

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

Meeting Date: July 16, 2013  
Department: Water Utilities Department  
Consent [ ] Regular [ ]  
Public Hearing [X]

I. EXECUTIVE BRIEF

**Motion and title:** Staff recommends motion to: 1) adopt a Resolution confirming the special assessment process for 10th Avenue North Water Main Extension Project; and 2) approve Work Authorization No. 4 to Johnson-Davis, Incorporated under the Water Utilities Department (WUD) Continuing Construction Contract (R2013-0550) in the amount of \$177,580.13.

**Summary:** Petitions in favor of the installation of a potable water main have been provided by 55% of the property owners in the 10th Avenue North project area. The project will serve 11 residential properties currently on private wells. Individual assessments of \$9,885.29 per parcel are based on 100% of the total project cost. The assessment may be paid over 20 years with equal annual payments of principal and 5½% interest. The total assessable cost is \$108,738.19 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 Johnson-Davis, Incorporated (R2013-0550). The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The contract with Johnson-Davis, Incorporated provides for SBE participation of 20.96%. This Authorization includes 15.39% overall participation. The cumulative SBE participation is 15.88% overall. If the actual cost exceeds the total assessable cost, the differential will be cover by WUD's budget. Johnson-Davis, Incorporated is a local company. (WUD Project No. 12-073) District 2 (MJ)

**Background and Justification:** on December 13, 2012, signed petitions were received from a majority of the property owners on 10th Avenue North. The original estimated assessable cost of a 20 year special assessment was \$9,885.29 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. In this project the actual cost exceeds the total assessable cost because there is a capital improvement section as a part of this Work Authorization to loop the water system in order to improve the water quality of the residents. The differential will be covered by WUD's budget.

On Sunday June 23, 2013, a Notice of Special Assessment was published in The Palm Beach Post. All property owners subject to 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. Preliminary Report of Cost
4. Preliminary Project Cost
5. Two (2) Original Work Authorization No. 4
6. Proof of Publication

Recommended By: Bonnie Brant Department Director Date: 7/8/13

Approved By: Sharon G. Hays Assistant County Administrator Date: 7/15/13

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2013	2014	2015	2016	2017
Capital Expenditures	\$177,580.13	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	\$177,580.13	0	0	0	0
# ADDITIONAL FTE POSITIONS (Cumulative)	0	0	0	0	0
Budget Account No.:	Fund <u>4013</u>	Dept <u>721</u>	Unit <u>W021</u>	Object <u>6543</u>	

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. If the actual cost exceeds the total assessable cost, the differential will be covered by WUD's budget.

C. Department Fiscal Review: *Delia M West*

III. REVIEW COMMENTS

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

*[Signature]*  
OFMB  
*7/10 PM 7-9-13*

*[Signature]*  
Contract Development and Control  
*7-11-13 B Wheeler*

B. Legal Sufficiency:

*[Signature]*  
Assistant County Attorney  
*7/12/13*

C. Other Department Review

\_\_\_\_\_  
Department Director

RESOLUTION NO. R-2013-

RESOLUTION OF THE BOARD OF  
COUNTY COMMISSIONERS OF PALM  
BEACH COUNTY, FLORIDA, CONFIRMING  
THE SPECIAL ASSESSMENT ROLL FOR  
THE 10th AVENUE NORTH 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 16<sup>TH</sup> day of July, 2013, 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 10th Avenue North for the purpose of funding a water main extension; and

**WHEREAS**, the total assessable costs of the improvement project shall not exceed \$108,738.19; 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 \$9,885.29 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 Exhibit "A", 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 10th Avenue North Water Main Extension Project (WUD 12-073) 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 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 Steven L. Abrams, Mayor  
Commissioner Priscilla A. Taylor, Vice Mayor  
Commissioner Hal R. Valeche  
Commissioner Paulette Burdick  
Commissioner Shelley Vana  
Commissioner Mary Lou Berger  
Commissioner Jess R. Santamaria

The Mayor thereupon declared the Resolution duly passed and adopted this \_\_\_\_ day of \_\_\_\_\_, 2013.

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 \_\_\_\_\_



Assessment Roll - Tentative

10TH AVENUE N BETWEEN HAVERHILL RD & MILITARY TR  
WATER MAIN EXTENSION  
SPECIAL ASSESSMENT PROJECT

FUND AGENCY ORG	COMMISSION DISTRICT	SECTION TOWNSHIP RANGE
	2 PAULETTE BURDICK	24 44S 42E

No.	Homeowner	PCN/Legal Description	Parcel	Cost/Per Parcel	Total Assessment	Annual Cost/Per Parcel	Annual Cost/Per Year	Notes
1	DOYON, ROLAND & SIMONE  352 DAVIS RD PALM SPRINGS, FL 33461-1905	00-42-44-24-01-000-027.0  MODEL LAND CO SUB OF N 1/2 W 25.85 FT OF TR 22 /LESS PL OF KENWOOD/ & E 74 FT OF TR 23/LESS PL OF KENWOOD/	1	\$9,885.29	\$9,885.29	827.1944441	\$827.19	Initial Final Y Petition
2	BLACKHALL INC  3920 S CONGRESS AVE LAKE WORTH, FL 33461	00-42-44-24-01-000-028.0  MODEL LAND CO SUB OF N 1/2 W 50 FT OF E 580 FT OF TR 22	1	\$9,885.29	\$9,885.29	827.1944441	\$827.19	Initial Final N Petition
3	RAMIREZ, JOSE A  4684 10TH AVE N LAKE WORTH, FL 33463-2204	00-42-44-24-01-000-029.0  MODEL LAND CO SUB OF N 1/2 W 50 FT OF E 330 FT OF TR 22 /LESS PL OF KENWOOD/	1	\$9,885.29	\$9,885.29	827.1944441	\$827.19	Initial Final Y Petition
4	RANA, LORENZA G & MUSHTAO A  2562 GARDEN DR N 106 LAKE WORTH, FL 33461-2224	00-42-44-24-01-000-030.0  MODEL LAND CO SUB OF N 1/2 W 60 FT OF E 430 FT OF TR 22	1	\$9,885.29	\$9,885.29	827.1944441	\$827.19	Initial Final Y Petition
5	GELL, THOMAS  4692 10TH AVE N LAKE WORTH, FL 33463-2204	00-42-44-24-01-000-031.0  MODEL LAND CO SUB OF N 1/2 W 50 FT OF E 380 FT OF TR 22 /LESS PL OF KENWOOD/	1	\$9,885.29	\$9,885.29	827.1944441	\$827.19	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  
10TH AVENUE N BETWEEN HAVERHILL RD & MILITARY TR  
WATER MAIN EXTENSION  
SPECIAL ASSESSMENT PROJECT

FUND	AGENCY	ORG	COMMISSION DISTRICT			SECTION	TOWNSHIP	RANGE
			2 PAULETTE BURDICK			24	44S	42E

No.	Homeowner	PCN/Legal Description	Parcel	Cost/Per Parcel	Total Assessment	Annual Cost/Per Parcel	Annual Cost/Per Year	Notes
6	ARCILA, CARLOS 4718 10TH AVE N LAKE WORTH, FL 33463-2206	00-42-44-24-01-000-032.0 MODEL LAND CO SUB OF N 1/2 W 50 FT OF E 480 FT OF TR 22 /LESS PL OF KENWOOD/	1	\$9,885.29	\$9,885.29	827.1944441	\$827.19	Initial Final Y Petition
7	MARTINEZ, RENE AND NOHEMY S TAVERAS 16069 VALENCIA BLVD LOXAHATCHEE, FL 33470-2814	00-42-44-24-01-000-033.0 MODEL LAND CO SUB OF N 1/2 W 50 FT OF E 530 FT OF TR 22 /LESS PL OF KENWOOD/	1	\$9,885.29	\$9,885.29	827.1944441	\$827.19	Initial Final Y Petition
8	FIRST BANK OF MIAMI 255 ARAGON FL 2 AVE MIAMI, FL 33134-5059	00-42-44-24-01-000-034.0 MODEL LAND CO SUB OF N 1/2 W 100 FT OF E 230 FT OF TR 22 /LESS PL OF KENWOOD/	1	\$9,885.29	\$9,885.29	827.1944441	\$827.19	New Owner Initial Final Petition Prev Owner Initial Final Petition
9	ARGUELLES JORGE 4674 10TH AVE N LAKE WORTH, FL 33463-2204	00-42-44-24-01-000-035.0 MODEL LAND CO SUB OF N 1/2 W 50 FT OF E 280 FT OF TR 22 /LESS PL OF KENWOOD/	1	\$9,885.29	\$9,885.29	827.1944441	\$827.19	Initial Final Petition
10	PIEDRA, ORESTES A 4792 DORCHESTER MEWS RD WEST PALM BEACH, FL 33415-1336	00-42-44-24-01-000-036.0 MODEL LAND CO SUB OF N 1/2 N 111.74 FT OF W 55 FT OF E 130 FT OF TR 22	1	\$9,885.29	\$9,885.29	827.1944441	\$827.19	Initial Final Y 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

10TH AVENUE N BETWEEN HAVERHILL RD & MILITARY TR  
WATER MAIN EXTENSION  
SPECIAL ASSESSMENT PROJECT

FUND AGENCY ORG	COMMISSION DISTRICT	SECTION	TOWNSHIP	RANGE
	2 PAULETTE BURDICK	24	44S	42E

No.	Homeowner	PCN/Legal Description	Parcel	Cost/Per Parcel	Total Assessment	Annual Cost/Per Parcel	Annual Cost/Per Year	Notes
11	DIAMOND, CLAUDINE H	00-42-44-24-01-000-038.0	1	\$9,885.29	\$9,885.29	827.1944441	\$827.19	
	4322 DIAMOND RD LAKE WORTH, FL 33461-2325	MODEL LAND CO SUB OF N 1/2 W 60 FT OF E 630 FT OF TR 22 /LESS PL OF KENWOOD/						Initial Final N Petition

Total: 11 Total: \$108,738.19

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	11	Voted Yes	0	0%	6	55%
Properties	11	Voted No	0	0%	3	27%
Needed	6	No Response	11	100%	2	18%

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.

# ATTACHMENT 2



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

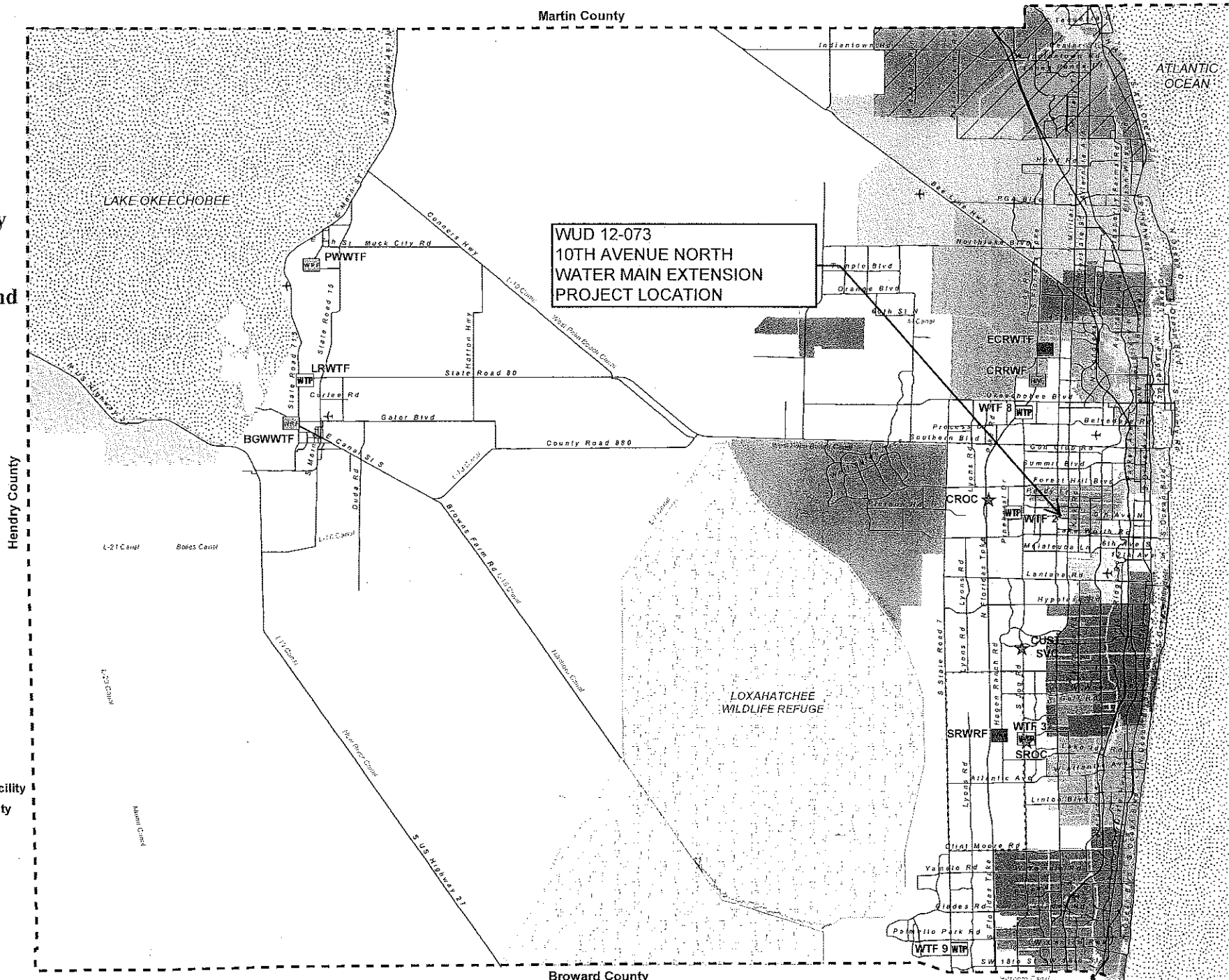
### Attachment 2

#### Legend

- ★ Administration
- ☒ Water Treatment Facility
- ☒ Reclamation Facility
- ☒ Wastewater Reclamation Facility
- ☒ Wastewater Treatment Facility
- Mandatory Reclaimed SA
- - - Palm Beach County Limits
- P.B.C.W.U.D. Service Area



NOT TO SCALE





PRELIMINARY REPORT OF COST  
10th AVENUE NORTH  
WATER MAIN EXTENSION  
SPECIAL ASSESSMENT PROJECT  
PROJECT NO. WUD 12-073  
COMMISSION DISTRICT 2  
SECTION 24, TOWNSHIP 44S, RANGE 42E  
FUND 4013 DEPT. 721 ORG. W021 OBJECT 6543

Preliminary Construction Cost	\$81,147.94
1. Construction Contingency (10%)	\$8,114.79
2. Inspection Fee (4%)	\$3,245.92
3. Engineering Fee (15%)	\$12,172.19
4. Administration Fee (5%)	\$4,057.40
5. Administrative Adjustment	(\$0.05)
<b>Total Assessable Cost</b>	<b>\$108,738.19</b>
Total Parcels	11.00
<b>Cost Per Parcel</b>	<b>\$9,885.29</b>

## Notes:

1. Construction Contingency is 10% of the Assessable Construction Cost.
2. Inspection fee is 4% of the Assessable Construction Cost.
3. Engineering Fee is for the cost of survey, design and drafting from Dennis J. Leavy and PBCWUD
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.

**ATTACHMENT 4  
PRELIMINARY PROJECT COST  
WUD 12-073 10th Ave between Military Trail & Haverhill Rd  
9/25/2012**

				AKA SERVICES, INC.	
NO.	BID ITEM (Furnish and Install with Appurtenances)	QUANTITY	UNIT	UNIT PRICE	TOTAL
15	10" PVC Push-On Joint Water Main/Reclaimed Water Main/Wastewater Force Main (36" to 60" Cover)	650	L.F.	\$19.40	\$12,610.00
37	Ductile Iron Fittings for Water Main/Reclaimed Water Main	0.2	Tons	\$4,656.00	\$931.20
73	10" Mechanical Joint Restraint for DIP	10	Each	\$74.69	\$746.90
99	10" PVC Pressure Pipe Restraint Harness	2	Each	\$184.30	\$368.60
106	10" Gate Valve & Valve Box	1	Each	\$1,261.00	\$1,261.00
159	Fire Hydrant Assembly with Valve & Anchor Tee Assembly (up to 18")	1	Each	\$3,395.00	\$3,395.00
164	Sample Points W/Double Strap Saddle & Corp. Stop	2	Each	\$291.00	\$582.00
174	Short Single 5/8" Meter Service (1-1/2" PVC) (up to 10' long)	5	Each	\$694.52	\$3,472.60
178	Short Double 5/8" Meter Service (1-1/2" PVC) (up to 10' long)	3	Each	\$921.50	\$2,764.50
218	4" to 12" Diameter Connection to Existing Water Main/Reclaimed Water Main	1	Each	\$4,365.00	\$4,365.00
284	Milling of Asphalt (Minimum 220 Sq. Yd. per mobilization - 1.5" thick)		Sq. Yd.	\$7.75	\$0.00
285	Asphalt Overlay Type S-III (20 to 150 tons per work area)		Tons	\$169.75	\$0.00
287	Asphalt Driveway Removal and Restoration (1.5" thick)		Sq. Yd.	\$27.16	\$0.00
288	Concrete Driveway Removal and Restoration	311	Sq. Yd.	\$33.95	\$10,558.45
297	Floritam Sod	411	Sq. Yd.	\$3.40	\$1,397.40
300	Remove and Reinstall Trees up to 4" diameter or Palm Trees up to 12" diameter	5	Each	\$242.50	\$1,212.50
301	Record Drawing	650	L.F.	\$1.46	\$949.00
302	Construction Survey	650	L.F.	\$1.46	\$949.00
303	Preconstruction Video Taping	650	L.F.	\$0.97	\$630.50
304	Mail Box Removal and Reinstallation	11	Each	\$48.50	\$533.50
305	Maintenance of Traffic Residential Street	650	L.F.	\$0.97	\$630.50
308	Density Tests	15	Each	\$56.26	\$843.90
309	Proctor Tests	2	Each	\$194.00	\$388.00
313	Additional work not included in Bid Items (Automatic Flushing Device)		Lump Sum	\$3,385.00	\$0.00
	Permits	1		\$650.00	\$650.00
<b>TOTAL BID PRICE</b>					

Mobilization 8% up to \$200,000 - 5% after \$200,000

\$56,246.09

15% Engineering	\$8,436.91
10% Contingency	\$5,624.61
5% Administration	\$2,812.30
4% Inspection	\$2,249.84
<b>TOTAL</b>	<b>\$75,369.76</b>

**TOTAL PER PROPERTY (11 Properties)**

**\$6,851.80**

WORK AUTHORIZATION NO. 04

Palm Beach County Water Utilities Department  
Pipeline Continuing Construction Contract 13-020

Project No. WUD 12-073

District: 2

Budget Line Item No. 4013 - 721 - W021 - 6543

Project Title: 10<sup>th</sup> Avenue North Water Main Extension

THIS AUTHORIZATION #04 to the Contract for Construction Services dated May 07, 2013 (R2013-0550), by and between Palm Beach County and the Contractor identified herein, is for the Construction Services of this Work Authorization. The Contract provides for 20.96% SBE participation overall. This Work Authorization includes 15.39% overall participation. The cumulative proposed SBE participation, including this authorization is 15.88% overall. Additional authorization will be utilized to meet or exceed the stated overall participation goal;

1. CONTRACTOR: Johnson-Davis Incorporated

2. ADDRESS: 604 Hillbrath Drive, Lantana, FL 33462

3. Description of Services (Scope of Work) to be provided by the Contractor:

See ATTACHMENT A.

4. Services completed by the Contractor to date:

See ATTACHMENT G.

5. Contractor shall begin work promptly or deliver ordered materials within the following calendar days from the approval date of the Work Authorization:

Substantial Completion 60 Calendar Days

Final Construction Completion 90 Calendar Days

Liquidated damages will apply as follows:

\$500.00 per day past substantial completion date.

\$250.00 per day past final completion date.

(For Liquidated Damages Rates see ATTACHMENT B)

6. The compensation to be paid to the Contractor for providing the requested services in accordance with the Contract Bid Prices is \$177,580.13.

7. EXCEPT AS HEREBY AMENDED, CHANGED OR MODIFIED, all other terms, conditions and obligations of the Contract dated May 07, 2013 remain in full force and effect.

WORK AUTHORIZATION NO. 04

Project No. WUD 12-073

Project Title: 10<sup>th</sup> Avenue North Water Main Extension

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

Sharon R. Bock, Clerk & Comptroller,  
Palm Beach County

Palm Beach County,  
Board of County Commissioners

ATTEST:

Signed: \_\_\_\_\_

Signed: \_\_\_\_\_  
Steven L. Abrams, Mayor

*Bock*

Typed Name: \_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Date

Approved as to Form and Legal  
Sufficiency

Signed: \_\_\_\_\_

Typed Name: \_\_\_\_\_  
County Attorney

CONTRACTOR: Johnson-Davis Inc.

ATTEST:

*[Handwritten Signature]*

Witness

(Signature)

*[Handwritten Signature]*

CHRIS JOHNSON SECY. TREAS.  
(Name and Title)

SCOTT JOHNSON, PRESIDENT  
(Name and Title)

(CORPORATE SEAL)

June 20, 2013  
Date

**LIST OF ATTACHMENTS**

**WORK AUTHORIZATION NO. 04**

**Palm Beach County Water Utilities Department  
Pipeline Continuing Construction Contract 13-020**

<b>ATTACHMENT – A</b>	Compensation Summary (Scope of Work)
<b>ATTACHMENT – B</b>	Rate for Liquidated Damages
<b>ATTACHMENT – C</b>	Public Construction Bond
<b>ATTACHMENT – D</b>	Form of Guarantee
<b>ATTACHMENT – E</b>	Work Authorization Schedule of Bid Items
<b>ATTACHMENT – F</b>	SBE Schedule 1 and Schedule 2
<b>ATTACHMENT – G</b>	Authorization Status Report - Summary and Status of Authorizations
<b>ATTACHMENT – H</b>	Authorization Status Report - Summary of SBE/Minority Business Tracking
<b>ATTACHMENT – I</b>	Location Map

# ATTACHMENT A

## WORK AUTHORIZATION NO. 04

Palm Beach County Water Utilities Department  
Pipeline Continuing Construction Contract 13-020

### SCOPE OF WORK FOR

#### 10<sup>th</sup> Avenue North Water Main Extension

#### INTRODUCTION

Palm Beach County (County) entered into an agreement entitled Contract for Pipeline Continuing Construction Services - Palm Beach County Water Utilities Department Project No. WUD 13-020 (CONTRACT) with Johnson-Davis Incorporated (CONTRACTOR) to provide construction services for various general activities on the Pipeline Continuing Construction Contract dated May 07, 2013, (R2013-0550). This Work Authorization will be performed under that CONTRACT.

This Work Authorization encompasses providing services related to 10<sup>th</sup> Avenue North Water Main Extension

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#### SCOPE OF SERVICES

Contractor shall perform the engineering Scope of Services as described herein furnish and Install approximately 1,100 lf of 10" PVC Water Main and appurtenances necessary to connect the existing water main on 10<sup>th</sup> Ave. to the new metered Interconnection with Village of Palm Springs.

#### COMPENSATION

Compensation shall not exceed \$177,580.13 in accordance with the unit prices established in the Contract for construction services dated May 07, 2013 as approved by the Board of County Commissioners.

#### SBE PARTICIPATION

As described in Section 3.5 of the Contract, SBE participation is included in **ATTACHMENT F** under this Authorization. The attached Schedule 1 defines the SBE applied to this Authorization/Contract and Schedule 2 establishes the SBE contribution from each subcontractor (Letter of Intent to perform as an SBE).

## ATTACHMENT B

### WORK AUTHORIZATION NO. 04

#### Palm Beach County Water Utilities Department Pipeline Continuing Construction Contract 13-020

#### Rates for Liquidated Damages

Palm Beach County Water utilities Department shall establish liquidated damages rates for each Work Authorization based on the dollar amount and time sensitivity of the project. The rates shall be as follows according to a criticality rating of 1 through 3 assigned to each Work Authorization by the Department as established below:

**Highly Important Project (Criticality 1):** Liquidated Damages

\$1,500 per day after Substantial Completion Date

\$1,000 per day after Final Completion Date

**Moderately Important Project (Criticality 2):** Liquidated Damages

\$1,000 per day after Substantial Completion Date

\$500 per day after Final Completion Date

**Low Important Project (Criticality 3):** Liquidated Damages

\$500 per day after Substantial Completion Date

\$250 per day after Final Completion Date

## ATTACHMENT C

### PUBLIC CONSTRUCTION BOND

BOND NUMBER: 016042784

BOND AMOUNT: \$177,580.13

CONTRACT AMOUNT: \$177,580.13

CONTRACTOR'S NAME: Johnson-Davis, Inc.

CONTRACTOR'S ADDRESS: 604 Hillbrath Drive  
Lantana, FL 33462

CONTRACTOR'S PHONE: 561-588-1170

SURETY COMPANY: Liberty Mutual Insurance Company

SURETY'S ADDRESS: 175 Berkeley Street  
Boston, MA 02116

SURETY'S PHONE: 617-357-9500

OWNER'S NAME: PALM BEACH COUNTY

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

OWNER'S PHONE: (561) 493-6000

DESCRIPTION OF WORK: installing raw water mains, potable water mains, fire hydrants, water services lines, wastewater forcemains, reclaimed water mains and all associated appurtenances

COUNTY'S PROJECT NUMBER: WUD 12-073 Work Authorization Number: 04

PROJECT LOCATION: System-Wide

LEGAL DESCRIPTION: 10th Avenue North Water Main Extension,  
WUD 12-073, Section 24, Township 44 South, Range 42East



**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 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 herein below defined, in the amount of

One Hundred Seventy-Seven Thousand Five Hundred Eighty and 13/100 Dollars, (\$177,580.13)  
(Here insert a sum equal to the Contract Price)

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 \_\_\_\_\_, 2013, entered into a contract with the County for

Project Name: Pipeline Continuing Construction Contract 2013  
Project No.: WUD 13-020  
Project Description: installing raw water mains, potable water mains, fire hydrants, water services lines, wastewater forcemains, reclaimed water mains and all associated appurtenances  
Project Location: System-Wide

in accordance with Design Criteria Drawings and Specifications prepared by

Name of Design Firm: Palm Beach County Water Utilities Department  
Location of Firm: 8100 Forest Hill Boulevard, West Palm Beach, FL 33413  
Phone: (561) 493-6000  
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 \_\_\_\_\_, 2013, between Principal and County for the design and construction of 10<sup>th</sup> Avenue North 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.

Signed this 13<sup>th</sup> day of June, 2013

[Signature]  
Witness

Louise Dora Pelkey  
Print name

[Signature]  
Witness

Stefania Dodd  
Print name

[Signature] Principal (Seal)

Scott Johnson  
Print name

President  
Title

[Signature] Surety (Seal)

Maria Signorile  
Print name

Attorney-in-Fact  
Title

**\*THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.**

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.

5481134

Certificate No. \_\_\_\_\_

American Fire and Casualty Company  
The Ohio Casualty Insurance Company  
West American Insurance Company

Liberty Mutual Insurance Company  
Peerless 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 Massachusetts, that Peerless 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, **BETH MARIAN KITCHENS-HARMON; JAMES F. DUNN; MARIA SIGNORILE; WESLEY P. WILLIAMS** .....

all of the city of ATLANTA, state of GA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 25th day of July, 2012.



American Fire and Casualty Company  
The Ohio Casualty Insurance Company  
Liberty Mutual Insurance Company  
Peerless Insurance Company  
West American Insurance Company

By: Gregory W. Davenport  
Gregory W. Davenport, Assistant Secretary

STATE OF WASHINGTON ss  
COUNTY OF KING

On this 25th day of July, 2012, before me personally appeared Gregory W. Davenport, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Company, 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.



By: KD Riley  
KD Riley, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, West American Insurance Company and Peerless Insurance Company, which resolutions are now in full force and effect reading as follows:

**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 subject to such limitations as 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, 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 Company by 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 binding upon the Company with the same force and effect as though manually affixed.

I, David M. Carey, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance 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, true and correct copy of the Power of Attorney executed by said Companies, 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 13th day of June, 2013.



By: David M. Carey  
David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

**ATTACHMENT D**

**FORM OF GUARANTEE**

GUARANTEE FOR (Contractor and Surety Name)

Johnson-Davis, Inc (Contractor) and Liberty Mutual Insurance Company (Surety)

We the undersigned hereby guarantee that the **Pipeline Continuing Construction Contract 2013, Project Number WUD 13-020, Work Authorization Number 04: WUD 12-073**, Palm Beach County, Florida, which we have constructed and bonded, has been done in 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) calendar 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.

DATED \_\_\_\_\_ 20\_\_\_\_  
(notice of completion filing date)

SEAL AND NOTARIAL ACKNOWLEDGMENT OF SURETY

Johnson-Davis, Inc. (Seal)  
(Contractor)

By: \_\_\_\_\_  
(Signature)

SCOTT JOHNSON, PRESIDENT  
(Printed Name)

Liberty Mutual Insurance Company (Seal)  
(Surety)

By: Maria Signorile  
(Signature)

Maria Signorile, Attorney in Fact  
(Printed Name)

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

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.

5481148

Certificate No. \_\_\_\_\_

American Fire and Casualty Company  
The Ohio Casualty Insurance Company  
West American Insurance Company

Liberty Mutual Insurance Company  
Peerless 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 Massachusetts, that Peerless 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, **BETH MARIAN KITCHENS-HARMON; JAMES F. DUNN; MARIA SIGNORILE; WESLEY P. WILLIAMS** .....

all of the city of ATLANTA, state of GA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 25th day of July, 2012.



American Fire and Casualty Company  
The Ohio Casualty Insurance Company  
Liberty Mutual Insurance Company  
Peerless Insurance Company  
West American Insurance Company

By: Gregory W. Davenport  
Gregory W. Davenport, Assistant Secretary

STATE OF WASHINGTON ss  
COUNTY OF KING

On this 25th day of July, 2012, before me personally appeared Gregory W. Davenport, who acknowledged himself to be the Assistant Secretary of American Fire and Casualty Company, Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, 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.



By: KD Riley  
KD Riley, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-Laws and Authorizations of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, West American Insurance Company and Peerless Insurance Company, which resolutions are now in full force and effect reading as follows:

**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 subject to such limitations as 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, 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 Company by 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 binding upon the Company with the same force and effect as though manually affixed.

I, David M. Carey, the undersigned, Assistant Secretary, of American Fire and Casualty Company, The Ohio Casualty Insurance Company, Liberty Mutual Insurance 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, true and correct copy of the Power of Attorney executed by said Companies, 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 13th day of June, 2013.



By: David M. Carey  
David M. Carey, Assistant Secretary

POA - AFCC, LMIC, OCIC, PIC & WAIC  
LMS\_12873\_041012

Not valid for mortgage, note, loan, letter of credit, bank deposit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

**ATTACHMENT E**

**SCHEDULE OF BID ITEMS**

**Palm Beach County Water Utility Department  
 Pipeline Continuing Construction Contract - WUD 13-020**

**Work Authorization No.: 04**

**Contractor Name: Johnson-Davis Inc.**

**Project Name: 10th Avenue North Water Main Extension**

**Project No.: WUD 12-073**

<b>NO.</b>	<b>BID ITEM (Furnish and Install with Appurtenances)</b>	<b>QUANTITY</b>	<b>UNIT</b>	<b>UNIT PRICE</b>	<b>TOTAL</b>
15	10" PVC Push-On Joint Water Main//Reclaimed Water Main/Wastewater Force Main (36" to 60" Cover)	1,050	L.F.	\$25.00	\$26,250.00
44	Ductile Iron Fittings for Water Main/Reclaimed Water Main	0.30	Tons	\$3,500.00	\$1,050.00
104	10" Mechanical Joint Restraint for PVC	13	Each	\$320.00	\$4,160.00
122	10" PVC Pressure Pipe Restraint Harness	11	Each	\$180.00	\$1,980.00
193	Fire Hydrant Assembly with Valve & Anchor Tee Assembly (up to 54" burial)	2	Each	\$4,200.00	\$8,400.00
197	Sample Points W/Double Strap Saddle & Corp. Stop	1	Each	\$900.00	\$900.00
207	Short Single 5/8" Meter Service (1-1/2" PVC) (up to 10' long)	3	Each	\$900.00	\$2,700.00
211	Short Double 5/8" Meter Service (1-1/2" PVC) (up to 10' long)	5	Each	\$1,100.00	\$5,500.00
235	Extra Long 5/8" Meter Service Line (2" PVC) (200 LF Max.)	40	L.F.	\$12.00	\$480.00
255	4" to 12" Diameter Connection to Existing Water Main/Reclaimed Water Main or Force Main (Joint Restraint for existing pipe to be included)	1	Each	\$2,500.00	\$2,500.00
270	Milling of Asphalt (Minimum 220 Sq. Yd. per mobilization - 1.5" thick)	1,200	Sq. Yd.	\$20.00	\$24,000.00
271	Asphalt Overlay, Type S-III (20 to 150 tons per work area)	86	Tons	\$280.00	\$24,080.00
272	Asphalt Roadway Removal and Restoration (2.5" thick)	850	Sq. Yd.	\$60.00	\$51,000.00
280	Concrete Sidewalk Removal & Restoration	55	Sq. Yd.	\$45.00	\$2,475.00
281	Concrete Curb & Gutter Removal & Restoration	75	L.F.	\$40.00	\$3,000.00
283	Floritam Sod	800	Sq. Yd.	\$5.00	\$4,000.00
287	Record Drawing	1,050	L.F.	\$2.00	\$2,100.00
288	Construction Survey	1,050	L.F.	\$2.00	\$2,100.00
289	Preconstruction Video Taping	1,050	L.F.	\$0.40	\$420.00
290	Mail Box Removal and Reinstallation	4	Each	\$130.00	\$520.00
292	Maintenance of Traffic Arterial Roadway	1,050	L.F.	\$2.00	\$2,100.00
294	Density Tests	50	Each	\$30.00	\$1,500.00
295	Proctor Tests	2	Each	\$100.00	\$200.00
296	Concrete 12"x6" Cylinder Tests	2	Each	\$80.00	\$160.00
298	Additional work not included in Bid Items (Allowance)	1	L.S.	\$0.00	\$0.00
	<b>Subtotal</b>				<b>\$171,575.00</b>
					<b>\$6,005.13</b>
	<b>Total</b>				<b>\$177,580.13</b>

## ATTACHMENT F

### SCHEDULE #1

#### LIST OF PROPOSED SBE-M/WBE PRIME/SUBCONTRACTORS

PROJECT NAME: 10th Avenue North Water Main Extension PROJECT NUMBER: WUD 12-073

NAME OF PRIME BIDDER: Johnson-Davis Incorporated ADDRESS: 604 Hillbrath Drive, Lantana, FL 33462

CONTACT PERSON: Bernie Vito PHONE NO. 561-588-1170 FAX NO. 561-585-5252

BID OPENING DATE: \_\_\_\_\_ DEPARTMENT \_\_\_\_\_

#### PLEASE IDENTIFY ALL APPLICABLE CATEGORIES

Name, Address and Telephone Number of Minority Contractor	(Check one or both Categories)			Dollar Amount				
	Minority Business	Small Business	Black	Hispanic	Women	Caucasian	Other (Please Specify)	
Odums Sod Inc. 561-333-7416 13961 Okeechobee Blvd., Loxahatchee, FL 33470	<input checked="" type="checkbox"/>	<input type="checkbox"/>	\$1,836.00	\$	\$		\$	
Caulfield & Wheeler, Inc. 561-392-1991 7900 Glades Rd., #100 Boca Raton, FL 33434	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$	\$	\$	\$2,830.00	\$	
Pathway Enterprises Inc. 561-478-4822 7256 Westport Place, Suite B W.P.B., FL 33413	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$	\$	\$2,930.00	\$	\$	
Nutting Engineers of FL, Inc. 561-376-4 1310 Neptune Dr., Boynton Beach, FL 33426	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$	\$	\$	\$1,200.00	\$	
Pipecon Corporation inc. 954-971-1195 1852 N.W. 21st St., Pompano Beach, FL 33069	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$	\$	\$	\$18,550.00	\$	
PRIME CONTRACTOR TO COMPLETE:	TOTAL		\$1,836.00	\$0.00	\$2,930.00	\$22,580.00	\$	
BID PRICE: <u>\$ 177,580.13</u>			Total Value of SBE Participation: <u>\$27,346.00</u>					

- NOTE:
1. The amount listed on this form for a Subcontractor must be supported by price or percentage included on Schedule 2 or a proposal from each Subcontractor listed in order to be counted toward goal attainment.
  2. Firms may be certified by Palm Beach County as an SBE and/or an M/WBE. If firms are certified as both an SBE and M/WBE, please indicate the dollar amount under the appropriate category.
  3. M/WBE information is being collected for tracking purposes only.

ATTACHMENT F

SCHEDULE 2

LETTER OF INTENT TO PERFORM AS AN SBE OR MAWBE SUBCONTRACTOR

PROJECT NO. WUD 12-073 PROJECT NAME: 10<sup>th</sup> Avenue North Water Main Extension

TO: JOHNSON-DAVIS INCORPORATED  
(Name of Prime Bidder)

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

Small Business Enterprise  Minority Business Enterprise

Black  Hispanic  Women  Caucasian  Other (Please Specify)

Date of Palm Beach County Certification: Dec. 13, 2010

The undersigned is prepared to perform the following described work in connection with the above project (Specify in detail, particular work items or parts thereof to be performed):

Line Item/Lot No.	Item Description	Qty / Units	Unit Price	Total Price
<u>283</u>	<u>Fluorinated Seal</u>	<u>800 sy</u>	<u>\$2.295</u>	<u>\$1,836</u>
			<u>Total</u>	<u>\$1,836</u>

at the following price  
\$ 1,836<sup>00</sup>  
(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 sub-subcontract any portion of this subcontract to a non-certified SBE subcontractor, the amount of any such subcontract must be stated: \$ 0

The undersigned subcontractor understands that the provision of this form to prime bidder does not prevent subcontractor from providing quotations to other bidders

Odums Seal, Inc.  
(Print Name of SBE-MAWBE Subcontractor)

By: W.L. Prescott  
(Signature)

Warren L. Prescott, Vice President  
(Print name/title of person executing on behalf of SBE-MAWBE Subcontractor)

Date: 06/17/13



ATTACHMENT F

SCHEDULE 2

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

PROJECT NO. WUD 12-073 PROJECT NAME: 10<sup>th</sup> Avenue North Water Main Extension

TO: JOHNSON-DAVIS INCORPORATED  
(Name of Prime Bidder)

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

Small Business Enterprise  Minority Business Enterprise \_\_\_\_\_

Black \_\_\_\_\_ Hispanic \_\_\_\_\_ Women \_\_\_\_\_ Caucasian  Other (Please Specify) \_\_\_\_\_

Date of Palm Beach County Certification: 10/6/2010

The undersigned is prepared to perform the following described work in connection with the above project  
(Specify in detail, particular work items or parts thereof to be performed):

Line Item/Lot No.	Item Description	Qty / Units	Unit Price	Total Price
<u>287</u>	<u>Record Days</u>	<u>1050 LF</u>	<u>1.15</u>	<u>1207.50</u>
<u>288</u>	<u>Construction Survey</u>	<u>1050 LF</u>	<u>1.05</u>	<u>1102.50</u>
<u>2073211</u>	<u>Water Services</u>	<u>800</u>	<u>6.5</u>	<u>520</u>
		<u>total</u>		<u>2830</u>

at the following price  
\$ Two thousand eight hundred thirty and 00/100 dollars  
(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 sub-subcontract any portion of this subcontract to a non-certified SBE subcontractor, the amount of any such subcontract must be stated: \$ \_\_\_\_\_

The undersigned subcontractor understands that the provision of this form to prime bidder does not prevent subcontractor from providing quotations to other bidders

Caulfield & Wheeler, Inc.  
(Print Name of SBE-M/WBE Subcontractor)

By: [Signature]  
(Signature)

David P. Lindley  
(Print name/title of person executing on behalf of SBE-M/WBE Subcontractor)

Date: 6/13/13

ATTACHMENT F

SCHEDULE 2

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

PROJECT NO. WUD 12-073 PROJECT NAME: 10<sup>th</sup> Avenue North Water Main Extension

TO: JOHNSON-DAVIS INCORPORATED  
(Name of Prime Bidder)

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

Small Business Enterprise  Minority Business Enterprise \_\_\_\_\_

Black \_\_\_\_\_ Hispanic \_\_\_\_\_ Women  Caucasian \_\_\_\_\_ Other (Please Specify) \_\_\_\_\_

Date of Palm Beach County Certification: 3.6.13

The undersigned is prepared to perform the following described work in connection with the above project (Specify in detail, particular work items or parts thereof to be performed):

Line Item/Lot No.	Item Description	Qty / Units	Unit Price	Total Price
<u>382</u>	<u>Concrete 4"</u>	<u>550</u>	<u>2.50</u>	<u>1375</u>
<u>383</u>	<u>Concrete 6"</u>	<u>1360</u>	<u>2.50</u>	<u>3400</u>
<u>Total</u>				<u>4775</u>

at the following price  
\$ TWO THOUSAND NINE HUNDRED THIRTY FIVE 00/100  
(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 sub-subcontract any portion of this subcontract to a non-certified SBE subcontractor, the amount of any such subcontract must be stated: \$ 0

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

Arthur Enterprises, Inc  
(Print Name of SBE/M/WBE Subcontractor)

By: [Signature]  
(Signature)

JOSE LUIS KIRKLAND, PRESIDENT  
(Print name/Title of person executing on behalf of SBE/M/WBE Subcontractor)

Date: 6.18.13

ATTACHMENT F

SCHEDULE 2

LETTER OF INTENT TO PERFORM AS AN SBE OR MWBE SUBCONTRACTOR

PROJECT NO. WUD 12-073 PROJECT NAME: 10<sup>th</sup> Avenue North Water Main Extension

TO: JOHNSON-DAVIS INCORPORATED  
(Name of Prime Bidder)

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

Small Business Enterprise  Minority Business Enterprise \_\_\_\_\_  
Black \_\_\_\_\_ Hispanic \_\_\_\_\_ Women \_\_\_\_\_ Caucasian  Other (Please Specify) \_\_\_\_\_

Date of Palm Beach County Certification: September 30, 2011

The undersigned is prepared to perform the following described work in connection with the above project (Specify in detail, particular work items or parts thereof to be performed):

Line Item/Lot No.	Item Description	Qty / Units	Unit Price	Total Price
<u>294</u>	<u>Density Tests</u>	<u>50 ea</u>	<u>18<sup>-</sup></u>	<u>900<sup>-</sup></u>
<u>295</u>	<u>Proctor Tests</u>	<u>2 ea</u>	<u>75<sup>-</sup></u>	<u>150<sup>-</sup></u>
<u>296</u>	<u>Concrete Cyl. Tests</u>	<u>2 ea</u>	<u>75<sup>-</sup></u>	<u>150<sup>-</sup></u>
				<u>1200<sup>-</sup></u>

at the following price \$ One Thousand Two Hundred dollar and zero cents  
(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 sub-subcontract any portion of this subcontract to a non-certified SBE subcontractor, the amount of any such subcontract must be stated: \$ \_\_\_\_\_.

The undersigned subcontractor understands that the provision of this form to prime bidder does not prevent subcontractor from providing quotations to other bidders

Nutting Engineers  
(Print Name of SBE/MWBE Subcontractor)  
By: [Signature]  
(Signature)  
JAMES LUNDI OPERATION MANAGER  
(Print name/title of person executing on behalf of SBE-MWBE Subcontractor)  
Date: 6-12-13

ATTACHMENT F

SCHEDULE 2

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

PROJECT NO. WUD 12-073 PROJECT NAME 10<sup>th</sup> Avenue North Water Main Extension

TO: JOHNSON-DAVIS INCORPORATED

(Name of Prime Bidder)

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

Small Business Enterprise  Minority Business Enterprise

Black  Hispanic  Women  Caucasian  Other (Please Specify)

Date of Palm Beach County Certification: May, 20, 2011

The undersigned is prepared to perform the following described work in connection with the above project (Specify in detail, particular work items or parts thereof to be performed):

Line Item/Lot No.	Item Description	Qty / Units	Unit Price	Total Price
<u>15-925</u>	<u>General Pipe Construction</u>	<u>1cs</u>	<u>\$18,550</u>	<u>\$18,550</u>
				<u>\$18,550</u>

at the following price:

Eighteen Thousand Five Hundred Fifty dollars & zero cents  
(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 sub-subcontract any portion of this subcontract to a non-certified SBE subcontractor, the amount of any such subcontract must be stated: \$ \_\_\_\_\_

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

Pipcon Corporation, Inc.  
(Print Name of SBE/M/WBE Subcontractor)

By: Richard L Berg  
(Signature)

Richard Berg / President  
(Print name/title of person executing on behalf of SBE/M/WBE Subcontractor)

Date: 6/12/13

# ATTACHMENT G

## AUTHORIZATION STATUS REPORT

### SUMMARY AND STATUS OF AUTHORIZATIONS

Auth. No.	Description	Status	Project Total Amount	Date Approved	WUD No. Assigned	Consultant's Project No.
1	Temple Boulevard West of 140 <sup>th</sup> Avenue North Water Main extension	Approved	\$121,023.59	5/21/2013	13-023	
2	Atlantic Ave., FL's Turnpike to Hagen Ranch Rd.; 20" Reclaimed Water Extension	Pending	\$883,227.19		12-085	
3	PBCWUD/ Village of Palm Springs Water Interconnection	Pending	\$79,751.93		11-146	
4	10 <sup>th</sup> Avenue North Water Main Extension	Pending	\$177,580.13		12-073	
<b>Total</b>			<b>\$1,261,582.84</b>			

# ATTACHMENT H

## AUTHORIZATION STATUS REPORT

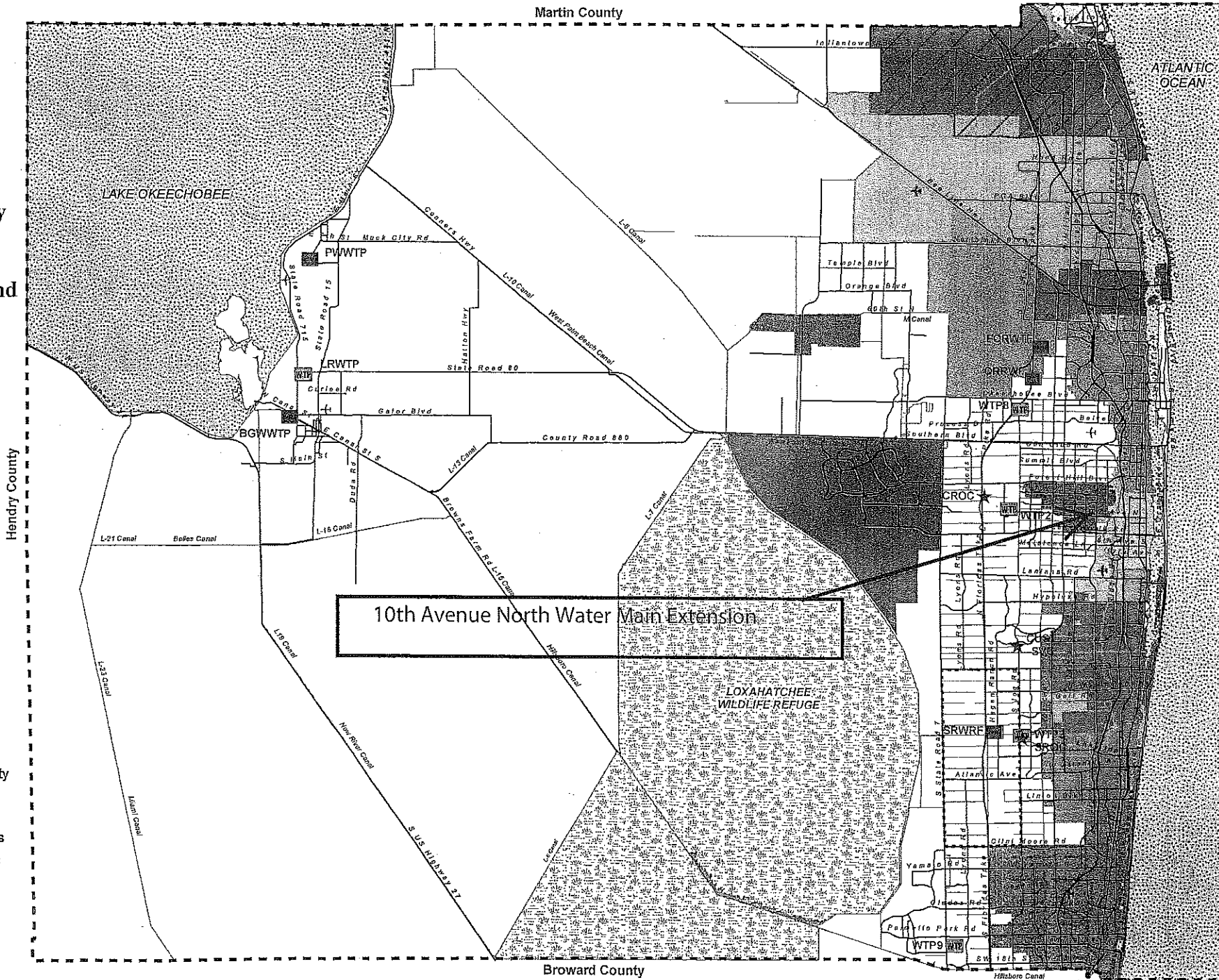
### SUMMARY OF SBE / MINORITY BUSINESS TRACKING

	Total	SBE
<b>Current Proposal</b>		
Value of Authorization No. 04	\$177,580.13	
Value of SBE - M/WBE Letters of Intent	\$27,346.00	\$27,346.00
Actual Percentage	15.39%	15.39%
<b>Signed Authorizations</b>		
Total Value of Authorizations	\$121,023.59	
Total Value of SBE - M/WBE Signed Subcontracts	\$20,102.13	\$20,102.13
Actual Percentage	16.61%	16.61%
<b>Signed Authorizations Plus Current Proposal</b>		
Total Value of Authorizations	\$298,603.72	
Total Value of Subcontracts & Letters of Intent	\$47,448.13	\$47,448.13
Actual Percentage	15.88%	15.88%
<b>GOAL</b>	20.96%	15.88%

**ATTACHMENT - I**  
 Project Name : WUD #12-073



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



- egend
- ★ Administration
  - Water Treatment Facility
  - Water Reclamation Facility
  - Reclamation Facility
  - ..... Mandatory Reclaimed SA
  - ▬ Palm Beach County Limits
  - ▬ P.B.C.W.U.D. Service Area



NOT TO SCALE

The Palm Beach Post  
REAL NEWS STARTS HERE  
Palm Beach Daily News  
1000011111

NO. 2123080  
NOTICE OF SPECIAL ASSESSMENT  
PURSUANT TO PALM BEACH COUNTY ORDINANCE NO. 2001-2010  
ASSESSED BY PARCEL

**10th AVENUE NORTH  
WATER MAIN EXTENSION PROJECT  
SPECIAL ASSESSMENT PROGRAM  
PROJECT NO. WUD 12-073  
SECTION 24, TOWNSHIP 44S, RANGE 42E  
PALM BEACH COUNTY, FLORIDA**

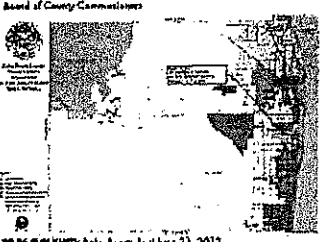
NOTICE IS HEREBY GIVEN TO OWNERS OF REAL PROPERTY ADJOINING THE ABOVE REFERENCED IMPROVEMENT PROJECT. Each parcel of land shall be subject to a special assessment for the 100% of the assessable cost of the water main installation improvement project described above shall be paid by special assessment upon the specially benefited parcels in 10th Avenue North 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 \$9,385.29 per parcel, so as to fairly allocate the cost of such 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 assessed for the 11 properties is \$104,234.19. 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 timely equal annual installments of principal plus 2 1/2% interest may be paid in full without penalty within 180 days of notification of final special assessment of the special assessment project by the Clerk of the Circuit Court. Failure to pay the special assessment will create a lien subordinate to the record against the property, which may result in additional fees and costs 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 examined at the Administrator's office of the Palm Beach County Water Utilities Department located at 8100 Federal Hill Blvd., West Palm Beach, Florida 33411, or by contacting the Project Manager, Victor M. Cavonius, P.E. (telephone: 561-733-4351). The amount of said special assessment and the collection 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 Monday, July 16, 2013, in the Commission Chamber of the Board of County Commissioners, 3rd Floor of Governmental Office Center, 301 North Olive Avenue, West Palm Beach, Florida, at which time and place any necessary adjustment or modification of said special assessment will be made in accordance with the law. Property owners have a right to appear and be heard in person 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 desires to appear in person at said Public Hearing and request to be heard, they should appear at the Public Hearing, they may need to be present at the proceeding, and for their own protection, they may need to secure that a verbatim record of the proceedings is made, which record includes the testimony of witnesses upon which the appeal is to be based.

Palm Beach County, Florida  
Board of County Commissioners



TO BE PUBLISHED: Palm Beach Post June 23, 2013

PBC BOCC WATER UTILITIES

## PROOF OF PUBLICATION

STATE OF FLORIDA  
COUNTY OF PALM BEACH

Before the undersigned authority personally appeared Emily Minch, who on oath says that she is Call Center Legal Advertising Representative 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

was published in said newspaper on 06/23/2013 and ended 06/23/2013

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.

Signed

*Monica Blackman*

Sworn to and subscribed before 07/03/2013.  
Who is personally known to me.

NO. 12-073  
Ad ID: 212308  
Ad Cost: 700.00

PROUDLY PRINTED AND BOUND BY THE DAY PUBLIC  
IN THE STATE OF OHIO  
City Commercial, Expires September 30, 2014

Attachment # 6



NO. 212308D

NOTICE OF SPECIAL ASSESSMENT  
PURSUANT TO PALM BEACH COUNTY ORDINANCE NO. 2001-0010  
ASSESSED BY PARCEL

**10th AVENUE NORTH  
WATER MAIN EXTENSION PROJECT  
SPECIAL ASSESSMENT PROGRAM  
PROJECT NO. WUD 12-073  
SECTION 24, 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 10th Avenue North 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 \$9,885.29 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 11 properties is \$108,738.19. 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 Manager, 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, July 16, 2013, 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

