

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: November 5, 2013 Consent Regular
 Workshop Public Hearing

Department:

Submitted By: Engineering & Public Works
Submitted For: Construction Coordination Division

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Change order No. 1 in the amount of \$68,197.79 and a 110 day time extension to the construction contract R2012-0668 with The Murphy Construction Company for the 10th Avenue N. Bridge over Keller Canal project.

SUMMARY: Approval of change order No. 1 will compensate for cost and additional time to demolish and rebuild the pedestrian bridge end bents (supports) and associated work to the bridge. Change order No. 1 is being brought to the Board of County Commissioners because the value exceeds the approval authority of the department and the Contract Review Committee as referenced in PPM #CW-F-050.

District 3 (MRE)

Background and Justification: Upon completion of the pedestrian bridge support system and installation of the bridge, it was discovered that the pedestrian bridge was too low over the Keller Canal and was removed. The low member elevation was off by approximately one and a half feet resulting in total reconstruction of the bridge support system.

Attachments:

- 1. Location Sketch
- 2. Change Order No. 6
- 3. Change Order No. 6 Attachment "A"
- 4. Schedule 1

Recommended By: _____

Division Director

Date

10-7-13

Approved By: _____

County Engineer

Date

10/10/13

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2014	2015	2016	2017	2018
Capital Expenditures	<u>\$68,198</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Operating Costs	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
External Revenues	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Program Income (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
In-Kind Match (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
NET FISCAL IMPACT	<u>\$68,198</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
# ADDITIONAL FTE					
POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes No

Budget Account No:

Fund 3500 Dept 361 Unit 1329 Object 6551

Recommended Sources of Funds/Summary of Fiscal Impact:

Transportation Improvement Fund
10th Avenue North over Keller Canal

Change Order #1 \$68,197.79

C. Departmental Fiscal Review: Alicia Korvalainen

III. REVIEW COMMENTS

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

 10/11/2013
OFMB 10/11

 10/15/13
Contract Dev. and Control

B. Approved as to Form and Legal Sufficiency:

 10/21/13
Assistant County Attorney

C. Other Department Review:

Department Director

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

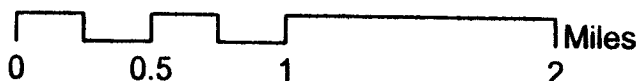
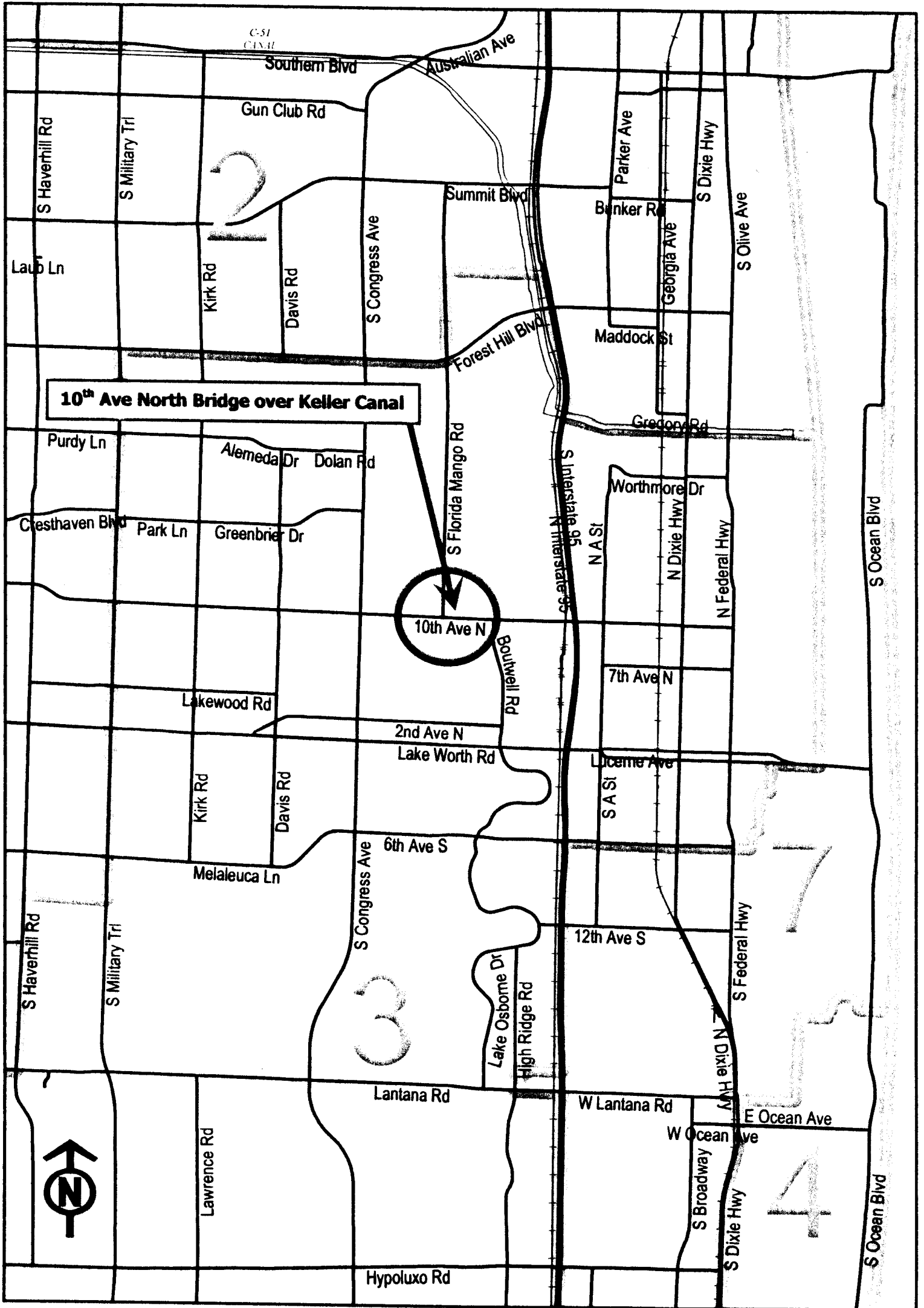
Project Location

10th Ave North Bridge over Keller Canal

Attachment No. 1

Palm Beach County

Project #2010500



Location Sketch

ORIGINAL

CHANGE ORDER

Attachment 2

- Owner Initiated
- Differing Site Conditions
- Zoning/Code/Ordinance Changes
- Errors/Omissions/In Design

- Quantity Overruns/Underruns
- Request By Another Agency/Outside Party:

A. Reimbursable B. Non-Reimbursable
 Other:

PROJECT: **10th AVENUE N. BRIDGE OVER**
 (name) **KELLER CANAL**
 TO: (Contractor) The Murphy Construction Company

CHANGE ORDER NO: 1 (one)
 COUNTY PROJECT NO: 2010500
 CONTRACT DATE: 05/15/12
 RESOLUTION NO: R2012-0668
 DISTRICT NO: 3

You are directed to make the following changes in this Contract:

Add 110 days to the contract and a \$68,179.79 payment related to errors in the pedestrian bridge design – Lump Sum

\$ 68,197.79

* See Attachment "A"

The original Contract sum was	\$ 966,784.00
Net change by previous Change Orders.	\$ -0-
The Contract Sum prior to this Change Order was	\$ 966,784.00
The Contract Sum will be increased by this Change Order	\$ 68,197.79
The new Contract Sum including this Change Order will be	\$1,034,981.79
The Contract Time will be increased by	(110) Days
The Date of Completion as of the date of this Change Order therefore is	May 14, 2013

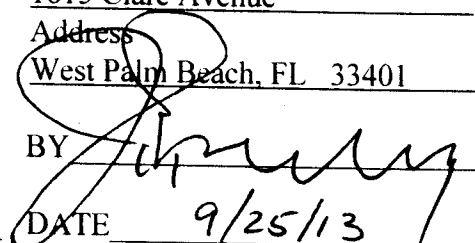
EXECUTION OF THIS CHANGE ORDER ACKNOWLEDGES FINAL SETTLEMENT OF, AND RELEASES ALL CLAIMS FOR, COSTS AND TIME ASSOCIATED, DIRECTLY OR INDIRECTLY, WITH THE ABOVE- STATED MODIFICATION(S), INCLUDING ALL CLAIMS FOR CUMULATIVE DELAYS OR DISRUPTIONS RESULTING FROM, CAUSED BY, OR INCIDENT TO, SUCH MODIFICATION(S), AND INCLUDING ANY CLAIM THAT THE ABOVE-STATED MODIFICATION(S) CONSTITUTES, IN WHOLE OR PART, A CARDINAL CHANGE TO THE CONTRACT.

 ENGINEER (If Applicable)

 Address

 BY _____
 DATE _____

The Murphy Construction Company
 CONTRACTOR
 1615 Clare Avenue
 Address
 West Palm Beach, FL 33401

BY 
 DATE 9/25/13

P.B.Co. Board of Co. Commissioner
 OWNER
 P. O. Box 21229
 Address
 West Palm Beach, FL 33416-1229

BY _____
 DATE _____

ATTEST: Sharon R. Bock,
Clerk & Comptroller

Approved as to Form and Legal
Sufficiency:

(Deputy Clerk) Date

(County Attorney)



**Department of Engineering
and Public Works**

PO Box 21229
West Palm Beach, FL 33416-1229
(561) 684-4000
FAX (561) 684-4050
www.pbcgov.com



**Palm Beach County
Board of County
Commissioners**

- Steven L. Abrams, Mayor
- Priscilla A. Taylor, Vice Mayor
- Hal R. Valeche
- Paulette Burdick
- Shelley Vana
- Mary Lou Berger
- Jess R. Santamaria

County Administrator

Robert Weisman

September 16, 2013

Certified No. 7099-3400-0000-2346-5893

The Murphy Construction Company
1615 Clare Avenue
West Palm Beach, FL 33401

RE: 10th Avenue N. Bridge over Keller Canal, Palm Beach County, Florida; Project
No. 2010500

Dear Mr. Mendia:

We are responding to your letter dated August 22, 2013 as it relates to liquidated damages and estimate no. 10. After further review, it has been determined that liquidated damages in the amount of \$51,660.00 (45 days at \$1,148.00 per day) will be accessed to The Murphy Construction Company pursuant to Section 8-10.2 of the project documents.

We will also process estimate no. 10 which will bring current the amount owed to The Murphy Construction Company minus the amount of liquidated damages and allowable retainage. We will also prepare change order no. 1 in the amount of \$68,197.79 including a 110 day time extension for work related to the redesign of the 10th Avenue N. Bridge over Keller Canal. It will be placed on the agenda for November 5, 2013 meeting of The Board of County Commissioners.

If you have any questions, please contact me at 561-684-4180 to discuss.

OFFICE OF THE COUNTY ENGINEER

Mark A. Tomlinson, Director
Construction Coordination Division

MAT:vg

cc: John Kopelakis, Chief Construction Coordinator, Construction Coordination
Marlene R. Everitt, Assistant County Attorney

An Equal Opportunity
Affirmative Action Employer

SCHEDULE 1 - Change Order 1

LIST OF PROPOSED SBE-M/WBE SUBCONTRACTORS

PROJECT NAME 10th Avenue N. Bridge over Keller Canal PROJECT NO. 2010500
 NAME OF PRIME BIDDER: The Murphy Construction Co.
 ADDRESS: 1615 Clare Avenue, West Palm Beach, FL 33401
 CONTACT PERSON John E. Murphy, President PHONE NO: 561-655-3634 FAX NO: 561-655-3674
 BID DATE: March 6, 2012 DEPARTMENT: PBCo. Engineering & Public Works

PLEASE IDENTIFY ALL APPLICABLE CATEGORIES OF SUBCONTRACTORS

Name, Address and Phone Number	(Check one or both Categories)		Dollar Amount				
	Minority Business	Small Business	Small	Black	Hispanic	Women	Other (Please Specify)
All Phase, Inc. 111440 Okeechobee, #208 Royal Palm Beach, FL 33411	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	\$4,891.42	\$4,891.42	\$ _____	\$ _____	\$ _____
Agricultural Land Services 212265 SR 7 Boynton Beach, FL 33437	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$3,314.50	\$ _____	\$ _____	\$ _____	\$ _____
Rielly Construction Corp. 3200 Butler St, #207 W.P.B., FL 33407	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$5,937.98	\$ _____	\$ _____	\$ _____	\$ _____
4.	<input type="checkbox"/>	<input type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
5.	<input type="checkbox"/>	<input type="checkbox"/>	\$ _____	\$ _____	\$ _____	\$ _____	\$ _____
(Please use additional sheets if necessary)		Total	\$14,143.90	\$4,891.42	\$ _____	\$ _____	\$ _____

Total Bid Price \$ 68,197.79 **Total Value of SBE Participation \$ 14,143.90**

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