PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS <u>AGENDA ITEM SUMMARY</u>

Meeting Date: May 15, 2012

[X] Consent [] Ordinance [] Regular[] Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Amendment No. 3 to five Job Order Contracts (JOC) serving the North, South & Central areas of the County.

- A) All-Site Construction, Inc. (R2010-0751), North, SBE/Local, 83.7% SBE
- B) F.H. Paschen, S.N. Nielsen & Associates, LLC. (R2010-0752), Central, Non SBE/Miami-Dade, 38.2% SBE
- C) H.A. Contracting Corporation (R2010-0804), Central, Non SBE/Local, 33.6% SBE
- D) M.A.C. Construction, Inc. (R2010-0776), Central, Non SBE/Local, 36.0% SBE
- E) Robling Architecture Construction, Inc. (R2010-0802), South, SBE/Local, 72.0% SBE

Summary: Amendments No. 3 extend the term of five Job Order Contracts (JOC) serving North, South & Central areas with no increase in capacity. The contractors will continue to perform as an annual general contractor for implementation of maintenance and capital projects. The Job Order Contract is an indefinitequantity, fixed unit price contract. The Board approved annual contracts on May 18, 2010, which provided for an initial one (1) year term with four (4) – one (1) year renewal options. Amendment No. 2 increased the term by one (1) year and increased the maximum cumulative capacity of work orders from 2,500,000 to 5,000,000 (1,500,000 to 33,000,000 for Robling). Amendment No. 3 will provide for services during the third renewal period. Due to greatly reduced funding for capital improvements, renovations, and renewal/replacement projects, no additional capacity is being added for the third renewal period. Pursuant to Special Conditions, Article 7 of the Terms and Conditions of the JOC Contract and to account for escalation, the contractor's adjustment factors will be modified by 1.0576%. The Small Business Enterprise (SBE) goal established for this contract is 15% participation. (Capital Improvements Division) <u>Countywide</u> (JM)

Background and Justification: Amendment No. 3 is a renewal to the Job Order Contracts (JOC). The contractors will continue to perform as an annual general contractor for implementation of maintenance and capital projects. The Job Order Contract (JOC) is an indefinite-quantity, fixed unit price contract. An Economic Price Adjustment of 1.0576% has been applied to the contractor's adjustment factors pursuant to Special Conditions, Article 7 of the Terms and Conditions of the JOC Contract. The Contractor's Adjustment Factors shall be adjusted on each anniversary date of the contract or the renewal date, whichever comes first to account for construction escalation or de-escalation. The current year index is calculated by averaging the twelve (12) month Construction Cost Indices (CCI) for the U.S. Twenty City Index published in the Engineering News Record for the twelve (12) months immediately prior to the month of the annual contract anniversary.

Attachments:

- 1) All-Site Construction, Inc. Amendment #3
- 2) F.H. Paschen, S.N. Nielsen & Associates, LLC Amendment #3
- 3) H.A. Contracting, Inc. Amendment #3
- 4) M.A.C. Construction, Inc. Amendment #3
- 5) Robling Architecture Construction, Inc. Amendment #3
- 6) Work Order History for All Contractors

Recommended by:	Department Director	5/2/12- Date
Approved by:	County Administrator	

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Year	2012	2013	2014	2015	2016
Capital Expenditures Operating Costs	\$0 0	0 0	0 0	0 0	0 0
External Revenues	0	0	0	0	0
Program Income (County)	0	0	0	0	0
In-Kind Match (County)	0	0	0	0	0
NET FISCAL IMPACT	\$0 × 3	re beloù	0	0	0
# Additional FTE Positions (Cumulative)	0	0	0	0	0

Is Item Included in Current Budget? Yes X No

Budget Account No:

Reporting Category _____

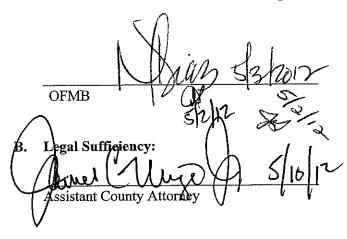
B. Recommended Sources of Funds/Summary of Fiscal Impact:

Work Orders requiring BCC approval will be brought to the Board and fiscal impact will be addressed at that time; otherwise, funding will come from previously approved BCC projects.

C. Departmental Fiscal Review: 4.30.12

III. REVIEW COMMENTS

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



Shtract Dev. and Control 5-9-12 B. Wheeler

C. Other Department Review:

Department Director

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

This Amendment No. 3 dated May 15, 2012 to the Contract (R2010-0751) dated May 18, 2010, by and between Palm Beach County, a political subdivision of the State of Florida, by and through its Board of Commissioners, hereinafter referred to as the COUNTY and All-Site Construction, Inc., a corporation authorized to do business in the State of Florida, hereinafter referred to as the CONTRACTOR.

The contract provided that Contractor would act as an annual general contractor working within the annual capacity as stated in the Contract and modified by Amendment:

	Effective Date	End Date	Added Capacity	Cumulative Capacity	
Original Contract	May 18, 2010	May 17, 2011		\$2,500,000	
Amendment #1	September 30, 2010	<u></u>	Amended the contract to include the Inspector General Language		
Amendment #2	May 18, 2011	May 17, 2012	\$2,500,000	\$5,000,000	
Amendment #3	May 18, 2012	May 17, 2013	\$0	\$5,000,000	

The County is extending the contract for a period of twelve (12) months based on expiration of the term and applying an Economic Price Adjustment of 1.0576% to the Contractor's Adjustment Factors pursuant to Special Conditions, Article 7 of the Terms and Conditions of the JOC Contract.

Amendment No. 3: 1) extends the term of the original contract through May 17, 2013.

Witness:

Damaris Valentii Signature

Damaris Valentin Printed Name

ATTEST: SHARON R. BOCK, CLERK & COMPTROLLER All-Site Construction, Inc. Signature Ezra Schold, President Printed Name and Title

PALM BEACH COUNTY, FLORIDA, a Political Subdivision of the State of Florida BOARD OF COUNTY COMMISSIONERS

Deputy Clerk

Shelley Vana, Chair

APPROVED AS TO TERMS AND CONDITIONS

ON

Audrey Wolf, Director Facilities Development & Operations

ND LEGAL SUFFICIENCY ssistant County

APPROVED AS TO FORM

This Amendment No. 3 dated May 15, 2012 to the Contract (R2010-0752) dated May 18, 2010, by and between Palm Beach County, a political subdivision of the State of Florida, by and through its Board of Commissioners, hereinafter referred to as the COUNTY and **F.H. Paschen**, authorized to do business in the State of Florida, hereinafter referred to as the CONTRACTOR.

The contract provided that Contractor would act as an annual general contractor working within the annual capacity as stated in the Contract and modified by Amendment:

	Effective Date	End Date	Added Capacity	Cumulative Capacity	
Original Contract	May 18, 2010	May 17, 2011		\$2,500,000	
Amendment #1	September 30, 2010		Amended the contract to include the Inspector General Language		
Amendment #2	May 18, 2011	May 17, 2012	\$2,500,000	\$5,000,000	
Amendment #3	May 18, 2012	May 17, 2013	\$0	\$5,000,000	

The County is extending the contract for a period of twelve (12) months based on expiration of the term and applying an Economic Price Adjustment of 1.0576% to the Contractor's Adjustment Factors pursuant to Special Conditions, Article 7 of the Terms and Conditions of the JOC Contract.

Amendment No. 3: 1) extends the term of the original contract through May 17, 2013.

Witness:

juia M. Castre

Signature

NINA M. CASTRO

Printed Name

ATTEST: SHARON R. BOCK, CLERK & COMPTROLLER

S.N. Nielsen & Associates, F.H. Pað Neg. LL(Signature

Printed Name and Title

PALM BEACH COUNTY, FLORIDA, a Political Subdivision of the State of Florida BOARD OF COUNTY COMMISSIONERS

Deputy Clerk

APPROVED AS TO FORM

sistant County A

Shelley Vana, Chair

APPROVED AS TO TERMS AND CONDITIONS

01 Audrey Wolf, Director

Facilities Development & Operations

Page 2 of 2



This Amendment No. 3 dated May 15, 2012 to the Contract (R2010-0804) dated May 18, 2010, by and between Palm Beach County, a political subdivision of the State of Florida, by and through its Board of Commissioners, hereinafter referred to as the COUNTY and **HA Contracting Corp.**, a corporation authorized to do business in the State of Florida, hereinafter referred to as the CONTRACTOR.

The contract provided that Contractor would act as an annual general contractor working within the annual capacity as stated in the Contract and modified by Amendment:

	Effective Date	End Date	Added Capacity	Cumulative Capacity	
Original Contract	May 18, 2010	May 17, 2011		\$2,500,000	
Amendment #1	September 30, 2010		Amended the contract to include the Inspector General Language		
Amendment #2	May 18, 2011	May 17, 2012	\$2,500,000	\$5,000,000	
Amendment #3	May 18, 2012	May 17, 2013	\$0	\$5,000,000	

The County is extending the contract for a period of twelve (12) months based on expiration of the term and applying an Economic Price Adjustment of 1.0576% to the Contractor's Adjustment Factors pursuant to Special Conditions, Article 7 of the Terms and Conditions of the JOC Contract.

Amendment No. 3: 1) extends the term of the original contract through May 17, 2013.

Witness: Signature can/l Printed Name

ATTEST: SHARON R. BOCK, CLERK & COMPTROLLER

HA Contracting Con ature nce Printed Name and Titl resident

PALM BEACH COUNTY, FLORIDA, a Political Subdivision of the State of Florida BOARD OF COUNTY COMMISSIONERS

Deputy Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

int Counts Attorney

Shelley Vana, Chair

APPROVED AS TO TERMS AND CONDITIONS

Audrey Wolf, Director

Facilities Development & Operations

This Amendment No. 3 dated May 15, 2012 to the Contract (R2010-0776) dated May 18, 2010, by and between Palm Beach County, a political subdivision of the State of Florida, by and through its Board of Commissioners, hereinafter referred to as the COUNTY and M.A.C. Construction, Inc., a corporation authorized to do business in the State of Florida, hereinafter referred to as the CONTRACTOR.

The contract provided that Contractor would act as an annual general contractor working within the annual capacity as stated in the Contract and modified by Amendment:

	Effective Date	End Date	Added Capacity	Cumulative Capacity	
Original Contract	May 18, 2010	May 17, 2011		\$2,500,000	
Amendment #1	September 30, 2010		Amended the contract to include the Inspector General Language		
Amendment #2	May 18, 2011	May 17, 2012	\$2,500,000	\$5,000,000	
Amendment #3	May 18, 2012	May 17, 2013	\$0	\$5,000,000	

The County is extending the contract for a period of twelve (12) months based on expiration of the term and applying an Economic Price Adjustment of 1.0576% to the Contractor's Adjustment Factors pursuant to Special Conditions, Article 7 of the Terms and Conditions of the JOC Contract.

Amendment No. 3: 1) extends the term of the original contract through May 17, 2013.

Witness:

Signatur

Printed Name

ATTEST: SHARON R. BOCK, CLERK & COMPTROLLER

M.A.C. Construction/Inc. Signature

<u>MAPY CEAVERS</u> Printed Name and Title

PALM BEACH COUNTY, FLORIDA, a Political Subdivision of the State of Florida BOARD OF COUNTY COMMISSIONERS

Deputy Clerk

APPROVED AS TO FORM

10 J sistant County Attorne

Shelley Vana, Chair

APPROVED AS TO TERMS AND CONDITIONS

Audrey Wolf, Director

Facilities Development & Operations

PRESIDENT

This Amendment No. 3 dated May 15, 2012 to the Contract (R2010-0802) dated May 18, 2010, by and between Palm Beach County, a political subdivision of the State of Florida, by and through its Board of Commissioners, hereinafter referred to as the COUNTY and **Robling Architecture Construction, Inc.**, a corporation authorized to do business in the State of Florida, hereinafter referred to as the CONTRACTOR.

The contract provided that Contractor would act as an annual general contractor working within the annual capacity as stated in the Contract and modified by Amendment:

	Effective Date	End Date	Added Capacity	Cumulative Capacity	
Original Contract	May 18, 2010	May 17, 2011		\$1,500,000	
Amendment #1	September 30, 2010		Amended the contract to include the Inspector General Language		
Amendment #2	May 18, 2011	May 17, 2012	\$1,500,000	\$3,000,000	
Amendment #3	May 18, 2012	May 17, 2013	\$0	\$3,000,000	

The County is extending the contract for a period of twelve (12) months based on expiration of the term and applying an Economic Price Adjustment of 1.0576% to the Contractor's Adjustment Factors pursuant to Special Conditions, Article 7 of the Terms and Conditions of the JOC Contract.

Amendment No. 3: 1) extends the term of the original contract through May 17, 2013.

ATTEST:

Witness: Melly Derez Signature

Printed Name

ATTEST: SHARON R. BOCK, CLERK & COMPTROLLER

Robling Architequre Construction, Inc. Signature 5. Printed Name and

PALM BEACH COUNTY, FLORIDA, a Political Subdivision of the State of Florida BOARD OF COUNTY COMMISSIONERS

Deputy Clerk

Shelley Vana, Chair

AND CONDITIONS

APPROVED AS TO FORM

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APPROVED AS TO TERMS

Audrey Wolf, Director Facilities Development & Operations

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BC Contract Status Report - 2010

All Site Con	struction, Inc.					
	truction, Inc - 201 umber: R-2010-0					
Contract Stat	us:				Total Work Order	Amount
Term	Contract Start	Duration	Contract End	Potential Maximum	Amount	Remaining
(0)	05/18/2010	12 Months	05/17/2011	\$2,500,000.00	\$920,962.86	\$1,579,037.14
Contract N	truction, Inc - 201 umber: R-2010-0					
Contract Stat	.us:				Total Work Order	Amount
Term	Contract Start	Duration	Contract End	Potential Maximum	Amount	Remaining
(1)	05/18/2011	12 Months	05/17/2012	\$2,500,000.00	\$298,639.61	\$2,201,360.39
II Site Constr	uction. Inc. Total			\$5,000,000.00	\$1,219,602.47	\$3,780,397.53

BC Contract Status Report - 2010

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H. Paschen, S.N. Nielson & Associates

H. Paschen, S.N. Nielson & Associates - 2010 Contract Number: R-2010-0752 (0)

Contract Stat	Contract Start	Duration	Contract End	Potential Maximum	Total Work Order Amount	Amount Remaining
(0)	05/18/2010	12 Months	05/17/2011	\$2,500,000.00	\$664,305.91	\$1,835,694.09
	n, S.N. Nielson & A umber: R-2010-0		2010 (1)			
Contract Stat						

Term	Contract Start	Duration	Contract End	Potential Maximum	Total Work Order Amount	Amount Remaining
(1)	05/18/2011	12 Months	05/17/2012	\$2,500,000.00	\$259,895.91	\$2,240,104.09
H. Paschen,	S.N. Nielson & As	sociates Tot	al:	\$5,000,000.00	\$924,201.82	\$4,075,798.18

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IA Contracting Corp. - 2010 Contract Number: R-2010-0804 (0)

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Term	Contract Start	Duration	Contract End Potential Maximum	Total Work Order Amount	Amount Remaining	
(0)	05/18/2010	12 Months	05/17/2011	\$2,500,000.00	\$1,165,126.08	\$1,334,873.92

IA Contracting Corp. - 2010 (1) Contract Number: R-2010-0804 (1)

Contract Status:

					Total Work Order	Amount
Term	Contract Start	Duration	Contract End	Potential Maximum	Amount	Remaining
(1)	05/18/2011	12 Months	05/17/2012	\$2,500,000.00	\$80,322.21	\$2,419,677.79
A Contractin	g Corp. Total:			\$5,000,000.00	\$1,245,448.29	\$3,754,551.71

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.A.C. Construction, Inc.

1.A.C. Construction, Inc. - 2010 Contract Number: R-2010-0776 (0)

ontract Status:

Term	Contract Start	Duration	Contract End	Potential Maximum	Total Work Order Amount	Amount Remaining
(0)	05/18/2010	12 Months	05/17/2011	\$2,500,000.00	\$582,571.37	\$1,917,428.63
	t ruction, Inc 201 umber: R-2010-0					
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Term	Contract Start	Duration	Contract End	Potential Maximum	Total Work Order Amount	Amount Remaining
(1)	05/18/2011	12 Months	05/17/2012	\$2,500,000.00	\$208,703.16	\$2,291,296.84
A.C. Constr	uction, Inc. Total:			\$5,000,000.00	\$791,274.53	\$4,208,725.47

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obling Architecture Construction Inc.

Robling Architecture Construction, Inc. - 2010 Contract Number: R-2010-0802 (0)

Contract Stat	<u>us:</u>				Total Work Order	Amoun
Term	Contract Start	Duration	Contract End	Potential Maximum	Amount	Remaining
(0)	05/18/2010	12 Months	05/17/2011	\$1,500,000.00	\$1,198,072.55	\$301,927.4
				\$1,500,000.00	ψ1,130,072.30 	φ301,32
	litecture Construc umber: R-2010-0		010 (1)			
		002(1)				
Contract Stat	tus:					

······································					Total Work Order	Amount
Term	Contract Start	Duration	Contract End	Potential Maximum	Amount	Remaining
(1)	05/18/2011	12 Months	05/17/2012	\$1,500,000.00	\$570,806.26	\$929,193.74
obling Archi	tecture Construct	ion Inc. Total		\$3,000,000.00	\$1,768,878.81	\$1,231,121.19