

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

Meeting Date: July 1, 2014 Consent Regular
 Ordinance Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Amendment No. 7 to the contract with Trillium Construction Inc. (R2012-1002) for construction management services for various capital projects.

Summary: Trillium Construction Inc. was selected to provide construction management services associated with various capital projects which may include new construction, additions, or renovations up to \$10,000,000. Work is authorized through individual work orders when required during the term of this contract. The Board approved a continuing contract on July 10, 2012, and the original contract provided for an initial two (2) year term with one (1) – two (2) year renewal option. This Amendment would provide for services during the first and only renewal period. Trillium Construction Inc. has a Small Business Enterprise (SBE) participation goal of 15%. During the first two years of the contract, Trillium Construction Inc. has achieved 28% participation. Trillium Construction Inc. is a Palm Beach County company and are using local subcontractors for the work. **(Capital Improvements Division) Countywide (JM)**

Background and Justification: Trillium Construction Inc. was one of three firms selected to perform professional construction management services on a continuing contract basis. Work is authorized through individual work orders when required during the term of this contract. The contract term is for two years and the original Board action allowed for one additional two year renewal. This Amendment would provide services during the first and only renewal period. It is the consensus of Facilities Development and Operations that Trillium Construction Inc. has successfully provided the services required by the County in a timely manner. They are in good standing and wish to continue to provide services. During the two years of the contract, Trillium Construction Inc. was awarded \$6,533,595 in work orders.

Attachments:
Amendment No. 7

Recommended by: *Jac Anthony Wolf* *5/24/14*
Department Director Date

Approved by: *JC Baker* *6/16/14*
for County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Year	2014	2015	2016	2017	2018
Capital Expenditures	0	0	0	0	0
Operating Costs	0	0	0	0	0
External Revenues	0	0	0	0	0
Program Income (County)	0	0	0	0	0
In-Kind Match (County)	0	0	0	0	0
NET FISCAL IMPACT	* 0	0	0	0	0
 # Additional FTE Positions (Cumulative)	 0	 0	 0	 0	 0

Is Item Included in Current Budget? Yes X No

Budget Account No:

Reporting Category _____

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

⌘ Fiscal impact cannot be determined at this time. Individual Work Orders requiring BCC approval will be brought to the Board and fiscal impact will be addressed at that time; otherwise, funding will come from previously approved BCC projects.

C. Departmental Fiscal Review: *6 3 14*

III. REVIEW COMMENTS

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

OFMB
6/4
6/4

OFMB

Contract Dev. and Control
6-11-14
Bedrich

B. Legal Sufficiency:

Assistant County Attorney
6/13/14

C. Other Department Review:

Department Director

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

**AMENDMENT TO CONTRACT FOR
ANNUAL CONSTRUCTION MANAGEMENT SERVICES
CONTINUING CONTRACT BASIS**

This Amendment No. 7 dated _____, to the Contract (R-2012-1002) dated July 10, 2012, by and between Palm Beach County, a political subdivision of the State of Florida, by and through its Board of Commissioners, hereinafter referred to as the COUNTY and **Trillium Construction Inc**, a corporation authorized to do business in the State of Florida, hereinafter referred to as the CONSTRUCTION MANAGER.

WITNESSETH

WHEREAS, the parties have entered into a Contract under which the CONSTRUCTION MANAGER provided certain construction management services to the COUNTY for various projects; and

WHEREAS, the parties hereto desire to amend the Contract to extend it for an additional two (2) year period.

NOW, THEREFORE, in consideration of the premises and of the mutual covenants hereinafter set forth and for such other good and valuable consideration, the receipt of which the parties hereto expressly acknowledge, the parties covenant and agree to the following terms and conditions:

1. The term of this Contract is renewed for two (2) additional years to July 9, 2016.
2. Add the following as new paragraph at the end of GC 9:
“Except as specifically and expressly provided for herein, no provision of this Contract is intended to, or shall be construed to, create any third party beneficiary or to provide any rights to any person or entity not a party to this Contract.”
3. Except as specifically modified above, the terms and conditions of the Contract are hereby confirmed and remain in full force and effect.

IN WITNESS WHEREOF, the Board of County Commissioners of Palm Beach County, Florida has made and executed this Contract on behalf of the COUNTY and CONSTRUCTION MANAGER has hereunto set its hand the day and year above written.

ATTEST:
SHARON R. BOCK, CLERK & COMPTRROLLER

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

By: _____
Deputy Clerk

By: _____
Priscilla A. Taylor, Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS AND CONDITIONS

By: *James C. [Signature]*
County Attorney

By: *Jan Aronson Wolf*
Director - FD&O

WITNESS: FOR CONSTRUCTION MANAGER SIGNATURE

CONSTRUCTION MANAGER: TRILLIUM CONSTRUCTION INC.

Loretta P. Spinello
Signature

[Signature]
Signature

Loretta P. Spinello
Name (type or print)

CEMENZINER
Name (type or print)

PRES

