

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

Meeting Date: January 14, 2013

Consent [] Regular []
Public Hearing [X]

Department: Water Utilities Department

I. EXECUTIVE BRIEF

Motion and title: Staff recommends motion to: **A) adopt** a Resolution of the Board of County Commissioners of Palm Beach County, Florida, Confirming the Special Assessment Roll for the El Bosque Way Water Main Extension; and **B) approve** a Work Authorization No. 5 to Johnson-Davis, Inc., under the Water Utilities Department (WUD) Continuing Construction Contract (R2013-0550) in the amount of \$102,498.12.

Summary: on September 23, 2013, signed petitions in favor of the installation of a potable water main were received by three (3) of the five (5) property owners in the El Bosque Way project area. The project will serve five (5) residential properties currently on private wells. Individual assessments of \$22,467.14 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 \$112,335.70 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, Inc. (R2013-0550). The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance (R2002-0064) is 15% overall. The contract with Johnson-Davis, Inc. provides for SBE participation of 20.96%. This Authorization includes 20.68% overall participation. The cumulative SBE participation is 16.21% overall. If the actual cost exceeds the total assessable cost, the differential will be covered by WUD's budget. (WUD Project No. 13-040) District 5 (MJ)

Background and Justification: The original estimated assessable cost of a 20 year special assessment was \$22,467.14 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. If the actual cost exceeds the total assessable cost, the differential will be covered by WUD's budget.

On Sunday, December 22, 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. 5
6. Proof of Publication

Recommended By:  12/23/13
Department Director Date

Approved By:  1/7/14
Assistant County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2014	2015	2016	2017	2018
Capital Expenditures	\$112,335.70	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	\$112,335.70	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 WUD 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 cover by WUD's budget.

C. Department Fiscal Review: Debra M Vest

III. REVIEW COMMENTS

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

J. A. Wheeler 12/26
 OFMB for 12/26
Barbara Wheeler 12-14
 for Contract Development and Control

B. Legal Sufficiency:

[Signature]
 Assistant County Attorney 1/6/14

C. Other Department Review

Department Director

RESOLUTION NO. R-2014-

**RESOLUTION OF THE BOARD OF
COUNTY COMMISSIONERS OF PALM
BEACH COUNTY, FLORIDA, CONFIRMING
THE SPECIAL ASSESSMENT ROLL FOR
THE EL BOSQUE WAY 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 14TH day of January, 2014, 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 El Bosque Way for the purpose of funding a water main extension; and

WHEREAS, the total assessable costs of the improvement project shall not exceed \$112,335.70; 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 \$22,467.14 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 El Bosque Way Water Main Extension Project (WUD 13-040) 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 Priscilla A. Taylor, Mayor
Commissioner Paulette Burdick, Vice Mayor
Commissioner Hal R. Valeche
Commissioner Shelley Vana
Commissioner Steven L. Abrams
Commissioner Mary Lou Berger
Commissioner Jess R. Santamaria

The Mayor thereupon declared the Resolution duly passed and adopted this ____ day of _____, 2014.

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 _____

Exhibit A



Palm Beach County
Water Utilities
SAS Coordinator

Assessment Roll - Tentative

EL BOSQUE WAY
WATER MAIN EXTENSION
SPECIAL ASSESSMENT PROJECT

Project#: 13-040

FUND AGENCY ORG	COMMISSION DISTRICT	SECTION TOWNSHIP RANGE
	5 MARY LOU BERGER	24 47S 41E

No.	Homeowner	PCN/Legal Description	Parcel	Cost/Per Parcel	Total Assessment	Annual Cost/Per Parcel	Annual Cost/Per Year	Notes
1	GRUBER, THOMAS A & POLLY	00-41-47-24-00-000-508.0	1	\$22,467.14	\$22,467.14	1880.0352222	\$1,880.04	
	21573 EL BOSQUE WAY BOCA RATON, FL 33428-2803	24-47-41, E 500 FT OF W 1965.02 FT OF N 570.21 FT OF S 2323 FT OF SE 1/4 A/K/A LT 8 RE-A-LINED BOCA GRANDE UNREC						Initial Final N Petition
2	JAG FAMILY LLC	00-41-47-24-00-000-509.0	1	\$22,467.14	\$22,467.14	1880.0352222	\$1,880.04	
	4581 WESTON RD 377 WESTON, FL 33331	24-47-41, E 500 FT OF W 1695.02 FT OF S 440 FT OF N 1010.21 FT OF S 2323 FT OF SE 1/4 A/K/A LT 9 BOCA GRANDE UNREC						Initial Final Y Petition
3	EL BOSQUE WAY LLC	00-41-47-24-00-000-510.0	1	\$22,467.14	\$22,467.14	1880.0352222	\$1,880.04	
	4581 WESTON RD 377 WESTON, FL 33331	24-47-41, ELY 510.71 FT OF W 1705.73 FT OF SLY 440.57 FT OF NLY 1450.78 FT OF S 2323 FT OF SE 1/4 A/K/A LT 10 BOCA GRANDE UNREC						Initial Final Y Petition
4	GOMES, BRENO R & ADRIANA	00-41-47-24-00-000-511.0	1	\$22,467.14	\$22,467.14	1880.0352222	\$1,880.04	
	2ND FLOOR 1100 S FEDERAL HWY DEERFIELD BEACH, FL 33441-7000	24-47-41, ELY 539.99 FT OF W 1904.99 FT OF SLY 459.06 FT OF NLY 1909.27 FT OF S 2323 FT OF SE 1/4 A/K/A LT 11 BOCA GRANDE UNREC						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

EL BOSQUE WAY
WATER MAIN EXTENSION
SPECIAL ASSESSMENT PROJECT

FUND AGENCY ORG	COMMISSION DISTRICT	SECTION TOWNSHIP RANGE
	5 MARY LOU BERGER	24 47S 41E

No.	Homeowner	PCN/Legal Description	Parcel	Cost/Per Parcel	Total Assessment	Annual Cost/Per Parcel	Annual Cost/Per Year	Notes
5	GORDON, JAMES N & RUTH H PO BOX 780 FLAGLER BEACH, FL 32136-0780	00-41-47-24-00-000-512.0 24-47-41, ELY 677.11 FT OF W 2042.84 FT OF NLY 413.88 FT OF SLY 518.93 FT OF SE 1/4 A/K/A LT 12 BOCA GRANDE UNREC	1	\$22,467.14	\$22,467.14	1880.0352222	\$1,880.04	

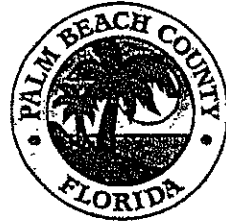
Initial	Final	N	Petition
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Total: 5 Total: \$112,335.70

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	5	Voted Yes	0	0%	3	60%
Properties	5	Voted No	0	0%	2	40%
Needed	3	No Response	5	100%	0	0%

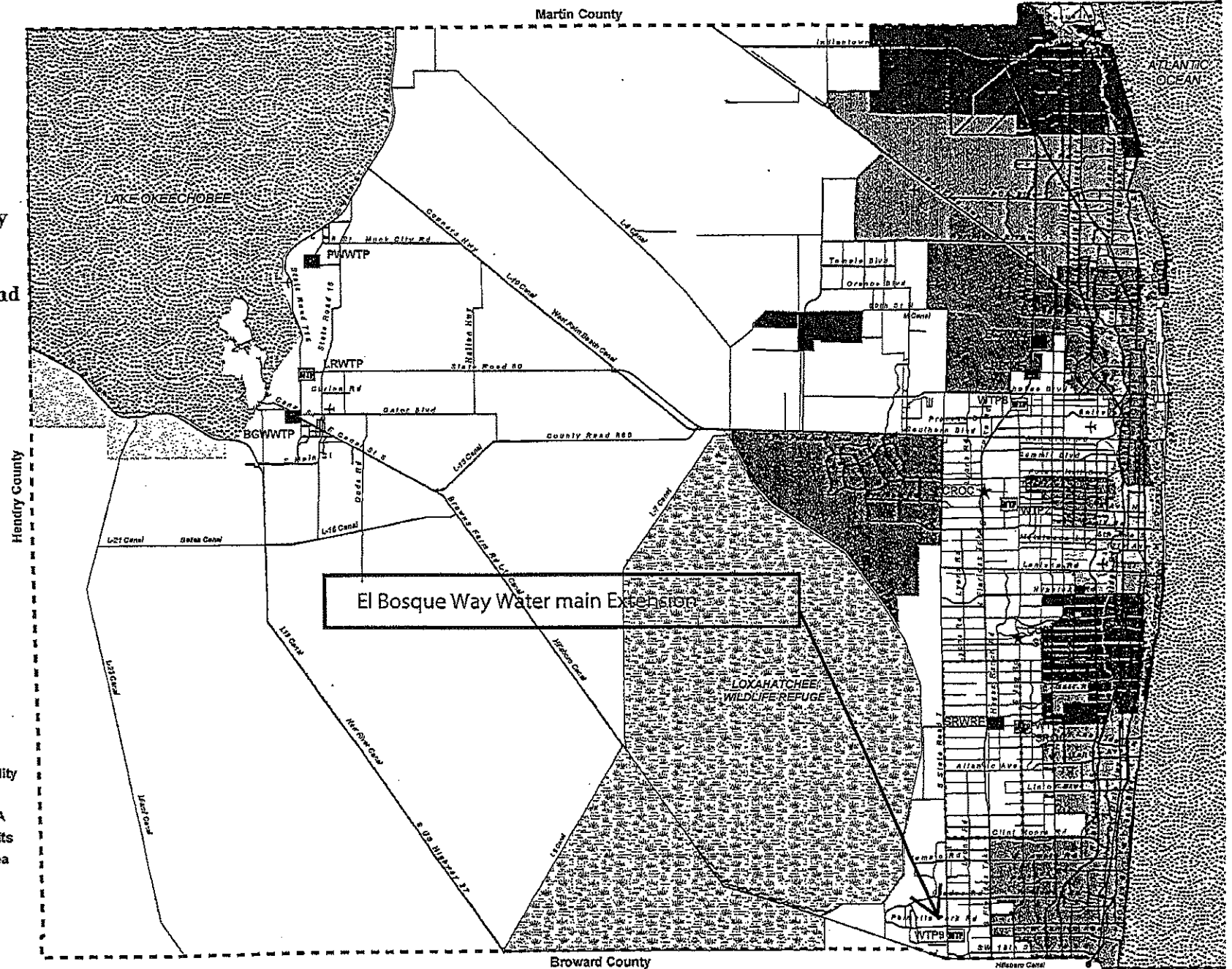
Assessments which have not been paid in full within thirty days after completion of the subject improvements for which said assessment was made, will be charged interest at a rate of five and a half (5.5) percent per annum from the date of the acceptance of said improvement by Palm Beach County and shall be payable in twenty equal annual installments of principal and interest.



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

Legend

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



PRELIMINARY REPORT OF COST
ELBOSQUE WAY
WATER MAIN EXTENSION
SPECIAL ASSESSMENT PROJECT
PROJECT NO. WUD 13-040
COMMISSION DISTRICT 5
SECTION 24, TOWNSHIP 47S, RANGE 41E
FUND 4013 DEPT. 721 ORG. W021 OBJECT 6543

Preliminary Construction Cost	\$83,832.62
1. Construction Contingency (10%)	\$8,383.26
2. Inspection Fee (4%)	\$3,353.30
3. Engineering Fee (15%)	\$12,574.89
4. Administration Fee (5%)	\$4,191.63
5. Administrative Adjustment	<u>\$0.00</u>
Total Assessable Cost	\$112,335.70
Total Parcels	5.00
Cost Per Parcel	\$22,467.14

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 PBC Surveyor 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 COST
WUD 13-040 El Bosque Way Water Main Extension
2/11/2013**

				JOHNSON-DAVIS, INC.	
NO.	BID ITEM (Furnish and Install with Appurtenances)	QUANTIT	UNIT	UNIT PRICE	TOTAL
5	6" PVC Push-On Joint Water Main/Reclaimed Water	1,990	L.F.	\$12.00	\$23,880.00
37	Ductile Iron Fittings for Water Main/Reclaimed Water Main	0.3	Tons	\$4,000.00	\$1,200.00
80	6" Mechanical Joint Restraint for PVC	33	Each	\$145.00	\$4,785.00
97	6" PVC Pressure Pipe Restraint Harness	20	Each	\$40.00	\$800.00
104	6" Gate Valve & Valve Box	2	Each	\$750.00	\$1,500.00
116	8"X6" Tapping Sleeve w/Valve & Valve Box	1	Each	\$3,400.00	\$3,400.00
159	Fire Hydrant Assembly with Valve & Anchor Tee	4	Each	\$3,500.00	\$14,000.00
164	Sample Points W/Double Strap Saddle & Corp. Stop	1	Each	\$450.00	\$450.00
165	Sample Points on Fire Hydrants	1	Each	\$275.00	\$275.00
174	Short Single 5/8" Meter Service (1-1/2" PVC) (up to 10'	3	Each	\$700.00	\$2,100.00
178	Short Double 5/8" Meter Service (1-1/2" PVC) (up to 10'	1	Each	\$1,000.00	\$1,000.00
286	Asphalt Roadway Removal and Restoration (2.5" thick)	25	Sq. Yd.	\$50.00	\$1,250.00
287	Asphalt Driveway Removal and Restoration (1.5" thick)	23	Sq. Yd.	\$26.00	\$598.00
298	Bahia Sod	2,144	Sq. Yd.	\$3.00	\$6,432.00
300	Remove and Reinstall Trees up to 4" diameter or Palm Trees up to 12" diameter	2	Each	\$250.00	\$500.00
301	Record Drawing	1,990	L.F.	\$2.00	\$3,980.00
302	Construction Survey	1,990	L.F.	\$1.50	\$2,985.00
303	Preconstruction Video Taping	1,990	L.F.	\$0.32	\$636.80
304	Mail Box Removal and Reinstallation	1	Each	\$150.00	\$150.00
305	Maintenance of Traffic Residential Street	1,990	L.F.	\$0.40	\$796.00
308	Density Tests	15	Each	\$20.00	\$300.00
309	Proctor Tests	1	Each	\$90.00	\$90.00
310	Concrete 12"x6" Cylinder Tests	1	Each	\$80.00	\$80.00
313	Additional work not included in Bid Items (Automatic Captivator Caps	4	Each	\$600.00	\$2,400.00
	Permits	1	Each	\$650.00	\$650.00
				TOTAL BID PRICE	\$77,622.80

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

	\$83,832.62
15% Engineering	\$12,574.89
10% Contingency	\$8,383.26
5% Administration	\$4,191.63
4% Inspection	\$3,353.30
TOTAL	\$112,335.70

COST PER PARCEL (5 proper) \$22,467.14

WORK AUTHORIZATION NO. 05

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

Project No. WUD 13-040

District: 5

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

Project Title: El Bosque Way Water Main Extension

THIS AUTHORIZATION #05 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 20.68% overall participation. The cumulative proposed SBE participation, including this authorization is 16.21% 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 45 Calendar Days

Final Construction Completion 60 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 \$102,498.12.
 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. 05

Project No. WUD 13-040

Project Title: El Bosque Way 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: _____ *Priscilla*
Priscilla A. Taylor, Mayor

Typed Name: _____
Deputy Clerk

Date

Approved as to Form and Legal
Sufficiency

Signed: _____

Typed Name: _____
County Attorney

CONTRACTOR: JOHNSON - DEVIS INC.

ATTEST: *[Signature]*

[Signature]

(Signature)

Witness

CHRIS JOHNSON, Secy. TREAS.
(Name and Title)

ROBERT R. HOPPER, V.P.
(Name and Title)

(CORPORATE SEAL)

Date

LIST OF ATTACHMENTS

WORK AUTHORIZATION NO. 05

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

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

ATTACHMENT A

WORK AUTHORIZATION NO. 05

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

SCOPE OF WORK FOR

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 El Bosque Way Water Main Extension

SCOPE OF SERVICES

Contractor shall perform the engineering Scope of Services as described herein furnish and install approximately 1,450 lf of 6" PVC Water Main and appurtenances necessary to provide water service to existing Boca Grande subdivision.

COMPENSATION

Compensation shall not exceed \$102,498.12 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. 05

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: 016059161

BOND AMOUNT: \$102,498.12

CONTRACT AMOUNT: \$102,498.12

CONTRACTOR'S NAME: Johnson-Davis Incorporated

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 13-040, Work Authorization Number 05

PROJECT LOCATION: System-Wide

LEGAL DESCRIPTION: El Bosque Way Water Main Extension
Section 24, Township 47 South, Range 41 East

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 Two Thousand Four Hundred Ninety-eight and 12/100 Dollars (\$102,498.12)
(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: El Bosque Way Water Main Extension
Project No.: WUD 13-040
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 El Bosque Way Water Main Extension, Work Authorization No. 05, WUD 13-040, 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.

[Signature]
Witness

LARISA DITA DELKEY
Print name

[Signature]
Witness

Wesley P. Williams
Print name

[Signature]
Principal (Seal)

ROBERT A. HOPLER
Print name

VICE PRESIDENT
Title

[Signature]
Surety (Seal)

Maria Signorile
Print name

Attorney-in-Fact
Title

Bond No. 016059161

ATTACHMENT D
FORM OF GUARANTEE

GUARANTEE FOR (Contractor and Surety Name)

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

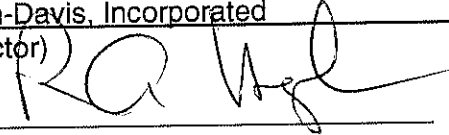
We the undersigned hereby guarantee that the **Pipeline Continuing Construction Contract 2013, Project Number WUD 13-020, Work Authorization Number 05: WUD 13-040 – El Bosque Way Water Main Extension**, Palm Beach County, Florida, which we have constructed and bonded, has been done in accordance with 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, Incorporated (Seal)
(Contractor)

By: 
(Signature)

ROBERT A. HOPPER, V.P.
(Printed Name)

Liberty Mutual Insurance Company (Seal)
(Surety)

By: 
(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.

5481408

Certificate No. _____

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

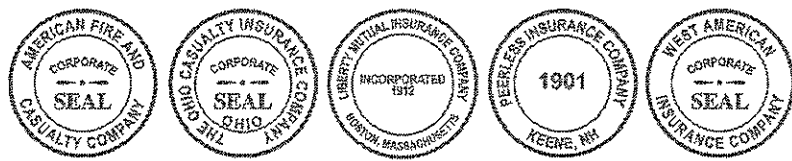
Liberty Mutual Insurance Company
Peerless Insurance Company

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, including but not limited to consents of surety for the release of retained percentages and/or final estimates on construction contracts or similar authority requested by the Department of Transportation, State of Florida, and the execution of such 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, Peerless Insurance Company, and West American 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 attorneys-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, Peerless Insurance Company, and West American 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 5th day of December, 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 F

SCHEDULE #1

LIST OF PROPOSED SBE-M/WBE PRIME/SUBCONTRACTORS

PROJECT NAME: El Bosque Way Watermain Extension PROJECT NUMBER: WUD 13-040

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"/>	\$4,703.40	\$	\$		\$
Caulfield & Wheeler, Inc. 561-392-1991 7900 Glades Rd., #100 Boca Raton, FL 33434	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$	\$	\$	\$3,089.50	\$
Pathway Enterprises Inc. 561-478-4822 7256 Westport Place, Suite B W.P.B., FL 33413	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$	\$	\$1,822.50	\$	\$
Nutting Engineers of FL, Inc. 561-376-4900 1310 Neptune Dr., Boynton Beach, FL 33426	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$	\$	\$	\$1,085.00	\$
Rosso Site Development Inc. 561-689-0889 111 Vassar Dr. Lake Worth, FL 33460	<input type="checkbox"/>	<input checked="" type="checkbox"/>	\$	\$	\$	\$10,500.00	\$
PRIME CONTRACTOR TO COMPLETE:	TOTAL		\$4,703.40	\$0.00	\$1,822.50	\$14,674.50	\$
BID PRICE: <u>\$ 102,498.12</u>			Total Value of SBE Participation: <u>\$21,200.40</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 M/WBE SUBCONTRACTOR

PROJECT NO. WUD 13-040 PROJECT NAME: El Bosque Way Watermain 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: _____

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>Fluorim Sod</u>	<u>2010sy</u>	<u>234.</u>	<u>4,703⁴⁰</u>

at the following price \$ Four Thousand Six Hundred Twelve dollars and Ninety Five 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: \$ 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 Sod, Inc.
(Print Name of SBE-M/WBE Subcontractor)
By: [Signature]
(Signature)
Marla Zeien, Gen
(Print name/title of person executing on behalf of SBE-M/WBE Subcontractor) Manager

Date: 12/13/13

ATTACHMENT F

SCHEDULE 2

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

PROJECT NO. WUD 13-040 PROJECT NAME: El Bosque Way Watermain 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: 10/6/13

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>287</u>	<u>Recoat Dregs</u>	<u>1455 LF</u>	<u>1</u>	<u>1455</u>
<u>288</u>	<u>Const. Supply</u>	<u>1455 LF</u>	<u>0.92</u>	<u>1309.50</u>
<u>207</u>	<u>Layout / As Built Services</u>	<u>500</u>	<u>6.5</u>	<u>325</u>
<u>Total</u>				<u>3089.50</u>

at the following price. Three Thousand Eighty Nine dollars and Fifty 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

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: 12/12/13

ATTACHMENT F

SCHEDULE 2

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

PROJECT NO. WUD 13-040 PROJECT NAME: El Bosque Way Watermain 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: 3-5-16

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>277</u>	<u>Painted Conc Dr Rest</u>	<u>45.54</u>	<u>40⁰⁰</u>	<u>1822⁵⁰</u>

at the following price One Thousand Eight Hundred Twenty Two dollars and fifty 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: \$ 0

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

PATHWAY ENTERPRISES INC.
(Print Name of SBE-M/WBE Subcontractor)

By: [Signature]
(Signature)

JOYCE LYNN KIZILANO PRESIDENT
(Print name/title of person executing on behalf of SBE-M/WBE Subcontractor)

Date: 12-12-13

ATTACHMENT F

SCHEDULE 2

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

PROJECT NO. WUD 13-040 PROJECT NAME: EI Bosque Way Watermain 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: Sept. 30, 2011 to Sept. 29, 2014

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>289</u>	<u>Precomp. Video</u>	<u>1 LS</u>	<u>500</u>	<u>500</u>
<u>294</u>	<u>Density Test</u>	<u>20 cu</u>	<u>18</u>	<u>360</u>
<u>295</u>	<u>Proctor Test</u>	<u>2 cu</u>	<u>75</u>	<u>150</u>
<u>296</u>	<u>Concrete Cyl. Test</u>	<u>1 cu</u>	<u>75</u>	<u>75</u>
				<u>1085</u>

at the following price
\$ one thousand eighty five dollars 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 of Florida, Inc.
(Print Name of SBE-M/WBE Subcontractor)

By: Elizabeth L. Butler
(Signature)

Elizabeth Butler, Principal/Corporate Secretary/Treasurer
(Print name/title of person executing on behalf of SBE-M/WBE Subcontractor)

Date: December 12, 2013

ATTACHMENT F

SCHEDULE 2

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

PROJECT NO. WUD 13-040 PROJECT NAME: El Bosque Way Watermain 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: 1-21-16

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>270-273</u>	<u>Milling & Asphalt Paving of Rte. 5 Drives</u>	<u>1 LS</u>	<u>10,500</u>	<u>10,500</u>
_____	_____	_____	_____	_____

at the following price \$ Ten Thousand Five Hundred dollars 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

Rosso Site Development, Inc.
(Print Name of SBE-M/WBE Subcontractor)
By: [Signature]
(Signature)
Joe Rosso III / Vice President
(Print name/title of person executing on behalf of SBE-M/WBE Subcontractor)

Date: _____

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 th 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	Approved	\$883,227.19	6/18/13	12-085	
3	PBCWUD/ Village of Palm Springs Water Interconnection	Approved	\$79,751.93	7/3/13	11-146	
4	10 th Avenue North Water Main Extension	Approved	\$177,580.13	7/16/13	12-073	
5	El Bosque Way Watermain Extension	Pending	\$102,498.12		13-040	
Total			\$1,364,080.96			

ATTACHMENT H

AUTHORIZATION STATUS REPORT

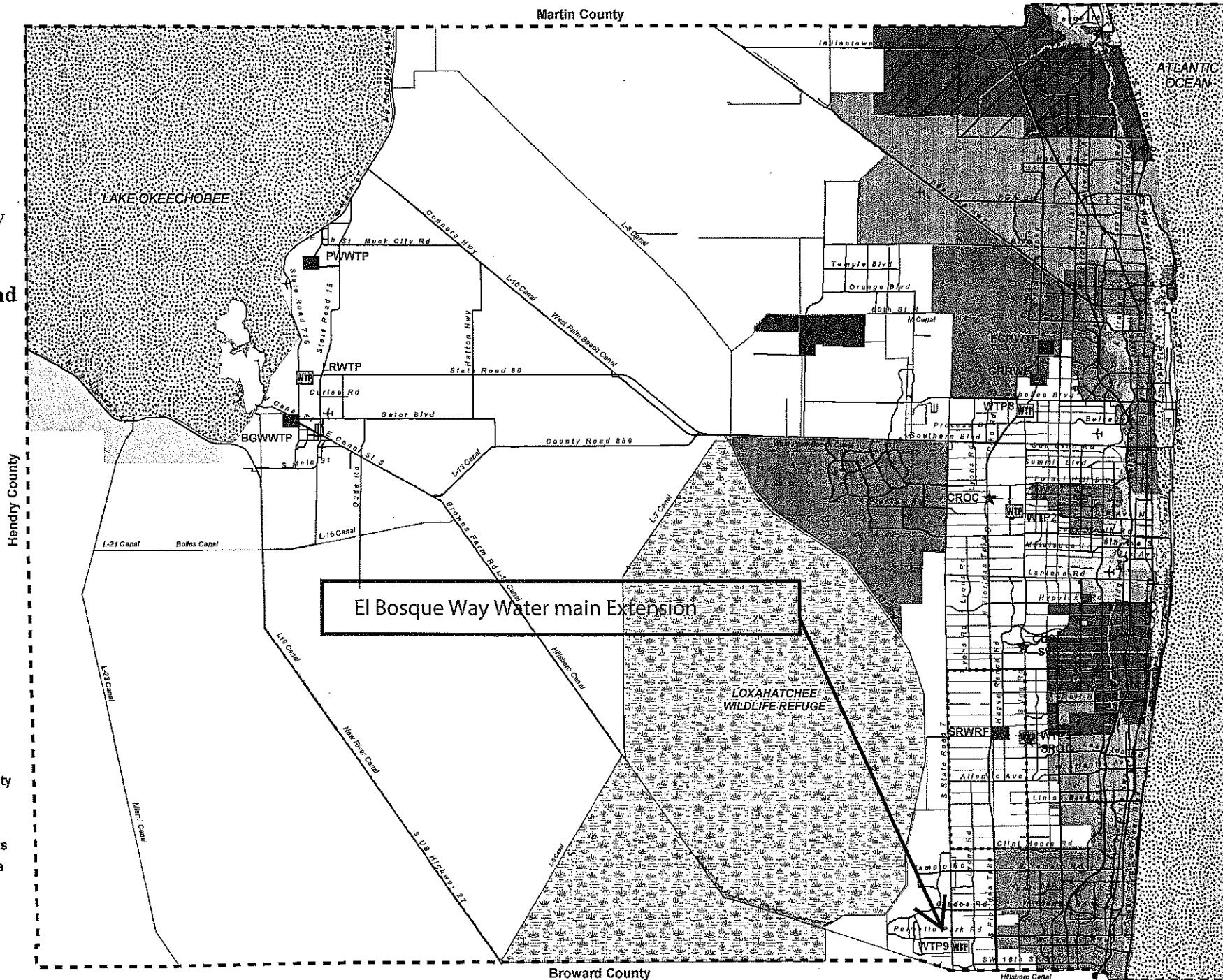
SUMMARY OF SBE / MINORITY BUSINESS TRACKING

	Total	SBE
Current Proposal		
Value of Authorization No. 05	\$102,498.12	
Value of SBE - M/WBE Letters of Intent	\$21,200.40	\$21,200.40
Actual Percentage	20.68%	20.68%
Signed Authorizations		
Total Value of Authorizations	\$1,261,582.84	
Total Value of SBE - M/WBE Signed Subcontracts	\$199,950.02	\$199,950.02
Actual Percentage	15.84%	15.84%
Signed Authorizations Plus Current Proposal		
Total Value of Authorizations	\$1,364,080.96	
Total Value of Subcontracts & Letters of Intent	\$221,150.42	\$221,150.42
Actual Percentage	16.21%	16.21%
GOAL	20.96%	16.21%

ATTACHMENT - I
 Project Name : WUD #13-040



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



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



The Palm Beach Post
 REAL NEWS STARTS HERE
 Palm Beach Daily News
of Florida

PBC BOCC WATER UTILITIES

PROOF OF PUBLICATION

STATE OF FLORIDA
 COUNTY OF PALM BEACH

Before the undersigned authority personally appeared Rosemary Hindmarch, 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 First date of Publication 12/22/2013 and last date of Publication 12/22/2013

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.

NOTICE OF SPECIAL ASSESSMENT
 PURSUANT TO PALM BEACH COUNTY ORDINANCE NO. 2008-4010
 (ASSESSED BY PARCEL)

**EL BOSQUE WAY
 WATER MAIN EXTENSION PROJECT
 SPECIAL ASSESSMENT PROGRAM
 PROJECT NO. WUD-13-040
 SECTION 24, TOWNSHIP 47S, RANGE 47E
 PALM BEACH COUNTY, FLORIDA**

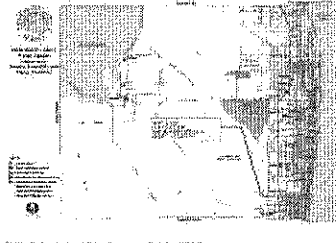
NOTICE IS HEREBY GIVEN TO OWNERS OF REAL PROPERTY ABUTTING THE ABOVE-REFERENCED IMPROVEMENT PROJECT, that each parcel of land that is subject to a special assessment for the 2013 or any subsequent year of the water main extension improvement project described above shall be paid for special assessments upon all specially benefited parcels in 41 Section 24 parcels area.

YOU ARE FURTHER ADVISED that all parcels subject to special assessment shall be assessed by the Special District of assessment for the amount of \$132,467.14 per parcel, or an amount above based on said project, and that Special Assessment is approved by the Board of County Commissioners, or has will be placed on a parcel subject to special assessment pending completion of the individual parcel assessment process. The total assessment for the 41 parcels is \$112,312.70. The special assessment shall be levied by the Tax Collector of Palm Beach County through the Uniform Assessment Collection Act - the amount property tax bill and shall be collected in January next month of collection of January 31, 2014, unless it may be paid in full without interest within 120 days of completion of the special assessment project by the Clerk of the Court of Public to pay the special assessment will accept a tax certificate to be levied against the property, which represents an additional fee and cost of sale.

ALL INTERESTED PERSONS are advised that the deadline of each parcel to be specially assessed and the amount to be assessed to each parcel, may be ascertained at the Public Hearing Office of the Palm Beach County Water Utilities Department located at 4100 West US Highway 1, West Palm Beach, Florida 33413, or by contacting the Project Manager, Victor M. Martinez, P.E., telephone 561-993-6186. The amount of each parcel assessment and the collection of the assessment will be subject to final approval by the Board of County Commissioners in a public hearing to be held beginning at 9:30 A.M., on Tuesday, January 16, 2013, in the Conference Chamber of the Board of County Commissioners, 501 West of Governmental Center Drive, 33411 North Dixie Avenue, West Palm Beach, Florida, at which time and place any necessary adjustment or modification of special assessments 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 advised to attend said Public Hearing if any person desires to present a petition, which by the Commission will, except in appropriate cases, be considered at the Public Hearing. Any person who desires to present a petition, and that for such purpose, they may need to ensure that a written 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



Pub. Palm Beach Post (December 22, 2013)

Signed Rosemary Hindmarch
[Signature]
 Sworn to and subscribed before 12/27/2013.
 Who is personally known to me.

NOTARY PUBLIC
 KAREN M. MCCLINTON
 MY COMMISSION # EE 839556
 EXPIRES: November 15, 2016
 Bonded thru Budget Notary Services

EL BOSQUE WAY
 Ad ID: 362356
 Ad Cost: 700.00