CATEGORIZATION**

_X_ OWNER INITIATED	QUANTITY OVERRUNS/UNDER-RUNS
_X_ DIFFERING SITE CONDITIONS	REQUEST BY ANOTHER AGENCY/OUTSIDE
ZONING/CODE/ORDINANCE CHANGES	
ERRORS/OMISSIONS IN DESIGN	A. REIMBURSABLE
	B. NON-REIMBURSABLE

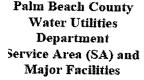
### **SCOPE OF WORK**

- 14.1 <u>Excavate and abandon a 36-inch asbestos cement pipe (ACP) at WTP No. 9.</u> (Owner Initiated) An AC pipe was located on site and should be disposed. Due to the amount of pipe and utilities in the area, the AC pipe was abandoned and grouted in place.
- 14.2 Furnish and install cable and conduit to connect the security system through the PLC at WTP Nos. 2 & 8. (Differing Site Conditions) The fence security system communicates exclusively with the server at CROC. A connection through the Programmable Logic Controller (PLC) is needed to display an alarm on the water plant computer screens.
- 14.3 <u>Credit the labor costs of conduit and cable allowance (Section 16000 of contract).</u> (Owner Initiated) An allowance was written in the contract for cable and conduit. The contractor delivered the unused materials to the WUD warehouse. Labor costs will be credited to the County by this change order.
- 14.4 <u>Credit the remaining Contract Allowance (Section 01020).</u> (Owner Initiated) The balance within the Allowance Account will be credited to the County.
- 14.5 <u>Credit the Contract early completion bonuses.</u> (Owner Initiated) The early completion bonuses will be credited back to the County
- 14.6 Extend the Stage 2 Substantial and Final Completion schedules by 120 days. In lieu of liquidated damages, six days of the schedule extension were exchanged for extra work performed that was not in the contract. Schedule delays occurred from fire alarm equipment repairs, security system changes, back up power generator problems and hypochlorite generator shut downs. New equipment connections and tests were delayed until these problems were solved (114 days).

### **COST SUMMARY**

C.O.#	DESCRIPTION	ADDITIONS	(DELETIONS)	NET CHANGE
14.1	Excavate and abandon a 36" AC pipe at WTP No. 9.	\$14,000.00	(\$0.00)	\$14,000.00
14.2	Furnish and install cable and conduit to connect the security system through the PLC at WTP Nos. 2 & 8.	\$5,015.00	(\$0.00)	\$5,015.00
14.3	Credit the labor costs of conduit and cable allowance	\$0.00	(\$10,354.00)	(\$10,354.00)
14.4 ·	Credit the remaining Contract Allowance (Section 01020)	\$0.00	(\$951.99)	(\$951.99)
14.5	Credit the Contract early completion bonuses	\$0.00	(\$120,000.00)	(\$120,000.00)
14.6	Extend the Stage 2 Completion schedules by 120 days.	\$0.00	(\$0.00)	\$0.00
	Totals	\$19,015.00	(\$131,305.99)	(\$112,290.99)







P.B.C.W.U.D. SA

\*\*\*\*\* MANDATORY RECLAIMED SA

- - · COUNTY LIMITS

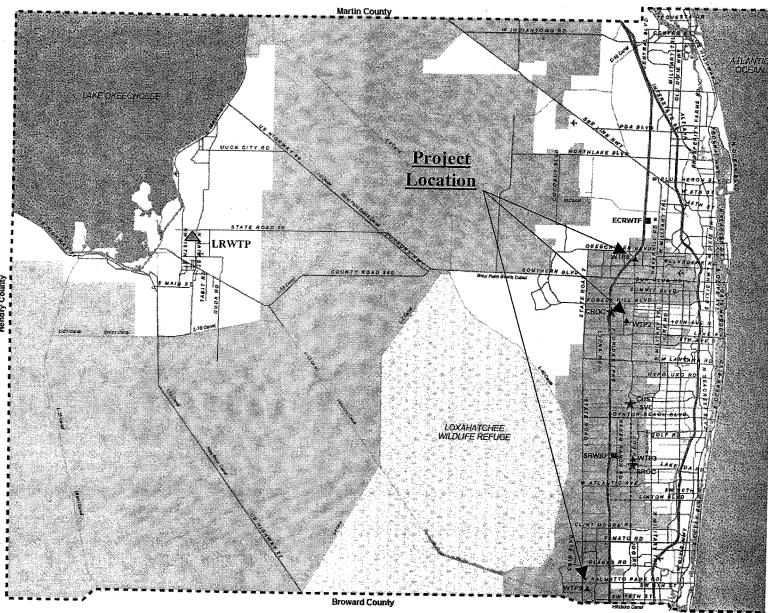
Administrat

Water Declamation Disc

A Water Treatment Disc

Wetland





## rj Sullivan

2001 N.W. 22nd Street Pompano Beach, FL 33069 (954) 975-0388 FAX (954) 975-3333

PBC WATER UTILITY
SEP 2 8 2005

September 23, 2005

Mr. Chris Dudek, P.E. Palm Beach County Water Utilities Dept. 8100 Forest Hill Blvd. West Palm Beach, FL 33413

Re: Palm Beach County Water WUD Project No. 01-182B WTP Nos. 2, 8 & 9 RFP #30, ACP Removal @ WTP #9

PCO #60

Dear Mr. Dudek,

In accordance with RFP #30, we are pleased to quote our price to remove the asbestos cement pipe as described. Our quotation is as follows.

Item #1 – Remove AC Pipe	\$3,400.00
Item #1a – Dispose of AC Pipe	900.00
Item #2 – Pipe Abandonment	14,000.00
Total	\$18,300.00

Please note that we have not included any curb restoration in our bid. If the piping is in a location other than what is shown on your sketch and curbs are disturbed during the course of the work, repair of the curbs will be extra.

If you would like for us to perform this extra work, please issue your written acceptance of this proposal and your authorization for us to proceed.

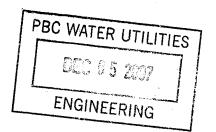
Sincerely,

Robert D. Mullen Project Manager

cc: Proposed Change Order File - Job 300



2001 N.W. 22nd Street Pompano Beach, FL 33069 (954) 975-0388 FAX (954) 975-3333



December 4, 2007

Mr. Duane Palumbo, P.E. Palm Beach County Water Utilities Dept. 8100 Forest Hill Blvd. West Palm Beach, FL 33413

Re: Palm Beach County Water WUD Project No. 01-182B WTP Nos. 2, 8 & 9

Modify Fence Security Systems per Work Directive #32

PCO #101

Dear Mr. Palumbo,

In accordance with Work Directive #32, we have completed the work to connect the fence security systems at WTPs #2 & 8 to the PLCs. As per the Work Directive, the programming will be performed by WUD technicians. Our quotation for this extra work is as follows.

Subcontractor	\$4,337
R. J. Sullivan Supervision	Ψ+,337 300
Subtotal	\$4,637
5% Markup	232
Additional Bond & Insurance	146
Total	\$5,015

Copies of the Work Directive and our subcontractors invoice are included for your reference. This work was completed on Nov. 30, 2007. Since this is the last remaining work on our Contract, we request that a time extension be granted to Nov. 30, 2007 to allow for the extra work which was requested. Please include this in the final Change Order.

Sincerely

Robert D. Mullen Project Manager

cc: Brian Shields, PBCWUD
Vince Riccobono PBCWUD

Proposed Change Order File - Job 300

American Electric of Miami, Inc.

11371 S.W. 208 Drive Miami, FL 33189

## Invoice

Date	ļ.	Invoice #
11/29/2007		UFC CO

Bill To			
R.J. Sullivan Corp. 2000 N.W. 22 Street Pompano Beach, Florida 3306			
	2 8	·	

	P.O. No.	Te	erms	Pr	oject
				W.Palm Beach	Plants 2, 8 & 9
Description				Am	ount
On-site assistance by American Electric of Miami, Inc Straig United Fire Communications Invoice 15% Markup	ght time - Journeyma	n (40 hrs.)			600.0 3,250.0
					487.0
					*
				•	1
					† 
			Total		
			·		\$4,337.00
		·	Payment	s/Credits	\$0.00
			Balanc	o Dura	

UNITED FIRE COMMUNICATIONS 701 SW 27 AVENUE SUITE M-33 MIAMI, FL 33135

## Invoice

BILL TO:

AMERICAN ELECTRIC OFMIAMI, INC. 11371 SW 208 DRIVE

MIAMI, FL 33189

INVOICE: 111150507

DATE: 11/16/2007

D.Palumbo Email P.O. #;

TERMS: DUE ON RECEIPT

TEL: (305) 541-8375 / FAX: (305) 541-6528

## UNITED FIRE COMMUNICATIONS

ITEM DESCRIPTION QTY UNIT/RATE AMOUNT PBC - WTP SECURITY 2 & 8 Change Order Reconfigure original FSC specification cabling to interface with County PLC(s), install condult & pull cable as necessary to appropriate PLC cabinats for plant instrument tech(s) to terminate in County systems, reprogram ACCP(s) & FSC(s) as Directive 3,250.00 3,250.00

UFC reserves the right to assess finance charges at a rate of 2.0% per month, or a \$25.00 minimum processing fee whichever is greater, on all past due balances.

Total

\$3,250.00

### **Duane Palumbo**

From:

Bob Mullen [BMullen@rjsullivancorp.com]

Friday, December 07, 2007 1:06 PM

Sent: To:

Duane Palumbo

Cc:

Vincent M. Riccobono; Chris Sullivan

Subject:

FW: Change notice #1 from American Electric of Miami, inc. (Contract

#<job\_contract\_number>)

Attachments:

C\_DOCUME~1AMERIC~1LOCALS~1Temp1.pdf



Duane

Please see attached proposal from American Electric for the conduit & wire allowance. They say that this is their final offer. If you prefer, in lieu of the credit, they will deliver the wire & conduit to your warehouse. I suppose you would still be able to take

Bob Mullen Project Manager 954-975-0388 Office 954-309-3693 Cell

----Original Message----

From: Chris Church [mailto:amerel@bellsouth.net]

Sent: Friday, December 07, 2007 1:00 PM

To: Bob Mullen

Subject: Change notice #1 from American Electric of Miami, inc.

(Contract #<job\_contract number>)

Dear ,Bob this is the best we can offer,if this is not acceptible please give us the address and contact so we can drop off the material and you can see by the proposal what the labor credit will be

You have just been sent a change notice from American Electric of Miami, inc. created using Accubid's ChangeOrder or ChangeOrder Pro program.

To view the change notice, you must have the Accubid Document Viewer installed on your system. If you do not have the viewer installed on your system, you can download the installation program from the following location:

http://www.accubid.com/download/viewers/setupadv.exe

With the Accubid Document Viewer installed on your system, you can view the change notice by double clicking on the attached "1.ADF" file, or by saving the file to your hard drive then double clicking on it within Windows Explorer.

Sincerely, American Electric of Miami, inc.

### **CHANGE NOTICE**

American Electric of Miami, inc.

11371 sw 208th dr Miami, FL. 33030 Telephone: 305 253 9131 Fax: 305 253 4608 Client Address:

CCN# Date: 12/7/2007 NEW BIDS NEW BIDS Project Name: **Project Number:** 

Page Number:

**R J SULLIVAN** 

### **Work Description**

THIS QUOTE IS FOR THE MATERIAL IN SPEC. SECTION 1600-S-1,2,3 AND LABOR COST

We reserve the right to correct this quote for errors and omissions.

This quote covers direct costs only and we reserve the right to claim for impact and consequential costs.

This price is good for acceptance within 10 days from the date of receipt.

We request a time extension of 3 days.

We will supply and install all materials, labor and equpment as per you instructions on CCN #1.

Description 3/4" GRC (GALV) #14 XHHW BLACK #12 XHHW BLACK #16 8719 1P SHLD AUDIO-CTRL	Qty 6,000 4,000 12,000 INST C 1,000	Net Price U 120.00 C 70.93 M 94.87 M 101.65 M	Total Mat(\$) 7,200.00 283.72 1,138.44 101.65	Labor U 3.50 C 3.00 M 3.15 M 2.99 M	Total Hours 210.00 12.00 37.80 2.99
Totals		•	8,723.81		262.79
Summary					
General Materials Material Tax (@	D 6.500 %)	600 Cast	relleable ico. pro 1 knbll ps. (every 10	mor B.	8,723.8 6,723.8 6,567.0
Material Total JOURNEYMAN (2	62.79 Hrs @ \$39.40	Ooo Stray	ps. (every 10	1)	<b>9,290.8</b> 10,353.9
Subtotal					19,644.7
Final Amount		·			\$19,644.79

### **CHANGE NOTICE**

American Electric of Miami, inc.

11371 sw 208th dr Miami, FL. 33030

CCN# Date:

Project Name: Project Number: Page Number: 12/7/2007 NEW BIDS NEW BIDS

2

lame: Date:									
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	dagement is complete and so	xurate based o	in the information p	provided.					
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IENT ACCEPTANCI					· · · · · · · · · · · · · · · · · · ·				
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iango oraci m.				complete the above					

### SCHEDULE 1

### PARTICIPATION BY M/WBE SUBCONTRACTORS

PROJECT NAME: Water Treatment Plant	PROJECT	PROJECT NO.: WUD 01-182  CHANGE ORDER NO. 14					
NAME OF PRIME CONTRACTOR: RJ Sul	CHANGE						
CONTACT PERSON: Mr. Robert D. Muller	FAX NO. (954) 975-3333						
BID DATE: April 13, 2004	ARTMENT: W	RTMENT: Water Utilities					
Name, Address and Phone Number of M/WBE	Type of Work To Be		Subcontract Amount				
MUWDE	Performed	Black	Hispanic	Women	Other (Please Specify)		
1.							
2.							
3.							
4.			· · · · · · · · · · · · · · · · · · ·				
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9.							
10.					<del></del>		
Totals		\$ 0.00	\$ 0.00	\$ 0.00	\$ 0.00		

### **CHANGE ORDER ADDITIONS/DELETIONS SUMMARY**

Water Treatment Plant Nos. 2, 8 & 9 PROJECT: **APPROVAL LIMITS:** Modifications RJ Sullivan Corp. CONTRACTOR: 2001 N.W. 22nd St. DEPARTMENT HEAD CONTRACT REVIEW Pompano Bch, Fl. 33069 DEPARTMENT HEAD PLUS CONTRACT REVIEW COMMITTEE PROJECT NO .: WUD 01-182 COMMITTEE RESOLUTION NO.: R2004-1453 (Days) (Amount) (Amount) (Days) (Amount) (Days) DATE APPROVED: June 22, 2004 INDIVIDUAL C.O. \$50,000.00 25 Days \$50,000.00 25 Days \$100,000.00 N/A CONTRACT AMOUNT: \$13,930,020.00 CUMMULATIVE C.O. \$100,000.00 50 Days \$200,000.00 100 Days \$200,000.00 N/A

	·		DEPARTMENT HEAD		CONTRACT REVIEW COMMITTEE		TOTAL DEPT. HEAD & CONTRACT REVIEW COMM.		BOARD OF COUNTY COMMISSIONERS			
	DATE NET		(ADDS PLUS DEDUCTS)		(ADDS PLUS DEDUCTS)		(ADDS PLUS DEDUCTS)		(ADDS PLUS DEDUCTS)		!	
C.O. #	APPROVED	CHANGE	AMOUNT	DAYS	AMOUNT	DAYS	AMOUNT	DAYS	AMOUNT	DAYS	TOTALS	
1	6/22/2004	(\$2,669,145.64)	\$0.00	0	\$0.00	0	\$0.00	0	(\$2,669,145.64)	0	(\$2,669,145.64)	
2	7/13/2004	\$242,000.00	\$0.00	0	\$0.00	0	\$0.00	0	\$242,000.00	0	\$242,000.00	
3	10/13/2004	\$41,841.73	\$0.00	0	\$41,841.73	0	\$41,841.73	0	\$0.00	0	\$41,841.73	
4	11/24/2004	\$23,598.07	\$0.00	0	\$23,598.07	13	\$23,598.07	13	\$0.00	0	\$23,598.07	
5	3/1/2005	\$26,220.89	\$0.00	0	\$0.00	0 .	\$0.00	0	\$26,220.89	31	\$26,220.89	
6	5/17/2005	\$84,534.48	\$0.00	0	\$0.00	0	\$0.00	0	\$84,534.48	36	\$84,534.48	
7	7/12/2005	\$303,014.81	\$0.00	0	\$0.00	0	\$0.00	. 0	\$303,014.81	0	\$303,014.81	
8	7/18/2005	\$19,330.92	\$0.00	0	\$19,330.92	. 0	\$19,330.92	0	\$0.00	0	\$19,330.92	
9	8/18/2005	\$14,259.16	\$14,259.16	0	\$0.00	0	\$14,259.16	0	\$0.00	0	\$14,259.16	
10	9/27/2005	\$52,021.37	\$0.00	0	\$0.00	0	\$0.00	0	\$52,021.37	3	\$52,021.37	
11	3/14/2006	\$111,169.03	\$0.00	0	\$0.00	0	\$0.00	0	\$111,169.03	60	\$111,169.03	
12	7/5/2006	\$0.00	\$0.00	0	\$0.00	45	\$0.00	45	\$0.00	0	\$0.00	

### Notes:

<sup>1.</sup> Net Change reflects the net amount of additions plus deductions.

<sup>2.</sup> Adds plus Deducts reflects the net value of unrelated changes for use in determining the approval authority for the Change Order.

<sup>3.</sup> Liquidated Damages = \$1,000 (Stage 1), = \$2,000 (Stage 2) and = \$1,000 (After Substantial Completion).

TOTAL		(\$1,903,665.04)	\$14,259.16	0	\$84,770.72	13	\$99,029.88	58	(\$2,002,694.92)	410	(\$1,903,665.04)
14	Pending	(\$112,290.99)	\$0.00	0	\$0.00	0	\$0.00	0	(\$112,290.99)	120	(\$112,290.99)
13	11/21/2006	(\$40,218.87)	\$0.00	0	\$0.00	0	\$0.00	0	(\$40,218.87)	160	(\$40,218.87)

- Net Change reflects the net amount of additions plus deductions.
   Adds plus Deducts reflects the net value of unrelated changes for use in determining the approval authority for the Change Order.
   Liquidated Damages = \$1,000 (Stage 1), = \$2,000 (Stage 2) and = \$1,000 (After Substantial Completion).