

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

Meeting Date: October 16, 2012 ☒ Consent ☐ Regular
 ☐ Workshop ☐ 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. 2011051-017 in the amount of \$420,000 to mill and resurface Australian Avenue from 25th Street south to 15th Street and 7th Street south to Okeechobee Boulevard (Improvements) utilizing Palm Beach County's (County) Annual Asphalt Milling and Resurfacing Contract R2010-1216 with Community Asphalt Corporation.

SUMMARY: Approval of this Work Order will provide the contractual services necessary to construct the Improvements. Per County PPM CW-F-050, this work order exceeds the threshold relating to staff approvals of contracts, thus requiring the Board of County Commissioners' approval. The area between 7th Street and 15th Street will be resurfaced/rebuilt as part of the Palm Beach Lakes Boulevard intersection project, scheduled for late next year.

District 7 (MRE)

Background and Justification: On August 17, 2010, the Board of County Commissioners (Board) approved the Annual Asphalt Milling and Resurfacing Contract R2010-1216 with Community Asphalt Corporation to provide milling and resurfacing of County roadways for County wide projects. The County desires to construct the Improvements in accordance to the attached Work Order No. 2011051-017. This construction is fully funded in the Engineering Road Section Pavement Resurfacing Program, under account number 1201-363-R002-4606. The Board's approval of Work Order No. 2011051-017 in the amount of \$420,000 is required to authorize the construction of the Improvements.

Attachments:

1. Location Map
2. Work Order (3) with Exhibit "A"

Recommended By:

St. C.
Division Director

10/4/12
Date

Recommended By:

S. T. Webb
County Engineer

10/9/17
Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2013	2014	2015	2016	2017
Capital Expenditures	\$ -0-	-0-	-0-	-0-	-0-
Operating Costs	\$420,000	-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	\$420,000	-0-	-0-	-0-	-0-
# ADDITIONAL FTE POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes X No

Budget Account No:

Fund 1201 Dept 363 Unit R002 Object 4606

Recommended Sources of Funds/Summary of Fiscal Impact:

County Transportation Trust Fund
Pavement Mgmt/Roadway Striping

Construction Cost Estimates	\$349,957.75
Contingency	\$ 70,042.25
Fiscal Impact	\$420,000.00

C. Departmental Fiscal Review:

Alicia Kovalainen

III. REVIEW COMMENTS

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

[Signature] 10/1/12
OFMB
10/1/12 10/1/12

[Signature] 10/11/12
Contract Dev. and Control
10-11-12 B. K. K.

B. Approved as to Form and Legal Sufficiency:

[Signature] for Mr. E. E. E.
Assistant County Attorney

C. Other Department Review:

Department Director

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



WORK ORDER TO ANNUAL CONTRACT (No. 2011051) BETWEEN
PALM BEACH COUNTY
AND
COMMUNITY ASPHALT CORPORATION
FOR MILLING & RESURFACING ON PORTIONS OF
AUSTRALIAN AVENUE FROM 25TH STREET SOUTH TO OKEECHOBEE BLVD.
WORK ORDER #: 2011051-017
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 **COMMUNITY ASPHALT CORPORATION** a Florida Corporation with an address of 7795 Hooper Road, West Palm Beach, FL 33411 (hereinafter called the **CONTRACTOR**).

W I T N E S S E T H

WHEREAS, the **COUNTY** and **CONTRACTOR** entered into an Annual Contract (hereinafter called the **CONTRACT**) for milling and resurfacing on a work order basis on August 17, 2010 (R 2010-1216); and

WHEREAS, the **COUNTY** desires the **CONTRACTOR** to mill and resurface Australian Avenue from 25th Street south to 15th Street and 7th Street south to Okeechobee Blvd. 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** as directed and accepted by the Engineering, Road & Bridge Division; and

Re: Mill and resurface Australian Avenue from 25th Street south to
Okeechobee Blvd.
Work Order No.: 2011051-017

WHEREAS, based on the pricing agreed to in the **CONTRACT**, a cost not to exceed \$420,000 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 for the Improvements in accordance with the **CONTRACT** and as further described in Exhibit "A".
2. The **COUNTY** agrees to pay the **CONTRACTOR** a fee not to exceed \$420,000 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 August 17, 2010, (R2010- 1216) shall remain in full force and effect.

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Re: Mill and resurface Australian Avenue from 25th Street south to
Okeechobee Blvd.
Work Order No.: 2011051-017

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

CONTRACTOR:

Community Asphalt Corporation,
a Florida Corporation

BY: _____
Paul Swellertrop, Vice President

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

C O R P O R A T E S E A L

BY: _____
Deputy Clerk

S E A L

WITNESS:
BY: _____

_____ Tina M. Laws
(Printed Name)

APPROVED AS TO TERMS
AND CONDITIONS:

BY: _____

BY: _____

APPROVED AS TO FORM & LEGAL
SUFFICIENCY:

_____ MARCEN F. MEDRICK
(Printed Name)

COUNTY ATTORNEY



Exhibit A Page 1

PALM BEACH COUNTY ENGINEERING & PUBLIC WORKS
ROAD & BRIDGE WORK ORDER / ANNUAL CONTRACT PROJECT 2011051
CONTRACT NUMBER R2010-1216

PROJECT NAME: AUSTRALIAN AVE.RESURFACING

BUDGET LINE ITEM: 1201-363-R002-4606

KDO NUMBER: _____

WORK ORDER NO.: 2011-2012 2011051-017

DATE: SEPT. 12, 2012

COMMISSION DISTRICT:7

TO: RON PENDERGRAST, COMMUNITY ASPHALT CORP.

In accordance with the terms of your contract DATED AUGUST 17, 2010 you are directed to provide the following supplies and services: MILL & RESURFACE ROADWAY AS DIRECTED.

The above work shall be performed On: Australian Avenue from 25th Street south to 15th Street and 7th Street south to Okeechobee Blvd. all lanes.

STARTING October 22, 2012 and shall be completed by NOVEMBER 23, 2012

The total amount of this Work Order, at the contract prices, is estimated to be \$420,000.00 (See Page #2), Final payment shall be per documented quantities installed. The Small Business Enterprise (SBE) goal for this Contract is 15.09%. The estimated SBE participation for this Work Order is .71%. The total SBE participation to date for this Contract including this Work Order is 8.11%.

This work shall be coordinated with, (48 hours notice prior to commencement of work):

ADAM FAUSTINI, ACTING CONST. COORD MANG.(ROADS) 561-233-3962

Name

Title

Telephone

Number

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

Signature Paul Snelkentrup

Title Vice President

10/5/2012
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., Engineering Services
Roberta Carfagno, Administrative Services



DATE: 9/12/2012

[illegible]