

Agenda Item #: 3-C-14

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

Meeting Date:	October 21, 2008	<input checked="" type="checkbox"/>	Consent	<input type="checkbox"/>	Regular
			Workshop	<input type="checkbox"/>	Public Hearing
Department:	Engineering & Public Works Department				
Submitted By:	Roadway Production Division				
Submitted For:					

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Supplemental Agreement No. 9 to Project No. 2003507 under contract R2004-0192 in the amount of \$158,790.61 with Miller-Legg and Associates, Inc. for professional services.

SUMMARY: Approval of this Supplemental Agreement will provide the services necessary for the preparation of plan revisions for Congress Avenue from Lantana Road to south of Melaleuca Lane.

District 3 (PK)

Background and Justification: The Board of County Commissioners (Board) previously approved an Agreement R2004-0192 with Miller-Legg and Associates, Inc. (MLA) to provide professional services required to prepare design plans and construction bid documents for Congress Avenue from Lantana Road to south of Melaleuca Lane (Project). Palm Beach County now desires MLA to prepare plan revisions to eliminate all impacts to wetlands in order to avoid the need for a U.S. Army Corps of Engineers Permit, and to provide other miscellaneous services for the Project, as detailed in Exhibit "A" of the attached Supplemental Agreement. The Small Business Enterprise (SBE) goal for the Project is 15%. Due to the nature of the requested additional services, the SBE participation committed for this supplement by MLA is 3.95%. The fee, as detailed in Exhibit "A" of the attached Supplemental Agreement, has been negotiated as just and reasonable compensation as follows:

Basic Services (Lump Sum)	\$ 125,335.61	(Plan Revisions, Drainage, Utility, Re-Permitting, Outfall, Signal, Modifications to R/W Acquisition).
Reimbursable Expenses (Not to Exceed)....	\$ 33,455.00	(Permitting, Appraisal, Re-Appraisal, Reproduction).
Total:	<u>\$ 158,790.61</u>	

After reviewing the attached Supplemental Agreement and finding it in proper order, staff recommends the Board's approval.

Attachments:

1. Location Map
2. Supplemental Agreement with Exhibits and Certificate of Insurance (2)
3. Project Work Schedule

Recommended by: Ornela A. Fernandez 10/09/08
 Division Director Date

Approved By: D. J. Webb 10/14/08
 County Engineer Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2009	2010	2011	2012	2013
Capital Expenditures	<u>\$186,581</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Operating Costs	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
External Revenues	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Program Income (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
In-Kind Match (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
NET FISCAL IMPACT	<u>\$186,581</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>

ADDITIONAL FTE
POSITIONS (Cumulative) _____

Is Item Included in Current Budget? Yes X No
Budget Acct No.: Fund 3504 Dept. 361 Unit 0951 Object 6505.
Program

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

Road Impact Fee Fund - Zone 4
Congress Ave/S of Lantana Rd to S of Melaleuca Ln

Supplement #9 - Basic Services	\$125,335.61
- Reimbursables	\$ 33,455.00
Authorization	\$158,790.61
Contingency	\$ 7,940.39
Staff Costs - Roadway Production	\$ 15,880.00
- Right of Way	\$ 3,970.00
Fiscal Impact	<u>\$186,581.00</u>

C. Departmental Fiscal Review: _____ *[Signature]*

III. REVIEW COMMENTS

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

[Signature] 10/14/08
OFMB *[Initials]* 10/14/08
[Initials] 10/14/08
[Initials] 10/14/08

[Signature] 10/15/08
Contract Dev. and Control
[Signature] 10/15/08

B. Approved as to Form and Legal Sufficiency:
[Signature] 10/16/08
Assistant County Attorney

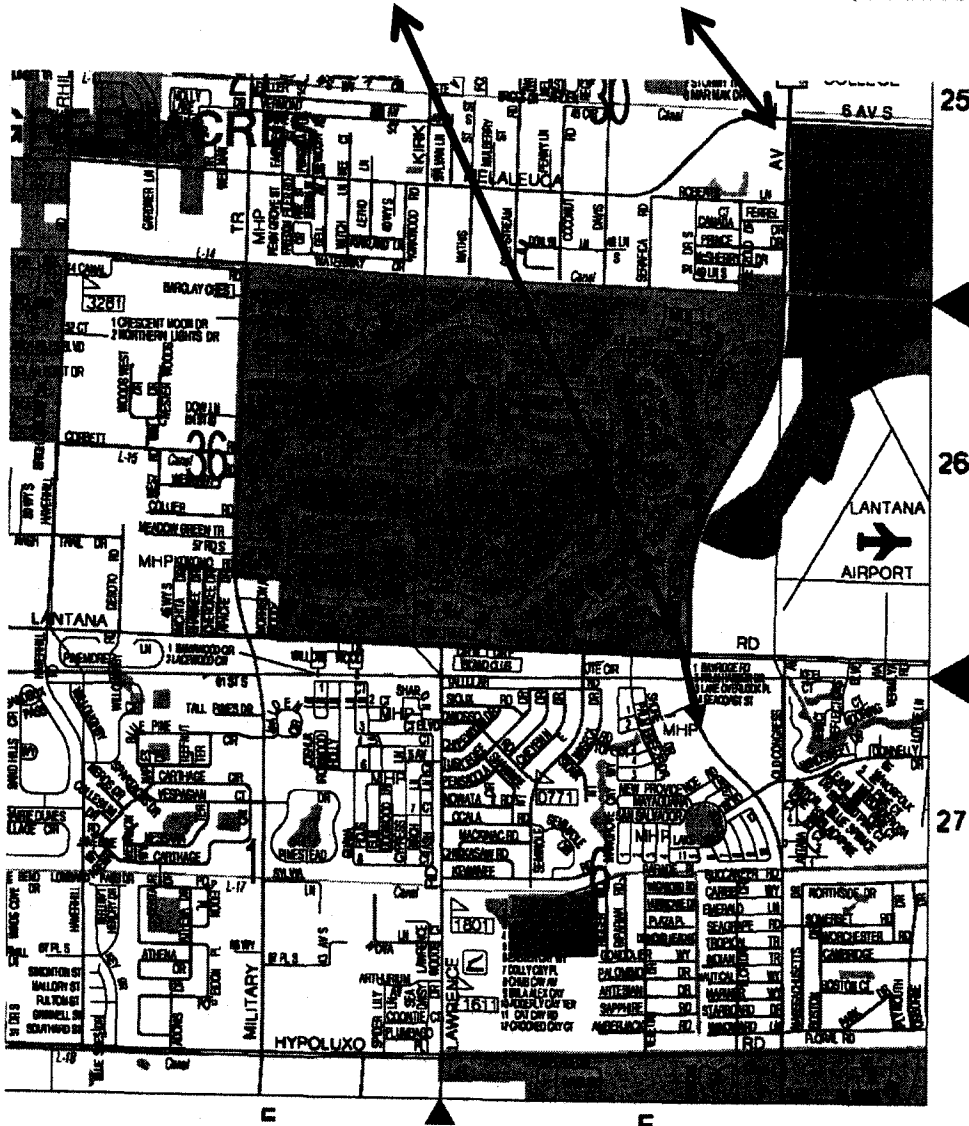
This item complies with current County policies.

C. Other Department Review:

Department Director

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

Project No. 2003507
Congress Avenue
South of Lantana Road to South of Melaleuca Lane



LOCATION SKETCH

ATTACHMENT 2

SUPPLEMENTAL AGREEMENT BETWEEN

**PALM BEACH COUNTY
AND
MILLER-LEGG & ASSOCIATES, INC.**

FOR PROFESSIONAL ENGINEERING SERVICES ON

**CONGRESS AVENUE
LANTANA ROAD TO S. OF MELALEUCA LANE**

**PROJECT #: 2003507
PALM BEACH COUNTY, FLORIDA**

THIS SUPPLEMENTAL AGREEMENT No. 9, made and entered into this day of _____ 2008 by and between Palm Beach County, hereinafter **COUNTY**, and, **Miller-Legg & Associates, Inc.**, a Florida Corporation with an address of **2005 Vista Parkway, Suite 100, West Palm Beach, Florida 33411-2719**, hereinafter **CONSULTANT**.

WITNESSETH

WHEREAS, the **COUNTY** and **CONSULTANT** entered into a Project Agreement dated **February 3, 2004 (R2004-0192)**, to provide professional engineering services for the design of **Congress Avenue from Lantana Road to south of Melaleuca Lane**, Palm Beach County, Florida (hereinafter **PROJECT**); and.

WHEREAS, the **COUNTY** now desires for the **CONSULTANT** to **prepare plan revisions to eliminate all impacts to wetlands in order to avoid the need for a U.S. Army Corps of Engineers Permit, and to provide other miscellaneous services** for the **PROJECT**; and

WHEREAS, the following fee has been negotiated as just and reasonable compensation for these professional services to be performed by the **CONSULTANT**:

**RE: Congress Avenue from Lantana Road to S. of Melaleuca Lane
Project No. 2003507**

Basic Services in a lump sum fee of **\$125,335.61**;

Reimbursable Services (Not to Exceed) \$ 33,455.00;

Totaling \$158,790.61

NOW, THEREFORE, THIS INDENTURE WITNESSETH: That for and in consideration of the mutual benefits to flow from each to the other, the parties hereto agree as follows:

1. The **CONSULTANT** agrees to provide professional services as described in Exhibit "A" of the Agreement known as "SCOPE OF WORK & FEE".
2. The **CONSULTANT** agrees to "CERTIFICATION" statements as described in Exhibit "B" of the Agreement.
3. The **CONSULTANT** agrees to Small Business Enterprise (SBE) Participation, described in Exhibit "C" of the Agreement.
4. The **CONSULTANT** has provided a sub-consultant Letter of Intent to perform as an SBE as described in Exhibit "D" of the Authorization.
5. The **COUNTY** agrees to pay the **CONSULTANT** a fee of One Hundred Fifty-Eight Thousand Seven Hundred Ninety Dollars and Sixty-One Cents (\$158,790.61).
6. The **CONSULTANT** agrees to indemnify, defend and hold harmless the **COUNTY** against all claims that may arise as a result of negligence, wrongdoing, misconduct or want of care by the **CONSULTANT**.

Except as hereby amended, changed or modified, all other terms and conditions of the original Agreement dated **February 3, 2004 (R2004-0192)**, and;

Supplements and Amendments thereto, shall remain in full force and effect.

**RE: Congress Avenue from Lantana Road to S. of Melaleuca Lane
Project No. 2003507**

IN WITNESS WHEREOF, the parties hereto have made and executed this Authorization as of the day and year first above written.

OWNER:

**Palm Beach County, Florida, a
Political Subdivision of the
State of Florida**

BOARD OF COUNTY COMMISSIONERS

BY: _____
~~Addie L. Greene, Chairperson~~
Addie L. Greene, Chairperson

ATTEST:
Sharon R. Bock, Clerk & Comptroller
Circuit Court

BY: _____
Deputy Clerk

SEAL

APPROVED AS TO TERMS
AND CONDITIONS:

BY: *Ornelis A. Fernandez*
Department Head

APPROVED AS TO FORM & LEGAL
SUFFICIENCY:

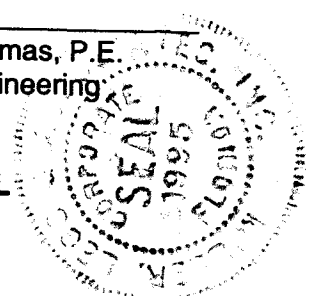
County Attorney

CONSULTANT:

**Millier-Legg & Associates, Inc.
a Florida Corporation**

BY: *[Signature]*
Dennis J. Thomas, P.E.
Principal, Engineering

CORPORATE SEAL



WITNESS:

BY: *Grace A. Turner*

GRACE A. TURNER
(Printed Name)

BY: *Krystin Berntsen*

Krystin Berntsen
(Printed Name)

EXHIBIT "A"

EXHIBIT 'A'

SCOPE OF CONSULTANT SERVICES CONGRESS AVENUE WIDENING SOUTH OF LANTANA ROAD TO SOUTH OF MELALEUCA LANE SUPPLEMENT NUMBER 9

PALM BEACH COUNTY PROJECT NO. 2003507 and 2003507A
MILLER LEGG PROJECT NO.: 04-00073

October 7, 2008

1.0 PROJECT DESCRIPTION

The PROJECT consists of design/CONSULTANT services necessary for the widening of Congress Avenue (State Road 807), from South of Lantana Road to South of Melaleuca Lane (PROJECT). Such improvements consist of the design of widening the existing four (4) lane roadway to a six (6) lane urban highway design section, a total distance of 1.25 miles (more or less). The specific limits of work shall be on the south, from approximately 1600 feet south of Lantana Road; and on the north, approximately 800 feet south of Melaleuca Lane where the PROJECT connects with COUNTY Project No.2001503.

On or about April 2, 2008, Palm Beach County was informed by the U.S. Army Corps of Engineers (USACOE) that as a result of a Memorandum of Agreement (MOA) with the Federal Aviation Administration (FAA) they would be unable to issue the required permit for the drainage system as designed. The current designed system (and permitted by SFWMD) included storage and storm attenuation within the existing wetland areas east of the project site that connected into the Lake Osborne storage basin. The designed system accommodated runoff from both Congress Avenue and the Palm Beach County Division of Airports' parcels of land on the east side of Congress Ave. It also provided for rehydration of the existing wetland through the development of berms and lakes within the wetland area, and mitigation of resulting wetland impacts through enhancement of the quality of the wetland area.

Due to this position taken by the USACOE it has been necessary to re-evaluate the complex system of improvements to generate a new design that can be permitted by the applicable agencies.

This supplement accommodates design and permitting services necessary to modify the proposed drainage system to obtain approvals from regulatory agencies for the "North" Project (#2003507). Drainage for the "South" Project (#2003507A) is accommodated via a separate independent drainage system, unaffected by the permitting issues on the North project.

In addition, this supplement includes sub-consultant services for updating/revisions of property appraisals; required revisions to bridge plans; performance of load test ratings at two bridges; and revisions to signalization plans for Lantana/Congress intersection.

2.0 BASIS OF SCOPE

- 2.1 Revised scope of work items in previous supplements (i.e. right-of-way tasks, splitting of the project, etc.) remain unchanged, except as may specifically apply to this work.

- 2.2 Existing permits and/or pending permit applications will require application for modification. The modifications should not affect the status of any portion of the 'South' project.
- 2.3 Portions of the scope of services described herein have already been completed in order to expediently determine the proper course of action for re-permitting of the project.
- 2.4 Funding of the project through a FDOT grant is contingent upon the timely completion of the construction documents ready for bidding by Palm Beach County. Current timing requires the project to be ready for bidding no later than March, 2009.
- 2.5 Analysis of alternatives under this scope shall include options that accommodate the water quality requirements from the Department of Airports' 19 acre parcel slated for future development. Options that do not include this runoff from this parcel will also be evaluated.
- 2.6 The project's construction plans are currently 96% complete. As a result of required design changes and selection of a modified drainage system, the plans will be appropriately revised for re-submittal of the 96% review. Following County review and comments they will be completed to 100%, ready for advertisement for contractor bidding.

3.0 SCOPE OF SUPPLEMENTAL SERVICES

Task 1 Evaluation of Project Impacts Due to MOA

Consultant will evaluate the issues raised by the USACOE and the FAA related to the denial of a permit for the current design. This evaluation requires discussions of strategies with affected agencies and Palm Beach County Departments. Also, an assessment of the project timing to meet the FDOT project funding FDOT PD&E requirements will be conducted. Consultant will attend initial assessment meetings with the County.

Task 2 Meeting Attendance

Consultant will attend meetings with regulatory agencies, FDOT, and Palm Beach County staff including Roadway Production, Department of Airports, Parks & Recreation Department, and Department of Environmental Resource Management. These meetings will primarily focus on strategies to consider alternatives and developing an action plan to revise the design to meet regulatory permitting requirements within the required schedule.

Task 3 Drainage System Analysis - Preparation of Alternatives

Consultant will evaluate the current drainage system design to determine the feasibility of re-directing the collection and discharge system to alternative locations within the corridor. Splitting the current system to send a portion of the drainage south to existing

retention facilities, and directing the system to the extreme north end of the project area into John Prince Park shall be analyzed on a conceptual basis.

Alternatives for meeting water quality requirements will be developed that include dry retention areas, lakes, and underground exfiltration systems. Conceptual calculations will be performed to determine the approximate sizes of water storage facilities, as well as resulting impacts on storm attenuation and pre-development vs. post development runoff conditions.

Up to three (3) conceptual alternatives for meeting water quality requirements of SFWMD will be evaluated as follows: 1) sending storm water into a newly constructed lake in John Prince Park. This lake must be designed with steep slopes, possibly concrete lined to discourage the presence of birds. 2) sending storm water into a newly constructed dry detention area(s) within John Prince Park. 3) constructing exfiltration trenches within the Congress Avenue right of way.

In addition, the Consultant will consider development of single and multiple alternative trunk lines and pipe sizes within the right-of-way for conveyance of storm water to each of the above systems. This will require preliminary pipe hydraulic calculations for applicable alternative combinations of pipe sizes and routing.

Consultant will perform topographical surveys within the areas of John Prince Park where the lake and dry detention areas will be considered in the above described alternatives.

Palm Beach County Roadway Division will select an alternative combination that best suits the permitting of the project, prior to proceeding with system re-design and plan modifications.

Task 4

Re-Design of Drainage System for Selected Alternative

Based on the results of the above alternatives analysis, and concurrence of regulatory agencies, and notice from Palm Beach County, the Consultant will proceed to re-design the current drainage system in the contract plans. This re-design will consist of the following components:

1. Design of a double trunk-line, generally under the proposed new NB and SB lanes.
2. Accommodating Water Quality requirements in exfiltration trenches within the existing right-of-way.
3. Connection of the trunk lines to two (2) existing outfalls into the wetland area east of and adjacent to the road, which directly connect into the Lake Osborne system.
4. Connection of one trunk line into the L-14 Canal under the widened Congress Avenue bridge. Bridge Design Associates will modify the bridge end-bent design to accommodate this outfall.

5. Providing new drainage computations for water quality, pipe hydraulics and storm attenuation (or pre- vs. post-), as necessary for re-permitting with SFWMD and LWDD.
6. Preparation of a revised Stormwater Management Report to document the drainage system changes for use in re-permitting of the project.

In addition to the drainage system re-design, the Consultant will perform the following tasks:

- Engage with Kimley Horn & Associates to perform additional structural analysis of the signalization mast arms at the Lantana Road intersection to meet current criteria. KHA will make appropriate modifications to the signalization plans, to be included with Congress Avenue South project.
- Evaluate the minor impact of wetlands within the east side of the road right-of-way and develop an alternative design adjustment of the roadway and sidewalk area to avoid the wetland entirely, consequently avoiding the involvement of the USACOE on any aspect of the project. The design change will be incorporated into the plan modifications.

Task 5 Preparation of Revised Construction Documents

The following plan sheets will be revised and resubmitted as part of the revised 96% submittal for Project 2003507:

- General Notes and Legend
- Drainage Map
- Summary of Quantities
- Quantity Computations
- Cost Estimates
- Details (Modification of detail sheets as applicable)
- Roadway Plan Sheets
- Roadway Profiles
- Drainage Structure Sheets

Miscellaneous plan revisions will be included such as updating of title blocks/references, signing and marking plans, sheet indices, affected cross sections, or any other revision deemed necessary to properly represent the design changes for the project.

Consultant will prepare the necessary plan sets, with revised computations and cost estimates and submit to Palm Beach County for review and comment. Once comments are received the 100% documents will be provided to the County for bidding purposes.

Task 6 Additional Utility Coordination

Consultant shall identify any newly defined utility conflicts as a result of the revised drainage design and develop potential resolution to each. Utility coordination meetings (estimated 2) will be held with the respective utility companies to resolve potential conflicts. Consultant shall produce sufficient copies of plans to facilitate the utility coordination process.

Task 7 Re-Permitting of Project

Consultant will prepare modified permit exhibits and submit new applications to affected regulatory agencies. Anticipated agencies include SFWMD, Lake Worth Drainage District, and USACOE. To expedite completion of the permitting, Consultant will attend up to five (5) additional coordination meetings with SFWMD, USACOE and LWDD staff. Applications to the USACOE are expected to be withdrawn, which may necessitate a face to face meeting.

In addition, the Consultant will perform a tree survey with the Congress Avenue right-of-way and prepare exhibits for obtaining a tree removal permit from Palm Beach County ERM.

Task 8 Modifications Due to Right-of-way Acquisition Changes

Consultant shall revise the current plans to remove the right turn lane at JFK Drive (Station 61+/-) as the required right-of-way (Parcel 104) is not available. This will require relocation of the future curbs and sidewalks and will affect two Roadway Plan sheets, Signing & Marking Sheets, cross sections and quantities.

Consultant will provide an additional appraisal of Parcel No. 103/303 (Shell Gas Station) due to elapsed time since the original proposal and modified approach to this parcel impact. Letter updates will be provided for eight (8) parcels. The work will be performed by the Spivey Group, Inc., as outlined in their attached proposals.

Task 9 Bridge Weight Limit Calculations and Load rating Analysis

As required by FDOT, Consultant will perform weight limit calculations and conduct a load rating analysis of Congress Avenue over the LWDD L-14 Canal Bridge and Congress Avenue over the LWDD L-16 Canal Bridge. This work will be performed by Bridge Design Associates, Inc, as established in their attached proposals.

4.0 PERIOD OF SERVICE

It is understood that the project must be ready for bidding in early 2009. The Consultant will proceed with the re-design, plan revisions and associated tasks described herein immediately upon receipt of a written Consultant Services Authorization and Notice to Proceed from the County. The revised 96% progress plans will be complete within 45 days of receipt of the NTP for submittal to the County for review. Permit applications to the affected agencies will be made simultaneously with the 96% submittal. The final (100%) plans and supporting documents will be complete within 30 days following receipt of the County's comments. Once the NTP is issued a revised project schedule will be prepared.



PALM BEACH COUNTY ROADWAY PRODUCTION DIVISION
CONGRESS AVENUE WIDENING LANTANA ROAD TO ROBERTS LANE - SUPPLEMENT 9
 Hourly Breakdown of Services - Summary
PALM BEACH COUNTY PROJECT NUMBER: 2003507 and 2003507A
MLA PROJECT NUMBER: 04-00073

October 7, 2008

Miller Legg Activities	Project Manager/Sr. Biologist		Sr. Engineer		Design Engineer/Biologist		Sr. CADD Tech		Professional Land Surveyor		2-Person Survey Crew		Total Man Hours by Activity	Salary Cost by Activity
	Man Hours	Hourly Rate	Man Hours	Hourly Rate	Man Hours	Hourly Rate	Man Hours	Hourly Rate	Man Hours	Hourly Rate	Man Hours	Hourly Rate		
Task 1 - Eval Project Impacts Due to ACOE/FAA MOA	16	\$41.30	2	\$51.20	16	\$27.30	0	\$22.65	0	\$33.05	0	\$35.00	34	\$1,200.00
Task 2 - Meeting Attendance - 6/4/08 to 9/18/08	30	\$41.30	16	\$51.20	22	\$27.30	0	\$22.65	0	\$33.05	0	\$35.00	68	\$2,658.80
Task 3 - Drainage System Analysis-Prep of Alternatives	25	\$41.30	14	\$51.20	119	\$27.30	24	\$22.65	1	\$33.05	6	\$35.00	189	\$5,784.65
Task 4 - Re-design Drainage System for Selected Alternative	44	\$41.30	20	\$51.20	80	\$27.30	8	\$22.65	0	\$33.05	0	\$35.00	152	\$5,206.40
Task 5 - Preparation of Revised Construction Documents	52	\$41.30	24	\$51.20	220	\$27.30	336	\$22.65	0	\$33.05	0	\$35.00	632	\$16,992.80
Task 6 - Additional Utility Coordination	15	\$41.30	7	\$51.20	14	\$27.30	14	\$22.65	0	\$33.05	0	\$35.00	50	\$1,677.20
Task 7 - Re-Permitting of Project - SFWMD, LWDD & FDOT	38	\$41.30	13	\$51.20	69	\$27.30	30	\$22.65	0	\$33.05	0	\$35.00	150	\$4,798.20
Task 8 - Modifications due to R/W Acquisition Changes	10	\$41.30	0	\$51.20	12	\$27.30	16	\$22.65	0	\$33.05	0	\$35.00	38	\$1,103.00
Task 9 - Bridge Weight Limit & Load Rating Analysis	4	\$41.30	0	\$51.20	2	\$27.30	0	\$22.65	0	\$33.05	0	\$35.00	6	\$219.80
Totals	234	\$9,664.20	96	\$4,915.20	554	\$15,124.20	428	\$9,694.20	1	\$33.05	6	\$210.00	1319	\$39,640.85

Total Contract Fee Computations			
Total Activity Salary Costs		\$39,640.85	
Overhead Activities (163.2143%)		\$64,699.54	
Subtotal (Salaries + Overhead)		\$104,340.39	
Operating Margin (12%)		\$12,520.85	
SubTotal Lump Sum Fee		\$116,861.24	Calculated Multiplier 2.9480

Total Burdened Costs by Activity	
Task 1 - Evaluation of Project Impacts Due to ACOE/FAA MOA	\$3,537.60
Task 2 - Meeting Attendance - 6/4/08 to 9/18/08	\$7,838.14
Task 3 - Drainage System Analysis - Preparation of Alternatives	\$17,053.15
Task 4 - Re-Design Drainage System for Selected Alternative	\$15,348.47
Task 5 - Preparation of Revised Construction Documents	\$50,094.77
Task 6 - Additional Utility Coordination	\$4,944.39
Task 7 - Re-Permitting of Project	\$14,145.09
Task 8 - Additional Right-of-Way Appraisal Services	\$3,251.64
Task 9 - Bridge Weight Limit & Load Rating Analysis	\$647.97
TOTAL BURDENED COSTS:	\$116,861.23

Subconsultant Fees	
Task 5 - Bridge Design Associates - Outfall Design at L-14	\$1,512.00
Task 9 - Bridge Design Associates - Load Rating	\$4,770.00
Task 5 - Kimley Horn - Signal Design Update - Lantana Road	\$2,192.37
Total Subconsultant Fees	\$8,474.37
TOTAL LUMP SUM FEE	\$125,335.61

Reimbursable Expenses	
SFWMD Additional Permit Fees	\$1,000.00
LWDD Additional Permit Fees	\$0.00
Task 8 - Spivey Group - Appraisal Updates	\$22,775.00
Task 8 - Spivey Group - Re-apraisal Parcel 103/303	\$8,650.00
Plan Reproduction Expenses (O/P Costs)	\$1,030.00
Total Reimbursable Expenses	\$33,455.00
Grand Total	\$158,790.61

MILLER LEGG

PALM BEACH COUNTY ROADWAY PRODUCTION DIVISION
 CONGRESS AVENUE WIDENING LANTANA ROAD TO ROBERTS LANE

SUPPLEMENT NUMBER 9

Hourly Breakdown of Services

PALM BEACH COUNTY PROJECT NUMBERS: 2003507 & 2003507A

MLA PROJECT NUMBER 04-00073

October 7, 2008

ACTIVITY	PROJECT MANAGER/ SENIOR BIOLOGIST	SENIOR ENGINEER	DESIGN ENGINEER/ BIOLOGIST	SENIOR CADD TECH	PROF LAND SURVEYOR	2-MAN SURVEY CREW	TOTAL HOURS	UNITS	NUMBER OF UNITS	HOURS PER UNIT	LABOR COST By ACTIVITY
RAW LABOR RATES	\$41.30	\$51.20	\$27.30	\$22.65	\$33.05	\$35.00					
Task 1 - Eval Project Impacts Due to ACOE/FAA MOA											
Meet and coordinate with regulatory agencies & PBC regarding permit denial	8		8				16				\$548.80
Identify alternative strategies to resolve permit requirements	8	2	8				18				\$651.20
SubTotals Task 1	16	2	16	0	0	0	34				\$1,200.00
Task 2 - Meeting Attendance - 6/4/08 to 9/18/08											
Meetings w/PBC Rdwy, DOA, P&R, ERM	21	13	19				53				\$2,051.60
Meetings w/ SFWMD, LWDD	9	3	3				15				\$607.20
SubTotals Task 2	30	16	22	0	0	0	68				\$2,658.80
Task 3 - Drainage System Analysis-Prep of Alternatives											
Develop specific alternative concepts - conceptual design	12	8	30	12			62				\$1,996.00
Conceptual Calculations - preliminary pipe hydraulics	4	2	67				73				\$2,096.70
Identify alternative off-site retention areas (John Prince Park)	8	4	22	9			43				\$1,339.65
Obtain Topographical surveys in John Prince Park	1			3	1	6	11				\$352.30
SubTotals Task 3	25	14	119	24	1	6	189				\$5,784.65
Task 4 - Re-design Drainage System for Selected Alternative											
Calculatons for Water Quality & Pre-post conditions	10	4	16				30				\$1,054.60
Modified Stormwater Report	2	1	6				9				\$297.60
Pipe hydraulic calculations	12	4	16				32				\$1,137.20
Reset sub-basins & layout double-trunk line system with structures, weirs, etc.	12	8	28	4			52				\$1,760.20
Evaluate and re-design NB alignment to avoid ACOE wetlands - coord/KHA	8	3	14	4			29				\$956.80
SubTotals Task 4	44	20	80	8	0	0	152				\$5,206.40

MILLER LEGG

PALM BEACH COUNTY ROADWAY PRODUCTION DIVISION
 CONGRESS AVENUE WIDENING LANTANA ROAD TO ROBERTS LANE

SUPPLEMENT NUMBER 9

Hourly Breakdown of Services

PALM BEACH COUNTY PROJECT NUMBERS: 2003507 & 2003507A

MLA PROJECT NUMBER 04-00073

October 7, 2008

ACTIVITY	PROJECT MANAGER/ SENIOR BIOLOGIST	SENIOR ENGINEER	DESIGN ENGINEER/ BIOLOGIST	SENIOR CADD TECH	PROF LAND SURVEYOR	2-MAN SURVEY CREW	TOTAL HOURS	UNITS	NUMBER OF UNITS	HOURS PER UNIT	LABOR COST By ACTIVITY
RAW LABOR RATES											
	\$41.30	\$51.20	\$27.30	\$22.65	\$33.05	\$35.00					
Task 5 - Preparation of Revised Construction Documents											
Modify Roadway Plan Sheets	8	8	72	108			196	SHT	9	22	\$5,151.80
Modify Roadway Profile Sheets	4	4	40	54			102	SHT	9	11	\$2,685.10
Modify Drainage Structure Sheets	6	4	48	72			130	SHT	8	16	\$3,393.80
Modify Drainage Map	6	1	12	20			39	SHT	3	13	\$1,079.60
Prepare Additional Construction Details (Modify existing sheets)	6	1	8	16			31	SHT	3	10	\$879.80
Miscellaneous Plan Modifications - notes, legends, dates, sign & markings, etc	4	2	10	24			40				\$1,084.20
Revise Quantity Computations - Modify Summary of Quantities Sheet	6	1	18	18			43	SHT	3	14	\$1,198.10
Prepare Revised Cost Estimates	8	3	8	16			35				\$1,064.80
Assemble revised 96% submittal to PBC	4		4	8			16				\$455.60
SubTotals Task 5	52	24	220	336	0	0	632	0	35	87.0278	\$16,992.80
Task 6 - Additional Utility Coordination											
Identify New Potential Utility Conflicts & potential resolution requirements	6	3	12	2			23				\$774.30
Assemble revised plans for affected utility companies	1			8			9				\$222.50
Attend Utility Coordination Meetings (2 estimated)	8	4	2	4			18				\$680.40
SubTotals Task 6	15	7	14	14	0	0	50				\$1,677.20
Task 7 - Re-Permitting of Project - SFWMD, LWDD & FDOT											
Prepare & submit modified permit exhibits & applications	2		7	14			23				\$590.80
Monitor permit process and address comments issues	10	2	22	6			40				\$1,251.90
Modify and re-submit PD&E Re-evaluation report (comments)	6	2	12	4			24				\$768.40
Meetings w/ agencies (up to 5)	18	9	6				33				\$1,368.00
Additional tree relocation, identification and permitting (ERM)	2		22	6			30				\$819.10
SubTotals Task 7	38	13	69	30	0	0	150				\$4,798.20

MILLER LEGG

PALM BEACH COUNTY ROADWAY PRODUCTION DIVISION
 CONGRESS AVENUE WIDENING LANTANA ROAD TO ROBERTS LANE

SUPPLEMENT NUMBER 9

Hourly Breakdown of Services

PALM BEACH COUNTY PROJECT NUMBERS: 2003507 & 2003507A

MLA PROJECT NUMBER 04-00073

October 7, 2008

ACTIVITY	PROJECT MANAGER/ SENIOR BIOLOGIST	SENIOR ENGINEER	DESIGN ENGINEER/ BIOLOGIST	SENIOR CADD TECH	PROF LAND SURVEYOR	2-MAN SURVEY CREW	TOTAL HOURS	UNITS	NUMBER OF UNITS	HOURS PER UNIT	LABOR COST By ACTIVITY
RAW LABOR RATES	\$41.30	\$51.20	\$27.30	\$22.65	\$33.05	\$35.00					
Task 8 - Modifications due to R/W Acquisition Changes											
Remove right turn lane at JFK Drive - modify construction plans	2		8	16			26				\$663.40
Appraisal Coordination	8		4				12				\$439.60
See Spivey Group Fees											\$0.00
Subtotals Task 8	10	0	12	16	0	0	38				\$1,103.00
Task 9 - Bridge Weight Limit & Load Rating Analysis											
Structural Engineer Coordination	4		2				6				\$0.00
See Bridge Design Associates Fees											\$219.80
Subtotals Task 9	4	0	2	0	0	0	6				\$0.00
TOTAL MANHOURS / TOTAL DIRECT LABOR COST	234	96	554	428	1	6	1319				\$39,640.85

CONGRESS AVENUE
Supplement No. 9

PLAN REPRODUCTION COSTS
96% Plan Re-submittal and Re-Permitting
All Plans 11x17

<u>Submittal Requirements</u>	<u># sets</u>	<u># sheets/set</u>	<u>Total sheets</u>
96% Progress Submittal	15	140	2,100
SFWMD	7	60	420
LWDD	5	60	300
Utility Coordination	20	50	1,000
Resubmittal Allowance	5	60	300
TOTAL PLAN SHEETS			4,120
Reproduction costs:	0.25 per sheet		\$1,030.00

Cost source: Westside Blueprint, West Palm Beach

BRIDGE DESIGN ASSOCIATES, INC.
CONSULTING ENGINEERS

BRIAN C. RHEULT, P.E.
President

October 7, 2008

Miller Legg
2005 Vista Parkway, Suite 100
West Palm Beach, Florida 33411

ATTENTION: Dennis Thomas
REGARDING: Congress Avenue Bridge over L-14 Canal
PROJECT NO.: 04-529

Dear Dennis:

Pursuant to your request, Bridge Design Associates, Inc. can perform the required structural engineering services at the above referenced project.

Our services will include design and drafting for an outfall under the Congress Avenue bridge.

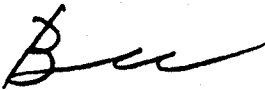
Our fees will be as follows:

2.0 hours Chief Engineer:	\$195.00 per hour	=	\$ 390.00
5.0 hours Senior Engineer:	\$150.00 per hour	=	\$ 750.00
4.0 hours Cadd Technician	\$ 93.00 per hour	=	<u>\$ 372.00</u>
	TOTAL		\$1,512.00

If you have any questions, please give me a call.

Respectfully,

BRIDGE DESIGN ASSOCIATES, INC.


Brian C. Rheault, P.E.
President

BCR:kedS:\2004-Jobs\04-529 Congress at L-14\Correspondence\proposal 10-07-08.wpd

1402 Royal Palm Beach Boulevard • Building 200 • Royal Palm Beach, Florida 33411
(561) 686-3660 • Fax: (561) 791-1995

THE SPIVEY GROUP, INC.
 REAL ESTATE APPRAISERS • CONSULTANTS • REALTORS
 WWW.SPIVEYGROUP.COM

GLEN L. SPIVEY, MAI
 PRESIDENT
 ST. CERT. GEN. REA #0001388

TED HASTINGS III, MAI, SRA
 VICE PRESIDENT
 ST. CERT. GEN. REA #0000041

October 6, 2008

Mrs. Krystin Berntsen, EI
 Engineering
 Miller Legg
 2005 Vista Parkway, Suite 100
 West Palm Beach, Florida 33411-2719

Re: Project Name: Congress Avenue
 Project No. 2003-507
 FM No. 229892-1-22-01

Dear Mrs. Berntsen:

This letter serves as my fee proposal to update the parcels listed below. All of the appraisals will be updated under a letter format.

Parcel	Type Report	Update Fee
103/303	Letter Update	\$6,055
306	Letter Update	\$2,000
307	Letter Update	\$2,000
308	Letter Update	\$2,000
309	Letter Update	\$2,000
311	Letter Update	\$2,000
312	Letter Update	\$4,720
313	Letter Update	\$2,000
Total		\$22,775

We can complete this assignment within 30 days of notice to proceed. Thank you for opportunity to work on this project.

Sincerely,

THE SPIVEY GROUP, INC.



Glen L. Spivey, MAI, President
 State Certified General Appraiser #0001388

GLS/jjs

S:\Combinational\Proposals\Palms Beach County\Parcel 103-303-Letter Update Proposal 10-06-08 Lr.doc

RESPOND TO: 1700 NORTH ORANGE AVENUE
 SUITE 100
 ORLANDO, FL 32804
 (407) 423-1430 OFFICE
 (407) 422-2237 FAX

160 TEQUESTA DRIVE
 SUITE 32E
 TEQUESTA, FL 33469
 (561) 748-1151 OFFICE
 (561) 748-1152 FAX

THE SPIVEY GROUP, INC.
REAL ESTATE APPRAISERS • CONSULTANTS • REALTORS
WWW.SPIVEYGROUP.COM

GLEN L. SPIVEY, MAI
PRESIDENT
ST. CERT. GEN. REA #0001388

June 5, 2008

TED HASTINGS III, MAI, SRA
VICE PRESIDENT
ST. CERT. GEN. REA #0000041

Mrs. Krystin Berntsen, EI
Engineering
Miller Legg
2005 Vista Parkway, Suite 100
West Palm Beach, Florida 33411-2719

Re: Project Name: Congress Avenue
Project No. 2003-507
FM No. 229892-1-22-01
Parcel: 103/303

Dear Mrs. Berntsen:

This letter serves as an explanation of our scope of services for the above reference appraisal in which we were put on hold in July of 2007. As you are aware, due to the time period that has elapsed, we will have to re-inspect the subject parcel and research and write up new land sales and our general contractor, Mr. Bill Richardi, will have to re-calculate the cure and reproduction cost new. Based on the time period that has occurred and the additional work that will be required to complete this assignment, the additional fee to complete this assignment will be \$8,650.

We appreciate the opportunity to be of service to you.

Sincerely,

THE SPIVEY GROUP, INC.



Glen L. Spivey, MAI, President
State Certified General Appraiser #0001388

GLS/jjs

S:\Condor\m27 - Congress Ave. Lantana Rd. to Melaleuca Ln. (Palm Beach Co.)\Invoices\Parcel 103-303 Berntsen Lr..doc

RESPOND TO: 1700 NORTH ORANGE AVENUE
SUITE 100
ORLANDO, FL 32804
(407) 423-1430 OFFICE
(407) 422-2237 FAX

169 TEQUESTA DRIVE
SUITE 32E
TEQUESTA, FL 33469
(561) 748-1151 OFFICE
(561) 748-1152 FAX

BRIDGE DESIGN ASSOCIATES, INC.



BRIAN C. RHEULT, P.E.
President

May 16, 2008

Miller Legg
2005 Vista Parkway, Suite 100
West Palm Beach, Florida 33411

ATTENTION: Dennis Thomas
REGARDING: Congress Avenue Bridge over L-14 Canal
PROJECT NO.: 04-529

Dear Dennis:

Pursuant to your request, Bridge Design Associates, Inc. can perform the required structural engineering services at the above referenced project.

Our services will include weight limit calculations and load rating analysis per Florida Department of Transportation requirements.

Our fees will be as follows:

2.0 hours Chief Engineer:	\$195.00 per hour	=	\$ 390.00
8.0 hours Senior Engineer:	\$150.00 per hour	=	\$1,200.00
	TOTAL		\$1,590.00

If you have any questions, please give me a call.

Respectfully,

BRIDGE DESIGN ASSOCIATES, INC.

Brian C. Rheault, P.E.
President

BCR:kedS:\2004-Jobs\04-529 Congress at L-14\Correspondence\proposal 03-16-08.wpd

BRIDGE DESIGN ASSOCIATES, INC.



BRIAN C. RHEAULT, P.E.
President

May 16, 2008

Miller Legg
2005 Vista Parkway, Suite 100
West Palm Beach, Florida 33411

ATTENTION: Dennis Thomas
REGARDING: Congress Avenue Bridge over L-16 Canal
PROJECT NO.: 00-583

Dear Dennis:

Pursuant to your request, Bridge Design Associates, Inc. can perform the required structural engineering services at the above referenced project.

Our services will include weight limit calculations and load rating analysis per Florida Department of Transportation requirements.

Our fees will be as follows:

4.0 hours Chief Engineer:	\$195.00 per hour	=	\$ 780.00
16.0 hours Senior Engineer:	\$150.00 per hour	=	<u>\$2,400.00</u>
	TOTAL		<u>\$3,180.00</u>

If you have any questions, please give me a call.

Respectfully,

BRIDGE DESIGN ASSOCIATES, INC.

A handwritten signature in black ink, appearing to be "B. Rheault", written over a horizontal line.

Brian C. Rheault, P.E.
President

BCR:kedS:\2000-Jobs\00-583-06 Congress L-16\Correspondence\proposal 03-16-08.wpd

October 7, 2008

Mr. Dennis Thomas, P.E.
Miller Legg
2005 Vista Parkway, Suite 100
West Palm Beach, Florida 33411

Re: Traffic Signal Plans for the Intersection of:
Congress Avenue and Lantana Road
Palm Beach County, Florida

Dear Mr. Thomas:

At your request, Kimley-Horn and Associates, Inc. ("KHA") is pleased to submit this letter agreement (the "Agreement") to Miller Legg ("the Client") to perform professional engineering services associated with traffic signal design for the above referenced intersection. Our scope of services, schedule, and fee follow.

SCOPE OF SERVICES

Task I - Mast Arm Structural Analysis

KHA had prepared a traffic signal plan for the above referenced intersection as a part of PBC Project No. 2001500. Palm Beach County is in the process of designing modifications to this intersection that differ from the configuration used in our previously completed traffic signal design. Per a modification in our sub-consultant agreement with Wantman Group, KHA contracted to revise our original traffic signal plan to match the proposed intersection configuration being designed as a part of Palm Beach County Project No. 2003507. Work on this project was suspended for a period of time at the County's request. We were recently directed to resume work on the project however during the time the project was suspended the wind loading design criteria used for designing mast arms was revised. This change in the design criteria necessitates a re-evaluation of the mast arm design and modifying the design as required.

A structural analysis of the proposed mast arms using the current wind loading design criteria will be completed. This analysis will identify the upright pole and arm types required to carry the anticipated traffic signal loadings as well as other design variables

Task II - Additional Services

Kimley-Horn will be available to perform additional services on the project at your direction in the following areas:

- geotechnical design services
- plans revisions outside those outlined in above tasks
- permits
- attendance at meetings and public hearings
- preparation of easement exhibit
- preparation of traffic signal interconnection plans
- field survey performed by a professional land surveyor
- construction documents for roadway modifications

SCHEDULE

The traffic signal plans will be completed in accordance with Palm Beach County's current production schedule for Project No. 2003507.

FEE AND BILLING

KHA will perform the services described in the Tasks I in the Scope of Services for a lump sum fee of \$2192.37.

KHA will provide the services described in the Tasks II of the Scope of Services on a labor fee plus expense basis. Labor fee will be billed according to the hourly rates at the time services are rendered. As to these tasks, direct reimbursable expenses such as express mail, fees, air travel, out-of-town mileage, and other direct expenses will be billed at 1.15 times cost. An amount will be added to each invoice to cover certain other expenses as to these tasks such as in-house duplicating, local mileage, telephone calls, facsimiles, postage, and word processing computer time. Administrative time related to the project may be billed hourly. Technical use of computers for design, analysis, and graphics, etc. will be billed at \$25.00 per hour. All permitting, application, and similar project fees will be paid directly by the Client.

Fees and expenses will be invoiced monthly based, as applicable, upon the percentage of services completed or actual services performed and expenses incurred as of the invoice date. Payment will be due within 25 days of the date of the invoice.

CLOSURE

In addition to the matters set forth herein, our Agreement shall include and be subject to, and only to, the terms and conditions in the attached Standard Provisions, which are incorporated by reference. As used in the Standard Provisions, the term "the Consultant" shall refer to Kimley-Horn and

Associates, Inc., and the term "the Client" shall refer to **Miller Legg**

If you concur in all the foregoing and wish to direct us to proceed with the services, please have authorized persons execute both copies of this Agreement in the spaces provided below, retain one copy, and return the other to us for our files. Fees and times stated in this Agreement are valid for sixty (60) days after the date of this letter.

We appreciate the opportunity to provide these services to you. Please contact me if you have any questions.

Very truly yours,

KIMLEY-HORN AND ASSOCIATES, INC.

Stephen Orr, C.E.T.
Project Manager

Paul Cherry, P.E.
Principal

SO/lem

Attachment: Standard Provisions

Agreed to this _____ day of _____, 2008.

MILLER LEGG.
A Corporation

By: _____

_____, President/Vice President
(Print or Type Name)

Attest: _____

_____, Secretary/Assistant Secretary
(Print or Type Name)

Affix Corporate Seal:

EXHIBIT "B"

CERTIFICATION STATEMENTS

PROJECT: Congress Avenue – Lantana Road to S. of Melaleuca Lane
PROJECT NO.: 2003507
CONSULTANT: Miller-Legg & Associates, Inc.

TRUTH-IN-NEGOTIATION STATEMENT

By entering into this Agreement, the **CONSULTANT** certifies that the wage rates and costs used to determine the lump sum fees contained in herein are accurate, complete and current as of the date of this Agreement.

The said lump sum fees shall be adjusted to exclude any significant sums should the **COUNTY** determine that the lump sum fees were increased due to inaccurate, incomplete or non-current wage rates or due to inaccurate representations of fees paid to outside consultants.

The **COUNTY** shall exercise its right under this "Certificate" within one year following final payment.

PROHIBITION AGAINST CONTINGENT FEES STATEMENT

By entering into this Agreement the **CONSULTANT** warrants that they have not employed or retained any company or person other than a bonafide employee working solely for the **CONSULTANT** to solicit or secure this Agreement and that they have not paid or agreed to pay any person, company, corporation, individual or firm other than a bonafide employee working solely for the **CONSULTANT**, any fee, commission, percentage, gift or other consideration contingent upon or resulting from the award of making of this agreement.

PUBLIC ENTITY CRIMES STATEMENT

As provided in F.S. 287.132-133, by entering this Agreement or performing any work in furtherance hereof, the **CONSULTANT** certifies that it, its affiliates, suppliers, sub-contractors and consultants who will perform hereunder, have not been placed on the convicted vendor list maintained by the State of Florida Department of Management Services within the 36 months immediately preceding the date hereof. This notice is required by F.S. 287.133 (3) (a).

NON-DISCRIMINATION STATEMENT

The **CONSULTANT** warrants and represents that all of its employees are treated equally during employment without regard to race, color, religion, disability, sex, age, national origin, ancestry, marital status, sexual orientation, gender identity and expression.



Dennis J. Thomas, P.E.,
Principal, Engineering

CONFLICT OF INTEREST DISCLOSURE FORM

Project: Congress Avenue from Lantana Road to S. of Melaleuca Lane
Project No.: 2003507

ENGINEER represents that it presently has no interest, either direct or indirect, which would or could conflict in any manner with the performance of services for the County, except as follows:

(Attach additional sheets as needed.)

ENGINEER further represents that no person having any interest shall be employed for said performance. By signing below, ENGINEER certifies that the information contained herein is true and correct and constitutes all current potential conflicts of interest which may influence or appear to influence ENGINEER'S judgment or quality of services being provided to the County.

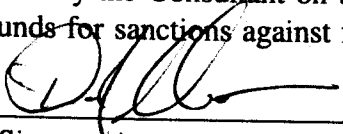
ENGINEER shall promptly notify the COUNTY in writing by certified mail of all potential conflicts of interest that may arise in the future through any prospective business association, interest or other circumstance which may influence or appear to influence ENGINEER'S judgment or quality of services being provided to the County. Such written notification shall identify the prospective business association, interest or circumstance, the nature of work that ENGINEER may undertake and request an opinion of the COUNTY as to whether the association, interest or circumstance would, in the opinion of the COUNTY, constitute an unacceptable conflict of interest if entered into by the ENGINEER.

If, in the sole opinion of the COUNTY, the prospective business association, interest or circumstance of ENGINEER would constitute an unacceptable conflict of interest to the COUNTY, the COUNTY shall so state in the notification and the ENGINEER shall not enter into said association, interest or circumstance.

THIS DISCLOSURE is submitted by Dennis J. Thomas, P.E., as
(Name of Individual)

Principal, Engineering, of Miller-Legg & Associates, Inc.
(Title/Position) (Firm Name of ENGINEER)

who hereby certifies that the information stated above is true and correct. Further, it is hereby acknowledged that any misrepresentation by the Consultant on this Disclosure is considered an unethical business practice and is grounds for sanctions against future County business with the Consultant.



(Signature) 10/9/08
(Date)

EXHIBIT "C"

10/08/2008

Engineering & Public Works Roadway Production
PARTICIPATION FOR MWBE/SBE CONSULTANTS
 Supplement Number 9

Project Name: Congress Ave. - Lantana Rd. to Melaleuca Ln.
 Prime Consultant: Miller-Leag & Associates, Inc.
 Telephone No.: (561) 689-1138
 Supplement date: 10/21/2008

Project No.: 2003507
 Prime Contact Person: Mike Schwartz, P.E., Assoc.
 Resolution Date: 02/03/2004 Res #: R2004-0192
 Department: Engineering & Public Works

Name / Address / Telephone of Minority Sub-Consultant	Type / Description of Work Performed by Sub-Consultant
Bridge Design Associates, Inc. 1402 ROYAL PALM BEACH BLVD BLDG 200 ROYAL PALM BEACH, FL 33411 (561) 686-3660	Structural (Bridge) Structural (Bridge)

	Contract Dollar Amount for Sub-Consultant				
	Black	Hispanic	Other	Women	White Male
MWBE	0.00	0.00	0.00	0.00	
SBE	0.00	0.00	0.00	0.00	6,282.00
Total MWBE	0.00	0.00	0.00	0.00	
%					
Total SBE	0.00	0.00	0.00	0.00	6,282.00
%					3.96

Total Supplement Amount: 158,790.61

EXHIBIT "D"

SCHEDULE 2

LETTER OF INTENT TO PERFORM AS AN SBE-M/WBE CONSULTANT/SUBCONSULTANT

PROJECT NO. 2003507

PROJECT NAME: Congress Avenue from Lantana Road to S. of Melaleuca Lane

TO: Miller-Legg & Associates, Inc.
(Name of Prime Consultant)

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

Small Business Enterprise (SBE) Minority Business Enterprise (M/WBE) _____

Black _____ Hispanic _____ Women _____ Caucasian Other (Please Specify) _____

Date of Palm Beach County Certification: _____

The undersigned is prepared to perform the following described work in connection with the above project and will enter into a formal agreement for work with you conditioned upon your execution of a contract with Palm Beach County.
(Specify in detail particular work items or parts thereof to be performed)

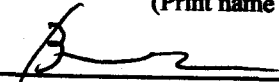
Structural Services. Services include design and drafting for an outfall under the Congress Avenue bridge. They will also include weight limit calculations and load rating analysis per Florida Department of Transportation requirements.

Total SBE-M/WBE Participation 3.95 %

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

The undersigned subconsultant understands that the provision of this form to prime bidder does not prevent subconsultant from providing quotations to others.

Bridge Design Associates, Inc.
(Print name of SBE-M/WBE Subcontractor)

By: 
(Signature)

Brian C. Rheault, P.E., President
(Print name/title of person executing on behalf of SBE-M/WBE Subconsultant)

Date: October 9, 2008

Client#: 5769

MILLEG3

ACORD™ CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
07/08/2008

PRODUCER
Suncoast Insurance Associates
P.O. Box 22668
Tampa, FL 33622-2668
813 289-5200

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.

INSURED
Miller Legg & Associates, Inc.
1800 N. Douglas Road, #200
Pembroke Pines, FL 33024

INSURERS AFFORDING COVERAGE	NAIC #
INSURER A: Travelers Casualty and Surety Co	19038
INSURER B: XL Specialty Insurance Company	37885
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.

FORM NO./LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YYYY)	POLICY EXPIRATION DATE (MM/DD/YYYY)	LIMITS
	GENERAL LIABILITY <input type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> OCCUR GENL. AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PROJECT <input type="checkbox"/> LOC				EACH OCCURRENCE \$ DAMAGE TO RENTED PREMISES (EA OCCURRENCE) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ PRODUCTS - COMPOP AGG \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT (EA accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$
	EXCESS/UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE DEDUCTIBLE \$ RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$
A	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below	UB5848Y29A	05/01/08	05/01/09	<input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$1,000,000 E.L. DISEASE - EA EMPLOYEE \$1,000,000 E.L. DISEASE - POLICY LIMIT \$1,000,000
B	Other Professional Liability	DPR9611149	02/21/08	02/21/09	\$2,000,000 per claim \$4,000,000 annl aggr.

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

Professional Liability is written on a claims made and reported basis.

RE: For All Projects with Palm Beach County

Professional Liability Retro-Active Date: 01/01/1965

CERTIFICATE HOLDER

Palm Beach County
Engineering and Public Works Department
PO Box 21229
West Palm Beach, FL 33416-1229

CANCELLATION

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
[Signature]

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.

CERTIFICATE OF LIABILITY INSURANCE

THIS CERTIFICATE IS ISSUED FOR INFORMATION PURPOSES ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE OF LIABILITY INSURANCE DOES NOT AMEND, EXTEND, OR ALTER THE COVERAGE AFFORDED BY THE POLICIES LISTED

DATE: (MM/DD/YYYY) 01/15/2008

INSURERS:

PRODUCER **Marsh USA Inc.**
 or BROKER: **800 Market Street Suite 2600**
St. Louis, MO 63101
Phone: (314) 512-2415

A: Discover Property & Casualty Ins. Co.

B:

C:

D:

E:

INSURED:
Miller, Legg & Associates, Inc.

1800 N Douglas Road, Suite 200
Pembroke Pines, FL 33024

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

COVERAGES:

INSURER LETTER	TYPE OF INSURANCE	POLICY NUMBER	EFFECTIVE DATE	EXPIRATION DATE	LIMITS
	GENERAL LIABILITY COMMERCIAL GENERAL LIABILITY CLAIMS MADE OCCURENCE				
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS <input checked="" type="checkbox"/> --See Below	D187A00012 H19965	11/26/2007	11/26/2008	Combined Single Limit: \$1,000,000 Bodily Injury per Person Bodily Injury per Acc. Property Damage:
	GARAGE LIABILITY ANY AUTO				
	EXCESS LIABILITY UMBRELLA OTHER Than UMBRELLA Form				
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY				

DESCRIPTION:

Policy provides protection for any & all operations/jobs performed by the named insured. Certificate holder is included as an additional insured where required by written contract. **Any vehicle leased from Enterprise Fleet Management where the contract includes auto insurance coverage. Waiver of Subrogation included where required by written contract. Insurance is Primary and Non-contributory.

VENDOR ID: 684 GPBR: 41

HOLDER:

[Signature]
 AUTHORIZED REPRESENTATIVE

Engineering & Public Works Operation
Roadway Production Div, Ste 3W-33
2300 North Jog Rd
West Palm Beach, FL 33411-2745

CANCELLATION:

SHOULD ANY OF THE ABOVE 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.

ACORD CERTIFICATE OF LIABILITY INSURANCE

OP ID KL
MILLE-6

DATE (MM/DD/YYYY)
09/18/07

PRODUCER
ACEC/MARSH
701 Market St., Ste. 1100
St. Louis MO 63101
Phone: 800-338-1391 Fax: 888-621-3173

INSURED
Miller, Legg & Associates, Inc.
1800 N. DOUGLAS, STE. 200
PENSACOLA FL 32504-3200

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

NAIC #

INSURER A: Hartford Accident Indemnity Co
INSURER B:
INSURER C:
INSURER D:
INSURER E:

22357

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.

INSURER LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> No RR exclusion <input checked="" type="checkbox"/> XCU GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC	84SBWBU0728	11/01/07	11/01/08	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMPROP AGG \$ 2,000,000
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY: EA ACC \$ AGG \$
	EXCESS/UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE DEDUCTIBLE \$ RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below OTHER				WC STATUTORY LIMITS \$ OTHER \$ E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$
A	COMPUTER/MEDIA	84MSGXT8373	11/01/07	11/01/08	ALL RISK 140,000
A	VALUABLE PAPERS	84SEWBU0728	11/01/07	11/01/08	LIMIT 100,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS
 RE: CONGRESS AVE - LANTANA RD TO MELALEUCA LN, PBC PROJECT #2003507. PALM BEACH COUNTY BOARD OF COMMISSIONERS, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA, ITS OFFICERS, EMPLOYEES & AGENTS ARE INCLUDED AS ADDITIONAL INSURED FOR ALL COVERAGES SHOWN ABOVE EXCEPT W/C. ORIGINAL POLICY EFFECTIVE DATE: 12/06/98

CERTIFICATE HOLDER
PALM BEACH COUNTY ENGINEERING AND PUBLIC WORKS
P.O. BOX 21229
WEST PALM BEACH FL 33416

CANCELLATION
 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
Alfred A. Pettigrew

POLICY NUMBER: 84SBWBU0728
INSURED: Miller, Legg & Assoc., Inc.

COMMERCIAL GENERAL LIABILITY

**FORM CG 2010 1185 REPLACEMENT
ADDITIONAL INSURED BY CONTRACT, AGREEMENT
OR PERMIT**

This is a summary of the Coverage provided by the BUSINESS LIABILITY COVERAGE FORM SS 00 08 which is included in this policy. No coverage is provided by this summary. Refer to coverage form SS 00 08 to determine the scope of your insurance protection.

WHO IS AN INSURED (Section C) states that the following is also an insured:

Additional Insureds by Contract, Agreement or Permit

Any person or organization with whom you agreed, because of a written contract or agreement or permit, to provide insurance such as is afforded under this Business Liability Coverage Form, but only with respect to your operations, "your work" or facilities owned or used by you.

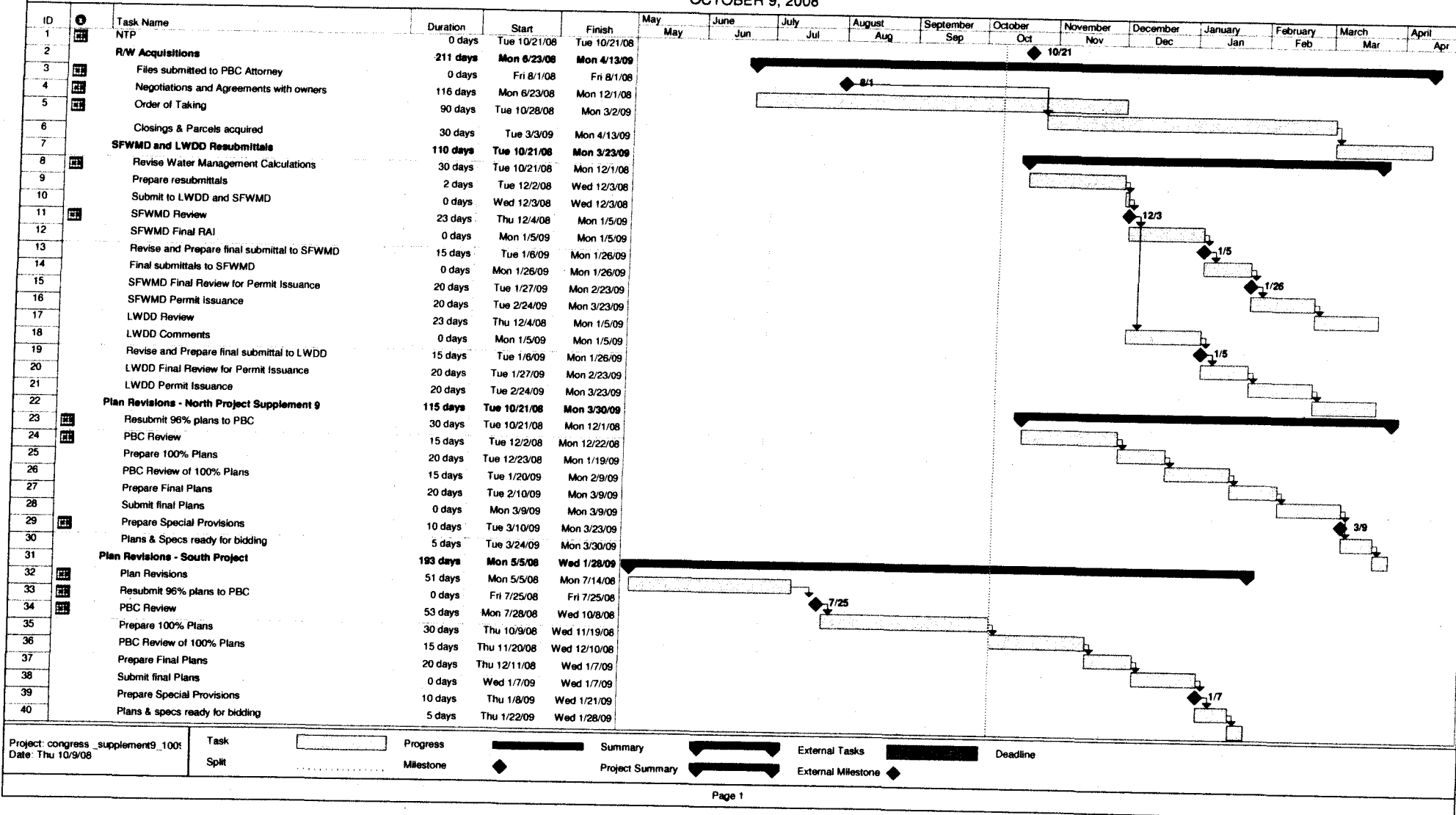
However, coverage under this provision does not apply:

- (1) Unless the written contract or agreement has been executed or a permit has been issued prior to the "bodily injury", "property damage" or "personal and advertising injury".
- (2) To any person or organization included as an insured under provision g. (Broad Form Vendors).
- (3) To any other person or organization shown in the Declarations as an Additional Insured.

Additional provisions and exclusions apply. Refer to coverage form SS 00 08 to determine the scope of your insurance protection.

When required by contract, coverage is primary and any insurance held by the additional insured(s) shall be excess and non-contributory.

SCHEDULE FOR
CONGRESS AVENUE SOUTH OF LANTANA ROAD TO SOUTH OF MELALEUCA LANE
PBC PROJECT NUMBERS: 2003507 AND 2003507A
ML PROJECT NUMBER: 04-00073
OCTOBER 9, 2008



Project: congress_supplement9_100
 Date: Thu 10/9/08

Task Progress Summary External Tasks Deadline
 Split Milestone Project Summary External Milestone

Attachment #3