

AGENDA ITEM SUMMARY

[X] Consent

[] Regular

[] Public Hearing

Department: **Facilities Development and Operations**

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Change Order No. 62 to the contract with C.R. Klewin Southeast, Inc. (R2004-2066) decreasing the Guaranteed Maximum Price (GMP) for the Fire Rescue Training Facility by (\$1,457,726.70).

Summary: Change Order No. 62 reconciles final costs including buy-out savings, allowances, and contingency. Change Order No. 62 will allow for closeout of this contract. The unused funds will be returned to PBC Fire Rescue. The final Small Business Enterprise (SBE) participation is 19.2%. (Capital Improvements Division) District No. 6 (JM)

Background and Justification: On November 21, 2006, the Board entered into a contract with C.R. Klewin Southeast, Inc. for construction management services for the Fire Rescue Training Facility. After reconciliation of final construction costs, a credit is being returned to the County.

Attachments:

1. Location Map
2. Change Order History
3. Change Order No. 62
4. Budget Availability Statement

Recommended by:

Department Director

Date _____

Approved by:

County Administrator

Date _____

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2011	2012	2013	2014	2015
Capital Expenditures	(\$1,457,727)	0	0	0	0
Operating Costs		0	0	0	0
External Revenues		0	0	0	0
Program Income (County)		0	0	0	0
In-Kind Match (County)					
NET FISCAL IMPACT (\$1,457,727)					
# ADDITIONAL FTE					
POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes X No

Budget Account No: Fund 3700 Dept 411 Unit F075 Object 6502
Reporting Category

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

III. REVIEW COMMENTS:

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

NEW CONTRACT AMOUNT TO BE \$31,799,638 AFTER PREVIOUS adjustment and current adjustments.

[Signature] 12/20/2010
OFMB
12/20/10
12/20/10

[Signature] 12/21/10
Contract Administrator
E. Jones 12/21/10

B. Legal Sufficiency:

[Signature] 12/27/10
Assistant County Attorney

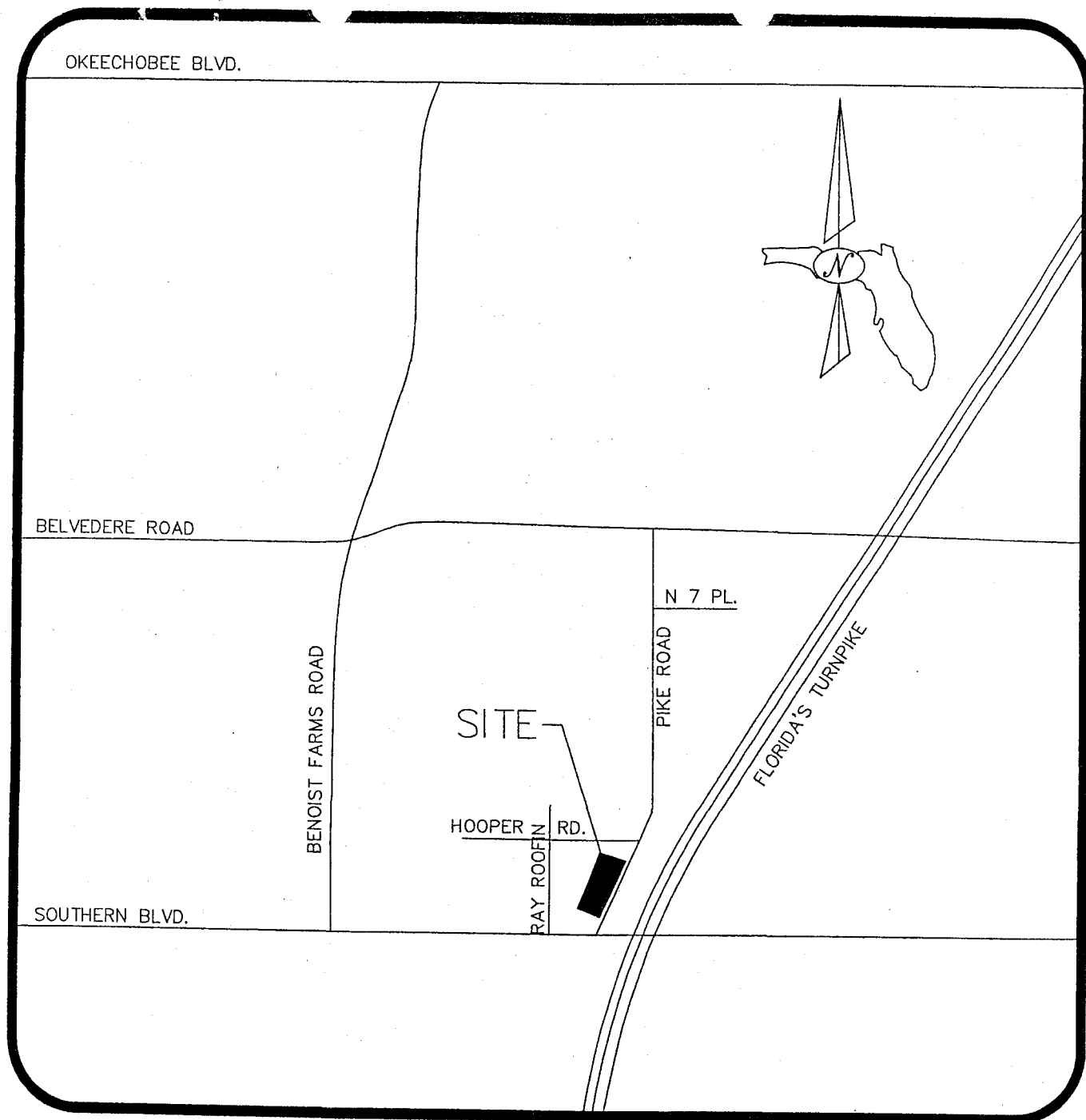
This item complies with current
County policies.

on 11/21/06 the BCC
approved an Amendment
establishing a GMP for
this project.

C. Other Department Review:

[Signature]
Chief Steve Jerauld, Department Director

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



LOCATION MAP
(NOT TO SCALE)

FIRE RESCUE TRAINING FACILITY
PROJECT NO. 02234

ATTACHMENT # 1

**CHANGE ORDER SUMMARY
FIRE RESCUE TRAINING FACILITY
PROJECT #02234**

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
Amendment 1						\$37,107,000				
Change order No. 1	Sales Tax P.O. 001 thru 006	04/08/07	<\$1,211,358.16>							Owner-initiated
Change Order No. 2	Sales Tax P.O. 007 thru 009	04/08/07	<\$175,532.566>							Owner-initiated
Change Order No. 3	CCP #1: revisions to the training tower bldg. footings and columns for recalculated wind pressure. CCP #2: revisions in grinder pump stations and utility piping.	05/02/07		\$6,123.19						Errors/Omission in Design Errors/Omission in Design
Change Order No. 4	Sales Tax P.O. 010	05/02/07	<\$9,796.74>							Owner-initiated
Change Order No. 5	Sales Tax P.O. 011 thru 014	06/07/07	<\$292,812.73>							Owner-initiated
Change Order No. 6	Sales Tax P.O. 015, 020 thru 023	06/07/07	<\$869,595.83>							Owner-initiated
Change Order No. 7	Sales Tax P.O. 024 thru 027	06/07/07	<\$410,395.65>							Owner-initiated

ATTACHMENT # 2

[illegible]

[illegible]

**CHANGE ORDER SUMMARY
FIRE RESCUE TRAINING FACILITY
PROJECT #02234**

<i>CO#</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>
Change Order No. 22	CCP #46	12/27/07					3			Other
Change Order No. 23	CCP #53 P.O #043	01/09/08	<\$16,906.20>							Other
Change Order No. 24	CCP #10R, #34, #36, #41, #44, & #51	01/03/08		\$22,847.15						Other Errors/Omissions in Design
Change Order No. 25	CCP # 56 P.O. #047	01/09/08	<\$70,296.00>							Owner-initiated
Change Order No. 26	CCP #058 P.O. #048	01/09/08	<\$22,584.80>							Owner-initiated
Change Order No. 27	CCP #33, Headquarters's second floor architectural, mechanical and electrical revisions	04/10/08		0			14			Owner-initiated
Change Order No. 28	CCP#45R/FB#33 Install icynen spray insulation at top cord of sloped roof trusses, in lieu of batt insulation	04/10/08			0		13			Owner-initiated
Change Order No. 29	CCP #065 P.O. #045	04/14/08	\$17,568.00							Owner-initiated
Change Order No. 30	CCP #57,38,42,52,55,59	04/23/08		0						Errors/Omissions in Design

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Change Order No. 31	CCP #70,#72,#76,#78	04/30/08	<\$170,143.83>							Owner-initiated
Change Order No. 32	CCP #82	04/30/08	<\$24,528.00>							Owner-initiated
Change Order No. 33	CCP #87 P.O.# 057, # 058	05/08/08	<\$41,792.23>							Owner-initiated
Change Order No. 34	CCP #50	06/02/08		\$0.00						Owner-initiated
Change Order No. 35	CCP's 26,66,67,79,85,85,91	06/02/08		\$0.00						Owner-initiated Errors/Omissions in Design
Change Order No. 36	CCPs #94 & #97 P.O. #59, 60,61,62,63,64	06/27/08	<\$165,695.90>							Owner-initiated
Change Order No. 37	CCPs #62, 63, 68, 71, 83, 90, 92, 95, 96	06/27/08		\$0.00						Owner-initiated Errors/Omissions in Design
Change Order No. 38	CCP #61 P.O. #049	08/13/08	<\$60,000.00>							Owner-initiated
Change Order No. 39	CCPs 54,60,93,98,99,102, 104,105,106	08/21/08		\$0.00						Requested by another Errors/Omissions in Design Zoning/Code/ ordinance change

**CHANGE ORDER SUMMARY
FIRE RESCUE TRAINING FACILITY
PROJECT #02234**

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Change Order No. 40	CCP #89	09/12/08		\$0.00						Quantity Adjustment
Change Order No. 41	CCP's #73R, 74, 101	09/16/08		\$0.00						Errors/Omissions in Design
Change Order No. 42	CCP # 84	09/15/08		\$0.00						Errors/Omissions in Design
Change Order No. 43	CCP's # 103,107,111,112, 113,115	11/17/08		\$0.00						Other-initiated Errors/Omissions in Design
Change Order No. 44	CCP' #118, 119	01/05/09		\$0.00						Owner-initiated Errors/Omissions in Design
Change Order No. 45	CCP # 116,30,100	Pending		\$0.00						Errors/Omissions in Design Owner-initiated Owner-initiated
Change Order No. 46	CCP # 75, 117	12/23/08		\$0.00						Owner-initiated Owner-initiated
Change Order No. 47	CCP #88	01/05/09		\$0.00						Owner-initiated

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Change Order No. 48	CCP #57,77,131	02/10/09		\$0.00						Owner-initiated Errors/Omissions in Design
Change Order No. 49	CCP# 126,127,129, 130,132,133,135, 136, 140,142	03/03/09		\$0.00						Owner-initiated Errors/Omissions in Design Requested by another
Change Order No. 50	CCP # 121,122,134,137, 144,146,150,151	04/22/09		\$0.00						Owner-initiated Errors/Omissions in Design
Change Order No. 51	CCP #141,147, 148,149,152,153,155	04/23/09		\$0.00						Errors/Omissions in Design Owner-initiated Owner-initiated
Change Order No. 52	CCP #154 & 70	05/05/09	\$507,216.43							Owner-initiated Owner-initiated
Change Order No. 53	CCP # 123, 139	05/07/09		\$0.00						Errors/Omissions in Design

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Change Order No. 54	CCP #145,156,157,158, 159,160	05/07/09		\$0.00						Owner-initiated Errors/Omissions in Design
Change Order No. 55	CCP #161,162,164,165, 166	05/19/09		\$0.00						Owner-initiated Errors/Omissions in Design
Change Order No. 56	CCP's 108,110,114R,124, 128,138	07/18/09		\$0.00						Errors/Omissions in Design Differing Site Conditions Requested by another Owner-initiated
Change Order No. 57	CCP # 88,169	09/04/09			\$0.00			58		Owner-initiated

CHANGE ORDER SUMMARY FIRE RESCUE TRAINING FACILITY PROJECT #02234										
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
Change Order No. 58	CCP #168	09/29/09		\$0.00						Owner-initiated
Change Order No. 59	CCP #170,172,173, 175,177	09/29/09		\$0.00						Owner-initiated
Change Order No. 60	CCP #178,180	11/16/09		\$0.00						Owner-initiated
Change Order No. 61	CCP #179, 171	03/03/10		\$0.00						Differing Site Conditions
Change Order No. 62	Reconciliation	Pending				<\$1,457,726.70>				Owner-initiated
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	
<\$4,014,815.32>				\$80,180.14	\$0.00	\$35,649,273.30	30	58	0	
DIR/CRC DOLLARS APPROVED TO DATE						DIR/CRC TOTAL DAYS APPROVED TO DATE				
\$80,180.14						88				

**CHANGE ORDER BRIEF
FIRE RESCUE TRAINING FACILITY**

Project No: 02234

Date: May 14, 2010

Prime Contractor..... C. R. Klewin Southeast, Inc.

Change Order No. 62

Change Order Amount <\$1,457,726.70>

Changed Contract Time 0 calendar days

Description of CCP's:

1. Remove the remaining contingency from the GMP contract.....<\$1,457,726.70>

Explanation and Reason-for-Change Code:

1. (O) To remove the encumbrance on the remaining contingency so it can be returned to the original funding source and the GMP contract can be reconciled to zero for final payment to the construction manager.

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:

 12.10.10

Darrell Lange, Date
Project Manager, Capital Improvements Division

PALM BEACH COUNTY

CHANGE ORDER

ISSUED TO: C. R. Klewin Southeast, Inc.
701 Northpoint Parkway, Suite 318
West Palm Beach, FL 33407

CHANGE ORDER NO.: 62
REFERENCE CCP NO.: N/A

PROJECT: Fire Rescue Training Facility

RESOLUTION NO.: R2004-2066

PROJECT NO. 02234

DISTRICT NO.: Countywide

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:

Remove the remaining contingency from the GMP contract to allow final reconciliation and removal of the encumbrance on the contingency so it can be returned to the original funding source.....<\$1,457,726.70>

CONTRACT PRICE

Original Contract Price: \$ 85,000.00
Amendment #1 thru 2 \$ 37,107,000.00
Previous Change Orders \$ 80,180.14
Previous Sales Tax C.O.'s \$ <4,014,815.32>
This Change Order \$ <1,457,726.70>
ADJUSTED Contract Price \$ 31,799,638.12

COMPLETION DATE

Contract Completion Date will be (increased) (decreased)
by 0 calendar days.
Contract Notice To Proceed Date: 01/18/07
Contract Substantial Completion Date: 11/14/08
ADJUSTED Substantial Completion Date:

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. Above changes are accepted:

C.R. Klewin Southeast, Inc.

By: [Signature]
Title: PM Date: 5/24/10

DESIGN PROFESSIONAL

The above changes are recommended for approval by the Owner:

Stephen Bernoff Architects + Planners, Inc.

Design Professional

By: [Signature]
Title: PRESIDENT Date: 5/20/10

PALM BEACH COUNTY

Recommended By:

By: [Signature]
Title: Project Manager Date: 6-24-10
By: [Signature]
Title: Director - CID Date: 12/16/10
By: [Signature]
Title: Director, FD&O Date: 12/16/10
By: _____
Legal Sufficiency - CAO Date: _____
Approved By: _____
By: _____
Title: Chair, BCC Date: _____

ATTACHMENT # 3

FIRE RESCUE TRAINING CONTINGENCY LOG

CUD #	CCP #	CONT. C. O.s	Amount	Previous Cont.	Adjusted Cont.
001	8	-----	\$10,118.83	\$1,600,000.00	\$1,589,881.17
002	25, Alt.1	-----	<\$87,000.00>	\$1,589,881.17	\$1,676,881.17
003	12R	-----	\$105,811.35	\$1,676,881.17	\$1,571,069.82
004	-----	27, 28, 30	\$104,400.23	\$1,571,069.82	\$1,466,669.59
005	35	-----	<\$91,660.00>	\$1,466,669.59	\$1,558,329.59
006	-----	34, 35	\$73,257.99	\$1,558,329.59	\$1,485,071.60
007	-----	37, 39, 40, 41, 42	\$424,113.90	\$1,485,071.60	\$1,060,957.70
008	80	-----	<\$1,050,977.00>	\$1,060,957.70	\$2,111,934.70
009	-----	43, 44, 45, 46, 47	\$268,528.49	\$2,111,934.70	\$1,843,406.21
010	-----	48, 49, 50, 51	\$266,628.02	\$1,843,406.21	\$1,576,778.19
011	-----	53, 54	\$85,289.18	\$1,576,778.19	\$1,491,489.01
012	-----	55	\$45,837.92	\$1,491,489.01	\$1,445,651.09
013	-----	56	\$137,810.13	\$1,445,651.09	\$1,307,840.96
014	167	-----	<\$384,470.35>	\$1,307,840.96	\$1,692,311.31
015	-----	58, 59	\$208,421.20	\$1,692,311.11	\$1,483,890.11
016	-----	60	\$7,270.32	\$1,483,890.11	\$1,476,619.79
017		61	\$18,893.09	\$1,476,619.79	\$1,457,726.70

Project Contingency Balance \$1,457,726.70

DATE: 10/30/09

FIRE RESCUE TRAINING FACILITY

Adjusted Contract Amount:

\$37,107,000.00 Amendment #1 - #2

\$80,180.14 Contract Change Orders

\$37,187,180.14 Subtotal

<\$4,014,815.32> DOP Change Orders

\$33,172,364.82 Subtotal

\$85,000.00 Original Contract Amount

~~\$33,257,364.82~~ Adjusted Contract Amount

C.O. #	DOP C.O.s	Contract C.O.s	Contingency C.O.s
1.	<1,233,964.77>		
2.	<175,532.56>		
3.	-----	6,123.19	
4.	<9,796.74>		
5.	<292,812.73>		
6.	<869,595.83>		
7.	<410,395.65>		
8.	<235,694.40>		
9.	+53,288.31		
10.	-----	6,930.91	
11.	-----	1,199.79	
12.	-----	15,967.95	
13.	<125,427.03>		
14.	+129,590.42		

15.	<10,696.00>	
16.	<225,692.59>	
17.	-----	13,102.23
18.	<34,954.36>	
19.	<338,156.14>	
20.	-----	14,008.92
21.	<187,812.72>	
22.	-----	(time only)
23.	<16,906.20>	
24.	-----	<u>22,847.15</u>
		\$80,180.14 Contract Change Order Total
25.	<70,296.00>	
26.	<22,584.80>	
27, 28, 30	-----	104,400.23
29.	+17,568.00	
31.	<170,143.83>	
32.	<24,528.00>	
33.	<41,792.23>	
34, 35	-----	73,257.99
36.	<165,695.90>	
37.	-----	20,448.23
38.	<60,000.00>	
39.	-----	71,411.35
40.	-----	62,671.32
41.	-----	33,673.00
42.	-----	235,910.00
43.	-----	35,173.49

44.	-----	101,939.00
45.	-----	103,225.00
46.	-----	25,434.00
47.	-----	2,757.00
48.	-----	111,158.19
49.	-----	57,125.43
50.	-----	36,494.66
51.	-----	61,849.74
52.	+507,216.43	
53.	-----	58,536.10
54.	-----	26,753.08
55.	-----	45,837.92
56.	-----	137,810.13

<4,722,478.48>

+707,663.16

<\$4,014,815.32> DOP Change Order Total

10,118.83 CCP #8

105,811.35 CCP #12

<\$1,521,796.04> Neg. Cont. C.O.s

<87,000.00> CCP #25

<91,660.00> CCP #35

<1,050,977.00> CCP #80

<384,470.35> CCP #167

+\$1,614,107.35 Pos. Cont. C.O.s

\$1,600,000.35 Original Contingency

\$3,214,107.35 Original & Pos. Cont. C.O.s

<1,521,796.04> Neg. Cont. C.O.s

+\$1,692,311.31 Cont. thru CUD #14

Payment Application #29 -- Thru C.O. #56:

Total Complete	Balance To	Balance of	Contingency	Contract Amt.
Paid to date	Be Paid	CM Funds		
\$31,691,804.17	\$39,539.43	\$218,180.26	\$1,307,840.96	\$33,257,364.82
	(balance of CO #55)			

\$31,691,804.17 Paid Thru Pay Appl. #29

\$39,539.43 Balance CO #55

\$218,180.26 Balance of CM Funds

\$31,949,523.86 CM Funds Thru CO #56 \$1,307,840.96 Cont. Thru CO #56 ~~\$33,257,364.82 Cont. Amt..~~

<384,470.35> Cud #14	+384,470.35 CUD #14
+166,290.09 CO #58	<166,290.09> CO #58
<u>+30,726.53</u> CO #59	<u><30,726.53></u> CO #59
<\$187,453.73>	+\$187,453.73

Totals through Partial CO #59 – Payment application #31:

\$31,762,070.13 Total Payment to CM \$1,495,294.69 Total Contingency ~~\$33,257,364.82 Contract Amt.~~

+11,404.58 Balance of CO #59	<11,404.58> Balance of CO #59
<u>+7,270.32</u> CO #60	<u><7,270.32></u> CO #60
+18,674.90	<18,674.90>

Totals through CO #60 & Remaining Balance of CO #59

Payment Amount: \$18,674.90

~~\$31,780,745.03 Total Payment to CM~~ ~~\$1,476,619.79 Total Contingency~~ ~~\$33,257,364.82 Contract Amt.~~

Totals through final Change Order #61

Payment Amount \$18,893.09

\$31,799,638.12 Final Payment to CM	\$1,457,726.70 Final Contingency	\$33,257,364.82 Final Contract Amt
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FACILITIES DEVELOPMENT & OPERATIONS
BUDGET AVAILABILITY STATEMENT

REQUEST DATE: 12/14/10 (Revised) REQUESTED BY: Darrell Lange

PHONE: 233-2055

PROJECT TITLE: Fire Rescue Training Facility

FAX: 233-0270

PROJECT NO.: 02234

LOCATION DESCRIPTION:

LOCATION#:

ORIGINAL CONTRACT/ANNUAL AMOUNT: \$85,000.00

BCC RESOLUTION#:

REQUEST AMOUNT: (\$1,457,726.70)

R2004-2066

DATE:

CSA/ LOA CHANGE ORDER NUMBER- Change Order No.62

CONTRACTOR/CONSULTANT NAME: N/A

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

Withdraw retainage and return to original funding source.

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

CONSTRUCTION	(S1,457,726.70)
ARCHITECTURE/ENGINEER	
**STAFF COSTS (Design/Construction Phase)	
MIC. (PERMITS, PRINTS, ADVERTISING, ETCETERA)	
TOTAL	(S1,457,726.70)

** 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: DEPT: UNIT: OBJ:

FUNDING SOURCE (CHECK ALL THAT APPLY): ☐ AD VALOREM ☐ OTHER
☐ FEDERAL/DAVIS BACON

BAS APPROVED BY: _____ DATE: _____

ENCUMBRANCE NUMBER: _____

ATTACHMENT #4