

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

Meeting Date: April 17, 2012

Consent [] Regular []
Public Hearing [X]

Department: Water Utilities Department

I. EXECUTIVE BRIEF

Motion and title: Staff recommends motion to: **A) adopt** a Resolution of the Board of County Commissioners of Palm Beach County, Florida, Confirming the Special Assessment Roll for Raulerson Drive Water Main Extension; and **B) approve** a Work Authorization No. 14 to AKA Services, Inc. (R2010-1422) under the Water Utilities Department (WUD) Continuing Construction Contract in the amount of \$33,979.37

Summary: Petitions in favor of the installation of a potable water main have been provided by 60% of the responding property owners in the Raulerson Drive project area. The project will serve five (5) residential properties currently on private wells. Individual assessments of \$4,978.72 per parcel are based on 100% of the assessable cost and may be paid over 20 years at 5½% interest. The total project cost is \$40,295.67 and includes the costs of surveying, design, drafting, permitting, construction, inspection, administration, and construction contingency. The project will be constructed utilizing a Work Authorization under the WUD Continuing Construction Contract with AKA Services, Inc. (R2010-1422). The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The contract with AKA Services, Inc. provides for SBE participation of 15%. This Authorization includes 0% overall participation. The cumulative SBE participation is 14.48% overall. (WUD Project No. 11-148) District 2 (MJ)


Background and Justification: on February 10, 2012, signed petitions were received from a majority of the property owners on Raulerson Drive. The original estimated assessable cost of a 20 year special assessment was \$4,978.72 per parcel for the construction of water mains and service lines. The original signed petition forms are on file and available for public inspection at the Engineering Office of WUD.

On Sunday, March 18, 2012, a Notice of Special Assessment was published in The Palm Beach Post. All property owners subject to the assessment have been sent notification by regular mail pursuant to Ordinance 2001-0010. A final informational meeting was held with the property owners prior to the Public Hearing to explain the proposed improvements and the cost of the project.

Attachments:

1. Resolution Confirming the Special Assessment Process
2. Location Map
3. Special Assessment Roll - Tentative
4. Report of Cost – Tentative
5. Raulerson Drive Construction Cost
6. Two (2) Original Work Authorization No. 14
7. Proof of Publication

Recommended By:  4/9/12
Department Director Date

Approved By:  4/13/12
Assistant County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2012	2013	2014	2015	2016
Capital Expenditures	<u>\$40,296</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
External Revenues	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Program Income (County)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
In-Kind Match County	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
NET FISCAL IMPACT	<u>\$40,296</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

Budget Account No.: Fund 4013 Dept 721 Unit W021 Object 6543

Is Item Included in Current Budget? Yes X No

Reporting Category N/A

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

* Adequate funds are available in the Water Utilities Department Special Assessment Fund. Assessable costs will be recovered from the property owners over a 20 year period.

C. Department Fiscal Review: Delira M West

Construction \$33,979.37
 Fees + Cost \$ 6,316.30
Total Project 40,295.67

III. REVIEW COMMENTS

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

[Signature] 4/11/2012
 OFMB
 4/11/12
 4/10/12

[Signature] 4/13/12
 Contract Development and Control
 4-12-12 B. Wheeler

B. Legal Sufficiency:

[Signature] 4/13/12
 Assistant County Attorney

C. Other Department Review

 Department Director

RESOLUTION NO. R-2012-

**RESOLUTION OF THE BOARD
OF COUNTY COMMISSIONERS
OF PALM BEACH COUNTY,
FLORIDA, CONFIRMING THE
SPECIAL ASSESSMENT ROLL
FOR THE RAULERSON DRIVE
WATER MAIN EXTENSION**

WHEREAS, pursuant to Section 8 of Ordinance 2001-0010, the Board of County Commissioners held a public hearing at 9:30 A.M. on the 17TH day of April, 2012, at the Commission Chambers of the Board of County Commissioners of Palm Beach County, Florida, so as to satisfy the requirements of Ordinance 2001-0010; and

WHEREAS, the Board of County Commissioners finds that the public notification and public hearing requirements of Ordinance 2001-0010 have been complied with; and

WHEREAS, the Board of County Commissioners intends to levy special assessment(s) upon certain properties located on Raulerson Drive for the purpose of funding a water main extension; and

WHEREAS, the total assessable costs of the improvement project shall not exceed \$24,893.60; and

WHEREAS, the method of apportioning the assessable costs of the improvement project among the parcels of property located within the boundaries of the improvement project shall be by the parcel method; and

WHEREAS, the maximum dollar amount of each assessment unit shall be \$4,978.72 per parcel; and

WHEREAS, the Board of County Commissioners finds that each parcel listed in the Special Assessment Roll, which is attached hereto and incorporated herein as Attachment "3", will obtain a special benefit, that is at least equal to the amount of special assessment made against each such parcel; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, THAT:

1. The Special Assessment Roll for the Raulerson Drive Water Main Extension Project (WUD 11-148) is hereby approved and confirmed, and the special assessments set forth therein shall be collected in accordance with the provisions of the Uniform Assessment Collection Act and Ordinance 2001-0010.
2. The special assessment(s) set forth in the Special Assessment Roll shall constitute a lien(s) against the assessed property equal in rank and dignity with the liens of all state, county, district or municipal taxes and other non-ad valorem assessments. Except as otherwise provided by law, such lien(s) shall be superior in dignity to all other liens, titles and claims, until paid.
3. Any and all special assessments made pursuant to this Resolution, which have not been paid in full within thirty (30) days after completion of the improvement project for which the assessments were made, shall be subject to interest at the rate of five and one half percent (5 ½ %) per year and shall be payable in twenty (20) equal installments of principal and interest.
4. If any special assessment made under this Resolution shall be either in whole or in part vacated or set aside by the judgment of any court, or if the Board of County Commissioners shall be satisfied that any such assessment is so irregular or defective that same cannot be enforced or collected, or if the Board shall have

ATTACHMENT 1

omitted to make such assessment when it might have done so, the Board of County Commissioners shall take all necessary steps to cause a new assessment to be made for any improvement and against any property specially benefited by such improvement, following the provisions of Ordinance 2001-0010. In case the second assessment shall also be invalid, the Board of County Commissioners may obtain and make other assessments until a valid assessment is made.

5. The Clerk of this Board shall cause this Resolution to be recorded in the Official Records of Palm Beach County, Florida, in the Office of the Clerk of the Circuit Court.

The foregoing Resolution was offered by Commissioner _____ who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Commissioner Shelley Vana, Chair
Commissioner Steven L. Abrams, Vice Chairman
Commissioner Karen T. Marcus
Commissioner Paulette Burdick
Commissioner Burt Aaronson
Commissioner Jess R. Santamaria
Commissioner Priscilla A. Taylor

The Chair thereupon declared the Resolution duly passed and adopted this ____ day of _____, 2012.

PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COUNTY COMMISSIONERS

By: _____
Sharon R. Bock, Clerk and Comptroller

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By _____



**Palm Beach County
Water Utilities
Department
Service Area (SA) and
Major Facilities**

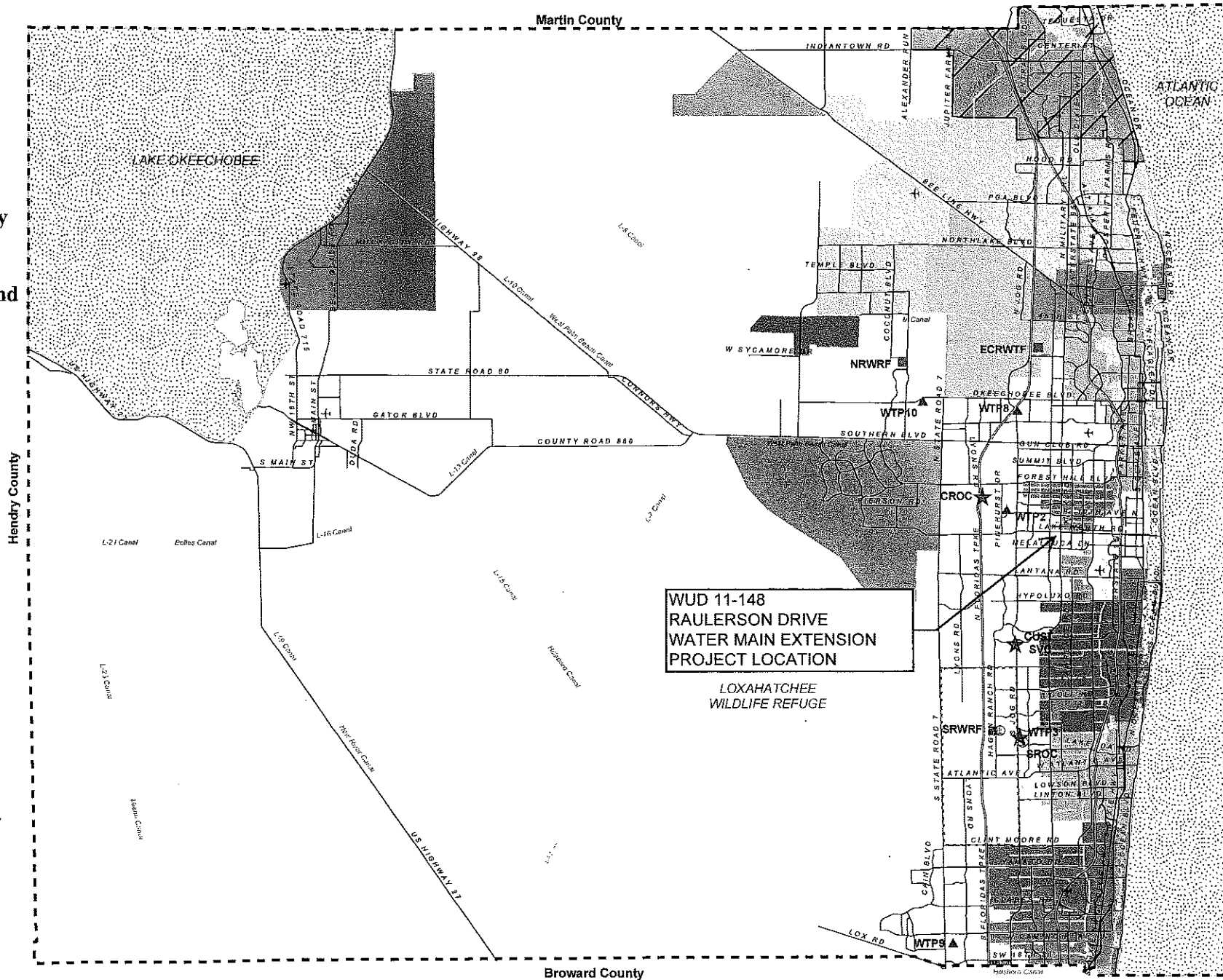
Attachment 2

Legend

- P.B.C.W.U.D. SA
- Mandatory Reclaimed SA
- - - Palm Beach County Limits
- ★ Administration
- Water Reclamation Facility
- ▲ Water Treatment Facility
- ⊙ Wetlands



NOT TO SCALE



Assessment Roll - Tentative

RAULERSON DRIVE
 WATER MAIN EXTENSION
 SPECIAL ASSESSMENT PROJECT

FUND	AGENCY	ORG	COMMISSION DISTRICT			SECTION TOWNSHIP RANGE		
			2 PAULETTE BURDICK			25	44S	42E

No.	Homeowner	PCN/Legal Description	Parcel	Cost/Per Parcel	Total Assessment	Annual Cost/Per Parcel	Annual Cost/Per Year	Notes					
1	WALLER, SCOTT D 10984 STAFFORD CIR S BOYNTON BEACH, FL 33436-4844	18-42-44-25-03-000-022.0 CLINTON PARK LT 22 & TH PT OF ABNDED MOODY DR LYG N OF & ADJ THERETO	1	\$4,978.72	\$4,978.72	416.6159539	\$416.62	<table border="1"><tr><td>Initial</td><td>Y</td><td>Final</td><td>Y</td><td>Petition</td></tr></table>	Initial	Y	Final	Y	Petition
Initial	Y	Final	Y	Petition									
2	ZICHECK, BEVERLY 5540 S KENANSVILLE RD YEEHAW JUNCTION, FL 34972-9148	18-42-44-25-03-000-023.0 CLINTON PARK LT 23	1	\$4,978.72	\$4,978.72	416.6159539	\$416.62	<table border="1"><tr><td>Initial</td><td></td><td>Final</td><td>N</td><td>Petition</td></tr></table>	Initial		Final	N	Petition
Initial		Final	N	Petition									
3	ROTHELL, NANNETTE SCARPELLO 12450 WESTHAMPTON CIR WELLINGTON, FL 33414	18-42-44-25-03-000-024.0 CLINTON PARK LT 24	1	\$4,978.72	\$4,978.72	416.6159539	\$416.62	<table border="1"><tr><td>Initial</td><td>Y</td><td>Final</td><td>Y</td><td>Petition</td></tr></table>	Initial	Y	Final	Y	Petition
Initial	Y	Final	Y	Petition									
4	AZIZ, FIROZ & SALISHA 1302 WOODCREST RD S WEST PALM BEACH, FL 33417-5764	18-42-44-25-03-000-025.0 CLINTON PARK LT 25	1	\$4,978.72	\$4,978.72	416.6159539	\$416.62	<table border="1"><tr><td>Initial</td><td></td><td>Final</td><td>N</td><td>Petition</td></tr></table>	Initial		Final	N	Petition
Initial		Final	N	Petition									

Assessments which have not been paid in full within thirty days after completion of the subject improvements for which said assessment was made, will be charged interest at a rate of five and a half (5.5) percent per annum from the date of the acceptance of said improvement by Palm Beach County and shall be payable in twenty equal annual installments of principal and interest.

Assessment Roll - Tentative

RAULERSON DRIVE
 WATER MAIN EXTENSION
 SPECIAL ASSESSMENT PROJECT

FUND AGENCY ORG	COMMISSION DISTRICT	SECTION TOWNSHIP RANGE
	2 PAULETTE BURDICK	25 44S 42E

No.	Homeowner	PCN/Legal Description	Parcel	Cost/Per Parcel	Total Assessment	Annual Cost/Per Parcel	Annual Cost/Per Year	Notes
5	SUAREZ, NOE & LISANDRA MEDINA	18-42-44-25-03-000-026.0	1	\$4,978.72	\$4,978.72	416.6159539	\$416.62	
	4082 RAULERSON DR LAKE WORTH, FL 33463-4650	CLINTON PARK LT 26						

Initial Y	Final Y	Petition

Total: 5 Total: \$24,893.60

Note Description/Totals	
1 MODIFIED ASSIGNED FRONTAGE	0
2 CONFIDENTIAL RECORD	0
3 UNITY OF TITLE	0
4 TAX MAP FRONTAGE	0
5 SCALED FRONTAGE	0
6 SURVEY	0
7 PAPA FRONTAGE	0
8 VERIFY LEGAL, OWNER CONTESTING TAXES	0

Petition Response Summary					
		Initial		Final	
Homeowners	5	Voted Yes	3	60%	3
Properties	5	Voted No	0	0%	2
Needed	3	No Response	2	40%	0

Assessments which have not been paid in full within thirty days after completion of the subject improvements for which said assessment was made, will be charged interest at a rate of five and a half (5.5) percent per annum from the date of the acceptance of said improvement by Palm Beach County and shall be payable in twenty equal annual installments of principal and interest.

REPORT OF COST - TENTATIVE
RAULERSON DRIVE
WATER MAIN EXTENSION
SPECIAL ASSESSMENT PROJECT
PROJECT NO. WUD 11-148
COMMISSION DISTRICT 2
SECTION 25, TOWNSHIP 44S, RANGE 42E
FUND 4013 DEPT. 721 ORG. W021 OBJECT 6543

Construction Bid Price	\$33,979.37
Capital Cost by County	(\$15,402.07) (-)
Assessable Construction Cost	\$18,577.30
Construction Contingency (10%) (1)	\$1,857.73
Engineering Fee (2)	\$2,786.59
Inspection Fee (4%) (3)	\$743.09
Administration Fee (5%) (4)	\$928.87
Administrative Adjustment (5)	<u>\$0.02</u>
Total Assessable Cost	\$24,893.60
Total Properties	5.00
Cost Per Property	\$4,978.72
Total Project Cost	<u>\$40,295.67</u>

Notes:

1. Construction Contingency is 10% of the Assessable Construction Cost.
2. Engineering Fee of \$2,786.59 is for the cost of survey, design and drafting from Dennis J. Leavy and PBCWUD
3. Inspection fee is 4% of the Assessable Construction Cost.
4. Administrative Fee is 5% of the Assessable Construction Cost.
5. Administrative Adjustment is used to round the cost per parcel to the nearest cent.

**Palm Beach County Water Utility Department
Pipeline Continuing Construction Contract
WUD 10-046
Bid Tabulation
Raulerson Drive WM**

				AKA SERVICES, INC.	
NO.	BID ITEM (Furnish and Install with Appurtenances)	QUANTITY	UNIT	UNIT PRICE	TOTAL
5	6" PVC Push-On Joint Water Main/Reclaimed Water Main/Wastewater Force Main (36" to 60" Cover)	350	L.F.	\$11.64	\$4,074.00
6	6" DIP Push-On Joint Water Main/Reclaimed Water Main (36" to 60" Cover)	160	L.F.	\$21.34	\$3,414.40
37	Ductile Iron Fittings for Water Main/Reclaimed Water Main	0.25	Tons	\$4,656.00	\$1,164.00
71	6" Mechanical Joint Restraint for DIP	1	Each	\$53.35	\$53.35
80	6" Mechanical Joint Restraint for PVC	4	Each	\$57.23	\$228.92
97	6" PVC Pressure Pipe Restraint Harness	5	Each	\$78.57	\$392.85
104	6" Gate Valve & Valve Box	1	Each	\$703.25	\$703.25
116	8"X6" Tapping Sleeve w/Valve & Valve Box	1	Each	\$1,963.28	\$1,963.28
160	Fire Hydrant Assembly with J6" Gate Valve & 6" DIP (42" burial)	1	Each	\$3,395.00	\$3,395.00
164	Sample Points W/Double Strap Saddle & Corp. Stop	1	Each	\$291.00	\$291.00 *
166	Sample Points on 2" Blowoffs	1	Each	\$145.50	\$145.50
178	Short Double 5/8" Meter Service (1-1/2" PVC) (up to 10' long)	2	Each	\$921.50	\$1,843.00
187	Long Single 5/8" Meter Service (1-1/2" PVC with 3" Casing up	1	Each	\$897.25	\$897.25
190	Long Double 5/8" Meter Service (1-1/2" PVC with 3" Casing up	1	Each	\$1,115.50	\$1,115.50
286	Asphalt Roadway Removal and Restoration (2.5" thick)	11	Sq. Yd.	\$29.10	\$320.10
287	Asphalt Driveway Removal and Restoration (1.5" thick)	82	Sq. Yd.	\$27.16	\$2,227.12
292	Lime Rock Driveway or Roadway Removal and Restoration	20	Tons	\$24.25	\$485.00
296	Concrete Flush Header Curb Removal & Restoration	10	L.F.	\$19.40	\$194.00
297	Floritam Sod	390	Sq. Yd.	\$3.40	\$1,326.00
301	Record Drawing	510	L.F.	\$1.46	\$744.60
302	Construction Survey	510	L.F.	\$1.46	\$744.60
303	Preconstruction Video Taping	510	L.F.	\$0.97	\$494.70
304	Mail Box Removal and Reinstallation	4	Each	\$48.50	\$194.00
305	Maintenance of Traffic Residential Street	510	L.F.	\$0.97	\$494.70
308	Density Tests	5	Each	\$56.26	\$281.30
309	Proctor Tests	2	Each	\$194.00	\$388.00
313	Additional work not included in Bid Items (Allowance)	0.0194	Lump Sum	\$200,000.00	\$3,886.96
				SUBTOTAL	
				\$31,462.38	
				MOBILIZATION	
				\$2,516.99	
				TOTAL BID PRICE	
				\$33,979.37	

Additional Work Included in Line Item 313
Automatic Flusher

1 EA \$ 3,886.96 \$ 3,886.96

**WORK AUTHORIZATION NO. 14
WATER UTILITIES DEPARTMENT
PIPELINE CONTINUING CONSTRUCTION CONTRACT**

Contract No. WUD 10-046

District: 2

Budget Line Item No. Fund 4013 Dept 721 Unit W021 Object 6543

Project Title: **Raulerson Drive Water Main Extension**
Project No. **WUD 11-148**

THIS AUTHORIZATION # 14 to the Contract for Construction Services dated September 14, 2010 (Resolution/Document R2010-1422), by and between Palm Beach County and the Contractor identified herein, is for the Construction Services described in Item 3 of this Authorization. The Contract provides for 15% SBE participation overall. This Authorization includes 0.00% overall participation. The cumulative proposed SBE participation, including this authorization is 14.48% overall.

1. CONTRACTOR: AKA Services, Inc.
2. ADDRESS: 15551 Okeechobee Blvd, Loxahatchee, FL 33470
3. Description of Services to be provided by the Contractor:

 See EXHIBIT "A".
4. Services completed by the Contractor to date:

 See EXHIBIT "B" and "C".
5. Contractor shall begin work promptly with the following work commencing from the notice to proceed date:
 Substantial Completion 60 Calendar Days,
 Final Completion 90 Calendar Days
 Liquidated damages will apply in accordance with Paragraph 1.6.1 of the Contract Bid Form
6. The compensation to be paid to the Contractor for providing the requested services in accordance with the Contract Bid Prices is \$33,979.37
7. EXCEPT AS HEREBY AMENDED, CHANGED OR MODIFIED, all other terms, conditions and obligations of the Contract dated September 14, 2010 remain in full force and effect.

**WORK AUTHORIZATION NO. 14
WATER UTILITIES DEPARTMENT
PIPELINE CONTINUING CONSTRUCTION CONTRACT**

Contract No. WUD 10-046

**Project Title: Raulerson Drive Water Main Extension
Project No. WUD 11-148**

IN WITNESS WHEREOF, this Authorization is accepted, subject to the terms, conditions and obligations of the aforementioned Contract.

PALM BEACH COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF FLORIDA

ATTEST:

Board of County Commissioners
Palm Beach County

Deputy Clerk

Shelley Vana, Chair *Shelley Vana*

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

Date

(County Attorney)

CONTRACTOR

AKA Services, Inc.

ATTEST:

[Signature]

Witness

Josephine Basile

(Signature)

Mario Basile, Sec.

(Name and Title)

Josephine Basile, President

(Name and Title)

(CORPORATE SEAL)

March 15, 2012

Date

ATTACHMENT 6

EXHIBIT 'A'

WORK AUTHORIZATION NO. 14 PALM BEACH COUNTY WATER UTILITIES DEPARTMENT ENGINEERING/PROFESSIONAL SERVICES

SCOPE OF WORK FOR Raulerson Drive Water Main Extension

INTRODUCTION

Palm Beach County (County) entered into a Contract for Construction Services date September 14, 2010 (Resolution/Document R2010-1422), by and between Palm Beach County and AKA Services, Inc., for the Construction Services of this Authorization.

This Contract for Construction Services encompasses providing services related to construction of a potable water main, fire hydrant and services in the WUD service area.

SCOPE OF SERVICES

The Contractor shall provide and install a new 6" potable water main, fire hydrant, and 3 new water services. All potable water mains shall be constructed in accordance with Palm Beach County Water Utilities Department Minimum Engineering and Construction Standards, as indicated in the construction plans and contract documents.

COMPENSATION

Compensation shall be based on the Contract for Construction Services dated September 14, 2010 (Resolution/Document R2010-1422) as approved by the Board of County Commissioners.

SBE- M/WBE PARTICIPATION

As described in Section 7.5 of the Contract, SBE participation is included in Attachment ^C and Attachment ^D under this Authorization. The attached Schedule 1 defines the SBE-M/WBE applied to this Contract.

ATTACHMENT – A	Public Construction Bond
ATTACHMENT – B	Work Authorization Schedule of Bid Items
ATTACHMENT – C	SBE Schedule 1
ATTACHMENT – D	SBE Schedule 2 - N/A
ATTACHMENT – E	Location Map

ATTACHMENT A

PERFORMANCE & PAYMENT BOND

(Public Work)

In compliance with U.S. Chapter 255.05(1)(a)

Bond No. 9074076

Contractor: AKA Services, Inc.
Name: 15551 Okeechobee Blvd.
Address: Loxahatchee, FL 33470 **Phone No.** (561) 791-7561

Surety: Fidelity and Deposit Company of Maryland
Name: 863 Creston Dr.
Address: Maitland, FL 32751 **Phone No.** (407) 629-1955

Owner: Palm Beach County
Name: 8100 Forest Hill Blvd.
Address: West Palm Beach, FL 33413 **Phone No.** (561) 493-6000

Obligee: (If contracting entity is different from the owner, the contracting public entity)
Name: Same
Address: **Phone No.**

Bond Amount: \$33,979.37 **Contract No. (if applicable):** WUD 11-148

Description of Work: *Raulerson Drive Water Main Extension*

Project Location: *Palm Beach County, FL*

Legal Description: *Various Locations systemwide*

FRONT PAGE

All other page(s) are deemed subsequent to this page regardless of any page number(s) that may be reprinted thereon.

PUBLIC CONSTRUCTION BOND

BOND NUMBER: 9074076

BOND AMOUNT: \$33,979.37

CONTRACT AMOUNT: \$33,979.37

CONTRACTOR'S NAME: AKA Services, Inc.

CONTRACTOR'S ADDRESS: 15551 Okeechobee Blvd.
Loxahatchee, FL 33470

CONTRACTOR'S PHONE: (561)791-7561

SURETY COMPANY: Fidelity and Deposit Company of Maryland

SURETY'S ADDRESS: 863 Creston Dr.
Maitland, FL 32751
(407) 629-1955

OWNER'S NAME: Palm Beach County

OWNER'S ADDRESS: 8100 Forest Hill Blvd.
West Palm Beach, FL 33413

OWNER'S PHONE: (561) 493-6000

DESCRIPTION OF WORK: Raulerson Drive Water Main Extension

PROJECT LOCATION: Lake Worth, Palm Beach County, FL

LEGAL DESCRIPTION: Various Locations System wide

PUBLIC CONSTRUCTION BOND

This Bond is issued in favor of the County conditioned on the full and faithful performance of the Contract.

KNOW ALL MEN BY THESE PRESENTS: that Contractor and Surety, are held and firmly bound unto
Palm Beach County
8100 Forest Hill Blvd.
West Palm Beach, Florida 33413

as Obligee, herein called County for the use and benefit of claimant as herein below defined, in the amount of: Thirty Three Thousand Nine Hundred Seventy Nine Dollars and Thirty Seven cents (\$ 33,979.37)

for the payment whereof Principal and Surety bind themselves, their heirs, personal representatives, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS,

Principal has by written agreement dated _____, 2012, entered into a contract with the County for

Project Name: Raulerson Drive Water Main Extension
Project No.: WUD 11-148
Project Description: Furnishing and installing potable water mains
Project Location: systemwide

in accordance with Design Criteria Drawings and Specifications prepared by

Name of Design Firm: PBC Water Utilities Department
Location of Firm: West Palm Beach, FL 33411
Phone: 561/493-6116
Fax: 561/493-6113

which contract is by reference made a part hereof in its entirety, and is hereinafter referred to as the Contract.

THE CONDITION OF THIS BOND is that if Principal:

1. Performs the contract dated _____, 2012 , between Principal and County for the construction of Raulerson Drive Water Main Extension the contract being made a part of this bond by reference, at the times and in the manner prescribed in the contract; and
2. Promptly makes payments to all claimants, as defined in Section 255.05, Florida Statutes, supplying Principal with labor, materials, or supplies, used directly or indirectly by Principal in the prosecution of the work provided for in the contract; and
3. Pays County all losses, damages (including liquidated damages), expenses, costs, and attorneys' fees, including appellate proceedings, that County sustains because of a default by Principal under the contract; and
4. Performs the guarantee of all work and materials furnished under the contract for the time specified in the contract, then this bond is void; otherwise it remains in full force.

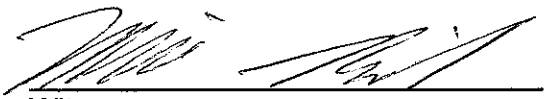
5. Any changes in or under the contract documents and compliance or noncompliance with any formalities connected with the contract or the changes does not affect Surety's obligation under this bond and Surety waives notice of such changes.

6. The amount of this bond shall be reduced by and to the extent of any payment or payments made in good faith hereunder, inclusive of the payment by Surety of construction liens which may be filed of record against said improvement, whether or not claim for the amount of such lien be presented under and against the bond.

7. Principal and Surety expressly acknowledge that any and all provisions relating to consequential, delay and liquidated damages contained in the contract are expressly covered by and made a part of this Performance, Labor and Material Payment Bond. Principal and Surety acknowledge that any such provisions lie within their obligations and within the policy coverage's and limitations of this instrument.

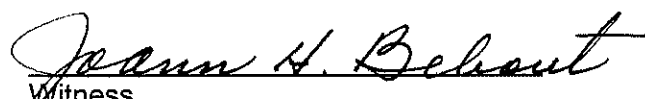
8. Section 255.05, Florida Statutes, as amended, together with all notice and time provisions contained therein, is incorporated herein, by reference, in its entirety. Any action instituted by a claimant under this bond for payment must be in accordance with the notice and time limitation provisions in Section 255.05(2), Florida Statutes. This instrument regardless of its form, shall be construed and deemed a statutory bond issued in accordance with Section 255.05, Florida Statutes.

9. Any action brought under this instrument shall be brought in the state court of competent jurisdiction in Palm Beach County, Florida and not elsewhere.




Witness

Principal (Seal)
AKA Services, Inc.

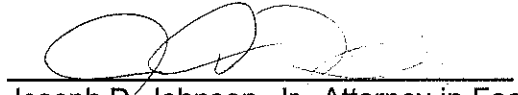


Witness



Josephine Basile, President

Surety (Seal)
Fidelity and Deposit Company of Maryland



Joseph D. Johnson, Jr. Attorney-in-Fact &
Florida Resident Agent

Power of Attorney
FIDELITY AND DEPOSIT COMPANY OF MARYLAND

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, a corporation of the State of Maryland, by FRANK E. MARTIN JR., Vice President, and ERIC D. BARNES, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Company, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof does hereby nominate, constitute and appoint **Francis T. O'REARDON, Todd L. JOHNSON, Joseph D. JOHNSON, JR. and Joseph D. JOHNSON, III, all of Orlando, Florida, EACH** its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed, ~~any and all bonds and undertakings~~, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Md, in their own proper persons. This power of attorney revokes that issued on behalf of Francis T. O'REARDON, Todd L. JOHNSON, Joseph D. JOHNSON, JR., dated March 12, 2009.

The said Assistant Secretary does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article VI, Section 2, of the By-Laws of said Company, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seal of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 2nd day of November, A.D. 2011.

ATTEST:

FIDELITY AND DEPOSIT COMPANY OF MARYLAND



Eric D. Barnes

Eric D. Barnes

Assistant Secretary

By:

Frank E. Martin Jr.

Frank E. Martin Jr.

Vice President

State of Maryland }
City of Baltimore } ss:

On this 2nd day of November, A.D. 2011, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, came FRANK E. MARTIN JR., Vice President, and ERIC D. BARNES, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself depose and saith, that they are the said officers of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and that the said Corporate Seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



Constance A. Dunn

Constance A. Dunn

Notary Public

My Commission Expires: July 14, 2015

ATTACHMENT B

**Palm Beach County Water Utility Department
Pipeline Continuing Construction Contract
WUD 10-046**

**Raulerson Drive Water Main Extension
WUD 11-148**

AKA SERVICES, INC.

NO.	BID ITEM (Furnish and Install with Appurtenances)	QUANTITY	UNIT	UNIT PRICE	TOTAL
5	6" PVC Push-On Joint Water Main/Reclaimed Water Main/Wastewater Force Main (36" to 60" Cover)	350	L.F.	\$11.64	\$4,074.00
6	6" DIP Push-On Joint Water Main/Reclaimed Water Main (36" to 60" Cover)	160	L.F.	\$21.34	\$3,414.40
37	Ductile Iron Fittings for Water Main/Reclaimed Water Main	0.25	Tons	\$4,656.00	\$1,164.00
71	6" Mechanical Joint Restraint for DIP	1	Each	\$53.35	\$53.35
80	6" Mechanical Joint Restraint for PVC	4	Each	\$57.23	\$228.92
97	6" PVC Pressure Pipe Restraint Harness	5	Each	\$78.57	\$392.85
104	6" Gate Valve & Valve Box	1	Each	\$703.25	\$703.25
116	8"X6" Tapping Sleeve w/Valve & Valve Box	1	Each	\$1,963.28	\$1,963.28
160	Fire Hydrant Assembly with /6" Gate Valve & 6" DIP (42" burial)	1	Each	\$3,395.00	\$3,395.00
164	Sample Points W/Double Strap Saddle & Corp. Stop	1	Each	\$291.00	\$291.00
166	Sample Points on 2" Blowoffs	1	Each	\$145.50	\$145.50
178	Short Double 5/8" Meter Service (1-1/2" PVC) (up to 10' long)	2	Each	\$921.50	\$1,843.00
187	Long Single 5/8" Meter Service (1-1/2" PVC with 3" Casing up	1	Each	\$897.25	\$897.25
190	Long Double 5/8" Meter Service (1-1/2" PVC with 3" Casing up	1	Each	\$1,115.50	\$1,115.50
286	Asphalt Roadway Removal and Restoration (2.5" thick)	11	Sq. Yd.	\$29.10	\$320.10
287	Asphalt Driveway Removal and Restoration (1.5" thick)	82	Sq. Yd.	\$27.16	\$2,227.12
292	Lime Rock Driveway or Roadway Removal and Restoration	20	Tons	\$24.25	\$485.00
296	Concrete Flush Header Curb Removal & Restoration	10	L.F.	\$19.40	\$194.00
297	Floritam Sod	390	Sq. Yd.	\$3.40	\$1,326.00
301	Record Drawing	510	L.F.	\$1.46	\$744.60
302	Construction Survey	510	L.F.	\$1.46	\$744.60
303	Preconstruction Video Taping	510	L.F.	\$0.97	\$494.70
304	Mail Box Removal and Reinstallation	4	Each	\$48.50	\$194.00
305	Maintenance of Traffic Residential Street	510	L.F.	\$0.97	\$494.70
308	Density Tests	5	Each	\$56.26	\$281.30
309	Proctor Tests	2	Each	\$194.00	\$388.00
313	Additional work not included in Bid Items (Allowance)	0.0194	Lump Sum	\$200,000.00	\$3,886.96
				SUBTOTAL	\$31,462.38
				MOBILIZATION	\$2,516.99
				TOTAL BID PRICE	\$33,979.37

Additional Work Included in Line Item 313

Automatic Flusher

1 EA \$ 3,886.96 \$ 3,886.96

ATTACHMENT C

SCHEDULE 1

LIST OF PROPOSED SBE-W/MBE SUBCONTRACTORS

Project Name: Raulerson Drive Water Main Extension	Project Number: WUD 11-148
Prime Contractor: AKA Services, Inc.	Address: 15551 Okeechobee Blvd. Loxahatchee, Fl. 33470
Contact: Tom Richardson	Phone No. 561-791-7561 Fax No. 561-791-7565
Date: March 12, 2012	

Name, Address, and Phone No.	Minority Business	Small Business	Black	Hispanic	Women	Caucasian	Other
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TOTALS

\$ _____ - \$ _____ - \$ _____ - \$ _____ -

Total Bid Price

\$33,979.37

Total Value of SBE Participation

\$ _____ -



**Palm Beach County
Water Utilities
Department
Service Area (SA) and
Major Facilities**

Legend

- P.B.C.W.U.D. SA
- Mandatory Reclaimed SA
- - - Palm Beach County Limits
- ★ Administration
- Water Reclamation Facility
- ▲ Water Treatment Facility
- ⊙ Wetlands



NOT TO SCALE

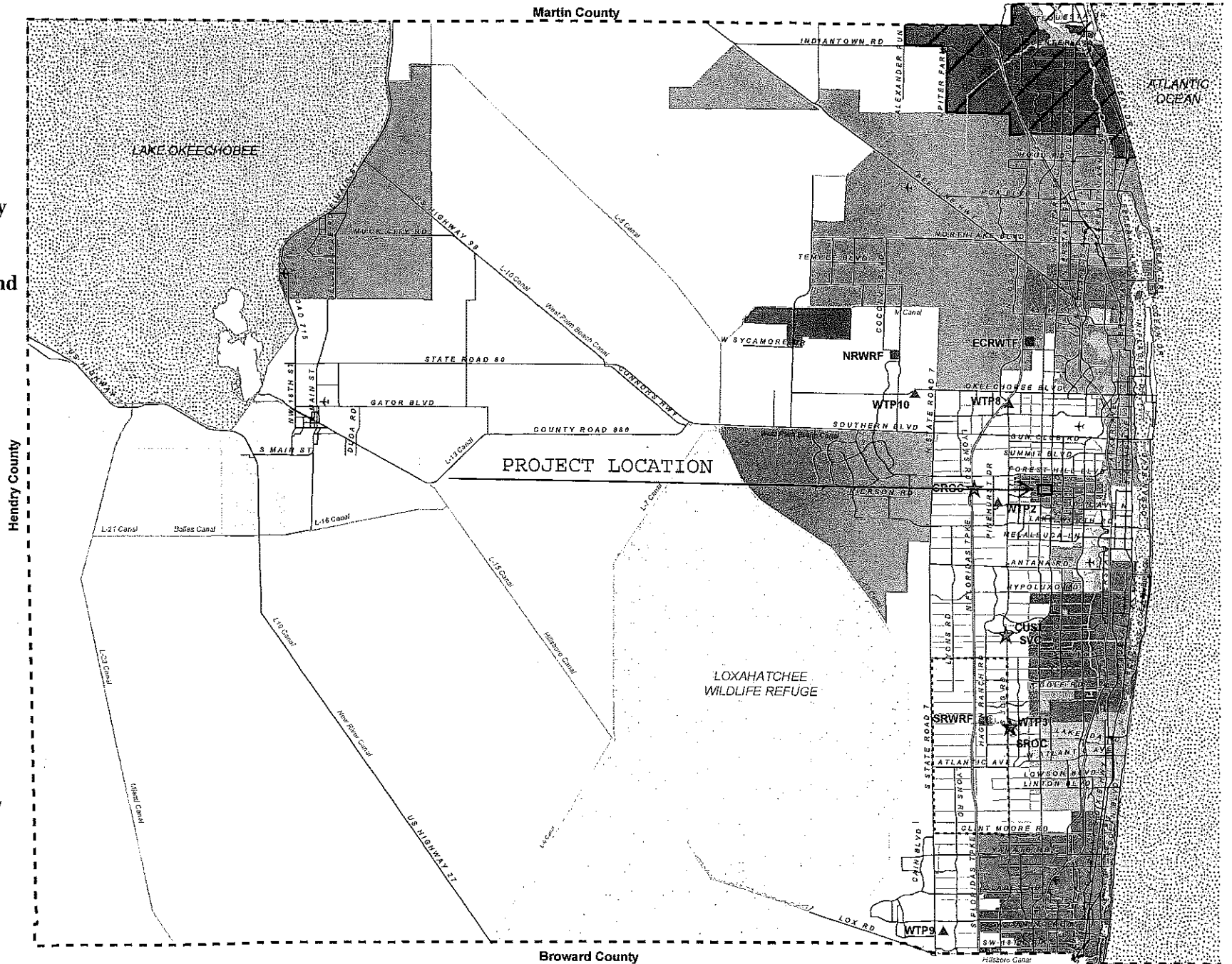


EXHIBIT -C

**PIPELINE CONTINUING CONSTRUCTION CONTRACT
SUMMARY OF SMALL BUSINESS ENTERPRISE TRACKING SYSTEM**

Work Authorization No.14

	TOTAL	SBE
Current Proposal		
Value of Authorization No. 14	\$33,979.37	
Value of SBE Letters of Intent	\$0.00	\$0.00
Actual Percentage	0.00%	0.00%
Signed Authorizations		
Total Value of Authorizations	\$3,881,315.55	
Total Value of SBE Signed Subcontracts	\$567,111.21	
Actual Percentage		14.81%
Signed Authorizations plus Current Proposal		
Total Value of Authorizations	\$3,915,294.92	
Total Value of Subcontracts & Letters of Intent	\$567,111.21	\$567,111.21
Actual Percentage	14.48%	14.48%
GOAL	15.00%	15.00%

PROOF OF PUBLICATION


STATE OF FLORIDA
COUNTY OF PALM BEACH

Before the undersigned authority personally appeared **Ellen Sanita**, who on oath says that she is **Call Center Revenue Manager** of The Palm Beach Post, a daily and Sunday newspaper, published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising for a **Notice** in the matter **WUD 11-148** was published in said newspaper in the issues of **March 18, 2012**. Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she/he has neither paid nor promised any person, firm or corporation any discount rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper. Also published in Martin and St. Lucie Counties.

(Signature)

Sworn to and subscribed before 19th day of March, A.D. 2012.
Who is personally known to me.

AM Thinton

NOTARY PUBLIC-STATE OF FLORIDA
 **Karen M. McLinton**
Commission #DD832672
Expires: NOV. 15, 2012

NO. 6613306R
NOTICE OF SPECIAL ASSESSMENT
 PURSUANT TO PALM BEACH COUNTY ORDINANCE NO. 2001-0010
 ASSESSED BY FRONT FOOTAGE
RAULERSON DRIVE
WATER MAIN EXTENSION PROJECT
SPECIAL ASSESSMENT PROGRAM, PROJECT NO. WUD 11-148
SECTION 25, TOWNSHIP 44S, RANGE 42E
PALM BEACH COUNTY, FLORIDA

NOTICE IS HEREBY GIVEN TO OWNERS OF REAL PROPERTY ABUTTING THE ABOVE REFERENCED IMPROVEMENT PROJECT, that each parcel of land shall be subject to a special assessment so that 100% of the assessable cost of the water main extension improvement project described above shall be paid by special assessments upon all specially benefited parcels in Raulerson Drive project area.

YOU ARE FURTHER ADVISED that all parcels subject to special assessment shall be assessed by the parcel method of assessment in the amount of \$4,978.72 per parcel, so as to fairly allocate the cost of said project, and that if said assessment is approved by the Board of County Commissioners, a lien will be placed on all parcels subject to special assessment pending satisfaction of the individual parcel assessment balance. The total assessment for the 5 properties is \$24,893.60. The special assessment shall be collected by the Tax Collector of Palm Beach County through the Uniform Assessment Collection Act in the annual property tax bill and shall be collected in twenty equal annual installments of principal plus 5-1/2% interest or may be paid in full without interest within thirty (30) days of notification of final completion of the special assessment project by the Clerk of the Circuit Court. Failure to pay the special assessment will cause a tax certificate to be issued against the property, which may result in additional fees and loss of title.

ALL INTERESTED PERSONS are advised that the description of each parcel to be specially assessed and the amount to be assessed to each parcel, may be ascertained at the Administration office of the Palm Beach County Water Utilities Department located at 8100 Forest Hill Blvd, West Palm Beach, Florida 33413; or by contacting the Project Designer, Victor M. Gutierrez, P.E. (telephone: 561-493-6138). The amount of said special assessments and the confirmation of the assessment roll are subject to final approval by the Board of County Commissioners at a Public Hearing to be held beginning at 9:30 A.M., on **Tuesday, April 17, 2012**, in the Commission Chambers of the Board of County Commissioners, 6th Floor of Governmental Office Center, 301 North Olive Avenue, West Palm Beach, Florida, at which time and place any necessary adjustment or equalization of said special assessments will be made in accordance with the law. Property owners have a right to appear and file written comments with the Board of County Commissioners prior to or during the Public Hearing.

ALL INTERESTED PERSONS are invited to attend said Public Hearing. If any person decides to appeal a decision made by this Commission with respect to any matter considered at the Public Hearing, they will need a record of the proceedings, and that for such purpose, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony of evidence upon which the appeal is to be based.

Palm Beach County, Florida
Board of County Commissioners

PUBLISH: Palm Beach Post, March 18, 2012

