

Agenda Item #:

3H-7

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: July 7, 2009

Consent Regular
 Workshop Public Hearing

Department: Facilities Development and Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve:

A) Change Order No. 5 to the Contract with Carrick Contracting Corporation (R2008-0366) in the amount of \$286,644.12 and a 180 day time extension for Carlin Park – Performing Arts Pavilion; and

B) Budget Transfer of \$353,000 within the Park Impact Fees Zone 1 fund from Diamondhead/Radnor Park (\$53,000) and Reserves (\$300,000) to Carlin Park Improvements project budget.

Summary: Change Order No. 5 provides sanitary sewer improvements including new pump stations, electrical service to pump stations, and sewer force mains to service the west side of the park. This budget transfer to the Carlin Park Improvements project is necessary to provide funding to complete sewer, lighting, and other infrastructure improvements at Carlin Park. The budget transfer includes funds above the change order amount for permitting, utility fees, and staff charges. This work is required by the Town of Jupiter's development regulation prohibiting septic systems within their jurisdiction enforced by conditioning this project during building permit review. This work will eliminate all of the septic systems serving the park and thereby meeting the Town's requirement. By utilizing this contract to perform the work, a significant savings was realized from the Engineer's estimate for the improvements and the Town's condition will be satisfied. This project is being funded from the Park Impact Fees Zone 1 Fund. The Small Business Enterprise (SBE) goal for this project is 15%. The SBE participation for this Change Order is 10.8%. When combined with previous Change Orders, the participation to date is 15.4%. **(Capital Improvements Division) District 1 (JM)**

Background and Justification: On March 11, 2008, the Board entered into a contract with Carrick Contracting Corporation for construction of the Carlin Park Performing Arts Pavilion. During the planning and permitting, the Town of Jupiter conditioned approval of the pavilion requiring that the existing septic systems be eliminated at Carlin Park within five years of the site plan approval to bring the park into the Town's existing development regulations.

Attachments:

- 1. Location Map
- 2. Change Order No. 5
- 3. Budget Transfer
- 4. Budget Availability Statement

Recommended by: _____

Anthony Wolf
Department Director

6/16/09
Date

Recommended by: _____

[Signature]
County Administrator

7/7/09
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2009	2010	2011	2012	2013
Capital Expenditures	<u>\$353,000</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Operating Costs	<u> </u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
External Revenues	<u> </u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Program Income (County)	<u> </u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
In-Kind Match (County)	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
NET FISCAL IMPACT	<u>\$353,000</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
# ADDITIONAL FTE POSITIONS (Cumulative)	<u> 0 </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

Is Item Included in Current Budget? Yes ___ No X
 Budget Account No: Fund _____ Dept _____ Unit _____ Object _____ Amount _____
 Reporting Category _____


Is Item Included in Current Budget? Yes ___ No X
 Budget Account No: Fund _____ Dept _____ Unit _____ Object _____ Amount _____
 Reporting Category _____

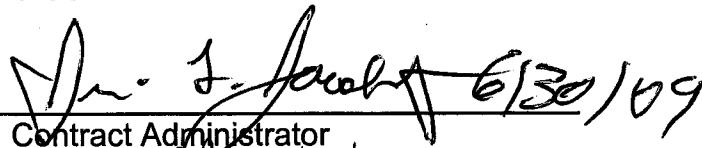
B. Recommended Sources of Funds/Summary of Fiscal Impact:

Fund: Park Impact Fees Zone 1		
Unit: Diamondhead/Radnor Park	3601-581-P298	\$ 53,000.00
Unit: Reserves	3601-581-9900	<u>\$300,000.00</u>
	Total	\$353,000.00
	Change Order	\$286,644.12
	Staff Charges	\$ 30,000.00
	Utility/Permit Fees	<u>36,355.88</u>
		\$353,000.00

III. REVIEW COMMENTS:

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


 OFMB *OK 6/23/09* *EN 6/19/09*


 Contract Administrator *6/30/09*

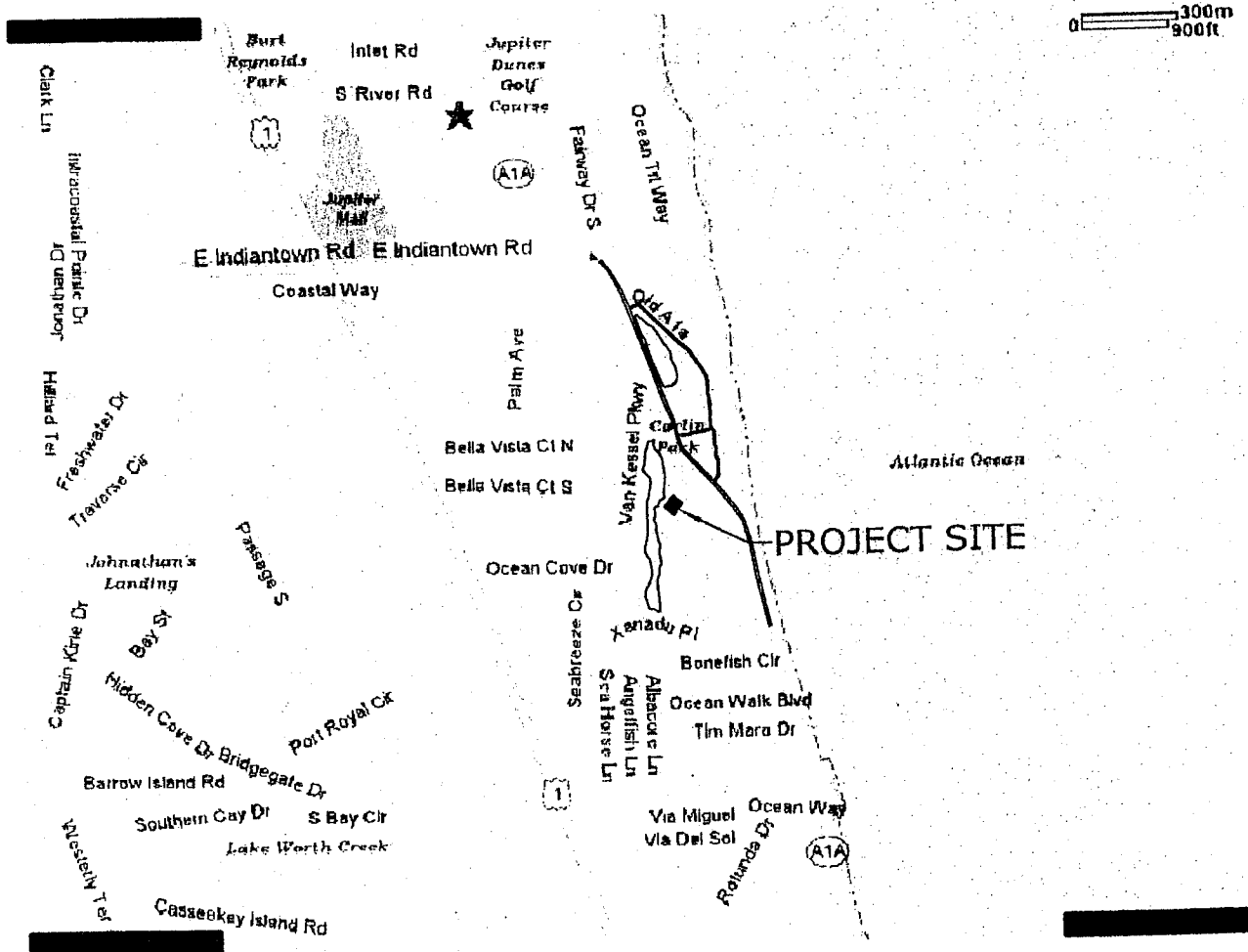
B. Legal Sufficiency:

This item complies with current County policies.


 Assistant County Attorney *7/1/09*

C. Other Department Review:


 Dennis Eshleman, Department Director



LOCATION MAP

SCALE: N.T.S.



ATTACHMENT # 1

CHANGE ORDER BRIEF
CARLIN PARK - PERFORMING ARTS PAVILION
Project No. 04216
Date: June 9, 2009

Prime Contractor Carrick Contracting Corporation

Change Order No..... 05

Change Order Amount\$286,644.12

Changed Contract Time..... 180 calendar days

Description of CCP's:

1. CCP #019: Provide all labor and material to install sewer lift stations, force mains, and necessary electrical improvements to eliminate existing septic tank systems.....\$286,644.12/180 days

Explanation and Reason-for-Change Code:

1. CCP #019: (Z) This work is required by the Town of Jupiter's development regulation of no septic systems within their jurisdiction of utility service.

Reason-for-change codes

D = Differing Site Conditions

E = Errors/Omissions in Design

O = Owner-Initiated

Q = Quantity Adjustments

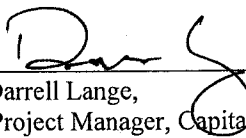
R = Request by another Agency/Outside Party

X = Other (Specify:)

Z = Zoning/Code/Ordinance Change

Estimated premium value of errors/omissions for this change order: \$0.00

SUBMITTED:



Darrell Lange, Project Manager, Capital Improvements Division

6/11/09

Date

ATTACHMENT # 2

**CHANGE ORDER SUMMARY
CARLIN PARK – PERFORMING ARTS PAVILION
PROJECT #04216**

<i>C O#</i>	<i>DESCRIPTION</i>	<i>DATE APPROVED</i>	<i>SALES TAX RECOVERY</i>	<i>AMOUNT APPROVED BY DIR</i>	<i>AMOUNT APPROVED BY CRC</i>	<i>AMOUNT APPROVED BY BCC</i>	<i>DAYS APPROVED BY DIR</i>	<i>DAYS APPROVED BY CRC</i>	<i>DAYS APPROVED BY BCC</i>	<i>CODE</i>
1	CCP #001R: Provide stainless steel disconnect enclosure	09/10/08		\$4,948.93						Owner-Initiated
2	CCP # 002,003,004R,005,006R1, 008,009 & 012	11/25/08		\$20,930.37			30			Zoning/Code/ ordinance change owner-Initiated Errors/omissions in design Other Request by another Agency
3	CCP #010R: Furnish and install a complete fire sprinkler system and add 20 days. CCP #013R: Addition fire alarm device/module to monitor fire sprinkler system & install fire dept knox box. CCP #15: Furnish and install electric circuit and disconnect for lift station CCP #16: Provide stucco and paint at edge of cantilever roof.	02/11/09			\$43,519.98			20		Errors/omissions in design Errors/omissions in design Errors/omissions in design Owner-Initiated

**CHANGE ORDER SUMMARY
CARLIN PARK – PERFORMING ARTS PAVILION
PROJECT #04216**

<i>C O#</i>	<i>DESCRIPTION</i>	<i>DATE APPROVED</i>	<i>SALES TAX RECOVERY</i>	<i>AMOUNT APPROVED BY DIR</i>	<i>AMOUNT APPROVED BY CRC</i>	<i>AMOUNT APPROVED BY BCC</i>	<i>DAYS APPROVED BY DIR</i>	<i>DAYS APPROVED BY CRC</i>	<i>DAYS APPROVED BY BCC</i>	<i>CODE</i>
4	CCP# 017: Furnish & install all conduit, wiring and accessories to add (2) "Go Home" and (3) "work" lights for amphitheater seating and stage areas. CCP #018: Furnish & install concrete pads for light towers, install sleeve in wall from stage to electric room, install 100 amp disconnect with plug and frame out and finish walls to hide fire line riser.	06/24/09			\$15,508.12			54		Owner-Initiated Owner-Initiated
5	CCP #019: Sanitary sewer improvements.	Pending				\$286,644.12			180	Zoning/Code/ Ordinance change

TOTAL APPROVED TO DATE	TOTAL \$ APPROVED BY DIR	TOTAL \$ APPROVED BY CRC	TOTAL \$ APPROVED BY BCC	TOTAL DAYS APPROVED BY DIR	TOTAL DAYS APPROVED BY CRC	TOTAL DAYS APPROVED BY BCC
	\$25,879.30	\$59,028.10	\$286,644.12	30	74	180
	DIR/CRC DOLLARS APPROVED TO DATE			DIR/CRC TOTAL DAYS APPROVED TO DATE		
	\$84,907.40			104		



June 10, 2009

Mr. Darrell Lange, Project Manager
Palm Beach County Capital Improvements Division
2633 Vista Parkway
West Palm Beach, FL 33411

Re: **Carlin Park – Sanitary Sewer Improvements**
Palm Beach County, Florida
Palm Beach County Project No.07-202 - Miller Legg Project No. 08-289

Engineer's Recommendation for Construction Change Proposal No. 19

Dear Darrell,

The following is the Engineer's recommendation regarding Construction Change Proposals (CCP) No. 19 provided by Carrick Construction:

This change to construct a sanitary sewer collection system for the Carlin Park was required by the Town of Jupiter

It is our opinion that the costs indicated in the attached contractor proposal are within the local industry market rates. An additional 90 days in contract time was requested by the contractor for this work.

We recommend approval of the proposed contract price change of **\$286,644.12** and additional contract time of **90 days** for the additional parking as indicated in the attached CCP No. 19.

Please contact me should you have any questions concerning this recommendation.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Holmes".

Christopher J. Holmes, P.E.
Engineering

Attachments: CCP No. 19

IMPROVING COMMUNITIES. CREATING ENVIRONMENTS.

Palm Beach Office: 2005 Vista Parkway • Suite 100 • West Palm Beach, Florida • 33411-2719

(561) 689-1138 • Fax: (561) 689-8108

www.millerlegg.com

PALM BEACH COUNTY

CONSTRUCTION CHANGE PROPOSAL (CCP)

TO:	Slattery & Associates 2060 NW Boca Raton Blvd. Boca Raton, FL 33431	CCP NUMBER:	<u>19 - R</u>
ATTENTION:	Bob Halula	DATE:	<u>6/11/2009</u>
REFERENCE:		PROJECT NAME:	<u>Carlin Park - Performing Pavilion</u>
		PROJECT NUMBER:	<u>4216</u>
		CONTRACT NUMBER:	<u></u>

We propose to accomplish the MODIFICATIONS identified in FIELD BULLETIN FB # (None issued) and as described herein. Except as modified below, the original contract and all prior ammendments shall remain in full force and effect.

DESCRIPTION:

Sanitary sewer improvements as per Deevan Inc. propsal dated May 6, 2009. Please note that we have excluded any cost associated with surveying and final as-builts.

DEEVAN	\$ 264,460.00
Misc carpentry work	\$ 4,500.00
	\$ 268,960.00
CONTRACTOR'S MARK UP @5%	\$ 13,448.00
BOND INCREASE @ 1.5%	\$ 4,236.12
 PROPOSED CONTRACT PRICE CHANGE (increases) (decrease) (unchange)	 \$ 286,644.12
 PROPOSED CONTRACT TIME CHANGE (increases) (unchange)	 <u>180</u> days
 PROPOSED NEW SUBSTANTIAL COMPLETION	 <u>8/25/2009</u> date

FROM: CARRICK CONTRACTING CORP.
CONTRACTOR

DISTRIBUTION:

SIGNED: HENRY J. PLANAS, PM

DATE: 6/11/2009

PALM BEACH COUNTY

CHANGE ORDER

ISSUED TO: Carrick Contracting Corporation 1450 Kinetic Road Lake Park, Florida 33403	CHANGE ORDER NO.: 05
PROJECT: Carlin Park – Performing Arts Pavilion	REFERENCE CCP NO.: 019
PROJECT NO. 04216	RESOLUTION NO.: R2008-0366
	DISTRICT NO.: 1

The completion date, contract price, and all terms, covenants, and conditions of the above referenced contract, except as duly modified by this and previous Change Orders, if any, shall remain in full force and effect.

DESCRIPTION OF CHANGE:

1. CCP #019: Provide all labor and material to install sewer lift stations, force mains, and necessary electrical improvements to eliminate existing septic tank systems.....\$286,644.12/180 days

CONTRACT PRICE

Original Contract Price:	\$1,217,000.00
Previous CO # <u>1</u> through <u>4</u> :	\$84,907.40
This Change Order No. <u>5</u> :	\$286,644.12
ADJUSTED Contract Price:	\$1,588,551.52

COMPLETION DATE

Contract Completion Date will be increased by 180 calendar days.
 Contract Notice to Proceed Date: March 17, 2008
 Contract Substantial Completion Date: February 26, 2009
 ADJUSTED Substantial Completion Date: August 25, 2009

CONTRACTOR

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 modifications(s), and including any claim that the above stated modification(s) constitutes, in whole or part, a cardinal change to the contract. The above changes are accepted:

Carrick Contracting Corporation
 Contractor
 By: [Signature]
 Title: President Date: 6/14/09

DESIGN PROFESSIONAL

The above changes are recommended for approval by the Owner:

Miller Legg & Associates
 Design Professional
 By: [Signature]
 Title: Project Manager Date: 6/11/09

PALM BEACH COUNTY

Recommended By:

By: [Signature]
 Title: Project Manager Date: 6/12/09
 By: [Signature]
 Title: Director – CID Date: 6/12/09
 By: [Signature]
 Title: Director, FD&O Date: 6/16/09
 By: _____
 Legal Sufficiency – CAO Date: _____
 Approved By:
 By: _____
 John F. Koons
 Title: Chairman, BCC Date: _____



DEEVAN INCORPORATED
UNDERGROUND UTILITY CONTRACTORS
WATER • SEWER • DRAINAGE

May 6, 2009

Carrick Contracting Corporation
Attn: Tom Carrick
1450 Kinetic Road
Lake Park, Florida 33403

RE: Carlin Park Sanitary Sewer Improvements

FORCEMAIN & LIFT STATION:

- 4400' - 2" schedule 80 PVC
- 40' - 2" Schedule 40 316 stainless steel pipe for bridge crossing
- 1 - 4" x 2" tapping sleeve and valve
- 2 - 2" gate valve
- 1 - 2" air release assembly
- 3 - 48" diameter x 72" fiberglass wetwell
- 3 - Barnes Lift station assembly:
 - 6 - 2 hp pumps
 - 12 - Mercury level floats
 - 3 - Stainless steel guardrail assembly
 - 3 - Duplex control panel with fiberglass enclosure
 - 3 - Preassembled valve pit
- 1 LS - Sod restoration
- 1 LS - Asphalt restoration
- Note: 1) Allowance of \$ 12,000.00 for electric work included in price.

TOTAL: \$ 219,900.00

1450 Kinetic Road • Lake Park, Florida 33403
Phone (561) 844-5518 • Fax (561) 844-5641

ADDITIONAL WORK PER REVISED PLANS:

1)	Additional electrical work	\$	17,900.00
2)	Fence around lift stations	\$	14,400.00
3)	3/4" rock and filter cloth around lift stations inside fenced area	\$	<u>2,500.00</u>

TOTAL: \$ 34,800.00

ADDITIONAL ITEMS REQUESTED BY PALM BEACH COUNTY:

1)	400' x 8' of new exercise trail as follows:		
	3200 sf - Cut and prepare subgrade at \$.30	\$	960.00
	3200 sf - 3" crushed concrete base at \$ 2.00	\$	6,400.00
	3200 sf - 6" cypress mulch at \$.75	\$	<u>2,400.00</u>

TOTAL: \$ 9,760.00

TOTAL OF ALL ITEMS: \$ 264,460.00

Prices do not include: Survey, as-builts, permits, payment and performance bonds, density tests, removal or replacement of unsuitable soils or materials, removal of excess fill, dewatering permits or any fines or fees associated with dewatering, damage to unmarked or improperly marked existing utilities or irrigation systems, removal, restraint, or relocation of existing utilities or utility poles, irrigation systems, asphalt, concrete or landscape restoration or fire line, electric work for lift station including mounting of control panel, TV of lines, deflection gauge testing.

Price are subject to change after 30 days from proposal date.

Thank you for giving us the opportunity to provide you with this quotation. We look forward to discussing this project with you in detail.

Sincerely,



Van C. Williams
President

SCHEDULE 1

LIST OF PROPOSED SBE-MWBE SUBCONTRACTORS
CHANGE ORDER WORK

PROJECT NAME: CARLIN PARK PAVILION PROJECT NO. 04216
 NAME OF GENERAL CONTRACTOR: CARRICK CONTRACTING CONTACT PERSON: TOM CARRICK PHONE NO: (561) 844-5322
 CCP #: 19

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)
1. Price Electric, Inc.	<input type="checkbox"/>	<input type="checkbox"/>	\$	\$	\$	\$	\$ <u>26,541.12</u>
2.	<input type="checkbox"/>	<input type="checkbox"/>	\$	\$	\$	\$	\$
3.	<input type="checkbox"/>	<input type="checkbox"/>	\$	\$	\$	\$	\$
4.	<input type="checkbox"/>	<input type="checkbox"/>	\$	\$	\$	\$	\$
5.	<input type="checkbox"/>	<input type="checkbox"/>	\$	\$	\$	\$	\$
(Please use additional sheets if necessary)			Total \$	\$	\$	\$	\$

Change Order Price \$ 286,644.12 Total Value of SBE Participation \$ 26,541.12 MWBE Participation \$ _____

09- 1163

BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA
BUDGET TRANSFER

Page 1 of 1

BGEX 581 061209*1884

FUND 3601 - Park Impact Fees Z-1

ACCT NUMBER	ACCOUNT NAME	ORIGINAL BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED 6/12/2009	REMAINING BALANCE
Diamondhead/Radnor Park								
3601-581-P298-6505	Design/Eng/Mgmt- Cip Admin	52,240	52,240		52,240	0	0	0
3601-581-P298-6520	Park Improvements	760	760		760	0	0	0
Reserves								
3601-581-9900-9909	Res-Improvement Progm	1,206,637	1,096,618		300,000	796,618	0	796,618
Carlin Park Improvements								
3601-581-P496-6506	lotb - Infrastructure	22,991	22,991	353,000		375,991	22,991	353,000
TOTAL					353,000	353,000		

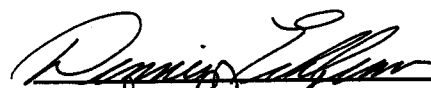

Parks and Recreation Department
INITIATING DEPARTMENT/DIVISION

Administration/Budget Department Approval

OFMB Department - Posted

Signatures

Date

 6/16/09
 6-30-09

By Board of County Commissioners
At Meeting of
July 7, 2009
Deputy Clerk to the Court

**FACILITIES DEVELOPMENT & OPERATIONS
BUDGET AVAILABILITY STATEMENT**

REQUEST DATE: 06/09/09 REQUESTED BY: Darrell Lange PHONE: 233-0276
FAX: 233-0270

PROJECT TITLE: Carlin Park- Performing Arts Pavilion PROJECT NO.: 04216

LOCATION DESCRIPTION: LOCATION#:

ORIGINAL CONTRACT/ANNUAL AMOUNT: BCC RESOLUTION#:

DATE:

REQUESTED AMOUNT: \$316,644.12

CSA/ LOA CHANGE ORDER NUMBER: Change Order No. 5

CONTRACTOR/CONSULTANT NAME: Carrick Contracting Corp.

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

- CCP #019: Provide all labor and material to install sewer lift stations, force mains, and necessary electrical improvements to eliminate existing septic tank systems.....\$286,644.12/180 days

**WILL THIS AMENDMENT CHANGE THE ESTIMATED COST OF THE PROJECT?
IF YES, PROVIDE ESTIMATES OF THE NEW COSTS:**

CONSTRUCTION	<u>\$286,644.12</u>
ARCHITECTURE/ENGINEER	
**STAFF COSTS (DESIGN PHASE)	<u>30,000.00</u>
EQUIPMENT/OTHER (permits, prints, advertising, etcetera)	
TOTAL	\$316,644.12

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

BUDGET ACCOUNT NUMBER (IF KNOWN)

FUND: 3601 DEPT: 581 UNIT: P496 OBJ: 6506

FUNDING SOURCE (CHECK ALL THAT APPLY):

- AD VALOREM
 FEDERAL/DAVIS BACON

FUNDING SOURCE(S)	
<input type="checkbox"/> Bond	<input type="checkbox"/> OTHER
<input checked="" type="checkbox"/> Impact Fees	
<input checked="" type="checkbox"/> Park Improvement Fund	
<input type="checkbox"/> Ad Valorem	
<input type="checkbox"/> Other	

BAS APPROVED BY: *[Signature]* DATE: _____

ENCUMBRANCE NUMBER: _____

BAS APPROVAL	
<input type="checkbox"/> FULLY FUNDED WITHIN CURRENT BUDGET	<u> <i>[initials]</i> </u>
<input checked="" type="checkbox"/> FULLY FUNDED PENDING BUDGET TRANSFER*	<u> <i>BCC agenda item</i> </u>

ATTACHMENT # 4