

## **AGENDA ITEM SUMMARY**

**[X] Consent      [ ] Regular**  
**[ ] Workshop    [ ] Public Hearing**

**Submitted By: Department of Airports**

## **I. EXECUTIVE BRIEF**

**Summary:** On October 5, 2010 the BCC approved the contract with David Brooks Enterprises, Inc. in the amount of \$1,196,311 (R-2010-1605). Change Orders 1 and 2 were approved in accordance with the authority delegated in PPM No. CW-F-50 for an increase to the contract in the amount of \$107,570.15 and no extension of time. Approval of Change Order No. 3 will extend the contract by 107 Calendar Days due to delays beyond the contractor's control associated with procurement of the tile, with no increase to the contract amount. The Disadvantaged Business Enterprise (DBE) Goal for this project was established at 18%. The total DBE participation to date is 54%. **Countywide (JCM)**

**Attachments:**

1. Change Order No. 3 with Change Order History- (3 Originals)

Recommended By: *[Signature]* 10/20/11  
Department Director Date

Approved By: *[Signature]* 10/24/11  
County Administrator Date

## II. FISCAL IMPACT ANALYSIS

### A. Five Year Summary of Fiscal Impact:

Fiscal Years	2012	2013	2014	2015	2016
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues (FDOT)	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u>~0~</u> *see below	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included In Current Budget? Yes X No \_\_\_\_\_  
Budget Account No.: Fund 4111 Department 121 Unit A212 Object 6211  
Reporting Category \_\_\_\_\_

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

\* There is no Fiscal Impact associated with this item.

C. Departmental Fiscal Review: CM Sumner

## III. REVIEW COMMENTS

### A. OFMB Fiscal and/or Contract Dev. and Control Comments:

[Signature] 10/25/11  
OFMB VA  
10/25/11

[Signature] 10/27/11  
Contract Dev. and Control

### B. Legal Sufficiency:

[Signature] 10/28/11  
Assistant County Attorney

This item complies with current  
County policies.

### C. Other Department Review:

\_\_\_\_\_  
Department Director

REVISED 9/03

ADM FORM 01

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)

CHANGE ORDER

- ☒☐☐☐

Owner Initiate  
Differing Site Conditions  
Zoning/Code/Ordinance Changes  
Errors/Omissions/In Design
- ☐☐☐☐

Quantity Overruns/Underruns  
Request By Another Agency/Outside Party  
A. Reimbursable ☐ B. Non-Reimbursable  
Other

PROJECT: Terminal Flooring Improvements Phase 1  
Palm Beach International Airport

CHANGE ORDER NO: Three(3)  
COUNTY/FAA PROJECT NO: PB10-8  
CONTRACT DATE: October 5, 2011  
RESOLUTION NO. R2010-1605  
DISTRICT # 2

TO: David Brooks Enterprises, Inc.  
9000 Burma Rd., Ste 101  
Palm Beach Gardens, FI 33403

**Description of Change:**  
This change order includes the extension of time to the contract due to the delay in procurement referenced in Change Order No 1 that could not be defined at the time of execution. See page 2 for further explanation

	Start	Material Acquisition	Finish
Original by Contract	2/1/11	90 Cal Days	5/1/11
Actual Time elapsed	2/1/11	197 Cal Days	8/16/11
	Difference	107 Cal Days	

Total time extension..... 107 Cal Days

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 Original Contract Sum was.....\$1,196,311.00

Net change by previous Change Orders .....\$107,570.15

The Contract Sum prior to this Change Order .....\$1,303,881.15

The Contract Sum will be increased/decreased by this Change Order .....\$0.00

The new Contract Sum including Change Order will be .....\$1,303,881.15

The Time to complete this Contract will be increased by .....107 Calendar days.

The Date of Substantial Completion of this Change Order therefore is.....April 12, 2012

SCHENKELSHULTZ  
Architect  
200 East Robinson St, Ste 300  
Orlando, Florida, 32801  
Address  
By: [Signature]  
Date: 10/13/11

David Brooks Enterprises  
Contractor  
9000 Burma Rd  
Palm Bch, Florida 33403  
Address  
By: [Signature]  
Date: 10/12/11

PBC Bd. of County Commissioners  
Owner  
P.O. Box 21229  
West Palm Beach, FI 33406  
Address  
By: \_\_\_\_\_  
Date: \_\_\_\_\_

PALM BEACH COUNTY DEPARTMENT OF AIRPORTS

Attest: SHARON R. BOCK  
Clerk & Comptroller

APPROVED AS TO TERMS AND CONDITIONS:

By: \_\_\_\_\_  
Deputy Clerk

PB10-8 Terminal Flooring Improvements

Approved as to Form and Legal Sufficiency

By: \_\_\_\_\_  
County Attorney

By: [Signature]  
Director of Airports

**Description Continued:**

The contract specified porcelain tile based on color renderings that were approved by the Aviation and Airports Advisory Board (AAAB). Following the award of the contract and completion of the sample mock-up it was determined that the color variations in the specified tile did not meet the intent of the color scheme of the airport or the rendering that was approved by the AAAB. Alternate tile samples were submitted by different manufacturers meeting the specifications of the contract including the one that was the basis of design until a selection was made that more closely met the design intent. In addition, there were revisions to the layout of the tile to incorporate recently modified tenant space that impacted the quantity of tile; therefore, it was necessary to finalize the total quantity prior to placement of the order for quality assurance. Multiple orders may have resulted in variations in the production of the tile.

**SCHEDULE 1  
LIST OF PROPOSED DBE FIRMS  
(Attachment \_\_\_\_ to Bid Form)**

Project/Bid Name: Terminal Flooring Improvements, Ph1 Project/Bid No: PB10-8  
 Name of Prime Bidder: David Brooks Enterprises, Inc. Change Order/Task No (if applicable): Chg Order #3  
 Contact Person: Mark Davidson Bid Opening Date: \_\_\_\_\_  
 Address: 9000 Burma Rd, Ste 101, PBG, FL 33403 Department: Department of Airports  
 Phone No.: 561-626-9960 Fax No: 561-626-9980 E-mail Address: mdavidson@dbrooksgc.com

Name, Address & Phone No. of DBE Firm	Description of Type of Work	Classification (Check applicable box)	Dollar Amount			
			Black	Hispanic	Women	Other (Please Specify)
None		<input type="checkbox"/> Prime Contractor <input type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer	\$	\$	\$	\$
		<input type="checkbox"/> Prime Contractor <input type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer	\$	\$	\$	\$
		<input type="checkbox"/> Prime Contractor <input type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer	\$	\$	\$	\$
		<input type="checkbox"/> Prime Contractor <input type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer	\$	\$	\$	\$

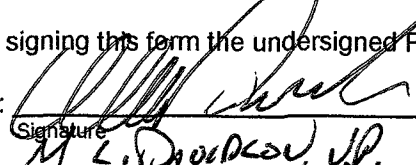
Total Bid Price: \$ 0.00

Total Value of DBE Participation: \$ 0.00

**Notes:**

- The amounts listed on this form for each DBE Firm must be supported by the price or percentage included on Schedule 2, "Letter of Intent to Perform as a Disadvantaged Business Enterprise", in order to be counted toward attainment of the DBE goal.
- Firms identified on this form must be certified as a DBE by Palm Beach County or the State of Florida's Unified Certification Program.
- If materials or supplies are proposed to be purchased from a DBE regular dealer, sixty percent (60%) of the proposed expenditure is counted toward attainment of the DBE goal.

By signing this form the undersigned Prime Bidder is committing to utilize the above referenced DBE Firms on the Project.

By:   
 Signature  
M. L. Davidson, Jr.  
 Print Name/Title of Person Executing on Behalf of the Prime

Date: 10/17/01

\*Additional sheets may be used if necessary.

**PALM BEACH INTERNATIONAL AIRPORT**  
**PB 10-8 Terminal Flooring Improvements Phase 1**  
**FAA AIP NO. 3-12-0085-053-2010**  
**Fin. Proj. No.: None**  
**Contract Date :10/05/10**  
**CONTRACT HISTORY**

[illegible]

To be approved by the Dept  
To be approved by the CRC  
To be approved by the Board

Approval Authority		Authority	Cumulative Days	Authority
CO Value	Cumm CO Value			
\$0-50,000		Lead Dept	0-30 days	Lead Dept
\$50,001-100,000		CRC	31-90	CRC
>\$100,001	See Note 1	BCC	120	BCC

**Cumulative Value - Revised as of 6/24/09**

- 1 When the cumulative value of changes or additional work exceeds the greater of \$250,000 or 5% of the original contract then it must be brought to the board. The cumulative value is then reset to 0
- 2 Time must also be evaluated based on value of LD's for projects over \$1,000,000. The value of the time extension is not included when calc the cumulative value. Time Extensions in excess of 90 Days must be approved by the Board and does not count towards the Cumulative Limit