

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS**

**AGENDA ITEM SUMMARY**

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Meeting Date: June 2, 2009       Consent       Regular  
     Workshop       Public Hearing

Department:

Submitted By:      Engineering and Public Works  
 Submitted For:      Construction Coordination Division

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**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to ratify: Change Order No. 12 to Contract No. R-2007-0010 with J.W. Cheatham, LLC for construction of Greenview Shores Boulevard from South Shore Boulevard to Wellington Trace.

**SUMMARY:** Change Order No. 12 for the amount of \$31,826.48 and a 3-day time extension was for drainage modifications due to Errors and Omissions in design. This Change Order was previously approved by the Contract Review Committee.

District 6(MRE)

**Background and Justification:** Change Order No. 12 inadvertently went to the Contract Review Committee and was approved. However, Change Order No. 12 should have gone to the Board of County Commissioners for approval due to the previous combined approvals of the Lead Department and the Committee reaching the \$200,000 threshold pursuant to PPM-CW-F-50. When this error was discovered, the subsequent change order was sent to, and approved by, the Board of County Commissioners.

- Attachments:**
1. R-2007-0010
  2. Change Order No. 12
- 

Recommended By: Ellie L. Row  
Division Director

4-22-09 *[Signature]*  
Date

Approved By: S. J. Webb  
County Engineer

5/12/09  
Date

**II. FISCAL IMPACT ANALYSIS**

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

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

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

Is Item Included in Current Budget? Yes \_\_\_\_\_ No \_\_\_\_\_  
Budget Acct No.: Fund \_\_\_\_\_ Dept. \_\_\_\_\_ Unit \_\_\_\_\_ Object \_\_\_\_\_  
Program \_\_\_\_\_

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

\* This item has no fiscal impact. Agenda Item ratifies a change order which has already been processed. The final payment has already been made on this contract.

C. Departmental Fiscal Review: April White

**III. REVIEW COMMENTS**

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

[Signature]  
OFMB  
CN 5/12/09

[Signature] 5/26/09  
Contract Dev. and Control

**B. Approved as to Form and Legal Sufficiency:**

[Signature] 5/26/09  
Assistant County Attorney

**C. Other Department Review:**

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

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

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2007 JAN -3 PM 4: 01

Agenda Item #: 3-C-2

SHARON R. BOCK  
CLERK & COMPTROLLER  
BCC SERVICES/MINUTES-PBC

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

M/K 7-0  
R-2007-0010

AGENDA ITEM SUMMARY

Meeting Date: January 9, 2007     Consent     Regular  
     Workshop     Public Hearing

Department:

Submitted By: Engineering & Public Works  
 Submitted For: Roadway Production Division

Project No.: 2002500

I. EXECUTIVE BRIEF

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

A. A \$6,599,072.30 Contract with J. W. Cheatham, LLC (JWC), the lowest responsive, responsible bidder, for the construction of Greenview Shores Boulevard from South Shore Boulevard to Wellington Trace (Project).

B. A Budget Transfer of \$3,993,813 in the Transportation Improvement Fund from Road Program Reserves - Fiscal Year 2006 to Greenview Shores Boulevard from South Shore Boulevard to Wellington Trace.

C. A Budget Amendment of \$348,232 in the Road Impact Fee Fund - Zone 3 to recognize utility reimbursement agreements from BellSouth Telecommunications Company (\$11,670), Comcast Cable Company (\$22,400), Florida Power and Light Company (\$5,825) and Village of Wellington Utilities Department (\$308,337) and appropriate it to Greenview Shores Boulevard from South Shore Boulevard to Wellington Trace.

**Summary:**

This Contract will provide all the work necessary to construct the Project. The Small Business Enterprise (SBE) goal for the Project is 15% overall. The SBE participation committed for the project by JWC is 15.04%.

**District: 6 (MRE)**

**Background and Justification:**

Bids were received by the Board of County Commissioners on October 17, 2006, and the Office of Small Business Assistance issued its SBE evaluation on November 16, 2006.

**Attachments:**

1. Location Sketch
2. Contracts (2)
3. Contract Pages C-1 and C2
4. SBE Evaluation Letter
5. Bid Tabulation
6. Budget Transfer
7. Budget Amendment

Recommended by:

*Daniel A. Fernandez*                      11/30/06  
 Division Director                                  Date

Approved By:

*Dev T. Wald*                                      12/24/06  
 County Engineer                                      Date

**II. FISCAL IMPACT ANALYSIS**

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

Fiscal Years	2007	2008	2009	2010	2011
Capital Expenditures	\$6,993,813	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
<b>NET FISCAL IMPACT</b>	<b>\$6,993,813</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>

Is Item Included in Current Budget? Yes \_\_\_\_\_ No X  
 Budget Acct No.: Fund \_\_\_\_\_ Dept. \_\_\_\_\_ Unit \_\_\_\_\_ Object \_\_\_\_\_  
 Program \_\_\_\_\_

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

Road Impact Fee Fund - Zone 3  
 Utility Relocation Reimbursement  
 Greenview Shores Blvd/S Shore Blvd to Wellington Tr  
 Transportation Improvement Fund  
 Road Program Reserves-FY 2006  
 Greenview Shores Blvd/S Shore Blvd to Wellington Tr

Construction Contract	\$6,599,072.30
Contingency	\$ 197,972.70
Testing Lab	\$ 45,000.00
Staff Costs - Roadway Production	\$ 130,000.00
Engineering Services	\$ 50,000.00
Construction Coord.	\$ 300,000.00
Traffic	\$ 20,000.00
Project Costs	\$7,342,045.00
Less: Utility Reimbursements	<\$ 348,232.00>
NO 3503 Road Program Funding-FY 2006	<\$3,000,000.00>
Fiscal Impact	\$3,993,813.00

C. Departmental Fiscal Review: R. D. Ward 11/30/06

**III. REVIEW COMMENTS**

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

[Signature] 12-20-06  
 OFMB  
 12-19-06  
[Signature] 12-15-06  
[Signature] 12/21/06  
 Contract Dev. and Control

**B. Approved as to Form and Legal Sufficiency:**

[Signature] 12/22/06  
 Assistant County Attorney

This Contract complies with our contract review requirements.

**C. Other Department Review:**

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

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

CHANGE ORDER

ORIGINAL

Attachment 2

- Owner Initiated
- Differing Site Conditions
- Zoning/Code/Ordinance Changes
- Errors/Omissions/In Design
- Quantity Overruns/Underruns
- Request by Another Agency/Outside Party
- A. Reimbursable  B. Non-Reimbursable
- Other:

PROJECT: **GREENVIEW SHORES BOULEVARD/SOUTH** CHANGE ORDER NO: 12 (twelve)  
 (Name) **SHORE BOULEVARD TO WELLINGTON TRACE** COUNTY PROJECT NO: 2002500  
 TO: CONTRACTOR DATE: 01/09/07  
 (Contractor) J.W. Cheatham, LLC RESOLUTION NO: R2007-0010  
 DISTRICT NO: 6

You are directed to make the following changes in this Contract:

**A (see attachment "A" for breakdown):**

1. Modify drainage structure S-205 due to watermain conflict (\$720.17 reimbursable by Village of Wellington)
2. Install additional drainage to West Carlton St. due to errors associated with drainage design and calculations
3. Excavation of solid rock to install 72" RCP between S-415 and the installation of endwall S-319 (not anticipated by design soil borings) \$ 15,216.17

**B (see attachment "B" for breakdown):**

1. Modify weir of Structure S-127 and mobilize during flooding at Carlton St.
2. Suspend French drain installation between Structures S-300 and S-302 as per P.B.Co. Engineering Dept. due to errors associated with drainage design and calculations. \$ 16,610.31

Recommend Approval

5-9 2008

*Edward J. Bon*

Construction Coordination

TOTAL \$ 31,826.48

The original Contract Sum was . . . . .	\$6,599,072.30
Net change by previous Change Orders . . . . .	\$ 336,216.75
The Contract Sum prior to this Change Order was . . . . .	\$6,935,289.05
The Contract Sum will be increased by this Change Order . . . . .	31,826.48
The new Contract Sum including this Change Order will be . . . . .	\$6,967,115.53
The Contract Time will be increased by . . . . .	(3) Days
The Date of Completion as of the date of this Change Order therefore is . . . . .	August 1, 2008

EXECUTION OF THIS CHANGE ORDER ACKNOWLEDGES FINAL SETTLEMENT OF, AND RELEASES ALL CLAIMS FOR, COSTS AND TIME ASSOCIATED, DIRECTLY OR INDIRECTLY, WITH THE ABOVE-STATED MODIFICATION(S). INCLUDING ALL CLAIMS FOR CUMULATIVE DELAYS OR DISRUPTIONS RESULTING FROM, CAUSED BY, OR INCIDENT TO, SUCH MODIFICATION(S), AND INCLUDING ANY CLAIM THAT THE ABOVE-STATED MODIFICATION(S) CONSTITUTES, IN WHOLE OR PART, A CARDINAL CHANGE TO THE CONTRACT.

ENGINEER (If Applicable) J.W. Cheatham, LLC CONTRACTOR P.B.Co. Board of County Commissioners  
7396 Westport Place OWNER  
P. O. Box 1229

Address West Palm Beach, FL 33413 Address West Palm Beach, FL 33416-1229

BY S. M. [Signature] BY A. J. [Signature]  
 DATE 5/5/08 DATE 5/14/08  
 APPROVED BY THE CONTRACT REVIEW COMMITTEE

PALM BEACH COUNTY ENGINEERING AND PUBLIC WORKS