Agenda Item is over 50 pages; may be viewed in the Minutes Department

Agenda Item #: 3 - C - 3

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

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ngineering & P	ublic Works		
I. EXECUTI	VE BRIEF		
ontract (Contractictor) to extend	ct) No. 2011053, If the Contract to	R-2011-0019 v	with Arazoza
endment will a nibit A. On Se Amendment, w ontract items. T of those items w	so reinstate the otember 13, 201 hereby the Conthe hereby the Conthe contractor has without realizing a	original bid ur l1, the Board ractor volunta s now determin	nit prices on of County rily reduced led that he is
rded the Prima Corporation (Cone year. The Contary reduction	ontractor). The Antractor did not for some of the	way Landscap mendment wil ully take into co unit prices ar	oe Contract I extend the onsideration nd has now
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haulu Ric rision Director	<u>k</u>	12[8]u Date	
J WM unty Engineer		/2/19//1 Date	
	I. EXECUTI  commends me ontract (Contract (Con	ontract (Contract) No. 2011053, actor) to extend the Contract to es of specific contract items.  Amendment will extend the contract endment will also reinstate the hibit A. On September 13, 203 Amendment, whereby the Contractor has for those items. The Contractor has for those items without realizing at thirteen items be reinstated.  Action: On January 11, 2013 and the Primary Annual Road as Corporation (Contractor). The Annual reduction of some of the oney on these items due to the understand the primary and the contractor of t	agineering & Public Works agineering Services Division  I. EXECUTIVE BRIEF  commends motion to approve: An Amendontract (Contract) No. 2011053, R-2011-0019 vactor) to extend the Contract to January 11, es of specific contract items.  Amendment will extend the contract from Januar alendment will also reinstate the original bid untibit A. On September 13, 2011, the Board Amendment, whereby the Contractor voluntal ontract items. The Contractor has now determine the thirteen items be reinstated.  Sation: On January 11, 2011, the Board reded the Primary Annual Roadway Landscape thirteen items be reinstated.  Sation: On January 11, 2011, the Board reded the Primary Annual Roadway Landscape to the Unit price and the year. The Contractor did not fully take into contary reduction of some of the unit price of the unit price reduction of some of the unit price of the unit price of the unit price of the unit price of the unit pr

### II. FISCAL IMPACT ANALYSIS

#### A. Five Year Summary of Fiscal Impact: Fiscal Years 2012 2013 2014 2015 2016 Capital Expenditures -0--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--0-In-Kind Match (County) -0--0--0--0-**NET FISCAL IMPACT** -0--0--0--0--0-# ADDITIONAL FTE **POSITIONS (Cumulative)** Is Item Included in Current Budget? Yes No Budget Acct No.: Fund Unit Dept. Program Recommended Sources of Funds/Summary of Fiscal Impact: Fiscal impact is indeterminable at this time. These contractors are authorized to provide services on a task order basis. Funding will be established by project as necessary. C. Departmental Fiscal Review: III. REVIEW COMMENTS OFMB Fisçal and/or Contract Dev. and Control Comments: Contract Dev. and Contro Approved as to Form and Legal Sufficiency: **Assistant County Attorney**

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

C. Other Department Review:

**Department Director** 

2

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# AMENDMENT TO THE ANNUAL ROADWAY LANDSCAPING CONTRACT NO. 2011053, DATED JANUARY 11, 2011, BY AND BETWEEN ARAZOZA BROTHERS CORPORATION, AND PALM BEACH COUNTY

THIS AMENDMENT to the Annual Roadway Landscaping Contract (Primary) dated January 11, 2011, (R-2011-0019), hereinafter "CONTRACT" by and between Arazoza Brothers Corporation, hereinafter "CONTRACTOR" and the BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, a political subdivision of the State of Florida, hereinafter, "COUNTY".

### WITNESSETH

WHEREAS, on January 11, 2011, the CONTRACTOR and COUNTY entered into an Annual Roadway Landscaping Contract for furnishing and installing landscaping for roadways throughout Palm Beach County; and

WHEREAS, Section 32 of the contract provides that the contract may be extended, at the COUNTY'S option for a defined period of time, not to exceed thirty-six months total contract time, upon approval of the Board of County Commissioners; and

WHEREAS, on September 13, 2011, the CONTRACT, dated January 11, 2011, between the CONTRACTOR and the COUNTY was amended to reflect lower unit prices on specific bid items; and

WHEREAS, by this amendment, the CONTRACTOR and the COUNTY mutually agree to amend the contract terms as follows:

- 1. To extend the CONTRACT from January 11, 2012 to January 11, 2013, with all original terms, conditions and unit prices adhered to, except as amended; and
- 2. To reinstate the original bid prices on specific items, the prices of which were previously reduced.

NOW, THEREFORE, in consideration of the mutual covenants, promises, and agreements herein contained, the parties agree as follows:

- 1. The above recitations are true and correct and incorporated herein.
- 2. The CONTRACT, dated January 11, 2011, between the CONTRACTOR and the COUNTY is hereby amended,
  - A. To extend the expiration date of the CONTRACT from January 11, 2012 to January 11, 2013.
  - B. To reinstate originally bid unit prices on specific items as shown on the attached Exhibit A.
- 3. It is the intent of the parties hereto that this Agreement shall not become binding until the date executed by the COUNTY.
- 4. All other provisions of the Annual Roadway Landscaping Contract dated January 11, 2011, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Contract to be executed and sealed as of the day and year first written above.

TEST: PALM BEACH COUNTY, a Political Subdivision of the State of Florida Board of County Commissioners	
By: Deputy Clerk	By:Shelley Vana, Chair
APPROVED AS TO FORM AND LEGAL SUFFICIENCY	APPROVED AS TO TERMS AND CONDITIONS
COUNTY ATTORNEY	Charles Rich ENGINEERING
ATTEST:	ARAZOZA BROTHERS CORPORATION Contractor
Secretary or Asst. Secretary	By:(Signature)
(Seal)	(Print Name & Title)

Bid item	adway Landscaping Contract # 2011053 - Price Adjustments - Description	Quantitiy	Unit	Unit Price	Total
*****	INSTALL 2HP CENTRIFUGAL PUMP AND PUMP STATION	Quarioty	Offic	Offict free	IOCAI
	FOR OBTAINING WATER FROM AN ADJACENT WATER	•			
182	BODY	3	EACH	\$12,500.00	\$37,500.0
	INSTALL 3HP CENTRIFUGAL PUMP AND PUMP STATION		271017	\$12,300.00	407/00010
	FOR OBTAINING WATER FROM AN ADJACENT WATER				
183	BODY	3	EACH	\$12,760.00	\$38,280.0
	INSTALL 5HP CENTRIFUGAL PUMP AND PUMP STATION		27,077	Ψ12// 00:00	450/2001
	FOR OBTAINING WATER FROM AN ADJACENT WATER				
184	BODY	2.	EACH	\$14,800.00	\$29,600.0
	INSTALL 7.5HP CENTRIFUGAL PUMP AND PUMP STATION			42 1/000100	425/0001
	FOR OBTAINING WATER FROM AN ADJACENT WATER				
185	BODY	2	EACH	\$16,675.00	\$33,350.
	INSTALL 10 HP CENTRIFUGAL PUMP AND PUMP STATION			1 , , , , , , ,	7/
	FOR OBTAINING WATER FROM AN ADJACENT WATER				
186	BODY	1	EACH	\$17,000.00	\$17,000.
	INSTALL 2HP CENTRIFUGAL PUMP AND PUMP STATION			1 ,	7
187	FOR OBTAINING WATER FROM WELL	3	EACH	\$13,000.00	\$39,000.
	INSTALL 3HP CENTRIFUGAL PUMP AND PUMP STATION				1 1 1
188	FOR OBTAINING WATER FROM WELL	3	EACH	\$13,200.00	\$39,600.
	INSTALL 5HP CENTRIFUGAL PUMP AND PUMP STATION			1	77
189	FOR OBTAINING WATER FROM WELL	2	EACH	\$16,000.00	\$32,000.
	INSTALL 7.5HP CENTRIFUGAL PUMP AND PUMP			7,	7-7-
190	STATION FOR OBTAINING WATER FROM WELL	2	EACH	\$17,250.00	\$34,500.
	INSTALL 10HP CENTRIFUGAL PUMP AND PUMP STATION			7 7	T -7
191	FOR OBTAINING WATER FROM A WELL	1	EACH	\$18,000.00	\$18,000.
	INSTALL 2HP SUBMERSIBLE PUMP AND PUMP STATION			720,000.00	7/
192	FOR OBTAINING WATER FROM WELL	2	EACH	\$12,650.00	\$25,300.
	INSTALL 5HP SUBMERSIBLE PUMP AND PUMP STATION			722,030.00	+20,000
194	FOR OBTAINING WATER FROM WELL	1	EACH	\$17,500.00	\$17,500.
	INSTALL 7.5HP SUBMERSIBLE PUMP AND PUMP			427,000.00	427,500
195	STATION FOR OBTAINING WATER FROM WELL	1	EACH	\$18,250.00	\$18,250.





### Arazoza Bros., Corp.

PO Box 924890, Homestead FL 33092 Phone: 305-246-3223 Fax: 305-246-0481

December 06, 2011

Carl W. Bengston Department of Engineering & Public Works Streetscape Section P.O. Box 21229 West Palm Beach, FL 33416-1229

Dear Mr. Bengston,

Arazoza Brothers, Corp. is requesting to reverse the voluntary price adjustment from September. The items were reduced in a good effort to maintain the contract in good standing. However, due market prices material costs have escalated and require that we revert back to contract pricing. Arazoza Brothers will not be able to honor the price reduction.

At this time Arazoza Brothers is requesting to have the unit prices for lines 182 to 195 return to the unit contract price at the time the contract was executed.

Sincerely,

Tedd Kenny

General Manager

Arazoza Brothers Corporation