

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

Meeting Date: **January 12, 2010** **[X] Consent** **[] Regular**
 [] Workshop **[] Public Hearing**

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Change Order No. 23 to the Contract (R2003-1543) with Catalfumo Construction, Ltd., decreasing the Guaranteed Maximum Price (GMP) for PBSO Aviation Facility by \$214,903.70.

Summary: Construction of the new PBSO Aviation Facility is complete. The GMP included \$56,500 in contingency. The final contingency amount is \$214,903.70 due to buy-out savings and other credits. The \$214,903.70 will be released from encumbrance and returned to the project budget. Change Order No. 23 accomplishes that reduction. The Small Business Enterprise (SBE) goal is 15% and the final SBE participation is 27.9%. **(Capital Improvements Division) Countywide (JM)**

Background and Justification: Catalfumo is the Construction Manager for this project and the Board approved a GMP for the Sheriff's Aviation Unit Hangar (Amendment No. 10) and relocated Fuel Facility (Amendment No. 12). The actual construction cost came in lower than the original contract amount, resulting in a refund.

Attachments:

1. Location Map
2. Change Order No. 23
3. Budget Availability Statement

Recommended by:

Department Director

12/21/09
Date

Approved by:

County Administrator

12/28/05
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2010	2011	2012	2013	2014
Capital Expenditures	(\$214,903.70)	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
NET FISCAL IMPACT	(\$214,903.70)				

ADDITIONAL FTE

POSITIONS (Cumulative) _____

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

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

Funds will be returned to project budget.

III. REVIEW COMMENTS:

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

Jim Dill 12-21-09
OFMB
8/17/09

MM
12-17-09

John J. Jurek 12/22/09
Contract Administrator

This item complies with current
County policies.

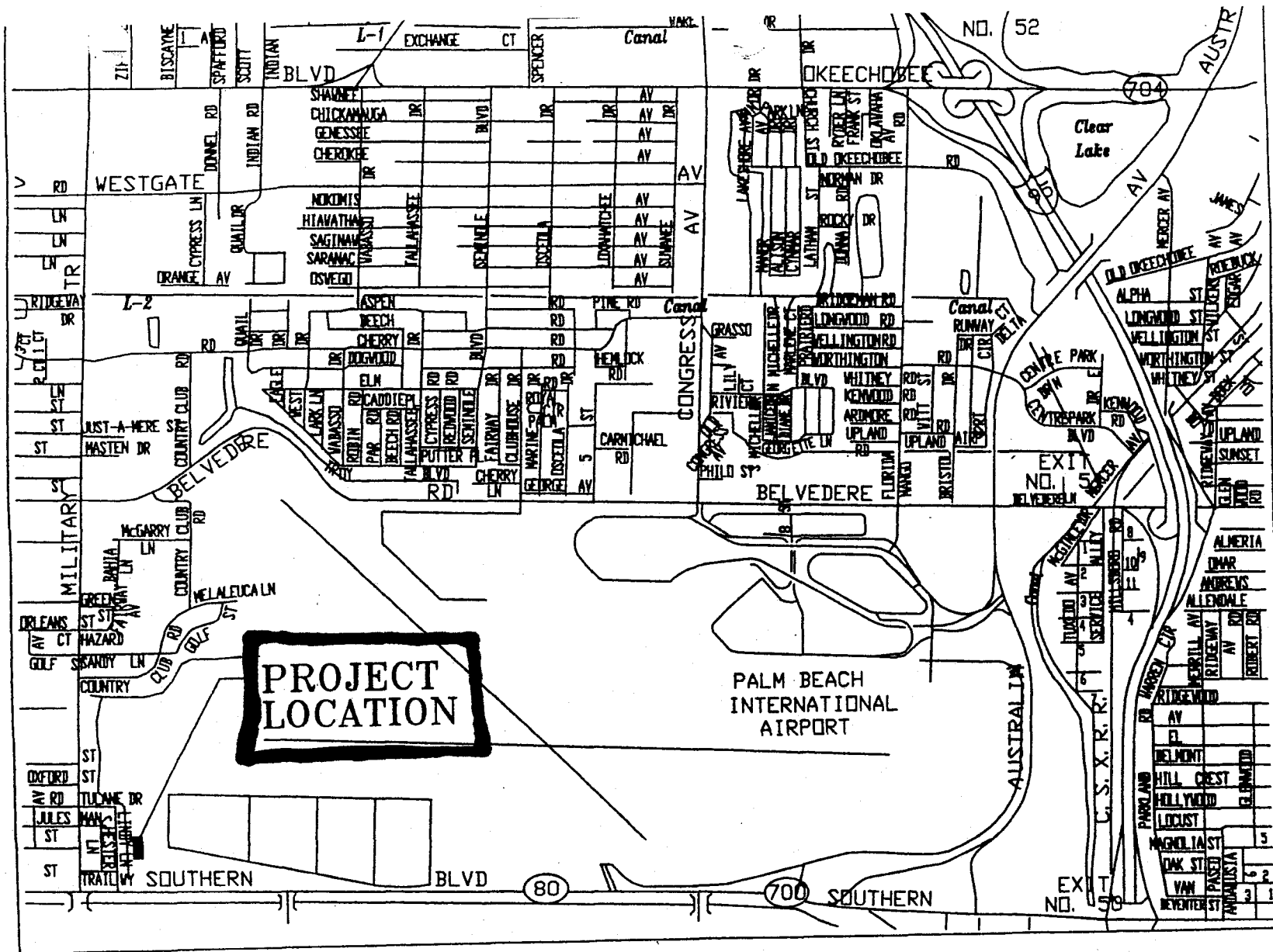
B. Legal Sufficiency:

James C. [Signature] 12/28/09
Assistant County Attorney

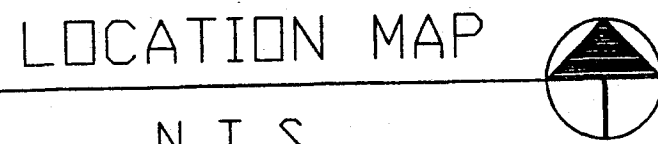
C. Other Department Review:

Department Director

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



SECTION 36, TOWNSHIP 43 SOUTH, RANGE 42 EAST



N T S

**CHANGE ORDER BRIEF
PBSO AVIATION FACILITY
PROJECT NO.03205
NOVEMBER 9, 2009**

Prime Contractor Catalfumo Construction, LTD.

Change Order No. 23

Change Order Amount..... (\$214,903.70)

Changed Contract Time..... 0 calendar days

Description of CCP's:

1. CCP #074: Final GMP reconciliation – reduce contingency(\$214,903.70)

Explanation and Reason-for-Change Code:

1. CCP #074 Q Now that construction is complete this will recover unused contingency funds.

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: Sales Tax Recovery Program)
Z = Zoning/Code/Ordinance Change

SUBMITTED:



David G. Dolan

Project Manager, Capital Improvements Division

12/09/09

Date

**CHANGE ORDER SUMMARY
PBSO AVIATION FACILITY
PROJECT #03205**

CO #	DESCRIPTION	DATE APPROVED	SALES TAX RECOVERY	AMOUNT APPROVED BY DIR	AMOUNT APPROVED BY CRC	AMOUNT APPROVED BY BCC	DAYS APPROVED BY DIR	DAYS APPROVED BY CRC	DAYS APPROVED BY BCC	CODE
1	CCP #01	2/11/2008	(\$269,269.00)							Sales Tax Savings Program
2	CCP #02	2/8/2008		\$32,936.77						
3	PO #PBC03205-004	2/8/2008	(\$6,786.00)							Sales Tax Savings Program
4	PO #PBC03205-008	2/8/2008	(\$41,990.00)							Sales Tax Savings Program
5	PO #PBC03205-009	2/8/2008	(\$13,000.00)							Sales Tax Savings Program
6	PO #PBC03205-003	2/8/2008	(\$47,642.00)							Sales Tax Savings Program
7	PO #PBC03205-007	2/8/2008	(\$65,941.86)							Sales Tax Savings Program
8	PO #PBC03205-002	2/11/2008	(\$74,352.00)							Sales Tax Savings Program
9	PO #PBC03205-010	2/29/2008	(\$71,977.00)							Sales Tax Savings Program
10	PO #PBC03205-005	3/31/2008	(\$59,050.00)							Sales Tax Savings Program
11	PO #PBC03205-006	3/31/2008	(\$24,350.00)							Sales Tax Savings Program
12	PO #PBC03205-003	4/8/2008	\$47,642.00							Sales Tax Savings Program
13	PO #PBC03205-011	4/8/2008	(\$38,355.12)							Sales Tax Savings Program
14	PO #PBC03205-012	5/28/2008	(\$35,865.00)							Sales Tax Savings Program
15	CCP #11	7/8/2008				\$154,251.61			10	
16	CUD #3	7/9/2008		\$0.00						
17	PO #PBC03205-012	8/5/2008	\$35,865.00							Sales Tax Savings Program
18	CCP #29R1	10/1/2008			\$74,032.38					
19	CUD #6	1/5/2009		\$0.00			27			
20	CCP #33R1 & 36	1/5/2009		\$0.00						
21	CCP #20,34,35,37,38,39,40,41R,42,44,45,47,49,50,51,55,56R,57,58,59,60,61,62,63,64,65,66,67 Reduce contingency by \$191,312.27	4/21/2009		\$0.00				66		
22	Return unused portion of DOP's from 03205-007, 011 & 006.	12/4/2009	\$8,825.49							
23	Final GMP Reconciliation	Pending				(\$214,903.70)				
			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	
			\$(656,245.49)	\$32,936.77	\$74,032.38	\$(60,652.09)	27	66	10	
			DIR/CRC DOLLARS APPROVED TO DATE			DIR/CRC TOTAL DAYS APPROVED TO DATE				
			\$106,969.15			93				

ORIGINAL CONTRACT PRICE	\$5,650,000.00
PREVIOUS CHANGE ORDERS	\$261,220.76
PREVIOUS SALES TAX C.O.'S	-\$656,234.49
THIS CHANGE ORDER (21)	-\$214,903.70
ADJUSTED CONTRACT PRICE	\$5,040,082.57

PBSO Aviation Facility
Project No. 03205
CUD History

<u>CUD #</u>	<u>Description</u>	<u>Date Approved</u>	<u>Amount</u>
	Original Contingency Amount		\$56,500.00
CUD #1	Buy Out Savings	5/7/2008	\$134,074.84
CUD #2	Extend Builders Risk	5/8/2008	-\$9,097.07
CUD #3R1	CCP #12 owner request to add sub base fuel tank for emergency generator. CCP #13 owner requested change in the toilet accessories.	8/5/2008	-\$17,788.00
CUD #4R1	CCP #14 owner request to supply and install kitchen equipment.	8/5/2008	-\$9,867.80
CUD 5R1	CCP #15 add additional fire rated masonry wall. Scope gap.	8/5/2008	-\$3,695.00
CUD #6	CO #19 - CCP #16, 17, 18R1, 19, 21, 23, 24, 25, 27, 28 and 32 - Miscellaneous additional scope items due to unforeseen conditions, owner requests and scope gap.	1/5/2009	-\$46,011.89
CUD #7	Buy Out Savings	2/26/2009	\$90,224.52
CUD #8	CO #21 - CCP's 20, 34, 35, 37, 38, 39, 40, 41R, 42, 44, 45, 47, 49, 50, 51, 55, 56R, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66 & 67 - Miscellaneous additional scope items due to unforeseen conditions, owner requests and scope gap.	4/21/2009	-\$191,312.27
CUD #9	CO #23 - Final GMP Reconciliation Buy Out Savings	12/4/2009	\$211,876.37
	TOTAL FINAL BALANCE		\$214,903.70

PALM BEACH COUNTY

CHANGE ORDER

ISSUED TO: Catalfumo Construction, LTD.

CHANGE ORDER NO.: 23

REFERENCE CCP NO.: 074

PROJECT: PBSO Aviation Facility

RESOLUTION NO.: R2003-1543

PROJECT NO. 03205

DISTRICT NO.: 2

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:

CCP #074: Final GMP Reconciliation, reduce contingency(\$214,903.70)

CONTRACT PRICE

Original Contract Price: \$ 5,650,000.00
 Amendment.# through \$ 0.00
 Previous Change Orders: \$ 261,220.76
 Previous sales Tax C.O.: \$ (656,245.49)
 This Change Order: \$ (214,903.70)
 ADJUSTED Contract Price: \$ 5,040,071.57

COMPLETION DATE

Contract Completion Date will be increased
 by 0 calendar days.
 Contract Notice To Proceed Date: 07/16/07
 Contract Substantial Completion Date: 09/26/08
 ADJUSTED Substantial Completion Date: N/A

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 modification(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:

Catalfumo Construction, LTD.

Contractor

By: Edward E. Mangano Jr.

Title: By Date: 11/20/09

DESIGN PROFESSIONAL

The above changes are recommended for approval by the Owner:

Stephen Boruff, AIA Architects + Planners, Inc.

Design Professional

By: S. Boruff

Title: Architect Date: 12.03.09

PALM BEACH COUNTY

Recommended By:

By: John Chesher

Title: Project Manager Date: 12/10/09

By: John Chesher

Title: Director - CID Date: 12/10/09


By: Army Way

Title: Director, FD&O Date: 12/10/09

By: _____
 Legal Sufficiency-CAO Date: _____

Approved By:

By: _____
 Title: Burt Aaronson
 Title: Chair, BCC Date: _____

PALM BEACH COUNTY			
CONSTRUCTION CHANGE PROPOSAL (CCP)			
TO: Palm Beach County Capital Improvements Division ATTENTION: Dave Dolan REFERENCE: Final Reconciliation	CCP NUMBER: 074R1 DATE: 11/16/2009 PROJECT NAME: PBSO Aviation Facility PROJECT NUMBER: 3205 CONTRACT NUMBER:		
<p>We propose to accomplish the MODIFICATIONS identified in FIELD BULLETIN <u>N/A</u> and as described herein. Except as modified below, the original contract and all prior amendments shall remain in full force and effect.</p>			
DESCRIPTION: Final GMP Reconciliation PBC Change Order # <u>23</u>			
<div style="display: flex; justify-content: space-between; align-items: flex-end;"> <div style="width: 60%;"> <p>PROPOSED CONTRACT PRICE CHANGE:</p> <p>(increases) _____</p> <p>(decrease) (\$214,903.70)</p> <p>(unchanged) _____</p> <p>PROPOSED CONTRACT TIME CHANGE:</p> <p>(increases) _____ DAYS</p> <p>(unchanged) _____</p> <p>PROPOSED NEW SUBSTANTIAL COMPLETION: _____ DATE</p> </div> <div style="width: 35%;"> <p>FROM: <u>Catalfumo Construction, Ltd.</u></p> <p style="text-align: center;">Contractor</p> </div> </div> <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 20px;"> <div style="width: 45%;"> <p>DISTRIBUTION: E.Meinzinger L. Fields</p> </div> <div style="width: 50%;"> <p>SIGNED: <u></u></p> <p>DATE: <u>By 11/20/09</u></p> </div> </div>			

SCHEDULE 1

LIST OF PROPOSED SBE-M/WBE SUBCONTRACTORS
CHANGE ORDER WORK

PROJECT NAME: PBSO Aviation Facility PROJECT NO. 03205
NAME OF GENERAL CONTRACTOR: Catalfumo Construction, Ltd. CONTACT PERSON: Ed Meinzinger PHONE NO: 694-3000
CCP #: CCP #74 (Change Order #23)

PLEASE IDENTIFY ALL APPLICABLE CATEGORIES OF SUBCONTRACTORS

(Check one or both Categories)			Subcontract Amount				
Name, Address and Phone Number	Minority Business	Small Business	Black	Hispanic	Women	Caucasian	Other (Please Specify)
1. None	<input type="checkbox"/>	<input type="checkbox"/>	\$	\$	\$	\$	\$
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 \$ (\$214,903.70) Total Value of SBE Participation \$ 0 M/WBE Participation \$ 0

FACILITIES DEVELOPMENT & OPERATIONS BUDGET AVAILABILITY STATEMENT

REQUEST DATE: 12/02/09 REQUESTED BY: Dave Dolan PHONE: 233-0280
 FAX: 233-0270

PROJECT TITLE: PBSO Aviation Facility PROJECT NO.: 03205

ORIGINAL CONTRACT AMOUNT: \$5,650,000.00 BCC RESOLUTION#: R-2003-1543
 DATE: 4/26/07

REQUESTED AMOUNT: (\$214,903.70)

CSA or CHANGE ORDER NUMBER: 23

CONSULTANT/CONTRACTOR: Catalfumo Construction, LTD

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

CCP #074: Final GMP reconciliation – reduce contingency..... (\$214,903.70)

CONSTRUCTION	(\$214,903.70)
PROFESSIONAL SERVICES	
STAFF COSTS** (Design/Constr. Phase)	
MISC. (permits, prints, connection fee, etcetera)	
TOTAL	(\$214,903.70)

** 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: 3803 DEPT: 411 UNIT: B356 Refund of Retainage 112,770.80

FUNDING SOURCE (CHECK ALL THAT APPLY): OBJ: 6572 - 102,132.90

☒ AD VALOREM ☒ OTHER
☐ FEDERAL/DAVIS BACON

BAS APPROVED BY: [Signature] DATE: 12-4-09

ENCUMBRANCE NUMBER: _____

ATTACHMENT # 3