PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS AGENDA ITEM SUMMARY



Meeting Date:	July 10, 2012	[X] Consent [] Ordinance	[] Regular [] Public Hearing

Department: **Facilities Development & Operations**

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Work Order No. 12-032 with E.C. Stokes Mechanical Contractor, Inc. (R2010-0068) in the amount of \$208,950 for the Mounts Agriculture Center Exhibit Hall Heating, Ventilating and Air Conditioning (HVAC) replacement.

Summary: The work consists of the replacement of the existing air conditioning system with two (2) new 12 ton air cooled chillers including new air handlers, electronic controls, and sheet metal duct work. The existing equipment is more than 20 years old and at the end of its useful life. It has become expensive to maintain and increasingly difficult to ensure continued operations. The new equipment will increase efficiency. This project is budgeted as part of the Five (5) Year Countywide Repair, Replacement and Renovation program. This work was competitively bid amongst the pool of six (6) annual Heating, Ventilating and Air Conditioning contractors with E.C. Stokes Mechanical Contractors, Inc., a Palm Beach County Company, submitting the lowest responsive, responsible bid. The Small Business Enterprise (SBE) participation for this work order is 21%. When the participation for this work order is added to the total participation of the HVAC annual contract, the resulting value is 33.5%. (Capital Improvements Division) District 7 (JM)

Background & Justification: This is a scheduled maintenance replacement as part of the approved repair and replacement budget. Bids were opened on April 26, 2012, and E.C. Stokes Mechanical Contractor, Inc. submitted the lowest responsive, responsible bid.

Attachments:

- 1. Location Map
- 2. Budget Availability Statement
- 3. Bid Summary
- 4. Work Order w/bond

Recommended by:	Department Director	6/11/12- Date	
Annroved by	Adre	-7/1m	

County Administrator

Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2012	2013	2014	2015	2016
Capital Expenditures	\$229,845	\$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
In-Kind Match (County)	0	0	0	0	0
NET FISCAL IMPACT	\$229,845	\$0	\$0	\$0	\$0
<pre># Additional FTE Positions (Cumulative)</pre>	0	0	0	0	0
Is Item Included in Current	Budget: Ye	s <u>x</u>	<u> </u>	No	6
Budget Account No:					
Fund: 3804 Dept: 411 U	Jnit: B511 C)bj: 4907	\$229,8	345	
Reporting Category					

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

Construction	\$208,950
Contingency	<u>\$20,895</u>
Total	\$22,9,845

III. REVIEW COMMENTS

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

OFMB Legal Sufficiency: А. istant County Attor

5127112 Contract Development & Contr BURRele

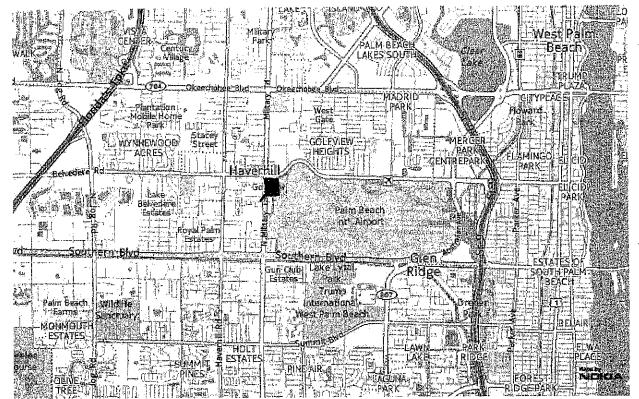
A. Other Department Review:

Department Director

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

LOCATION MAP

559 N Military Trl, West Palm Beach, FL 33415-1311



BUDGET AVAILABILITY STATEMENT

REQUEST DATE: 5/10/12

REQUESTED BY: Danny Racette

PHONE: 233-2057

PROJECT TITLE: Mounts Agriculture Center - exhibit hall - replace HVAC

PROJECT NO.: 10329

LOCATION: 559 N. Military Trail, West Palm Beach

LOCATION DESCRIPTION: Mounts Ag Center

BUILDING NUMBER: 127

CONTRACTOR/CONSULTANT NAME: Stokes Mechanical

(HVAC)

VINXMO 4551971

PROVIDE A BRIEF STATEMENT OF THE SCOPE OF SERVICES TO BE PROVIDED BY THE CONSULTANT/CONTRACTOR: Furnish all material, labor, supervision, permits and supplies necessary and reasonably incidental to provide and install (2) new hot gas reheat air cooled HVAC System in its entirety with BAC-NET electronic controls per the drawings and specifications provided by Capital Improvements Division.

WILL THIS AMENDMENT CHANGE THE ESTIMATED COST OF THE PROJECT? IF YES, PROVIDE ESTIMATES OF THE NEW COSTS:

> CONSTRUCTION ARCHITECT/ENGINEER/CONSULTANT STAFF COSTS* EQUIPMENT/ <u>OTHER</u> CONTINGENCY TOTAL

<u>\$208,950.00</u> NA	1/ Culos
\$ 2,800.00	FK-1
NÁ	
\$ 20,895.00	
\$232,645.00	
DZ29,845	, α ο

*By signing this BAS your department agrees to these staff costs and your account will be charged upon receipt of this BAS by FD&O. Unless there is a change in the scope of work, no additional staff charges will be billed.

BUDGET ACCOU	NT NUMBERS (380		es) funding source ($-B511-4$	CHECK ALL THAT APPLY)
FUND:	DEPT:	UNIT:	OBJ:	SUBOBJ:
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SUBJECT TO IN			(Aves	
SUBJECTION	SPECIOR GE		JA TES	1.1
BAS APPROVED	BY	Kon Syn	LATE:	5/14/12
ENCUMBRANCE I	NUMBER:			

BID SUMMARY Mounts Agriculture Center Exhibit Hall - Replace HVAC Project No. 10329

Bid Opening: April 26, 2012

Contractor	The Airtex Corporation	Farmer & Irwin Corporation	Precision Air Systems	Stokes Mechanical Contractor
BID	\$217,847.00	No bid submitted	No bid submitted	\$208,950.00
ADDENDUM ACKNOWLEDGED 1 & 2	N/A	N/A	N/A	N/A
ATTACHMENT 1 (BID BOND)	N/A	N/A	N/A	. N/A
ATTACHMENT 2 (SBE SCHEDULE 1)	√ 100%	N/A	N/A	√ 21%
ATTACHMENT 2 (SBE SCHEDULE ?)	4	N/A	N/A	√
ATTACHMENT 3 LIST OF SUB-CONTRACTORS)	N/A	N/A	N/A	N/A
TTACHMENT 4 IRENCH SAFETY AFFIDAVIT)	N/A	N/A	N/A	N/A
TTACHMENT 6 CERTIFICATION OF BUSINESS OCATION)	N/A	N/A	N/A	N/A
TTACHMENT 5A GLADES CERTIFICATION OF USINESS LOCATION)	N/A	N/A	N/A	N/A
EDERAL REQUIRED	N/A	N/A	N/A	N/A

Bid Documents Opened By:

Note:

Bid Documents Recorded By:

Labulation is not official until checked and certified by Capital Improvements Division

WORK ORDER Work Order **#12-032** Annual Contract: HVAC R-2010-0068

Stokes Mechanical Contractor, Inc. 2001 7th Avenue Lake Worth, FL 33461 Attention: Ms. Stokes To:

Project Location:	559 N. Military Trail, West Palm Beach	(4551971)
Project #	10329	
Title:	Mounts Agriculture Center - exhibit hall	- replace HVAC
Scope of Work:	Furnish all material, labor, supervision reasonably incidental to provide and in cooled HVAC systems, in their entirety prepared by Gartek Engineering, Inc.	nstall (2) - 12 ton hot gas bypass air
Amount of W.O.:	\$208,950.00	
Requisition Date:	5/15/12	
Account Number.	3804-411-B511-4907	(FDO-12HVAC)
Vendor Code:	ECST0001	
District:	7	
PBC Representative:	Capital Improvements Division	<u>6-4-17</u> Date
Approvai: (Director, Facilities Development & Operations	6/17/12- Date
Approval	Attur Chy Cognity Attorney	(; /2.9 (12 Date
Approval:	Chair, Board of County Commissioners	Date
Acknowledgment:	Stokés Mechanical Contractor, Inc.	5-29-12 Date
SBE % Participation-to-Date SBE % Participation this W. *Specific goals for this cont	O. <u>21</u> %	
□ Finance □ Fixed Assets	velopment & Control	Brad Rubinson Angelo DiPierro

STOKES

Only questions received in writing will be responded to regarding this solicitation for quote. Questions may be faxed to (561) 233-0270

QUOTATION FORM

The Quotation Form shall be enclosed in a sealed opaque envelope. The envelope shall be addressed as follows: 10329

Mounts Agriculture Center Exhibit Hall - Replace HVAC Capital Improvements Division

2633 Vista Parkway

West Palm Beach, FL 33411

Attention: Darrell Lange

No responsibility will be attached to the Owner for premature opening of or failure to open a quotation not properly identified. If the quotation is sent by mail, the sealed envelope shall be enclosed in a separate mailing with the notation "SEALED QUOTE ENCLOSED" on the face thereof. In accordance with Palm Beach County Ordinance 2003-018 there shall be no communication other than written regarding this solicitation between any interested parties and any county representative between the Due Date and the Time of Award

PROJECT:

Mounts Agriculture Center Exhibit Hall- Replace HVAC

10329 **PROJECT NO.:**

DUE:

Thursday, April 26, 2012 2:00PM

RETURN TO:

Darrell Lange, Manager Capital Improvements Division 2633 Vista Parkway West Palm Beach, FL 33411

Quotation Page 1 of 2

SCOPE OF WORK: This quotation is to furnish all material, labor, supervision, permits, and supplies necessary and reasonably incidental to provide and install an air cooled package chiller per the drawings and specifications provided by Capital Improvements Division at the pre-bid meeting held on Thursday, April 12th, 2012. Work to be done under Palm Beach County's Annual HVAC Contract.

The complete quote package contains the Quotation Form, Schedule 1(List of Proposed SBE/MWBE Subcontractors) and Schedule 2 (Letter of Intent to Perform as an SBE or MWBE Subcontractor). The complete quote package must be returned in order to receive credit for SBE Preference

TOTAL BID AMOUNT

_{\$}208,950.

Written amount: Two hundred eight thousand nine hundred fifty and 00/100

Is the Prime Vendor a Palm Beach County Registered Small Business Enterprise? Yes____ No_X___

QUOTATION PROVIDED BY:

STOKES MECHANICAL CONIRACTOR, INC. Contractor Name

4/26/12

Date Signature

Douglas Kline, Estimator Title

Quotations Must Contain Original Signatures. No Copies Or Faxed Quotes Will Be Accepted

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LIST OF PROPOSED SBE-M/WBE PRIME AND/OR SUBCONTRACTOR PARTICIPATION

PROJECT NAME OR BID NAME: <u>Mounts Agriculture Center E</u> NAME OF PRIME BIDDER: <u>Stokes Mechanical Co</u> CONTACT PERSON: <u>Douglas Kline</u> BID OPENING DATE: <u>4/26/12</u> THIS DOCUMENT IS TO BE COMPLETED BY THE PRIMI INFORMATION AND DOLLAR AMOUNT OR PERCENTA PRIME IS AN SBE-M/WBE, PLEASE ALSO LIST THE NA BY THE PRIME ON THIS PROJECT. THE PRIME AFFIR OWN FORCES.	ME CONTR	ACTOR AND S	ADDRESS: _ PHONE NO.: USER DEPA SUMBITTED OMPLETED	WITH BID PACKE BY ALL SBE -M/W	No., Lake W FAX N FAX N T. PLEASE LIS BE SUBCONTR T OR PERCENT	O.: <u>582-3602</u> T THE NAME, C ACTORS ON TH AGE OF WORK	CONTACT IS PROJECT. IF THE TO BE COMPLETED
	eck one or bot M/WBE	h Categories) SBE		DOLLAR AMOU	NT OR PERCNTA	GE OF WORK	
Name, Address and Phone Number	<u>Minority</u> Business	Small Business	Black	Hispanic	Women	Caucasian	Other (Please Specify)
Wisch & Jackson Co. of Florida, Inc. 861 Jupiter Park Dr., Suite A ¹ Jupiter, FL 33458 (561) 747-0484		X		· · · · · · · · · · · · · · · · · · ·	·		\$ <u>15,300.</u>
Godfrey Electric, Inc. 2. 1222 Omar Rd., West Palm Beach, FL 334 (561) 833-3753	.05	X					\$2 <u>4,150.</u>
Tony Rodrigues Metal Framing, Inc. 220 Venus St., Unit 14, Jupiter, FL 33 3. (561) 743-3118	458	X					\$3,800.
Perfect Balance, Inc. 50 S. US Hwy One, Suite 307 4. Jupiter, FL 33458 (561) 575-4919		X					\$ <u>1,200.</u>
5.							
(Please use additional sheets if necessary)	T	· otal					\$44,450.
Total Bid Price \$ 208,950. I hereby certify that the above information accurate to the best of my kr		Total SBE-M/WB	E Participation	Dollar Amount or Perce		14,450. (21%) (line, Estim Title	
Note: 1.The amount listed on this form for a subcontration attainment. 2. Firms may be certified by Palm Beach Count						ease indicate the do	llar amount or percentage
under the appropriate category. 3. M/WBE information is being collected for tra	cking purpos	ses only.				Revis	sed 9/7/2011

OSBA SCHEDULE 2 LETTER OF INTENT TO PERFORM AS AN SBE-M/WBE SUBCONTRACTOR

This document must be completed by the SBE-M/WBE Subcontractor and submitted with bid packet. Specify in detail, the particular work items to be performed and the dollar amount and/or percentage for each work item. SBE credit will only be given for items which the SBE-M/WBE Subcontractor is SBE certified to perform. Failure to properly complete Schedule 2 may result in your SBE participation not being counted.

PROJECT NUMBER	10329	Stokes	PROJECT NAME: <u>Mounts Agricultu</u> MechanciaL	<u>r</u> e Center Ex <u>hibit Hall – replace HVAC</u>
		Name of P	nme Bidderi	

The undersigned is certified by Palm Beach County as a - (check one or more, as applicable):

		A COMPANY OF THE OWNER
Small Business E	nformice 4	State of the state

Minority Business Enterprise

12-29-09

Black _____ Hispanic _____ Women _____ Caucasian _____ Other (Please Specify) ____

Date of Palm Beach County Certification:

The undersigned is prepared to perform the following described work in connection with the above project. Additional Sheets May Be Used As Necessary

Line Item/ Lot No. Item Description <u>Reman Of Dry Wall</u> <u>Installation OF Gypsum</u>	Qty/Units	Unit Price	Total Price/ Percentage
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at the following price or percentage $\#3,800.$, 		
(Subcontractor's quote	e)	•	

and will enter into a formal agreement for work with you conditioned upon your execution of a contract with Palm Beach County.

If undersigned Intends to subcontract any portion of this job to a certified SBE or a non-SBE subcontractor, please list the name of the subcontractor and the amount below.

Price and/or Percentage

(Name of Subcontractor)

12-28-12

The Prime affirms that it will monitor the SBE's listed to ensure the SBE's perform the work with its own forces. The undersigned subcontractor affirms that it has the resources necessary to perform the work listed without subcontracting to non-certified SBE or any other certified SBE subcontractors except as noted above.

The undersigned subcontractor understands that the provision of this form to Prime Bidder does not prevent Subcontractor from providing quotations to other bidders.

STOKES MECHANICAL CONTRACTOR, INC.

Print name of Prime Contractor Bν Signature

Douglas Kline, Estimator Print name/title of person executing on behalf Prime Contractor

Date:

Revised 10/11/2011

ta ITY COMINO WD ne of SBE-M/WBE Subcontractor Signature resident Oni Rodrigue Print name/title of person/executing on behali of SBE/M/WBE Subcontractor

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to be performed Subcontractor is	l and the doll: SBE certified t	er omount and to perform. Fall	/or percent ure to prop	age for each we erly complete S	ork item. SBE crea chedule 2 may res	fit will only be giv wit in your SBE pa	en for items which reicipation not being	the SBE-M/WBE counted.
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TO: Stake	cs_Me	ch ANIC	AL	Cart-Ro	tetor .I		, 	
			(Name of P	rima Bidder)				
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Small Business	Enterprise	V	Minority	y Business Ente	erprise		Ì	
Black His	spanic	Women	Caucasia	n Other	(Please Specify)			
					- April 1			
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							Palm Beach County.	
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affirms that it has subcontractors end	as the resourc	tes necessary t	o perform (the work listed	without subcontr	acting to non-cer	tified SBE or any ot	her certified SBE
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STOKES MECHANICAL

1 561 582 3602 P.001/001

Total Price/

OSBA SCHEDULE 2

LETTER OF INTENT TO PERFORM AS AN SBE-M/WBE SUBCONTRACTOR

This document must be completed by the SBE-M/WBE Subcontractor and submitted with bid packet. Specify in detail, the particular work items to be performed and the dollar amount and/or percentage for each work item. SBE credit will only be given for items which the SBE-M/WBE Subcontractor is SBE certified to perform. Failure to properly complete Schedule 2 may result in your SBE participation not being counted.

PROJECT NUMBER: 10329	PROJECT NAME: Mounts Agriculture Center Exhibit Hall -	- replace HVAC
TO: Stokes Mechanical		
(Name of	f Prime Bidder)	•

The undersigned is certified by Palm Beach County as a - (check one or more, as applicable):

Small Business Enterprise X Minority Business Enterprise

Black ____ Hispanic Women _____ Caucasian _____ Other (Please Specify) ____

to Apri, 19, 2015 10,3013 Date of Palm Beach County Certification: HDC()

The undersigned is prepared to perform the following described work in connection with the above project. Additional Sheets May Be Used As Necessary

Line Item/

Lot No. Item Description	Qty/Units	Unit Price	Percenta
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	<u> </u>	<u></u>	

at the following price or percentage

(Subcontractor's quote)

and will enter into a formal agreement for work with you conditioned upon your execution of a contract with Palm Beach County.

If undersigned intends to subcontract any portion of this job to a certified SBE or a non-SBE subcontractor, please list the name of the subcontractor and the amount below.

	S	,	NA			
Price and/or Percentage			<u> </u>			
	-		· · · · · ·	Name of Subcontractor)	•	•

The Prime affirms that it will monitor the SBE's listed to ensure the SBE's perform the work with its own forces. The undersigned subcontractor affirms that it has the resources necessary to perform the work listed without subcontracting to non-certified SBE or any other certified SBE subcontractors except as noted above.

The undersigned subcontractor understands that the provision of this form to Prime Bidder does not prevent Subcontractor from providing quotations to other bidders.

STOKES MECHANICAL CONTRACTOR, INC.

Print name of Prime Contract Signature

Douglas Kline, Estimator Print name/title of person executing on behalf Prime Contractor

Revised 10/11/2011

PERFECT BALANCE, INC.

Print name of SBE-M/WBE Subcontractor ZM, By:

William Halm, President Print name/title of person executing on behalf of SBE/M/WBE Subcontractor

Signature

26,2012 Date:

OSBA SCHEDULE 2 LETTER OF INTENT TO PERFORM AS AN SBE-M/WBE SUBCONTRACTOR

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This document must be completed by the SBE-M/WBE Subcontractor and submitted with bid pasket. Specify in detail, the particular work items to be performed and the dollar amount and/or percentage for each work item. SBE credit will only be given for items which the SBE-M/WBE Subcontractor is SBE certified to perform. Failure to properly complete Schedule 2 may result in your SBE participation not being counted.

PROJECT NUMBER: 10329 PROJECT NAM	/E: Mounts Agriculture Center Exhibit Hall - replace HVAC
TO: Stokes Mechanical (Name of Prime Bidder)	n an
The undersigned is certified by Palm Beach County as a - (check one	
•	e or more, as applicable):
Small Business Enterprise Minority Business Enter	rprise
BlackHispanicWomenCaucasianOther ((Please Specify)
Date of Palm Beach County Certification: 11 28 201	
The undersigned is prepared to perform the following described work in co Necessary	onnection with the above project. Additional Sheets May Be Used As
Line Item/	Total Price/
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at the following price or percentage	
\$15,300	
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and will enter into a formal agreement for work with you conditioned upon	MOLE AVACUTERS AS A PARTICULAR OF A DATE PARTIE
If undersigned intends to subcontract any portion of this job to a co	ertified SBE or a non-SBE subcontractor, please list the name of
the subcontractor and the amount below.	
Price and/or Percentage	
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The Prime affirms that it will monitor the SBE's listed to ensure the SBE's p affirms that it has the resources necessary to perform the work listed w subcontractors except as noted above.	perform the work with its own forces. The undersigned subcontractor Althout subcontracting to non-certified SBE or any other certified SBE
The undersigned subcontractor understands that the provision of this for quotations to other bidders.	arm to Prime Bidder does not prevent Subcontractor from providing
STOKES MECHANICAL CONTRACTOR, INC.	Whisch and Jackson G of FL Inc
TLLL	Print name of SBESMAWBE Subcontractor
By:	By: RUK Jol
Signature	Signature
Douglas Kline, Estimator	Koss Dickoffer
Print name/Utile of person executing on behalf Prime Contractor	Print name/title of person executing on behalf
	of SBE/M/WBE Subcontractor

SPECIFICATIONS Annual HVAC Contract

Contact: Daniel Racette, Capital Improvements Division Phone: (561) 233-2057

Project #: 10329

Project Name: Mounts Agriculture Center-Exhibit Hall (HVAC Replacement) Project Location: 559 N. Military Trail ,West Palm Beach, FL

General Scope of work

The Contractor shall provide all permits, labor and materials to remove and install new HVAC system in its entirety, two (2) air handling units **Trane model # CSIA006** OR **Pre Approved Equal** two (2) air cooled condensing units **Trane model # TTA180E30S** OR **Pre Approved Equal**, Items to be replaced include Native BAC-NET control system **Automated logic or Approved Equal**, Double wall ductwork, insulation refrigerant piping, supply diffusers, return air grilles, outdoor air louvers, thermostats, exhaust fans, electrical disconnect switches and other related accessories. All work shall be in accordance with the construction drawings prepared by Gartek Engineering (E-101, E-201, M-101, M-201, M-202, M-301, M-401, M-501), dated 1/18/12.

Division 01 - General Requirements

All work to be scheduled with Project Contact, (Daniel Racette) at (561) 262- 9374 forty-eight (48) hours prior to commencement of work. Access to County Facilities will be denied unless prior approval is received and a Vendor Performance Report will be filed for any violation of this contract.

1- Vendor will be responsible for all permit fees, fire alarm engineering, labor and materials where applicable.

- 2- The building will be closed for a period of Thirty (30) days to complete the project. The Contractor will have unlimited access to all building areas during this time.
- 3- Work will be performed during normal hours, Monday through Friday, 8:00 AM 5:00 PM with weekend work as needed to meet the project schedule.
- 4- All submittals & samples shall be reviewed by the engineers and shall be approved prior to acceptance.
- 5- Protect all existing finishes & furnishings with plastic sheeting and hardboard.
- 6- Work shall be completed within one hundred (100) days from receipt of notice to proceed
- 7- The work covered by this Request for Quote includes all items necessary to accomplish the items set forth below and shall be considered part of the Scope of Work.
- 8- Please reference the Annual HVAC Contract for additional requirements.

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Division 02 - Existing Conditions

- 1. Temporarily remove acoustical ceilings in the work area.
- Provide selective demolition for all items noted to be removed by the contract documents, including, but not limited to: sheet metal ductwork, flexible ductwork, diffusers & grilles, two (2) split system air handling units & condensing units, refrigerant piping, electrical wiring, HVAC controls, HVAC louvers
- 3. Remove drywall ceilings in the toilet rooms to replace the exhaust fans and in the mechanical room to replace the ductwork.
- 4. Saw cut masonry walls for new HVAC louvers.
- 5. All new finishes, colors and coatings shall match existing conditions, or be specified by the County in Division 09.

Division 03 - Concrete

1. Enlarge the existing equipment pads to accommodate the new HVAC equipment. Excavate & compact earth around the existing condensing unit pads and provide 6" thick reinforced concrete. Provide rebar dowels to anchor the new concrete to the existing pads.

Division 05 - Metals

- 1. Provide strut channel and hanger rod as needed to support double-wall ducts in the mechanical room and for electrical conduit from the electrical room. Provide galvanized strut to support disconnect switches and refrigerant piping outdoors.
- 2. Provide stainless steel wire rope and hardware to secure outdoor equipment to the concrete pads to protect against damage from high velocity winds.

Division 06 - Wood, Plastics & Composites

 Carefully cut wood siding around HVAC louvers to accommodate larger louvers. Provide new furring and wood siding to box-out around new recessed louvers and paint to match existing.

Division 08 - Openings

1. Provide hinged access doors and new drywall ceilings for access to HVAC equipment & controls.

Division 09 - Finishes

- 1. Install new 5/8" Type X drywall at wall openings where return grilles have been removed.
- 2. Install new 5/8" Type X drywall to repair the ceilings in the toilet rooms and mechanical room.
- 3. Finish all new drywall to Level-4 to receive paint.

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- 2. Provide new sod & irrigation to repair all areas damaged during construction.
- 3. Provide gravel around new condensing units, per plans.

10329

PUBLIC CONSTRUCTION BOND

BOND NUMBER	964115117
BOND AMOUNT	\$208,950.00
CONTRACT AMOUNT	\$208,950.00
CONTRACTOR'S NAME:	E.C. Stokes Mechanical Contractor, Inc.
CONTRACTOR'S ADDRI	1330C TT 1. TT 1. TT 1.
CONTRACTOR'S PHONE	(561) 582-3589
SURETY COMPANY:	Liberty Mutual Insurance Company
SURETY'S ADDRESS:	175 Berkeley Street
	Boston, MA 02116

SURETY'S PHONE

800-367-2230

OWNER'S NAME: PAIM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS CAPITAL IMPROVEMENTS DIVISION

OWNER'S ADDRESS: 2633 Vista Parkway

West Palm Beach, FL 33411-5607

OWNER'S PHONE; (561) 233-2060

DESCRIPTION OF WORK; Provide and install (2) 12-ton hot gas bypass air cooled

HVAC systems, in their entirety, per Drawings and Specifications prepared by Gartek Engineering, Inc. PROJECT LOCATION: 559 N.Military Trail, West Palm Beach, FL

LEGAL DESCRIPTION: _ 559 No. Military Trail, West Palm Beach, Palm Beach

County, FL

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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 Board of County Commissioners

301 N. Olive Avenue

West Palm Beach, Florida 33401

as Obligee, herein called County, for the use and benefit of claimant as hereinbelow defined, in the amount of

Two Hundred Eight Thousand Nine Hundred Fifty and 00/100 (\$ 208,950.00)

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 entered into a contract with the County for

Project Name:	Mounts Agriculture Center Exhibit Hall Replace HVAC	
Project No.:	10329	
	Provide & Install (2) 12-ton Hot Gas Bypass Air Cooled HV	
Project Location:	559 N. Military Trail, WPB, FL System	ns

in accordance with Design Criteria Drawings and Specifications prepared by

Gartek Engineering Corporation 4723 W. Atlantic Ave., Suite A18 Delray Beach, FL 33445 (561) 637-8909

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 between Principal and County for the construction of (2) 12-tron Air Cooled HVAC Systems _____, 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 coverages 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 court of competent jurisdiction in Palm Beach County and not elsewhere.

Witness

E.C. STOKES MECHANICAL CONTRACTOR, INC. Principal (Seal)

Title Susan Stokes, President

LIBERTY MUTUAL INSURANCE COMPANY (Seal) Surety Joanne M. Mursell, Attorney-In-Fact Title/

FORM OF GUARANTEE

GUARANTEE FOR (Contractor and Surety Name) E.C. Stokes Mechanical Contractor, Inc. AND Liberty Mutual Insurance Company

We the undersigned hereby guarantee that the Mounts Agriculture Ctr Exhibit Hall HVAC Replacement Palm Beach County, Florida, which we have constructed and bonded, has been done in Proj.#10329 accordance with the plans and specifications; that the work constructed will fulfill the requirements of the guaranties included in the Contract Documents. We agree to repair or replace any or all of our work, together with any work of others which may be damaged in so doing, that may prove to be defective in the workmanship or materials within a period of one year from the date of Substantial Completion of all of the above named work by the County of Palm Beach, State of Florida, without any expense whatsoever to said County of Palm Beach, ordinary wear and tear and unusual abuse or neglect excepted by the County. When correction work is started, it shall be carried through to completion.

In the event of our failure to acknowledge notice, and commence corrections of defective work within five (5) working days after being notified in writing by the Board of County Commissioners, Palm Beach County, Florida, we, collectively or separately, do hereby authorize Palm Beach County to proceed to have said defects repaired and made good at our expense and we will honor and pay the costs and charges therefore upon demand.

By:

DATED

(Date to be filled in at substantial completion)

SEAL AND NOTARIAL ACKNOWLEDGMENT OF SURETY

E.C. Stokes Mechanical (Contractor)	(Seal)
	\swarrow
By: usan Stokes (Signature)	Progidont

Liberty	Mutu	al I	nsura	nce	Compar	ıy 🗄
(Surety)				14.5 14.1	(Seal

Joanne M. Mursell (Signature) Attorney-In-Fact

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	THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND. \$184917 This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated. Certificate No. American Fire and Casualty Company Liberty Mutual Insurance Company											
	The Ohio Casualty Insurance Company Peerless Insurance Company West American Insurance Company											
	POWER OF ATTORNEY											
	KNOWN ALL PERSONS BY THESE PRESENTS: That American Fire & Casualty Company and The Ohio Casualty Insurance Company are corporations duly organized under the laws of the State of Ohio, that Liberty Mutual insurance Company is a corporation duly organized under the laws of the State of Ohio, that Liberty Mutual insurance Company is a corporation duly organized under the laws of the State of New Hampshire, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, GERALD J. ARCH, JAMES F. MURPHY, SHAWN A. BURTON, JOANNE M. MURSELL, MICHAEL A. HOLMES,											
e guarantees.	SEAL	T on any business day.										
rate or residual value	On mis <u>Pebruary</u> <u>2212</u> bend mis personally appeared bioger, in bioformany, peerless insurance Company and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer. IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Seattle, Washington, on the day and year first above written. IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Seattle, Washington, on the day and year first above written. IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Seattle, Washington, on the day and year first above written. IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Seattle, Washington, on the day and year first above written. IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Seattle, Washington, on the day and year first above written. IN WITNESS write and the personal and affixed my notarial seal at Seattle, Washington, on the day and year first above written. IN WITNESS write and the personal and affixed my notarial seal at Seattle, Washington, on the day and year first above written. IN WITNESS write and the personal and affixed my notarial seal at Seattle, Washington, on the day and year first above written. IN WITNESS write and the personal and affixed my notarial seal at Seattle, Washington, on the day and year first above written. IN WITNESS write and the personal	9:00 am and 4:30 pm E										
currency rate, interest	ARTICLE IV - OFFICERS - Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority. ARTICLE XIII – Execution of Contracts – SECTION 5, Surety Bonds and Undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president, and undertakings and undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president, and undertakings. Any officer of the Company authorized for that purpose in writing by the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, and the president to such attorneys in-fact as may be necessary to act in behalf of the Company to make, execute, and the president to such attorneys in-fact.	0-832-8240 between										
	and subject to such initiations as an extended and the president in their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary. Certificate of Designation — The President of the Company, acting pursuant to the Bylaws of the Company, authorizes Gregory W. Davenport, Assistant Secretary to appoint such attorney-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Authorization — By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and biding upon the Company with the	1-6										
	Company, wherever appearing upon a certified copy of any power or attorney issued by the Company in Company, wherever appearing upon a certified copy of any power or attorney issued by the Company in Company, and the Valid and Diding upon the Company, West American Insurance Company and Peerless Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked. IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 4 th day of \underline{June} , 20 12. In testing of the Power of Attorney executed by a company of the seals of said Companies this 4 th day of \underline{June} , 20 12. In testing of the seals of the seals of the seals of said Companies the seals of the sea											

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	rtificate holder in lieu of such endors	seme	nt(s)	954-776-2222	CONTA NAME:	ст					
Brow	vn & Brown of Florida, Inc.			954-776-4446	FAX						
P.O.	W Cypress Creek Rd # 130 Box 5727				E-MAIL ADDRESS:						
Ft. L Parr	auderdale, FL 33310-5727 J. Chomyszak, CPCU, CCLA				INSURER(S) AFFORDING COVERAGE					NAIC#	
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	CLAIMS-MADE X OCCUR							MED EXP (Any one person) PERSONAL & ADV INJURY	\$ \$	1,000,000	
								GENERAL AGGREGATE	\$	2,000,000	
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В	X ANY AUTO ALL OWNED SCHEDULED AUTOS AUTOS			DT8106793X88ACOF12		04/01/12	04/01/13	BODILY INJURY (Per accident)		·`	
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	OFFICER/MEMBER EXCLUDED?	NIA						E.L. DISEASE - EA EMPLOYEE		1,000,000	
<u> </u>	If yes, describe under DESCRIPTION OF OPERATIONS below	ļ	<u> </u>					E.L. DISEASE - POLICY LIMIT	<u>\$</u>	1,000,000	
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	Commissioners; Facilitie					ACCORDANCE WITH THE POLICY PROVISIONS.					
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	2633 Vista Parkway West Palm Beach, FL 33	411			1-1	A chalo	Huly				
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