

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

Meeting Date: February 23, 2010 Consent Regular
 Workshop Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Change Order No. 1 to the Contract (R2007-1217) with Catalfumo Construction, Ltd., decreasing the Guaranteed Maximum Price (GMP) for the South Florida Regional Transportation Authority (SFRTA) parking lot at the West Palm Beach Intermodal Transit Facility (ITF) by \$149,999.79.

Summary: The new SFRTA Parking Lot was completed and opened to the public in September 2009. There is \$149,999.79 remaining in the contract contingency that will be released from encumbrance and returned to the project budget, allowing for project closeout. Change Order No. 1 accomplishes that reduction. The Small Business Enterprise (SBE) participation goal is 15% and the final SBE participation is 11.3%. **(Capital Improvements Division) Countywide (JM)**

Background and Justification: Catalfumo is the Construction Manager for this project and the Board approved a GMP (R2009-0479) for the new 163 space paved parking lot with associated drainage, lighting, landscaping and irrigation on March 17, 2009. The actual construction cost is lower than the original contract amount, resulting in a refund. SFRTA will reimburse the County for all construction expenses.

Attachments:

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

Recommended by: *AW* *Armeny Wolf* *2/8/10*
Department Director Date

Approved by: *jwe* *J Baker* *2/18/10*
County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2010	2011	2012	2013	2014
Capital Expenditures	(\$149,999.79)	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	(\$149,999.79)				

ADDITIONAL FTE POSITIONS (Cumulative) _____

Is Item Included in Current Budget? Yes X No _____
 Budget Account No: Fund 3804 Dept 41 Unit 0453 Object 6002
 Reporting Category _____

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

Funds will be returned to the project budget.

III. REVIEW COMMENTS:

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

[Signature]
 OFMB
 2/11/10

[Signature]
 Contract Administrator
 E Jones 2/16/10

B. Legal Sufficiency:

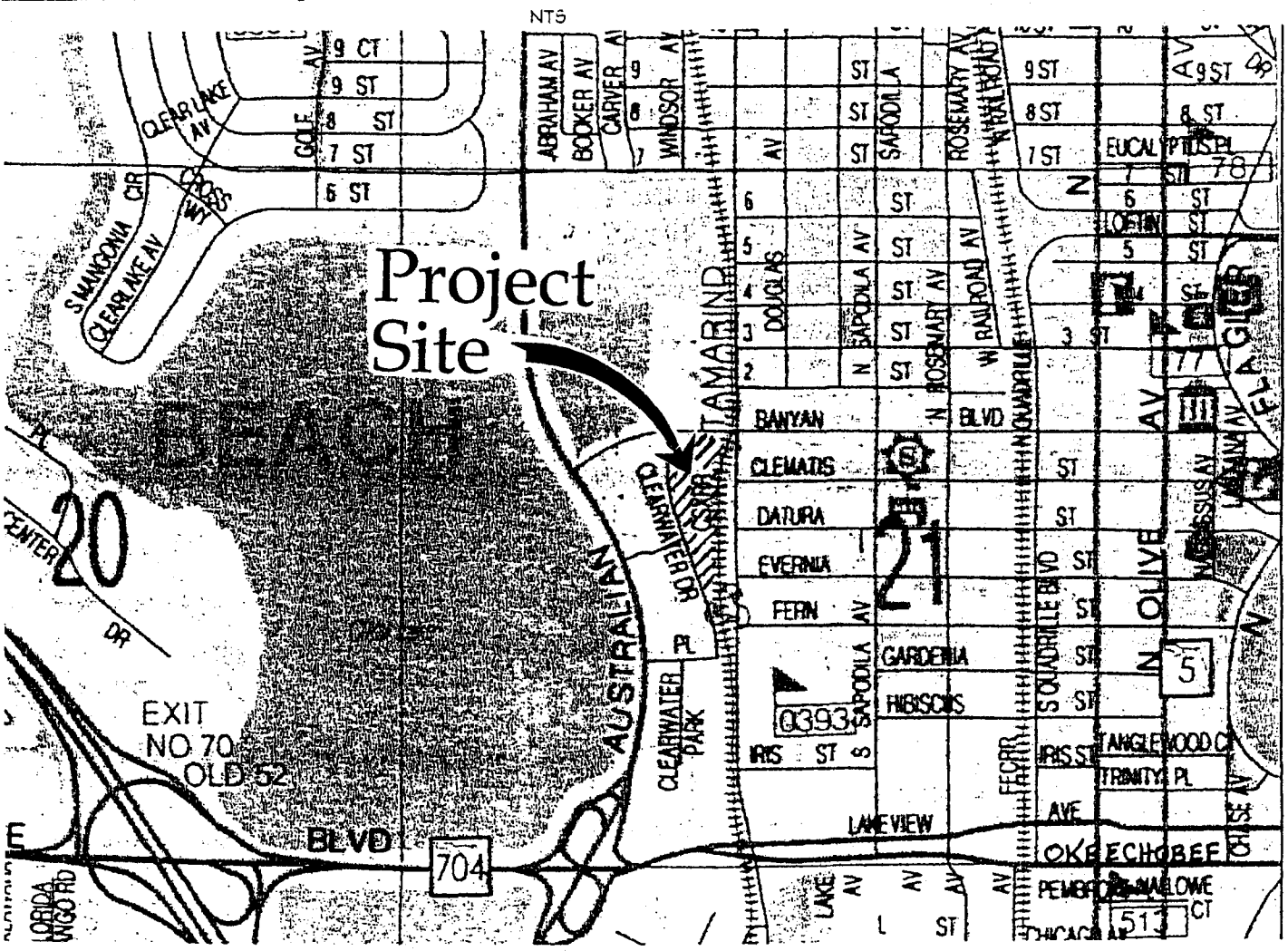
[Signature] 2/17/10
 Assistant County Attorney

C. Other Department Review:

 Department Director

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

Location Map



FACILITIES DEVELOPMENT & OPERATIONS
BUDGET AVAILABILITY STATEMENT

REQUEST DATE: 01/21/10

REQUESTED BY: Dave Dolan

PHONE: 233-0280

FAX: 233-0270

PROJECT TITLE: SFRTA Tri-Rail Parking Lot West Palm Beach

PROJECT NO.: 09209

ORIGINAL CONTRACT AMOUNT:

BCC RESOLUTION#:

REQUESTED AMOUNT: (\$149,999.79)

DATE:

CSA or CHANGE ORDER NUMBER:

CONSULTANT/CONTRACTOR: Catalfumo Construction, Ltd.

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

Final Contract Reconciliation – Buyout savings

CONSTRUCTION	(\$149,999.79)
PROFESSIONAL SERVICES	
STAFF COSTS** (Design/Constr. Phase)	
MISC. (permits, prints, advertising, etcetera)	
TOTAL	(\$149,999.79)

** 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: 3804 DEPT: 411 UNIT: 13453 OBJ: 6502
FUNDING SOURCE (CHECK ALL THAT APPLY): AD VALOREM OTHER
 FEDERAL/DAVIS BACON

BAS APPROVED BY:  DATE: 1 22 10

ENCUMBRANCE NUMBER: 040309-751

**CHANGE ORDER BRIEF
SFRTA TRI-RAIL PARKING LOT
PROJECT NO. 09209
SEPTEMBER 16, 2009**

Prime Contractor..... Catalfumo Construction, Ltd.

Change Order No..... 1

Change Order Amount(\$149,999.79)

Changed Contract Time..... 0 calendar days

Description of CCP's:

1. CCP #04: Final reconciliation of the contract (Buy Out Savings) (\$149,999.79)
TOTAL (\$149,999.79)

Explanation and Reason-for-Change Code:

1. CCP #04 X Final contract reconciliation- buy out savings recognized.

Reason-for-change codes

D = Differing Site Conditions

E = Errors/Omissions in Design

O = Owner-Initiated

Q = Quantity Adjustments

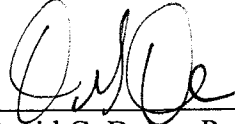
R = Request by another Agency/Outside Party

X = Other (Specify: Buy Out Savings)

Z = Zoning/Code/Ordinance Change

Estimated premium value of errors/omissions for this change order: \$000

SUBMITTED:



David G. Dolan, Project Manager
Capital Improvements Division

1/21/10
Date

ATTACHMENT # 3

CHANGE ORDER HISTORY
 SFRTA TRI-RAIL PARKING LOT
 PROJECT #09209

CO #	Description	Date Approved	Amount Approved by Director	Amount Approved by CRC	Amount Approved by BCC	Days Approved by Director	Days Approved by CRC	Days Approved by BCC	\$ SBE
1	CCP #4 - Final Contract Reconciliation (Buy Out Savings)	Pending BCC			-\$149,999.79			0	
		Totals	\$0.00	\$0.00	-\$149,999.79	0	0	0	\$0.00
			DIR + CRC DOLLARS TO DATE			DIR + CRC TOTAL DAYS TO DATE			
			\$0.00			0			

ORIGINAL CONTRACT PRICE	\$1,006,446.88
PREVIOUS CHANGE ORDERS (1 -)	\$0.00
THIS CHANGE ORDER ()	-\$149,999.79
ADJUSTED CONTRACT PRICE	\$856,447.09

PALM BEACH COUNTY

CHANGE ORDER

ISSUED TO: Catalfumo Construction, Ltd.
4300 Catalfumo Way
Palm Beach Gardens, FL 33410

CHANGE ORDER NO.: 1
REFERENCE CCP NO.: 004
RESOLUTION NO.: R2007-1217 (R2009-0479)
DISTRICT NO.: 7

PROJECT: SFRTA Tri-Rail Parking Lot
PROJECT NO. 09209

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 #04: Final contract reconciliation (Buy Out Savings).....(\$149,999.79)

CONTRACT PRICE

COMPLETION DATE

Original Contract Price: \$1,006,446.88
Previous CO # _____ through _____: \$0.00
This Change Order No. 1: (\$149,999.79)
ADJUSTED Contract Price: \$856,447.09

Contract Completion Date will be increased by 0 calendar days.
Contract Notice to Proceed Date: 04/13/2009
Contract Substantial Completion Date: 08/17/2009
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 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:

Contractor: _____
By: [Signature]
Title: Buy Date: 1/20/10

DESIGN PROFESSIONAL

The above changes are recommended for approval by the Owner:

Not Applicable
Design Professional
By: _____
Title: _____ Date: _____

PALM BEACH COUNTY

Recommended By:
By: [Signature]
Title: Project Manager Date: 1/21/10
By: John Chesher
Title: Director - CID Date: 1/25/10
By: Army Wolf
Title: Director, FD&O Date: 1/25/10
By: _____
Legal Sufficiency - CAO Date: _____
Approved By:
By: _____
Burt Aaronson
Title: Chair, BCC Date: _____

PALM BEACH COUNTY

CONSTRUCTION CHANGE PROPOSAL (CCP)

CAT PROJ: 08-008-01

TO: Palm Beach County
Capital Improvements Division

CCP NUMBER: FOUR (004)
DATE: 9/16/2009

ATTENTION: Dave Dolan

PROJECT NAME: TriRail Parking Lot Facility

REFERENCE: Final Reconciliation

PROJECT NUMBER: 93222
CONTRACT NUMBER: R2007 1217

We propose to accomplish the MODIFICATIONS identified in FIELD BULLETIN # FOUR (4)
and as described herein. Except as modified below, the original contract and all prior amendments shall remain in full force and effect.

DESCRIPTION: Final Reconciliation PBC Change Order # 01.

PROPOSED CONTRACT PRICE CHANGE: (increases) \$ (149,999.79)
(decreases)
(unchanged)

CURRENT SUBSTANTIAL COMPLETION DATE: August 17, 2009

PROPOSED CONTRACT TIME CHANGE: (increases) 0 DAYS
(unchanged)

PROPOSED NEW SUBSTANTIAL COMPLETION: August 17, 2009 DATE

FROM: Catalfumo Construction, Ltd.
Construction Manager

DISTRIBUTION: E.Meinzinger
L. Fields

SIGNED: Edward E. Meinzinger, Executive Vice-President

DATE: _____

**PALM BEACH COUNTY
FACILITIES DEVELOPMENT & OPERATIONS DEPARTMENT
CONTINGENCY USE DIRECTIVE**

AUTHORIZATION TO ADJUST THE CONTRACTOR'S
CONTINGENCY WITHIN THE GUARANTEED MAXIMUM PRICE (GMP)

Project No: 93222
Project Name: Tri-Rail Parking Lot Facility CUD NO. 002 Date: September 16, 2009

The following is a description of items to adjust the Contractor's Contingency within the Guaranteed Maximum Price (GMP). This action does not change the GMP amount or the contract time:

Item	RCO	Description of Adjustments to the Contingency	Value
1		Change Order #2 - Project Closeout Reconciliation	\$142,198.23
2		See attached sheet for details.	
3			
4			
5			

Total all items for this CUD \$142,198.23

Original Contingency Amount \$23,378.56 Per GMP Tab 4 dated
Previous CUD's (\$15,577.00) CUD 001

Balance before this CUD \$7,801.56

THIS CUD \$142,198.23

Balance after this CUD \$149,999.79

Execution of this CUD 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 claims that the above stated modification constitutes, in whole or part, a cardinal change to the contract. The above changes are accepted:

Construction Manager:

Catalfumo Construction, Ltd.
4300 Catalfumo Way North
Palm Beach Gardens, FL 33410

By: 
Stuart Brazier - Project Manager

Date: 9/16/09

Architect:

AECOM
3750 NW 87th Avenue, Suite 300
Miami, FL 33178

By: NOT APPLICABLE

Date: _____

SFRTA:

Tri-Rail
800 North West 33rd Street
Pompano Beach, FL 33064

By: NOT APPLICABLE


Date: _____

Owner:

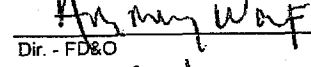
Palm Beach County
Capital Improvements Division
2633 Vista Parkway
West Palm Beach, FL 33411

By: 
Project Manager

Date: 1/20/10

By: 
Dir. - Capital Improvements Div

Date: 1/20/10

By: 
Dir. - FD&O

Date: 1/20/10

CONTINGENCY USE DIRECTIVE #002 (CUD) BREAKDOWN

CUD No: 002

DATE: 9/16/2009
PROJECT MANAGER: Stuart Brazier
JOB NAME/NUMBER: Tri-Rail Parking Lot Facility / 08-008-03
DATE OF GMP ESTIMATE: 3/4/2009

Pay App Line	Cost Code	Line Item Description	Original GMP Amount	Approved Change Orders Amount	Current GMP Amount	Job To Date Costs	Variance	Line Item Adjustment	Contingency Adjustment (01-991-Q)	CUD Details
2	01-332	Controller / I.T. Technician / Accountant	\$931.30	\$0.00	\$931.30	\$931.30	\$0.00	\$0.00	\$0.00	
2	01-529	Office Supplies & Non-Reimbursable Expenses	\$276.90	\$0.00	\$276.90	\$276.90	\$0.00	\$0.00	\$0.00	
2	01-520	Labor Burden	\$449.26	\$0.00	\$449.26	\$449.26	\$0.00	\$0.00	\$0.00	
3	01-320	Lead Superintendent	\$27,123.33	\$0.00	\$27,123.33	\$22,077.18	\$5,046.17	(\$5,046.17)	\$5,046.17	
3	01-325	Lead Project Manager	\$23,175.00	\$0.00	\$23,175.00	\$18,863.32	\$4,311.68	(\$4,311.68)	\$4,311.68	
3	01-330	Project Administrative Assistant	\$8,926.64	\$0.00	\$8,926.64	\$7,651.98	\$1,074.66	(\$1,074.66)	\$1,074.66	
3	01-504	Wireless Communications (CAT Only)	\$1,491.00	\$0.00	\$1,491.00	\$1,213.66	\$277.34	(\$277.34)	\$277.34	
3	01-995	Vehicle Expense	\$12,456.00	\$0.00	\$12,456.00	\$7,560.00	\$4,896.00	(\$4,896.00)	\$4,896.00	
3	01-520	Labor Burden	\$28,570.14	\$0.00	\$28,570.14	\$23,537.48	\$5,032.66	(\$5,032.66)	\$5,032.66	
5	01-402	Plans/Specifications/Disks	\$1,000.00	\$0.00	\$1,000.00	\$134.19	\$865.81	(\$865.81)	\$865.81	
5	01-403	Project Photographs	\$406.22	\$0.00	\$406.22	\$362.12	\$44.10	(\$44.10)	\$44.10	
5	01-415	Surveying & Grids	\$15,000.00	\$0.00	\$15,000.00	\$13,610.00	\$1,390.00	(\$1,390.00)	\$1,390.00	
5	01-440	Construction Signs	\$532.50	\$0.00	\$532.50	\$189.26	\$343.24	(\$343.24)	\$343.24	
5	01-501	Temporary Electric FPL Monthly Charges	\$2,107.88	\$0.00	\$2,107.88	\$165.65	\$1,942.23	(\$1,942.23)	\$1,942.23	
5	01-502	Temporary Water	\$1,578.96	\$0.00	\$1,578.96	\$0.00	\$1,578.96	(\$1,578.96)	\$1,578.96	
5	01-505	Temporary Lighting / Power / Infrastructure	\$1,500.00	\$0.00	\$1,500.00	\$0.00	\$1,500.00	(\$1,500.00)	\$1,500.00	
5	01-510	Ice & Drinking Water	\$450.50	\$0.00	\$450.50	\$180.60	\$269.90	(\$269.90)	\$269.90	
5	01-542	Dust Control	\$3,953.52	\$0.00	\$3,953.52	\$0.00	\$3,953.52	(\$3,953.52)	\$3,953.52	
5	01-560	Temporary Traffic Control / MOT	\$2,556.00	\$0.00	\$2,556.00	\$2,058.53	\$497.47	(\$497.47)	\$497.47	
5	01-571	Dumpster / Trash Removal	\$8,599.88	\$0.00	\$8,599.88	\$1,500.00	\$7,099.88	(\$7,099.88)	\$7,099.88	
5	01-582	Sanitary Facilities	\$399.99	\$0.00	\$399.99	\$224.33	\$175.66	(\$175.66)	\$175.66	
5	01-593	OSHA / First Aid	\$266.25	\$0.00	\$266.25	\$210.00	\$56.25	(\$56.25)	\$56.25	
5	01-596	Temporary Fencing - Fabric & Maintenance	\$11,190.00	\$0.00	\$11,190.00	\$4,140.89	\$7,049.11	(\$7,049.11)	\$7,049.11	
5	01-600	Rental Equipment	\$2,289.75	\$0.00	\$2,289.75	\$42.60	\$2,247.15	(\$2,247.15)	\$2,247.15	
6	01-820	Bonds	\$11,301.02	\$0.00	\$11,301.02	\$10,780.74	\$520.28	(\$520.28)	\$520.28	
7	01-810	General Liability Insurance	\$5,751.13	\$0.00	\$5,751.13	\$5,751.13	\$0.00	\$0.00	\$0.00	
8	01-810	Builder's Risk	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
9	01-996	Sales Tax Recovery (Material Only)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
10	01-996	Sales Tax Recovery (Tax Only)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
12	01-110	Permits	\$44,522.92	\$0.00	\$44,522.92	\$32,556.79	\$11,966.13	(\$11,966.13)	\$11,966.13	
12	01-650	Parking Lot Cleaning	\$1,011.75	\$0.00	\$1,011.75	\$173.04	\$838.71	(\$838.71)	\$838.71	
12	01-670	Labor Pool	\$7,413.40	\$0.00	\$7,413.40	\$7,107.40	\$306.00	(\$306.00)	\$306.00	
12	01-520	Labor Burden	\$3,576.22	\$0.00	\$3,576.22	\$3,512.08	\$64.14	(\$64.14)	\$64.14	
12	01-990	Contractors Contingency	\$4,792.60	\$0.00	\$4,792.60	\$0.00	\$4,792.60	(\$4,792.60)	\$4,792.60	
13	02-100	Earthwork & Final Grading	\$8,000.00	\$0.00	\$8,000.00	\$2,500.00	\$5,500.00	(\$5,500.00)	\$5,500.00	
14	02-110	Demolition	\$3,200.00	\$0.00	\$3,200.00	\$2,800.00	\$400.00	(\$400.00)	\$400.00	
16	02-560	Site Utilities	\$111,400.00	\$0.00	\$111,400.00	\$97,200.00	\$14,200.00	(\$14,200.00)	\$14,200.00	
17	02-610	Paving	\$164,875.00	\$0.00	\$164,875.00	\$164,875.00	\$0.00	\$0.00	\$0.00	
18	02-615	Wheel Stops / Stripes / Traffic Signage	\$5,595.00	\$0.00	\$5,595.00	\$5,095.00	\$500.00	(\$500.00)	\$500.00	
19	02-620	Curbs / Gutters	\$39,491.25	\$0.00	\$39,491.25	\$35,209.50	\$4,281.75	(\$4,281.75)	\$4,281.75	
20	02-630	Sidewalks	\$20,563.50	\$0.00	\$20,563.50	\$16,876.37	\$3,687.13	(\$3,687.13)	\$3,687.13	
21	02-710	Fencing	\$34,410.00	\$0.00	\$34,410.00	\$23,958.00	\$10,452.00	(\$10,452.00)	\$10,452.00	
22	02-730	Pavers	\$8,190.00	\$0.00	\$8,190.00	\$3,709.54	\$4,480.46	(\$4,480.46)	\$4,480.46	
23	02-800	Landscaping & Irrigation	\$65,170.55	\$0.00	\$65,170.55	\$44,323.62	\$20,846.93	(\$20,846.93)	\$20,846.93	
24	10-553	Bike Rack	\$35,920.00	\$0.00	\$35,920.00	\$35,920.00	\$0.00	\$0.00	\$0.00	
25	16-100	Electrical	\$204,727.00	\$15,577.00	\$220,304.00	\$210,593.68	\$9,710.32	(\$9,710.32)	\$9,710.32	
		Rounding Adjustment						\$0.01	(\$0.01)	

Value Of This CUD: \$142,198.23 Added To Owner's Contingency.

SCHEDULE 1

LIST OF PROPOSED SBE-M/WBE SUBCONTRACTORS

PROJECT NAME: Tri-Rail Parking Lot Facility
 NAME OF PRIME BIDDER: CATALFUMO CONSTRUCTION, Ltd.
 CONTACT PERSON: Stuart Brazier
 CCP# 004 - GMP Reconciliation

PROJECT NO: 92222 0 9209
 PHONE NO: 561-694-3000
 DEPARTMENT:
 FAX NO: 561-691-3890

PLEASE IDENTIFY ALL APPLICABLE CATEGORIES OF SUBCONTRACTORS

Name, Address and Phone Number	(Check one or both Categories)		Subcontract Amount					Other (SBE)
	Minority Business	Small Business	Black	Hispanic	Woman	Caucasian		
			\$ -	\$ -	\$ -	\$ -	\$ -	
			\$ -	\$ -	\$ -	\$ -	\$ -	
			\$ -	\$ -	\$ -	\$ -	\$ -	
			\$ -	\$ -	\$ -	\$ -	\$ -	
			\$ -	\$ -	\$ -	\$ -	\$ -	
(Please use additional sheets if necessary)		Total	\$ -	\$ -	\$ -	\$ -	\$ -	

Total CCP Price: -\$149,999.79 Total Value of SBE Participation \$0.00 % SBE Participation 0.00%

- Note:
1. The amounts listed on this form must be supported by the Subcontractors prices included on Schedule 2 in order to be counted toward goal attainment.
 2. Firms may be certified by Palm Beach County as an SBE and/or M/WBE. If firms are certified as both an SBE and M/WBE, please indicate the dollar amount under the appropriate category.
 3. M/WBE information is being collected for tracking purposes only.