## PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS <u>AGENDA ITEM SUMMARY</u>

Meeting Date:	January 10, 2017		Consent Worksho	 Regular Public Hearing
Department: Submitted By: Submitted For:	Engineering & Publi Engineering & Publi Roadway Productio	c Works		 

## **I. EXECUTIVE BRIEF**

**Motion and Title: Staff recommends motion to approve:** a first amendment to the annual roadway pathway & minor construction contract R2016-0230, Project No. 2015055, dated March 1, 2016, with Wynn & Sons Environmental Construction Company, Incorporated (Wynn & Sons) to increase the amount of the contract by \$1,600,000 and to extend the expiration date from February 28, 2017 to February 28, 2018.

**SUMMARY:** Approval of this first amendment will increase Wynn & Sons' contract from \$5,765,000 to \$7,365,000 and extend the expiration date from February 28, 2017 to February 28, 2018. The increased contract amount is based on estimated amounts that exceed the current contract amounts to be expended throughout Palm Beach County (County) by the user departments. To date, Wynn & Sons has performed \$2,964,234 in task orders.

Countywide (PM)

**Background and Justification:** The contract consists of roadway and pathway construction, and other minor construction projects, on an as needed basis. Wynn & Sons' remaining available funds from the contract's first year allocation are less than the projected need for the contract's second year allocation. Therefore the contract amount needs to be increased.

#### **Attachments:**

1. First Amendment to the Annual Roadway Pathway & Minor Construction (1)

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Recommended by:	s. J. Webl	12/12/16
	Department Director	Date
	-	
Approved By:	- Taupe Unt	2/29/1h

Assistant County Administrator

Date

## II. FISCAL IMPACT ANALYSIS

# A. Five Year Summary of Fiscal Impact:

Fiscal Years	2017	2018	2019	2020	2021
Capital Expenditures	<u>\$1,600,000</u>	-0-	-0-	-0-	-0-
<b>Operating Costs</b>	0-	-0-	-0-	-0-	-0-
<b>External Revenues</b>	-0-	-0-	-0-	-0-	-0-
<b>Program Income (County)</b>	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	<u>\$1,600,000</u>	-0-	-0-	-0-	-0-
<b># ADDITIONAL FTE</b>				<u></u>	
<b>POSITIONS (Cumulative)</b>					

Is Item Included in Current Budget? Yes X No

#### **Budget Account No: Various**

Recommended Sources of Funds/Summary of Fiscal Impact:

	Prior Allocation	Encumbered/ Expended	New Allocation	Total Available
Airports	\$ 100,000	0	0	\$ 100,000
County Cooperative Ext Serv	\$ 5,000	0	0	\$ 5,000
Engineering & Public Works	\$ 2,000,000	<1,641,106>	800,000	\$1,158,894
Environmental Resource Mgmt	\$ 60,000	<13,350>	20,000	\$ 66,650
Facilities Dev & Operations	\$ 50,000	<14,720>	0	\$ 35,280
Parks & Recreation	\$ 1,000,000	<426,590>	270,000	\$ 843,410
Water Utilities	\$ 2,550,000	<868,468>	510,000	\$2,191,532
Total	\$ 5,765,000	<2,964,234>	1,600,000	\$4,400,766

Allocations are a not to exceed amount and can be expended from various accounting lines for various projects where budget is available. Work is to be performed on a task order basis.

C. Departmental Fiscal Review:

ovalamen

III. <u>REVIEW COMMENTS</u>

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

- 12/15/14 OFMB ET12 12/13

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**B**. Approved as to Form and Legal Sufficiency: ssistant County Attornev

C. Other Department Review:

**Department Director** 

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

**2** F:\COMMON\WP\AGENDAPAGE2\AGNPGTWO2017\ANNUAL CONTRACT PATHWAY AMEND1.DOC

# FIRST AMENDMENT TO THE ANNUAL ROADWAY PATHWAY & MINOR CONSTRUCTION CONTRACT PROJECT NO. 2015055 DATED MARCH 1, 2016, BY AND BETWEEN WYNN & SONS ENVIRONMENTAL CONSTRUCTION COMPANY, INCORPORATED AND PALM BEACH COUNTY

THIS FIRST AMENDMENT to the Annual Roadway Pathway & Minor Construction Contract, dated March 1, 2016, (R2016-0230), hereinafter "CONTRACT" by and between Wynn & Sons Environmental Construction Company, Incorporated, hereinafter "CONTRACTOR" and Palm Beach County, a political subdivision of the state of Florida, hereinafter, "COUNTY".

# WITNESSETH

WHEREAS, on March 1, 2016, the CONTRACTOR and COUNTY entered into a CONTRACT for roadway pathway and minor construction projects and other related tasks throughout Palm Beach County; and

WHEREAS, the CONTRACT provides that it may be amended, at the COUNTY'S option, upon approval of the Board of County Commissioners; and

NOW, THEREFORE, in consideration of the mutual covenants, promises, and agreements herein contained, the parties agree as follows:

- 1. The above recitations are true and correct and incorporated herein.
- 2. The CONTRACT between the CONTRACTOR and the COUNTY is hereby amended to increase the amount by \$1,600,000, from \$5,765,000 to \$7,365,000.
- 3. It is the intent of the parties hereto that this Amendment shall not become binding until the date executed by the COUNTY.
- 4. The CONTRACT, dated March 1, 2016, between the CONTRACTOR and the COUNTY, is hereby amended to extend the expiration date of the CONTRACT from February 28, 2017 to FEBRUARY 28, 2018.
- 5. All other provisions of the CONTRACT dated March 1, 2016, shall remain in full force and effect.

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IN WITNESS WHEREOF, the parties have caused this Amendment to be executed and sealed this \_\_\_\_\_\_ day of \_\_\_\_\_\_, 2017.

ATTEST: SHARON R. BOCK Clerk and Comptroller

PALM BEACH COUNTY, a Political Subdivision of the State of Florida Board of County Commissioners

By: Deputy Clerk

By:

Paulette Burdick, Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

County Attorney

APPROVED AS TO TERMS AND CONDITIONS

RI Bv Engineering

Wynn & Sons Environmental Construction Company, Incorporated

By:

(Signature)

ANIECT. Wyw Mesiden-(Print Name and Title)

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ATTEST:

By: Secretary or Asst. Secretary

(Seal)

By: