

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

| | | |
|----------------------|---|---|
| Meeting Date: | <input checked="" type="checkbox"/> Consent | <input type="checkbox"/> Regular |
| May 15, 2012 | <input type="checkbox"/> Workshop | <input type="checkbox"/> Public Hearing |

Department:

Submitted By: Engineering & Public Works
Submitted For: Road & Bridge Division

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Work Order No. 2012053-026 in the amount of \$305,266 to construct a pathway on Seminole Pratt Whitney Road from 1700 feet north of Persimmon Boulevard to the "M" Canal utilizing Palm Beach County's (County) Annual Pathway and Minor Construction Contract R2011-1684 (Improvements) with Wynn & Sons Environmental Construction Corporation.

SUMMARY: Approval of this Work Order will provide the contractual services necessary to construct the Improvements. Per County PPM CW-F-0-050, this work order exceeds the threshold relating to staff approvals of contracts, thus requiring the Board of County Commissioners' approval.

District 6 (MRE)

Background and Justification: On November 1, 2011, the Board of County Commissioners approved the Annual Pathway and Minor Construction Contract R2011-1684 with Wynn & Sons Environmental Construction Corporation to provide construction of pathway and minor construction for Countywide projects. The County desires to construct the Improvements in accordance with the attached Work Order No. 2012053-026. This construction is fully funded by the FY 08-09 and FY 09-10 Annual Pathway Program.

Attachments:

1. Location Map
2. Work Order (3)

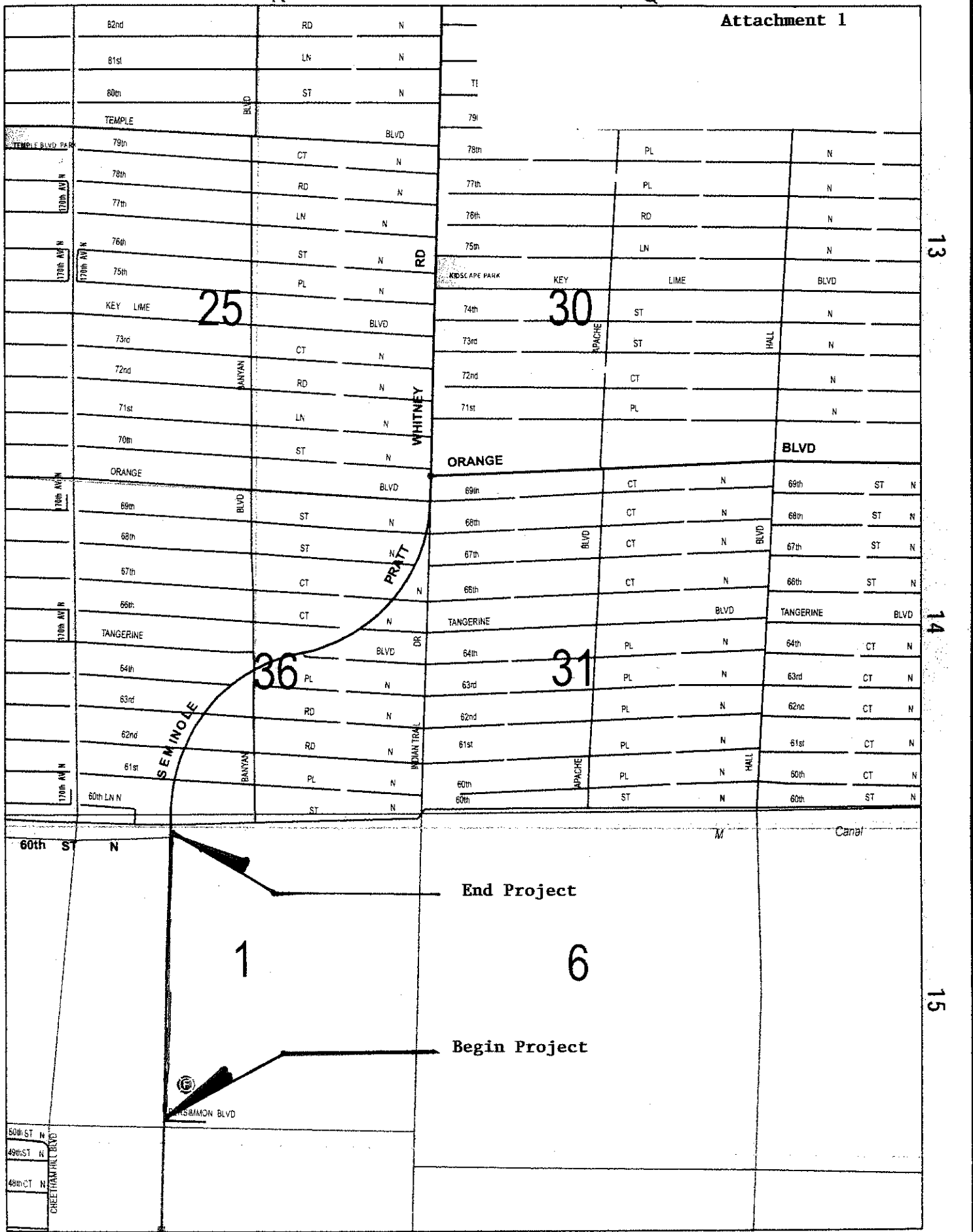
Recommended By: _____ **Division Director** **Date**

Recommended By: A. J. Webb **County Engineer** 5/3/12
Date

R

Q

Attachment 1



LOCATION MAP

R

Q

WORK ORDER TO ANNUAL CONTRACT (No. 2012053) BETWEEN
PALM BEACH COUNTY
AND
WYNN AND SONS ENVIRONMENTAL CONSTRUCTION COMPANY, INC.
FOR PATHWAY CONSTRUCTION ON
SEMINOLE PRATT WHITNEY ROAD FROM PERSIMMON BLVD. TO "M" CANAL
WORK ORDER #: 2012053-026
PALM BEACH COUNTY, FLORIDA

THIS WORK ORDER TO THE ANNUAL CONTRACT, made and entered into this day of _____, by and between Palm Beach County (hereinafter called the **COUNTY**), and **WYNN & SONS ENVIRONMENTAL CONST. COMPANY, INC.** a Florida Corporation with an address of 7268 Belvedere Road, West Palm Beach, FL 33411 (hereinafter called the **CONTRACTOR**).

WITNESSETH

WHEREAS, the **COUNTY** and **CONTRACTOR** entered into an Annual Contract (hereinafter called the **CONTRACT**) for pathway and minor construction on a work order basis on November 1, 2011 (R 2011-1684); and

WHEREAS, the **COUNTY** desires the **CONTRACTOR** to construct a 5' Asphalt Pathway on the eastside of Seminole Pratt Whitney Road from 1700' north of Persimmon Blvd. north to the "M" Canal in Palm Beach County, Florida (hereinafter called the **IMPROVEMENTS**); and

WHEREAS, the **CONTRACTOR** agrees to construct the **IMPROVEMENTS** in accordance with the terms and conditions of the **CONTRACT** and in accordance with the plans for the **IMPROVEMENTS** as provided by the Roadway Production Division; and

Re: **Construct 5' Asphalt Pathway on the eastside of Seminole Pratt Whitney Road from 1700' north of Persimmon Blvd. north to "M" Canal.**
Work Order No.: **2012053-026**

WHEREAS, based on the pricing agreed to in the **CONTRACT**, a cost not to exceed \$305,266 has been calculated by Staff and found to be appropriate compensation for the services to be performed by the **CONTRACTOR** to construct the **IMPROVEMENTS**:

NOW, THEREFORE, THIS INDENTURE WITNESSETH: That for and in consideration of the mutual benefits to flow from each to the other, the parties hereto agree as follows:

1. The **CONTRACTOR** agrees to provide services in accordance with the **CONTRACT** as further described in Exhibit "A" and as detailed in the plan for the **IMPROVEMENTS** as provided by the Roadway Production Division.
2. The **COUNTY** agrees to pay the **CONTRACTOR** a fee not to exceed \$305,266 to construct the **IMPROVEMENTS**. Final payment shall be per documented quantities installed.

Except as hereby amended, changed or modified, all other terms, conditions and obligations of the **CONTRACT** dated November 1, 2011, (R2011- 1684) and shall remain in full force and effect.

INTENTIONALLY LEFT BLANK

Re: Construct a 5' Asphalt Pathway on the Eastside of Seminole Pratt Whitney Road from 1700' north of Persimmon Blvd. north to the "M" Canal
Work Order No.: 2012053-026

IN WITNESS WHEREOF, the parties hereto have made and executed this WORK ORDER as of the day and year first above written.

OWNER:

Palm Beach County, Florida, a
Political Subdivision of the
State of Florida

BOARD OF COUNTY COMMISSIONERS

BY: _____
Shelley Vana, Chair

ATTEST:
Sharon R. Bock, Clerk & Comptroller
Circuit Court

BY: _____
Deputy Clerk

SEAL

APPROVED AS TO TERMS
AND CONDITIONS:

BY: Daryl Dawson

APPROVED AS TO FORM & LEGAL
SUFFICIENCY:

COUNTY ATTORNEY

CONTRACTOR:

Wynn & Sons Environmental Construction
Company, Inc. a Florida Corporation

BY: [Signature]

CORPORATE SEAL

WITNESS:

BY: Mary Ullery

Mary Ullery
(Printed Name)

BY: Jane Lucas

Jane Lucas
(Printed Name)



EXHIBIT A - Page 1

PALM BEACH COUNTY ENGINEERING & PUBLIC WORKS
ROAD & BRIDGE WORK ORDER / ANNUAL CONTRACT PROJECT 2012053
CONTRACT NUMBER R2011-1684

PROJECT NAME: SEMINOLE PRATT WHITNEY PATHWAY CONSTRUCTION
BUDGET LINE ITEM: 3503-361-0727-6551
KDO NUMBER:
WORK ORDER NO.: 2012053-026
DATE: APRIL 5, 2012

TO: DAN WYNNS, WYNN AND SONS ENVIROMENTAL CONST.COMPANY, INC.

In accordance with the terms of your contract dated Nov. 1, 2011 you are directed to provide the following supplies and services: CONSTRUCT 5' ASPHALT PATHWAY AS DIRECTED.

The above work shall be performed on: SEMINOLE PRATT WHITNEY Road FROM 1700' NORTH OF PERSIMMION BLVD. NORTH TO M CANAL ON THE EASTSIDE.

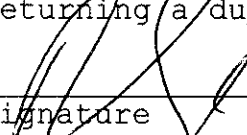

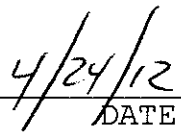
STARTING JUNE 8, 2012 and shall be completed by JULY 27, 2012.

The total amount of this Work Order, at the contract prices, is estimated to be \$305,266.00 (SEE PAGE# 2), Final payment shall be per documented quantities installed. The Small Business Enterprise (SBE) goal for this work order is 98%. The estimated SBE participation for this work order is 98%. The total SBE participation to date for this contract including this work order is 82%.

This work shall be coordinated with, (48 hours notice prior to commencement of work): JOHN BRAND, OR DARYL DAWSON

| | | |
|--|-------|-----------|
| <u>DARYL DAWSON ASSIST. P.W. SUPERINTENDENT (ROADS) (561) 233-3960</u> | | |
| Name | Title | Telephone |
| Number | | |

Please indicate your receipt of this Work Order by signing and returning a duplicate copy.

| | | |
|---|---|---|
|  |  |  |
| Signature | Title | DATE |

Please sign below and submit with invoice at the completion of the project. Project completed in compliance with Contract and Project Specifications:

| | | |
|-----------|-------|------|
| Signature | Title | DATE |
|-----------|-------|------|

CC: Charles W. Rich, P.E., Director, Engineering Services
Roberta Carfagno, Administrative Services

EXHIBIT A PAGE 2

PBC #97511C2B – PATHWAY QUANTITY ESTIMATE – SOUTH OF M CANAL (3500+/- LF)

(WITH ANNUAL PATHWAY UNIT PRICES)

GAP FROM WINN DIXIE NORTH – EAST SIDE (3500 LF)

| ITEM | QTY | UNIT | PRICE | COST |
|------------------------------------|--------|------|-------------|-------------|
| MOBILIZATION | 1 | LS | \$5,000.00 | \$5,000.00 |
| CLEAR & GRUB (.5+/- AC) | 0.5 | AC | \$1,000.00 | \$500.00 |
| REGULAR EXCAVATION | 2342 | CY | \$9.17 | \$21,476.14 |
| EMBANKMENT | 1394 | CY | \$9.43 | \$13,145.42 |
| 4" BASEROCK | 2042 | SY | \$8.58 | \$17,520.36 |
| 6" BASEROCK | 59 | SY | \$10.25 | \$604.75 |
| 1.25" TYPE III ASPHALT | 2101 | SY | \$6.53 | \$13,719.53 |
| RESET GUARDRAIL | 150 | LF | \$7.33 | \$1,099.50 |
| GUARDRAIL (ROADWAY) | 228 | LF | \$36.60 | \$8,344.80 |
| END ANCHORAGE ASSEMBLY | 9 | EA | \$1,676.67 | \$15,090.03 |
| PED RAIL ADDED TO BACK OF EX GD RL | 120 | LF | \$46.58 | \$5,589.60 |
| INLET DBI-C | 3 | EA | \$4,283.33 | \$12,849.99 |
| 18" RCP | 224 | LF | \$49.00 | \$10,976.00 |
| 12"X18" ELLIPT. CONC. PIPE | 123 | LF | \$60.00 | \$7,380.00 |
| 12"X18" MES | 7 | EA | \$2,025.00 | \$14,175.00 |
| CLASS 1 CONCRETE | 28 | CY | \$206.67 | \$5,786.76 |
| CONCRETE CURB & GUTTER | 140 | LF | \$14.00 | \$1,960.00 |
| STEEL HANDRAIL | 228 | LF | \$66.00 | \$15,048.00 |
| ADJUST VALVE BOX | 4 | EA | \$135.00 | \$540.00 |
| RELOCATE FIRE HYDRANT | 4 | EA | \$5,433.33 | \$21,733.32 |
| ADJUST UTILITY MANHOLE | 2 | EA | \$770.00 | \$1,540.00 |
| SOD | 13,075 | SY | \$3.25 | \$42,493.75 |
| MISC ASPH PVMT | 50 | TN | \$232.17 | \$11,608.50 |
| FABRIC FORMED RIP RAP | 220 | SY | \$64.00 | \$14,080.00 |
| PEDESTRIAN BRIDGE (SALVAGED) | 1 | EA | \$20,000.00 | \$20,000.00 |

TOTAL

\$282,261.45

GAP. CONST. EST. W/STAFF, ETC.

CONST. EST.

\$282,261.45

CONTINGENCY 8%

\$ 23,004.55

TOTAL

\$305,266.00



CERTIFICATE OF LIABILITY INSURANCE

WYNN&-1

OP ID: DP

DATE (MM/DD/YYYY)

05/09/12

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

| | | | |
|--|--------------|--------------------------------|----------------|
| PRODUCER Atlantic Pacific Insurance-PBG 11382 Prosperity Farms Rd #123 Palm Beach Gardens, FL 33410 Matthew A. Peace | 800-538-0487 | CONTACT NAME: | |
| | 561-626-3153 | PHONE (A/C, No, Ext): | FAX (A/C, No): |
| | | E-MAIL ADDRESS: | |
| | | INSURER(S) AFFORDING COVERAGE | |
| INSURED Wynn & Sons Environmental Construction Company Inc 7268 Belvedere Road West Palm Beach, FL 33411 | INSURER A: | Philadelphia Indemnity Ins. | 18058 |
| | INSURER B: | Scottsdale Insurance Company | 41297 |
| | INSURER C: | Bridgefield Employers Ins. Co. | 10701 |
| | INSURER D: | Century Surety Co. | 36951 |
| | INSURER E: | Republic Vanguard Ins Co. | |
| | INSURER F: | Travelers Insurance Co. | 25666 |

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

| INSR LTR | TYPE OF INSURANCE | ADOL SUBR INSR WVD | POLICY NUMBER | POLICY EFF (MM/DD/YYYY) | POLICY EXP (MM/DD/YYYY) | LIMITS |
|----------|--|--------------------|------------------------|-------------------------|-------------------------|---|
| E | GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR | | PGL001594-12 | 05/03/12 | 05/03/13 | EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 |
| | GENL AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC | | | | | |
| A | AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input checked="" type="checkbox"/> ALL OWNED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS | | PHPK861544 | 05/02/12 | 05/02/13 | COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ |
| | UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR | | | | | |
| D | EXCESS LIAB <input checked="" type="checkbox"/> RETENTION \$ 10,000 | | CCP764426 | 05/03/12 | 05/03/13 | EACH OCCURRENCE \$ 1,000,000 AGGREGATE \$ |
| | WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> Y/N If yes, describe under DESCRIPTION OF OPERATIONS below | | | | | |
| B F | Property Section Equipment | | CPS1568116 8B361023 | 05/03/12 05/03/12 | 05/03/13 05/03/13 | <input checked="" type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000 Building 100,000 Equipment 252,000 |

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Palm Beach County Board of County Commissions, a political subdivision of the State of Florida, its officers, employees and agents are named as additional insured on the general liability and automobile liability policy. Waiver of Subrogation applies to the general liability and the automobile liability policy.

CERTIFICATE HOLDER

CANCELLATION

Palm Beach Co Board of County
Commissioners (see notes)
c/o Cerfocus
PO Box 140528
Kansas City, MO 64114

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

NOTEPAD:

HOLDER CODE
INSURED'S NAME **Wynn & Sons Environmental**

WYNN&-1
OP ID: DP

PAGE 2
DATE **05/09/12**

**A Political Subdivision of the State of Florida, its Officers, Employees
and Agents**