

Agenda Item #:

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

Meeting Date: February 24, 2009

Consent

Regular

Workshop

Public Hearing

Department: Facilities Development and Operations

I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to approve:

A) Amendment No. 6 to the contract with Moss & Associates, LLC. (R2007-0031) for Construction Management Services for the expansion to the existing jail at the West County Detention Facility for a Guaranteed Maximum Price (GMP) in the amount of \$70,431,312 and;

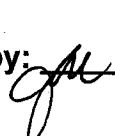
B) Insurance premium provided under the Palm Beach County's Master Builder's Risk Program in an estimated not to exceed amount of \$650,000.

**Summary:** On April 25, 2006, the Board approved proceeding with Jail Expansion Program II consisting of the expansion of the West County Detention Facility, the Stockade and renovations to the Main Detention Center. Previous amendments (1-5) provided for early site work and out building construction. Amendment No. 6 will provide an 867 bed new expansion to the existing West County Detention Facility. Amendment No. 6 is funded from the Criminal Justice and Public Improvement Revenue Bond series 2008. The authorization to obtain Builder's Risk through Palm Beach County's Master Builder's Risk Program will insure the project for any construction loss. The SBE participation goal for this project is 15%. Moss & Associates will be providing 15.02% SBE participation in this Amendment. Overall project SBE participation is 16.4%. The duration of this work is 489 calendar days. (Capital Improvements Division) Countywide (JM)

**Background and Justification:** On November 6, 2007, the Board approved Amendment No. 1 to demuck and fill the site, on February 5, 2008 the Board approved Amendment No. 2 to provide site utilities, and on July 22, 2008 the Board approved Amendment No. 4 for the construction of the out buildings. Amendment No. 5 for asphalt paving and curbing is pending Board's consideration scheduled for January 13, 2009. This Amendment is the next phase of work required in the development of the West County Detention Facility project. The GMP includes a contingency of \$1,510,649.

**Attachments:**

1. Location Map
2. Budget Availability Statement
3. Amendment No. 6

Recommended by:  Anthony Wolf 2/19/09  
 Department Director Date

Recommended by:  County Administrator 2/12/09  
 County Administrator Date

**II. FISCAL IMPACT ANALYSIS**

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

Fiscal Years	2009	2010	2011	2012	2013
Capital Expenditures	\$71,081,312	0	0	0	0
Operating Costs		0	0	0	0
External Revenues		0	0	0	0
Program Income (County)		0	0	0	0
In-Kind Match (County)					
<b>NET FISCAL IMPACT</b>	<b>\$71,081,312</b>				

# ADDITIONAL FTE POSITIONS (Cumulative) \_\_\_\_\_

Is Item Included in Current Budget? Yes X No \_\_\_\_\_  
 Budget Account No: Fund 3053 Dept 411 Unit B362 Object 6502

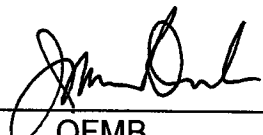


Reporting Category \_\_\_\_\_  
 Contract 70,431,312  
 Ins. Premium 650,000  
Total 71,081,312

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

Criminal Justice and Public Improvements Revenue Bonds, Series 2008

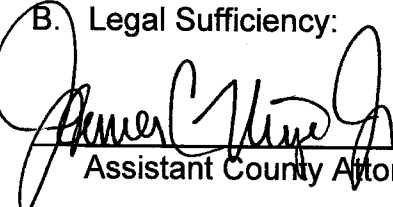
**III. REVIEW COMMENTS:**

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

 2-9-09  
 OFMB  
 CN 2/6/9  
 2/11/09  
 Contract Administrator  
 2/10/09

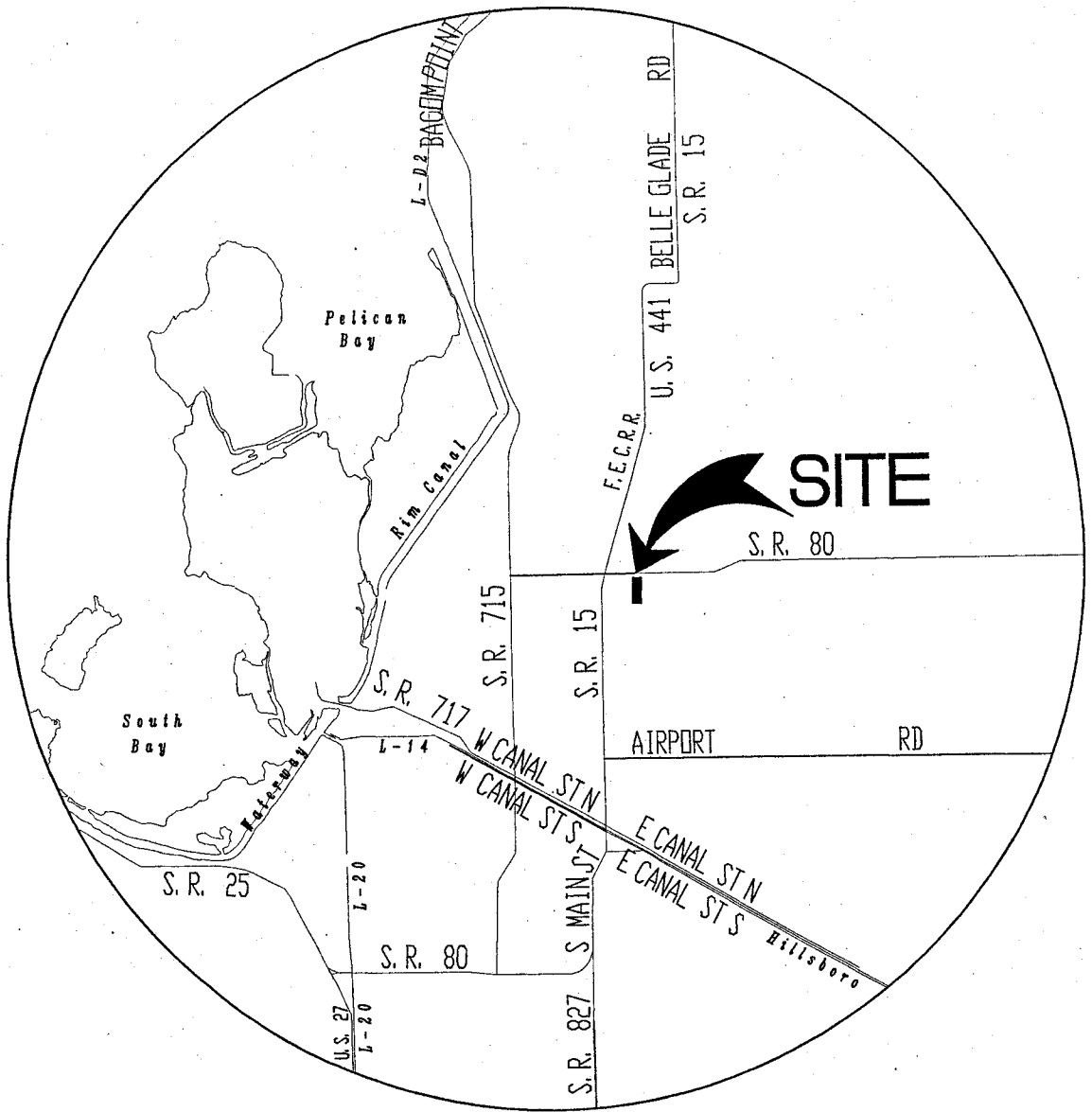
This amendment complies with our review requirements.

**B. Legal Sufficiency:**

 2/12/09  
 Assistant County Attorney

**C. Other Department Review:**

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



# LOCATION MAP

N.T.S.

ATTACHMENT # 1





**AMENDMENT # 6 TO CONTRACT FOR  
CONSTRUCTION MANAGEMENT SERVICES  
JAIL EXPANSION PROGRAM II  
WEST COUNTY JAIL  
PROJECT NO. 06213**

WHEREAS, the Owner and Construction Manager, Moss & Associates , LLC, acknowledge and agree that the Contract between Owner and Construction Manager 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:

**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 \$70,431,312 for the expansion to the West County Detention Facility.

**SCHEDULE OF TIME FOR COMPLETION**

Pursuant to Article 5.3, Construction Manager shall substantially complete this work within 489 calendar days of receiving the Notice to Proceed. Should the Contractor (or in the event of a default, its Surety) fail to achieve certification of Substantial Completion by the Contractual end date, the County will suffer damages, the amount of which is difficult if not impossible to ascertain, and the County shall be entitled to Liquidated Damages as specified for each calendar day beyond the Contractual end date, until certification of Substantial Completion and acceptance has been given by the County. The Liquidated Damages rate is \$ 3,100 per day through the date of certification of Substantial Completion for the Jail Expansion to the existing Jail.

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

ATTACHMENT #3

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: \_\_\_\_\_  
John F. Koons, Chairman

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS  
AND CONDITIONS

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

By: James Anthony Wolf  
Director - FD&O

WITNESS: FOR CONSTRUCTION MANAGER  
SIGNATURE

Marsha Wright  
Signature

MARSHA WRIGHT  
Name (type or print)

CONSTRUCTION MANAGER:

MOSS & ASSOCIATES, LLC

Ted Adams  
Signature

TEA ADAMS  
Name (type or print)

EXECUTIVE VICE PRESIDENT  
Title

(Corporate Seal)

**Palm Beach County Jail Expansion - II**  
**West County - New Man Jail and Renovations to Existing Jail**

Rev 1/13/2009

Pkg.	Item	Subcontractor	GMP	Value of SBE
	Testing Lab		By Owner	
	Survey, Layout, and Control	Allowance	35,000	0
	Temporary Booking	Allowance	175,000	
	Final Cleaning	TBD	60,000	60,000
2	Demolition at existing jail	Cougar Cutting Inc.	175,000	160,250
3	CIP	Woodland	2,085,990	675,000
3	Tilt wall	Woodland	3,143,470	311,000
3	Precast Double T's & Hollowcore	Gate Concrete	4,445,000	864,430
3	Concrete Cell Modules (swing doors)	Oldcastle	1,670,000	162,669
4	Masonry	Ron Kendall Masonry	2,077,230	235,639
5	Steel	Dixie Metal Products	926,250	0
6	Interior Architectural Woodwork	Cayman National Mfg.	367,059	66,000
7	Roofing	Advanced Roofing	1,567,878	315,625
7	Caulking & Resinous Floors / Walls	ABG Caulking	1,797,625	200,000
8	HM Doors & Frames & Louvers	Comerstone Detention	1,383,500	0
8	OH Coiling Doors	Door Systems, Inc	40,220	0
9	Drywall & Acoustical Wall Treatment	Ralph Della Pietra, Inc.	891,370	806,500
9	Tile, VCT, Access Floor	Allowance	477,038	50,000
9	Acoustical Panel Ceilings	D. Stephenson	254,001	253,000
9	Painting	Fleischer's	744,855	613,000
10	Miscellaneous Specialties	Lotspeich / Baron Sign	1,112,838	103,817
10	Operable Partitions	Hufcor Florida Group	65,500	0
11	Detention Equipment & Glazing	Comerstone Detention	2,740,200	580,000
11	Food Service Equipment	Allowance	1,500,171	0
11	Loading Dock Equipment	Arbon Equip. Corp	6,751	0
11	Laundry Equipment	Allowance	1,425,050	0
11	Dental Equipment	Benco Dental	67,104	0
14	Hydraulic Elevators	Otis Elevators	86,160	0
21	Sprinkler System	Fred McGlvray	1,136,000	186,000
22	Plumbing	Right Way Plumbing	3,274,900	700,000
23	HVAC	John J. Kirlin, LLC	8,017,000	1,490,000
26	Electrical	Northern Electric	11,054,461	2,200,400
27	Security Electronics	Comtec	6,348,915	431,840
31	Site Grading (final)	American Engineering	274,370	0
32	Fencing	Carlson Fence	784,655	111,000
32	Landscaping	Vila & Son	215,412	0
	Building Permit / Plan Checking Fee		by Owner	
	Drawing Allowance Reimbursement		150,000	
	Owner Trailer Compound		68,640	
	Construction Phase Fee		2,575,809	
	Cost of Work - General Conditions		362,500	
	Subbonds / Subguard		755,325	
	Builders Risk Insurance		N/A	
	Performance Bond		633,882	
	General Liability Insurance / C.C.I.P.		915,607	
	Construction Contingency		1,510,649	
	<b>Subtotal</b>		<b>67,398,385</b>	
	Design Contingency ( N.I.C. )		N.I.C.	
	Escalation		N/A	
	Construction Manager Fee		3,032,927	
	<b>TOTAL</b>		<b>70,431,312</b>	
	<b>GMP Total</b>		<b>70,431,312</b>	<b>15.02% SBE</b>



SCHEDULE 1

LIST OF PROPOSED SBE/MWBE SUBCONTRACTORS  
CHANGE ORDER WORK

PROJECT NAME: PALM BEACH COUNTY JAIL EXPANSION II PROJECT NO. 06213  
 NAME OF GENERAL CONTRACTOR: MOSS CONTACT PERSON: TOM RUSSELL PHONE NO: 954-769-8288  
 CCP #: MAIN JAIL G.M.P.

PLEASE IDENTIFY ALL APPLICABLE CATEGORIES OF SUBCONTRACTORS

Name, Address and Phone Number	(Check one or both Categories)		Subcontract Amount				
	Minority Business	Small Business	Black	Hispanic	Women	Caucasian	Other (Please Sp SBE)
1. WEST PALM MACHINING & WELDING, INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 9,280
2. SOUTHERN TRANSPORTATION & EQUIPMENT	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ 107,225	\$ _____	\$ _____	\$ _____
3. K&T STONWORKS, INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 235,639
4. INDUSTRIAL ROOF REPAIRS, INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 315,625
5. RALPH DELLA-PIETRA, INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 806,500
(Please use additional sheets if necessary)			Total	\$ _____	\$ _____	\$ _____	\$ _____

Change Order Price \$ \_\_\_\_\_

Total Value of SBE Participation \$ \_\_\_\_\_

MWBE Participation \$ \_\_\_\_\_

CCHEDULE 1

LIST OF PROPOSED SBE/MWBE SUBCONTRACTORS  
CHANGE ORDER WORK

PROJECT NAME: PALM BEACH COUNTY JAIL EXPANSION II PROJECT NO. 06213  
 NAME OF GENERAL CONTRACTOR: MOSS CONTACT PERSON: TOM RUSSELL PHONE NO. 954-769-928  
 CCP #: MAIN JAIL G.M.P.

PLEASE IDENTIFY ALL APPLICABLE CATEGORIES OF SUBCONTRACTORS

Name, Address and Phone Number	(Check one or both Categories)		Subcontract Amount				
	Minority Business	Small Business	Black	Hispanic	Women	Caucasian	Other (Please Sp S.B.E.)
1. <u>TBD</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ <u>50,000</u>
2. <u>D. STEPHENSON CONST. INC</u>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ <u>253,000</u>	\$ _____	\$ _____
3. <u>FLEISCHER'S INC.</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ <u>613,000</u>
4. <u>BARON SIGN MFG S</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ <u>103,817</u>
5. <u>STERLING STEEL</u>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ <u>580,000</u>	\$ _____	\$ _____
(Please use additional sheets if necessary)			Total	\$ _____	\$ _____	\$ _____	\$ _____

Change Order Price \$ \_\_\_\_\_ Total Value of SBE Participation \$ \_\_\_\_\_ MWBE Participation \$ \_\_\_\_\_

SCHEDULE 1

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CHANGE ORDER WORK

PROJECT NAME: PALM BEACH COUNTY JAIL EXPANSION II PROJECT NO. 06213  
 NAME OF GENERAL CONTRACTOR: MOSS CONTACT PERSON: TOM RUSSELL PHONE NO: 954-769-9228  
 CCP #: MAIN JAIL G.M.P.

PLEASE IDENTIFY ALL APPLICABLE CATEGORIES OF SUBCONTRACTORS

Name, Address and Phone Number	(Check one or both Categories)		Subcontract Amount				
	Minority Business	Small Business	Black	Hispanic	Women	Caucasian	Other (Please Specify SBE)
1. HARPER'S FIRE SPRINKLER, INC.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$ 186,000	\$ _____	\$ _____	\$ _____	\$ _____
2. R.L. D'ADDIO PLUMBING CO. INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 700,000
3. KERNEY & ASSOCIATES, INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 1,490,000
4. SPORTSLIGHTER ELECTRIC, INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 431,840
5. MARTIN FENCE CO.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 111,000
(Please use additional sheets if necessary)			Total	\$ _____	\$ _____	\$ _____	\$ _____

Change Order Price \$ \_\_\_\_\_

Total Value of SBE Participation \$ \_\_\_\_\_

MWBE Participation \$ \_\_\_\_\_

CHEDULE 1

LIST OF PROPOSED SBE/MWBE SUBCONTRACTORS  
CHANGE ORDER WORK

PROJECT NAME: PALM BEACH COUNTY JAIL EXPANSION II PROJECT NO. 06213  
 NAME OF GENERAL CONTRACTOR: MOSS CONTACT PERSON: TOM RUSSELL PHONE NO: 954-769-8282  
 CCP #: MAIN JAIL G.M.P.

PLEASE IDENTIFY ALL APPLICABLE CATEGORIES OF SUBCONTRACTORS

Name, Address and Phone Number	(Check one or both Categories)		Subcontract Amount				
	Minority Business	Small Business	Black	Hispanic	Women	Caucasian	Other (Please Specify S.B.E.)
1. C. R. DUNN INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 2,200,400
2. K.M.I. INTERNATIONAL	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ 66,000	\$ _____	\$ _____	\$ _____
3. T. B. D.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 60,000
4. Palmearson Corp. DBA Link Staffing	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ 200,000	\$ _____	\$ _____
5. Cougar Cutting Inc.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 100,250
(Please use additional sheets if necessary)			Total \$ 186,000	\$ 1,159,225	\$ 1,077,114	\$ 0	\$ 8,153,831

Change Order Price \$ 70,431,312

Total Value of SBE Participation \$ 10,576,170

MWBE Participation \$ 2,422,339

SCHEDULE # 2

LETTER OF INTENT TO PERFORM AS AN SBE OR M/WBE SUBCONTRACTOR

R JT NO. \_\_\_\_\_ PROJECT NAME: PALM BEACH JAIL EXPANSION WEST.  
 TO: MOSS + ASSOC. WOODLAND CONST.  
 (Name of Prime Consultant)

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

Small Business Enterprise  Minority Business Enterprise \_\_\_\_\_  
 Black \_\_\_\_\_ Hispanic  Women \_\_\_\_\_ Caucasian \_\_\_\_\_ Other (Please Specify) \_\_\_\_\_  
 Date of Palm Beach County Certification: LEB00002

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

Line Item No.	Item Description	Qty/Units	Unit Price	Total Price
	<u>INSTALL TILT-UP FORMWORK</u>	<u>155,500 LF</u>	<u>2.00</u>	<u>\$311,000.00</u>
	<u>SUPPLY + INSTALL REINFORCING STEEL</u>	<u>540 TON</u>	<u>1250.00</u>	<u>\$675,000.00</u>
				<u>\$ 986,000</u>

The following price \$ \_\_\_\_\_  
 (Subcontractor's quote)

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

The undersigned intends to sub-subcontract any portion of this subcontract to a non-certified SBE subcontractor, the amount of any such subcontract must be stated: \$ NA

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

Lebalo Construction Manager  
 (Print name of SBE-M/WBE Subcontractor)  
 By: \_\_\_\_\_  
 (Signature)  
Randall E. Lebalo - President  
 (Print name/title of person executing on behalf of SBE-M/WBE Subcontractor)  
 Date: 10/28/08

Sub to Woodland

SCHEDULE # 2

LETTER OF INTENT TO PERFORM AS AN SBE OR M/WBE SUBCONTRACTOR

ITNO: \_\_\_\_\_ PROJECT NAME: Palm Beach County Jail - Bell Glade  
TO: Gate Concrete Products Jacksonville  
(Name of Prime Consultant)

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

Small Business Enterprise  Minority Business Enterprise \_\_\_\_\_  
Black \_\_\_\_\_ Hispanic \_\_\_\_\_ Women \_\_\_\_\_ Caucasian \_\_\_\_\_ Other (Please Specify) \_\_\_\_\_  
Date of Palm Beach County Certification: \_\_\_\_\_

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

Line Item No.	Item Description	Qty/Units	Unit Price	Total Price
	<u>Steel</u>			
	<u>Reinforcing</u>			
	<u>strand</u>	<u>Supplied</u>		
	<u>Plats</u>	<u>To Cust</u>		
		<u>50 Precast</u>		
				<u>\$ 592,650</u>

is following price \$ 592,650  
(Subcontractor's quote)

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

The undersigned intends to sub-subcontract any portion of this subcontract to a non-certified SBE subcontractor, the amount of any such subcontract must be stated: \$ \_\_\_\_\_

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

CORAL STEEL COMPANY  
(Print name of SBE-M/WBE Subcontractor)

By: [Signature]  
(Signature)

Leo Disbury  
(Print name/tide of person executing on behalf of SBE-M/WBE Subcontractor)

Date: 12/8/08

RECEIVED

DEC 08 2008

190475

CCHEDULE 1

LIST OF PROPOSED SBE/MWBE SUBCONTRACTORS  
CHANGE ORDER WORK

PROJECT NAME: PALM BEACH COUNTY JAIL EXPANSION II PROJECT NO. 06213  
 NAME OF GENERAL CONTRACTOR: MOSS CONTACT PERSON: TOM RUSSELL PHONE NO: 954-769-8282  
 CCP #: MAIN JAIL G.M.P.

PLEASE IDENTIFY ALL APPLICABLE CATEGORIES OF SUBCONTRACTORS

Name, Address and Phone Number	(Check one or both Categories)		Subcontract Amount				
	Minority Business	Small Business	Black	Hispanic	Women	Caucasian	Other (Please Specify SBE)
1. <u>LEBOLD CONST. MANNER</u>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ <u>986,000</u>	\$ _____	\$ _____	\$ _____
2. <u>CORAL STEEL Co.</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ <u>592,650</u>
3. <u>D.C. CRANE SERVICE, INC.</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ <u>271,780</u>
4. <u>SAVANNAH TRIMS, INC.</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ <u>44,114</u>	\$ _____	\$ _____
5. <u>GEORGINA ROSE ROBERTS DBA/PHODOCUMENTATION</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ <u>2,050</u>
(Please use additional sheets if necessary)			Total	\$ _____	\$ _____	\$ _____	\$ _____

Change Order Price \$ \_\_\_\_\_ Total Value of SBE Participation \$ \_\_\_\_\_ MWBE Participation \$ \_\_\_\_\_

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 CCP #: MAIN JAIL G.M.P.

PLEASE IDENTIFY ALL APPLICABLE CATEGORIES OF SUBCONTRACTORS

Name, Address and Phone Number	(Check one or both Categories)		Subcontract Amount				
	Minority Business	Small Business	Black	Hispanic	Women	Caucasian	Other (Please Sp SBE)
1. WEST PALM MACHINING & WELDING, INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 9,280
2. SOUTHERN TRANSPORTATION & EQUIPMENT	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ 107,225	\$ _____	\$ _____	\$ _____
3. K & T STONEXWORKS, INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 235,639
4. INDUSTRIAL ROOF REPAIRS, INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 315,625
5. RALPH DELLA-PIETRA, INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 806,500
(Please use additional sheets if necessary)			Total	\$ _____	\$ _____	\$ _____	\$ _____

Change Order Price \$ \_\_\_\_\_ Total Value of SBE Participation \$ \_\_\_\_\_ MWBE Participation \$ \_\_\_\_\_



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Name, Address and Phone Number	(Check one or both Categories)		Subcontract Amount				
	Minority Business	Small Business	Black	Hispanic	Women	Caucasian	Other (Please Specify S.B.E.)
1. <u>TBD</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ <u>50,000</u>
2. <u>D. STEPHENSON CONST. INC</u>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ <u>253,000</u>	\$ _____	\$ _____
3. <u>FLEISCHER'S INC.</u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ <u>613,000</u>
4. <u>BARON SIGN MFG<sup>S</sup></u>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ <u>103,817</u>
5. <u>STERLING STEEL</u>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ <u>580,000</u>	\$ _____	\$ _____
(Please use additional sheets if necessary)			Total	\$ _____	\$ _____	\$ _____	\$ _____

Change Order Price \$ \_\_\_\_\_ Total Value of SBE Participation \$ \_\_\_\_\_ MWBE Participation \$ \_\_\_\_\_

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CHANGE ORDER WORK

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 NAME OF GENERAL CONTRACTOR: MOSS CONTACT PERSON: TOM RUSSELL PHONE NO: 954-769-9228  
 CCP #: MAIN JAIL G.M.P.

PLEASE IDENTIFY ALL APPLICABLE CATEGORIES OF SUBCONTRACTORS

Name, Address and Phone Number	(Check one or both Categories)		Subcontract Amount				
	Minority Business	Small Business	Black	Hispanic	Women	Caucasian	Other (Please Specify SBE)
1. HARPEE'S FIRE SPRINKLER, INC.	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$ 186,000	\$ _____	\$ _____	\$ _____	\$ _____
2. R.L. D'ADDIO PLUMBING CO. INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 700,000
3. KERNEY & ASSOCIATES, INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 1,490,000
4. SPORTSLIGHTER ELECTRIC, INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 431,840
5. MARTIN FENCE CO.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ 111,000
(Please use additional sheets if necessary)			Total	\$ _____	\$ _____	\$ _____	\$ _____

Change Order Price \$ \_\_\_\_\_

Total Value of SBE Participation \$ \_\_\_\_\_

MWBE Participation \$ \_\_\_\_\_

CHEDULE 1

LIST OF PROPOSED SBE/MWBE SUBCONTRACTORS  
CHANGE ORDER WORK

PROJECT NAME: PALM BEACH COUNTY JAIL EXPANSION II PROJECT NO. 06213  
 NAME OF GENERAL CONTRACTOR: MOSS CONTACT PERSON: TOM RUSSELL PHONE NO: 954-769-9282  
 CCP #: MAIN JAIL G.M.P.

PLEASE IDENTIFY ALL APPLICABLE CATEGORIES OF SUBCONTRACTORS

Name, Address and Phone Number	(Check one or both Categories)		Subcontract Amount				
	Minority Business	Small Business	Black	Hispanic	Women	Caucasian	Other (Please Specify S.B.E.)
1. C. R. DUNN INC.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ <u>2,200,400</u>
2. K.M.I. INTERNATIONAL	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ <u>66,000</u>	\$ _____	\$ _____	\$ _____
3. T. B. D.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ <u>60,000</u>
4. Palmeanson Corp. DBA Link Staffing	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ <u>200,000</u>	\$ _____	\$ _____
5. Cougar Cutting Inc.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ <u>100,250</u>
(Please use additional sheets if necessary)			Total \$ <u>1,186,000</u>	\$ <u>1,159,225</u>	\$ <u>1,077,114</u>	\$ <u>0</u>	\$ <u>8,153,831</u>

Change Order Price \$ 70,431,312

Total Value of SBE Participation \$ 10,576,170

MWBE Participation \$ 2,422,339

**INCREASE/DECREASE  
RIDER**

Rider to be attached to and form a part of Bond Number 105 017 193, dated the 24th, day of October, 20 07, executed by Travelers Casualty and Surety Company of America (the "Surety") on behalf of Moss and Associates, LLC (the "Principal") in favor of Palm Beach County Board of County Commissioners (the "Obligee")

It is understood and agreed that the penal sum of the attached bond is hereby increased/decreased from  
Thirty Six Million Four Hundred Fifty Eight Thousand Nine Hundred Sixty Seven and 00/100

(\$ 36,458,967.00) Dollars

To

One Hundred Six Million Eight Hundred Ninety Thousand Two Hundred Seventy Nine and 00/100

(\$106,890,279.00) Dollars

said increase/decrease being applicable only as to acts or omissions occurring on or after the 21st day of January, 20 09.

This change is effective 21st day of January, 20 09.

This attached bond shall be subject to all of its terms, conditions and limitations except as herein modified.

Signed, sealed and dated this 21st day of January, 20 09.

WITNESS or ATTEST:

Moss and Associates, LLC

(Principal)

By W. Scott Tretlow (Seal)

Name: W. SCOTT TRETLOW

Title: SENIOR VICE PRESIDENT

Travelers Casualty and Surety Company of America

By Charles J. Nielson (Seal)

Charles J. Nielson Attorney-In-Fact/Resident Agent

ACCEPTED:

Name: \_\_\_\_\_ (Obligee)

Title:

Date: \_\_\_\_\_



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 219740

Certificate No. 002736399

KNOW ALL MEN BY THESE PRESENTS: That Seaboard Surety Company is a corporation duly organized under the laws of the State of New York, that St. Paul Fire and Marine Insurance Company, St. Paul-Guardian Insurance Company and St. Paul Mercury Insurance Company are corporations duly organized under the laws of the State of Minnesota, that Farmington Casualty Company, Travelers Casualty and Surety Company, and Travelers Casualty and Surety Company of America are corporations duly organized under the laws of the State of Connecticut, that United States Fidelity and Guaranty Company is a corporation duly organized under the laws of the State of Maryland, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint

Charles D. Nielson, Charles J. Nielson, Mary C. Aceves, Warren M. Alter, David R. Hoover, Gicelle Pajon, Olga Iglesias, and Gloria McClure

of the City of Miami Lakes, State of Florida, their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 10th day of December, 2008

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford ss.

By: [Signature]
George W. Thompson, Senior Vice President

On this the 10th day of December, 2008, before me personally appeared George W. Thompson, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

In Witness Whereof, I hereunto set my hand and official seal.
My Commission expires the 30th day of June, 2011.



[Signature]
Marie C. Tetreault, Notary Public

FORM OF GUARANTEE

GUARANTEE FOR (Contractor and Surety Name) Moss & Associates, LLC as Contractor  
and Travelers Casualty and Surety Company of America as Surety

We the undersigned hereby guarantee that the (PROJECT NAME AND NUMBER) Palm Beach County Jail Expansion Phase II West County Facility 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) working 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

Moss & Associates, LLC  
(Contractor) (Seal)

By: *[Handwritten Signature]*  
(Signature)

Travelers Casualty and Surety Company  
of America  
(Surety) (Seal)

By: *[Handwritten Signature]*  
(Signature)

Charles J. Nielson Attorney-in-fact/  
Resident Agent  
July 15, 2008


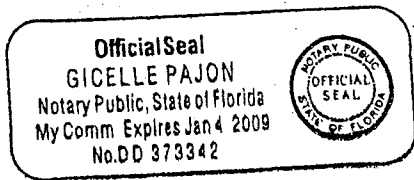
Surety Acknowledgment

State of Florida

County of Dade

On the 15th day of July, 2008 before me, a Notary Public in and for said State and County, residing therein, duly commissioned and sworn, personally appeared Charles J. Nielson, known to me to be the Attorney-In-Fact of Travelers Casualty and Surety Company of America, the corporation described in and that executed the within and foregoing instrument and known to me to be the person who executed the said instrument in behalf of the said corporation, and he/she duly acknowledged to me that said corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year hereinabove set forth.



Notary Public  
Gicelle Pajon

# AON RISK SERVICES CERTIFICATE OF INSURANCE

DATE (MM/DD/YYYY)

10/13/2008

**PRODUCER**

Aon Risk Services, Inc. of Florida  
 605 Crescent Executive Court, Suite 144  
 Lake Mary, FL 32746  
 (407) 804-2439  
 Mr. Chuck Spain

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

*COMPANIES AFFORDING COVERAGE*

COMPANY	A	AIG Excess Liability Insurance Company, Ltd.
COMPANY	B	Liberty Insurance Corporation
COMPANY	C	Liberty Mutual Fire Insurance Company
COMPANY	D	National Union Fire Insurance Company of Pittsburgh PA
COMPANY	E	Westchester Fire Insurance Company

**INSURED**

Moss & Associates, LLC  
 2101 N Andrews Ave., Suite 300  
 Fort Lauderdale, FL 33311

**COVERAGES**

THIS IS TO CERTIFY THAT 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. THE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YYYY)	POLICY EXPIRATION DATE (MM/DD/YYYY)	LIMITS
C	<b>GENERAL LIABILITY</b>	TB2-851-288338-027	10/24/2007	03/12/2011	Per Claim/Occ \$ 2,000,000 General Agg \$ 4,000,000 Prod & Comp Opp Agg \$ 8,000,000 Personal & Adv. Injury \$ 2,000,000 Fire Damage \$ 100,000 Medical Expense \$ 10,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> OWNERS & CONTRACTORS PROTECTIVE				
	<b>AUTOMOBILE LIABILITY</b>				
	<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				
D	<b>EXCESS LIABILITY</b>	BE 7227680	10/24/2007	03/12/2011	Per Claim/Occ \$ 25,000,000 Aggregate \$ 25,000,000
	<input checked="" type="checkbox"/> UMBRELLA FORM <input type="checkbox"/> OTHER THAN UMBRELLA FORM				
B	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b>	WA7-65D-289105-017	10/24/2007	03/12/2010	<b>STATUTORY</b> EL Each Accident \$ 1,000,000 EL Disease Policy Limit \$ 1,000,000 EL Disease Each Accident \$ 1,000,000
	THE PROPRIETOR/ PARTNERS/EXECUTIVE OFFICERS ARE: <input checked="" type="checkbox"/> INCL <input type="checkbox"/> EXCL				
E	Excess & Umbrella	G22054533001	10/24/2007	03/12/2011	Per Claim/Occ \$ 25,000,000 Aggregate \$ 25,000,000
A	Excess & Umbrella	949-6333	10/24/2007	03/12/2011	Per Claim/Occ \$ 100,000,000 Aggregate \$ 100,000,000

**DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/RESTRICTIONS/SPECIAL ITEMS**

Coverage is limited to work performed at the Moss & Associates, LLC, Palm Beach Jail Expansion, for work performed by the insured for which they have completed and submitted an approved enrollment application (form 3) for. The General and Umbrella limits and aggregates are shared by all enrolled contractors on this project.

**CERTIFICATE HOLDER**

Moss & Associates, LLC  
 2101 N Andrews Ave., Suite 300  
 Fort Lauderdale, FL 33311

**CANCELLATION**

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE Aon Risk Services, Inc. of Florida