

3H-1

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

Meeting Date: February 23, 2010

Consent Regular
 Ordinance Public Hearing

Department: Facilities Development & Operations

Motion and Title: Staff recommends motion to approve:

A) Amendment No. 5 to annual pavilions contract with S & F Construction, Inc., (R2005-1871) to increase the total dollar value limit for the fourth term by \$20,000 increasing the renewal capacity to \$420,000; and

B) Work Order No. 10-001 with S&F Construction, Inc. (R2005-1871) in the amount of \$181,568.00 to construct a 40' x 76' arch truss pavilion at Jupiter Farms Park.

Summary: The capacity of the current contract term is \$400,000 of which only \$164,526 is remaining. Staff is currently in the process of rebidding the contract and anticipates an award being presented to the Board in April. However, Staff is recommending increasing the Contract from \$400,000 to \$420,000 to accommodate the cost of the Jupiter Farms project in the amount of \$181,568, this will allow the work to commence and be operational in time for peak season. The work consists of a new 40' x 76' arch truss, galvalume metal roof pavilion, including all utilities and site modifications. The new pavilion will provide park users with an activity center as well as covered shelter. The project is being funded by Parks Impact Fees. The Small Business Enterprise (SBE) goal is 15%. The SBE participation in this work order is 100%. When the participation for this work order is added to S&F Construction, Inc's total participation-to-date, the resulting values are 93.24%. The total construction duration is 150 days. **(FD&O Admin) District 1 (JM)**

Background and Justification: The pavilion contract was approved on September 27, 2005, with an annual capacity of \$400,000 with up to four (4) renewals. The first renewal was approved on October 3, 2006, the second renewal on August 21, 2007, and the third renewal on May 6, 2008. The fourth and last renewal was executed on March 17, 2009. Staff is bringing forward this amendment to accommodate the cost of the unanticipated parks pavilion project which came in at \$181,568. Staff is currently in the process of rebidding the contract and anticipates an award being presented to the Board in April. This increase in capacity is necessary to lock in construction costs, adhere to projected schedule, and provide park users the pavilion in time for the peak season.

Attachments:

- 1. Location Map
- 2. Amendment No. 5
- 3. Work Order
- 4. Contractor's Cost Proposal
- 5. SBE Estimate Report
- 6. Budget Availability Statement

Recommended by: *AW* Army Wolf 2/10/10
Department Director Date

Approved by: *J Baker* J Baker 2/17/10
County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Year	2010	2011	2012	2013	2014
Capital Expenditures	\$208,568.00	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	\$208,568.00	0	0	0	0

Additional FTE Positions (Cumulative) — — — — —

Is Item Included in Current Budget? Yes No

Budget Account No: Fund 3601 Dept 581 Unit P407 Object 6520

Reporting Category _____

Recommended Sources of Funds/Summary of Fiscal Impact:

Departmental Fiscal Review: _____

III. REVIEW COMMENTS

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

Construction Cost \$181,568. Staff Cost \$9,000 and Contingency \$18,000. Total estimated cost \$208,568.

[Signature]
 OFMB
 2/10/10
 2/10/10

[Signature] 2/10/10
 Contract Dev. and Control
 E. Jones 2/10/10

A. Legal Sufficiency:

[Signature] 2/10/10
 Assistant County Attorney

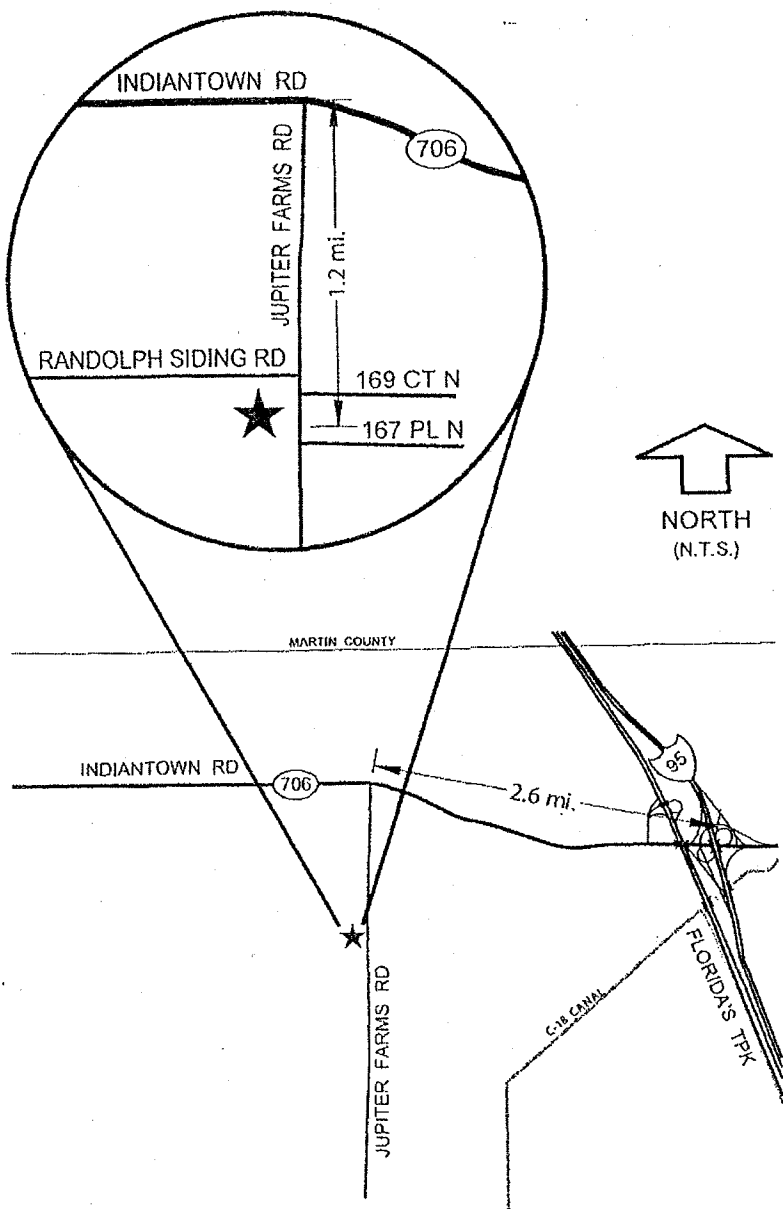
This item complies with current County policies.

A. Other Department Review:

 Department Director

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

Jupiter Farms Park
16655 Jupiter Farms Road
Jupiter, FL



AMENDMENT #5 TO ANNUAL PAVILION CONTRACT

This agreement amends the contract between Palm Beach County (County) and S&F Construction, Inc., (Contractor) authorized pursuant to Palm Beach County Resolution (R-2005-1871).

The original contract provided that Contractor would act as an annual pavilion contractor from September 27, 2005 to September 26, 2006 or until Contractor had been awarded projects totaling four hundred thousand dollars (\$400,000), whichever occurred first. That contract also provides that it could be extended for four additional terms. This is the fifth and final amendment. This contract was previously amended on October 3, 2006 and August 21, 2007 May 6, 2008, and March 17, 2009.

The County is extending the contract for a period of twelve (12) months based on the pending work which would exceed the value assigned to the contract. Due to the volume of pending work, the total dollar value limit for the final term is being increased from four hundred thousand dollars (\$400,000) to four hundred twenty thousand dollars (\$420,000). Pursuant to the provisions of the existing contract, the parties agree that Contractor will continue to act as an annual general contractor until March 16, 2010 or until the total dollar value of work authorizations for the fifth term totals four hundred twenty thousand dollars (\$420,000), whichever comes first. The parties agree that the total dollar value of work authorizations issued pursuant to this amendment shall not exceed four hundred twenty thousand dollars (\$420,000).

Except as amended herein, all provisions of the existing contract shall remain in full force and effect.

ATTEST:
Sharon R. Bock, Clerk & Comptroller

BOARD OF COUNTY COMMISSIONERS

Deputy Clerk

Burt Aaronson, Chair

Witness:

S&F Construction, Inc.

Barbara Kennedy Kirk

Printed Name

Jim Doid

Signature

[Signature]

Signature

PRESIDENT

Title

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS
AND CONDITIONS

County Attorney
Facilities Development & Operations

[Signature] *Audrey Wolf*

Audrey Wolf, Director

ATTACHMENT #1

WORK ORDER
Work Order #10-001
Annual Contract: Pavilion and Shelters
R-2005-1871

To: **S&F Construction, Inc.**
2180 SE 1st Street
Boynton Beach, FL 33475
Attention: Mr. Jim Ford

Project Location: 16655 Jupiter Farms Road, Jupiter, FL

Project # 09779

Title: **JUPITER FARMS PARK - PAVILION**

Scope of Work: Provide all labor and material necessary to provide and install a 40' x 76' truss pavilion.

Amount of W.O.: \$181,568.00

Requisition Date: 1/22/10

Account Number: 3601-581-P407-6520

Vendor Code: SFCO0001

District: 1

PBC Representative: James P. McDaniel 2/2/10
Procurement & Project Implementation Group Date

Approval: Audrey Wolf 2/3/10
Audrey Wolf, Director, Facilities Development & Operations Date

County Attorney _____ Date

Burt Aaronson, Chair, Board of County Commissioners _____ Date

Acknowledgment: Jim Ford 2/2/10
Jim Ford, S&F Construction, Inc. Date

SBE % Participation-to-Date 93.24%

SBE % Participation this W.O. 100 %

*Specific goals for this contract are 15%.

- COPIES TO: Contract Development & Control
 Finance
 Fixed Assets
 FD&O Fiscal

ATTACHMENT # 3



CONSTRUCTION

INCORPORATED 2180 S.E. 1st Street • Boynton Beach, FL 33435 • (561) 737-4175 • Fax (561) 369-1445

Proposal Submitted to Facilities Services/PPIG	Phone (561) 262-9285	Date 12/16/2009
Street 2633 Vista Parkway	Job Name Activity pavilion for Jupiter Farms Park	
City, State, and Zip Code West Palm Beach, FL 33406	Attn: Mr. Jim McNamara - Project supervisor	

We hereby submit specifications and estimates for:

As per annual contract R-2005 - 1870 - Pavilions, Shelters and Sheds:

Construct a 40' x 76' arch truss pavilion as per plans dated November 10, 2009 with latest revision December 16, 2009 (shs. A-1, A-2, S-1, S-2, E-1, P-1). All labors, services, and materials as noted by the plan are to be included with the following exceptions:

- 1.) Site work: Grubbing, fill, compaction, landscaping and irrigation is to be supplied by others.
- 2.) Final utility line connections: See optional cost proposal for electrical service line installation.
- 3.) Temporary facilities: Sanitary and electrical requirements as required for construction.
- 4.) Unspecified costs, including but not limited to site plans, surveys, impact fees, zoning changes, handicap accessibility or signage requirements.
- 5.) Unseen or uncharted conditions including but not limited to the presence of unsuitable soils, muck, hard pan, cap rock or immediate water table that would prevent normal excavation.
- 6.) Any supply and/or installation of any fixtures deemed future or any floor coverings or treatment of any kind.

We Propose hereby agree to furnish labor and materials- complete in accordance with the above specifications, for the sum of:

One hundred eighty one thousand five hundred sixty eight dollars (\$ 181,568.00)

Payment to be made as follows:

50% progress payment; balance upon completion

Authorized Signature Jim Ford (President)

All agreements contingent upon strikes, accidents, or delays beyond our control. Owner to carry fire tornado and other necessary insurance. Our workers are fully covered by workers compensation insurance.

This proposal may be withdrawn Term contract by us if not accepted within to: 3/17/2010 days

Acceptance of proposal - The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature _____ Date of Acceptance _____

ATTACHMENT #4



CONSTRUCTION

INCORPORATED 2180 S.E. 1st Street • Boynton Beach, FL 33435 • (561) 737-4175 • Fax (561) 369-1445

Proposal Submitted to Facilities Services/PPIG	Phone (561) 262-9285	Date 12/16/2009
Street 2633 Vista Parkway	Job Name Activity pavilion for Jupiter Farms Park	
City, State, and Zip Code West Palm Beach, FL 33406	Attn: Mr. Jim McNamara - Project supervisor	

We hereby submit specifications and estimates for:

As per annual contract R-2005 - 1870 - Pavilions, Shelters and Sheds:

1.) Pavilion - 40' x 76' arch truss/ metal roof (line item 14)		
A. One unit @ \$ 101,481.000		\$101,481.00
2.) Carpentry for upgrades (line item 55 para 2.08b)		
A. 320 hours @ \$45.00 per hour		\$14,400.00
B. \$19,800.00 materials x 1.10		\$21,780.00
3.) Labor for upgrades (line item 58 para 2.08e)		
A. 160 hours @ \$35.00 per hour		\$5,600.00
B. \$1,080.00 materials x 1.10		\$1,188.00
4.) Electrical installation (line item 54 para 2.08a)		
A. 160 hours @ \$50.00 per hour		\$8,000.00
B. \$7,270.00 materials x 1.10		\$7,997.00

We Propose hereby agree to furnish labor and materials- complete in accordance with the above specifications, for the sum of:

Continued on next sheet..... dollars (\$)

Payment to be made as follows:

50% progress payment; balance upon completion

Authorized Signature _____ (President)

All agreements contingent upon strikes, accidents, or delays beyond our control. Owner to carry fire tornado and other necessary insurance.
Our workers are fully covered by workers compensation insurance.

This proposal may be withdrawn Term contract
by us if not accepted within to: 3/17/2010 days

Acceptance of proposal - The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature _____
Date of Acceptance _____



CONSTRUCTION

INCORPORATED 2180 S.E. 1st Street • Boynton Beach, FL 33435 • (561) 737-4175 • Fax (561) 369-1445

Proposal Submitted to Facilities Services/PPIG	Phone (561) 262-9285	Date 12/16/2009
Street 2633 Vista Parkway	Job Name Activity pavilion for Jupiter Farms Park	
City, State, and Zip Code West Palm Beach, Fl. 33406	Attn: Mr. Jim McNamara - Project supervisor	

We hereby submit specifications and estimates for:
As per annual contract R-2005 - 1870 - Pavilions, Shelters and Sheds:

5.) Plumbing installation (line item 57 para 2.08d)		
A. 16 hours @ \$50.00 per hour		\$800.00
B. \$890.00 materials x 1.10		\$979.00
6.) HVAC installation (line item 56 para 2.08c)		
A. 32 hours @ \$50.00 per hour		\$1,600.00
B. \$4,130.00 materials x 1.10		\$4,543.00
7.) Sidewalks (line item 53 para 2.0h)		
A. 1650 sq. ft. @ \$8.00 per sq. ft.		\$13,200.00

We Propose hereby agree to furnish labor and materials- complete in accordance with the above specifications, for the sum of:

One hundred eighty one thousand five hundred sixty eight dollars (\$ 181,568.00)

Payment to be made as follows:

50% progress payment; balance upon completion

Authorized Signature Jim Ford (President)

All agreements contingent upon strikes, accidents, or delays beyond our control. Owner to carry fire tornado and other necessary insurance. Our workers are fully covered by workers compensation insurance.

This proposal may be withdrawn Term contract
by us if not accepted within to: 3/17/2010 days

Acceptance of proposal - The above prices, specifications, and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature _____
Date of Acceptance _____

SCHEDULE 1

SUMMARY OF PARTICIPATON FOR M/WBE CONSULTANTS

PROJECT NAME: Annual Contract Pavilions, Shelters and Sheds PROJECT NO.: 09779

NAME OF PRIME BIDDER: S & F Construction, Inc.

CONTACT PERSON: Jim Ford PHONE NO: (561) 737-4175 FAX NO: (561) 369-1445

BID DATE: 12/16/09 DEPARTMENT: PPIG

PLEASE IDENTIFY ALL APPLICABLE CATEGORIES OF SUBCONTRACTORS

Name, Address and Phone Number of SBE or M/WBE Consultant	Contract Amount				
	Small	Black	Hispanic	Women	Other
1. S & F Construction, Inc	X	\$	\$ X	\$ X	\$
2.		\$	\$	\$	\$
3.		\$	\$	\$	\$
4.		\$	\$	\$	\$
5.		\$	\$	\$	\$
Total Bid Price \$ <u>181,568.00</u>		Total M/WBE Participation \$ <u>181,568.00</u>			

Note: 1. The amounts listed on this form must be supported by the Subcontractors priced included on Schedule 2 in order to be counted toward goal attainment.
2. M/WBE information is being collected for tracking purpose only.

ATTACHMENT # 5

SCHEDULE 2

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

PROJECT NO: _____ 9779 PROJECT NAME: Jupiter Farms Park pavilion
TO: S&F Construction Inc.
(Name of Prime Bidder)

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

Small Business Enterprise Black Business Enterprise
Hispanic Business Enterprise Women Business Enterprise
Other (Please specify) _____

Date of Palm Beach County Certification: _____ 7/12/2008

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):

Construct 40' x 76' park pavilion with enclosed activity center.

at the following price: _____ \$181,568.00
(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.

If 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

S&F Construction Inc.
(Print name of SBE - M/WBE Subcontractor)

By: Jim Ford

Jim Ford - President
(Print name/title of person executing on behalf of SBE - M/WBE Subcontractor)

Date: 12/16/2009

BUDGET AVAILABILITY STATEMENT

REQUEST DATE: 01/07/10

REQUESTED BY: Jim McNamara

PHONE: 233-2054

PROJECT TITLE: Jupiter Farms Park – Pavilion

PROJECT NO.: 09779

LOCATION: 16655 Jupiter Farms Road

LOCATION DESCRIPTION: Jupiter Farms Park

BUILDING NUMBER: NA

CONTRACTOR/CONSULTANT NAME: S & F Construction Inc.

PROVIDE A BRIEF STATEMENT OF THE SCOPE OF SERVICES TO BE PROVIDED BY THE CONSULTANT/CONTRACTOR: Provide all labor and material necessary to provide and install a 40'x76' truss pavilion.

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

CONSTRUCTION	<u>\$181,568.00</u>
ARCHITECTURE/ENGINEER	<u>NA</u>
*STAFF COSTS	<u>\$9,000.00</u>
EQUIPMENT/ OTHER	<u>NA</u>
CONTINGENCY	<u>\$18,000.00</u>
TOTAL	<u>\$208,568.00</u>

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 NUMBERS (IDENTIFY ALL SOURCES) FUNDING SOURCE (CHECK ALL THAT APPLY)

FUND:	AGENCY:	ORG:	OBJ:	SUBOBJ:
3601	581	P407	6520	
AD VALOREM	OTHER		FEDERAL/DAVIS BACON	

SUPPLEMENTAL AGREEMENT TO BE APPROVED BY: Department Director (WO<\$50,000)
ANTICIPATED DATE OF APPROVAL:

BAS APPROVED BY: *James E. Williams* DATE: _____

ENCUMBRANCE NUMBER: _____

<p align="center">FUNDING SOURCE(S)</p> <p><input type="checkbox"/> Rent</p> <p><input checked="" type="checkbox"/> Impas d Fees</p> <p><input type="checkbox"/> Park Improvement Fund</p> <p><input type="checkbox"/> Ad Valorem</p> <p><input type="checkbox"/> Other</p>	<p align="center">BAS APPROVAL</p> <p><input checked="" type="checkbox"/> FULLY FUNDED WITHIN CURRENT BUDGET <i>ok</i></p> <p><input type="checkbox"/> FULLY FUNDED PENDING BUDGET TRANSFER _____</p>
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ATTACHMENT #6