# PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

## AGENDA ITEM SUMMARY

Meeting Date: March 14, 2017 [X] Consent [ ] Regular [ ] Workshop [ ] Public Hearing
Department:
Submitted By: Department of Airports
Submitted For:
I. EXECUTIVE BRIEF
<b>Motion and Title: Staff recommends motion to approve:</b> Change Order No. 3 to the Contract with Community Asphalt Corp. in the amount of \$22,558.20 and 36 Calendar Days for the Miscellaneous Pavement Rehabilitation and Reconstruction project at Palm Beach County Park (Lantana) Airport.
<b>Summary:</b> The Contract with Community Asphalt Corp. was approved by the Board on May 5, 2015 (R-2015-0549) in the amount of \$3,894,047. Change Orders 1 and 2 were approved in the amount of \$19,583 and 47 Calendar Days in accordance with PPM CW-F-50. Change Order No. 3 in the amount of \$22,558.20 and 36 Calendar Days is being brought to the Board for approval pursuant to PPM CW-F-50 due to the theoretical value of the time extension based on liquidated damages. The Disadvantaged Business Enterprise (DBE) Goal for this project was established at 14%. The total to date participation for this Contract is 13.66%. <b>Countywide (AH)</b>
<b>Background and Justification:</b> Approval of Change Order No. 3 will provide compensation to the Contractor for five (5) Change Proposals as noted in Exhibit 1 of the Change Order. In addition, the contract time will be increased by 36 Calendar Days due to the additional work, inclement weather and unforeseen conditions. The Contractor's request for additional time beyond the 36 Calendar Days was denied due to the delay being within his control. The Contractor is not in agreement with the time extension and has not signed the change order.
Attachments:  1. Change Order No. 3 – Three (3) Originals (w/Contract History)
Recommended By 2/1/17
Department Director Date
Approved By: 10 / 15/17 County Administrator Date

### II. FISCAL IMPACT ANALYSIS

А. г	Tive Tear Summary of Fig	scal Impact:				
	Fiscal Years	20 <u>17</u>	20 <u>18</u>	20 <u>19</u>	20 <u>20</u>	20 <u>21</u>
Capital Expenditures Operating Costs		\$ 22,558.20				
Prog	ernal Revenues (Grants) gram Income (County) ind Match (County)					
NET	FISCAL IMPACT	<u>\$ 22,558.20</u>				
	DITIONAL FTE ITIONS (Cumulative)			-		
Bud	em Included In Current B get Account No.: Fund <u>/</u> orting Category	l111 Departme	<u>X</u> No _ ent <u>121</u> Uni	t <u>A326</u>	Object <u>6</u>	<u>504</u>
B.	Recommended Source	es of Funds/Su	mmary of Fis	cal Impa	ct:	
	Approval of this item pro Asphalt Corp. in the amoreferenced account.	ovides budget fo ount of \$22,558.	r Change Ord 20. Budget is	er No. 3 v available	with Comm in the ab	nunity ove
C.	Departmental Fiscal Re	eview:	m Sum	<u> </u>		
		III. <u>REVIEW C</u> C	<u>DMMENTS</u>			
A.	OFMB Fiscal and/or Co	ontract Dev. and	d Control Co	mments:		
В.	OFMB & Legal Sufficiency:	248	Contract 2/14/	Dev. and	Control	71/1/1/J
	Assistant County Attor	rney				
C.	Other Department Revi	ew:				
	Department Directo	<u>r</u>				
RFVIS	SED 9/03					

REVISED 9/03
ADM FORM 01
(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT.)

CHANGE							
ORDER  □ □ □ □ □	Owner Initiate Differing Site Conditions Zoning/Code/Ordinance C Errors/Omissions/In Design	•		Quantity Overruns/Underruns Request By Another Agency/Outside Party A. Reimbursable  B. Non-Reimbursable Other			
PROJECT:	Misc Pavement Rehabili	itation		CHANGE ORDER NO: Three (3)			
	Palm Beach County Par Airport (LNA)		COUNTY/FAA PROJECT NO: LN15-4 CONTRACT DATE: May 5, 2015 RESOLUTION NO. R2015-0549 DISTRICT # Countywide				
7795 H	nunity Asphalt Corp Hooper Road Palm Beach, Florida 3341	1					
<u>Description</u>	of Change:						
Community A number along explanation. Completion ar Total C EXECUTION OF TASSOCIATED, DIDELAYS OR DISR	sphalt Corp. These modified with a description of the Contract time will be end one (1) Calendar Days for Change in Contract Amountains CHANGE ORDER ACKNOWLESCTLY OR INDIRECTLY, WITH OUTTIONS RESULTING FROM, CAL	ications are refer CCP, individual coxtended by a total for Final Completion t	enced in the control of the control	ct Change Proposal (CCP)'s as submitted by in the attached Exhibit 1 Summary by CCP ategory of change, time extension and a briefty-five (35) Calendar Days to meet Substantia noted in Exhibit 1.  22,558.20  DF, AND RELEASES ALL CLAIMS FOR, COSTS AND TIME (ICATION(S), INCLUDING ALL CLAIMS FOR CUMULATIVE UCH MODIFICATION(S), AND INCLUDING ANY CLAIM THAT (RDINAL CHANGE TO THE CONTRACT.			
The Original C	Contract Sum was			\$3,984,047.00			
Net change by	previous Change Orders.			\$19,583.87			
The Contract	Sum prior to this Change C Sum will be <b>increased</b> by t	Order was	r	\$4,003,630.87 \$22,558.20			
The new Cont	ract Sum including Change	e Order will be		\$ 4,026,188.07			
The Contract	Time will be <u>increased</u> /ded	creased by		36 Calendar days			
The Date of S	ubstantial Completion of th	is Change Order	therefor	ore isJune 10, 2016			
The Date of F	inal Completion of this Cha	inge Order thereit	ore is	July 11, 2016			
CH2M		Community Aspha	alt Corp	PBC Board Of County Commissioners			
Engineer/Arch	itect	Contractor		Owners			
3001 PGA Blvd	•	7795 Hooper Roa		PO Box 21229			
Palm Beach Ga	ardens, FL 33410	West Palm Beach	, FL 334	West Palm Beach, Fl 33416-1229 Paulette Burdick, Mayor			
Name and Title		Name and Title:		Name and Title:			
Signature (	US Projec MANAGER	Signature		Signature			
Date: //24/	2017	Date:		Date:			
1/24/	2017	Duto.		Date.			
	PALM BEAC	CH COUNTY DEPA	RTMEN	NT OF AIRPORTS			
Attest: SHARO Clerk &	N R. BOCK App	roved As To Terms ns and Conditions		Approved as to Form and Legal Sufficiency			
Ву:	By:	Jan Re	al)	By: anne Idelected			
Dep	outy Clerk	Director of Airpo	rts	County Attorney			

PROJECT IN	L		1	ì		,								
	FORMATION													
AIRPORT:		PALM BEACH COUNTY PARK AIRPORT(LNA)												
PROJECT:		LN15-4 MISC PAVEMENT REHABILITATION												
CONTRACTO		COMMUNITY ASPHALT CORP												
CONTRACT:	:	RESOLUTION NO: R-2015-0549		l	T		1							
				EXHIBIT 1 CH	ANGE ORDER N	O 3: SUMMARY	1							
BID ITEM#	Ref Doc	DESCRIPTION	UNIT	QTY	UNIT COST	AMOUNT	DAYS		CODE	SUMMARY EXPLANATION				
BID SCHED	ULE II-NEW I	PAY ITEMS					-							
CO3.1	FB 002	Demolition and Inlet lowering sought of Area 3A. Grate replacement in Area 1G. Demolition of wood patio	LS	1.00	\$5,846.89	\$5,846.89 Omission/Req*			Demolition & Inlet lowering south of Area 3A. Grate Replacement on existing structure in A 1G. Demolition of existing wood deck structure poor condition impacting the construction of to pavement					
CO3.2	FB 004	Additional Survey work	LS	1.00	\$7,140.00	\$7,140.00		Omissi on/Req' d for project	Other	Additional survey needed to adjust design gr to improvement drainage outside the work lin Additional layout for additional tie-downs requested by tenants				
CO3.3	FB 007	Fire Hydrant Relocation in Area 2D	LS	1.00	\$6,604.70	\$6,604.70		Omission/Req'd for project		An existing fire hydrant is in a pit within the taxilane pavement west of Hangar row 800. pit fills with water and is in conflict with propogrades. The hydrant and pit will be removed replaced with a new above ground hydrant in visible location				
CO3.4	FB 012	Modified Tie-Downs	LS	1.00	\$205.30	\$205.30		Unforeseen		Unforeseen		Unforeseen		Tie-down design had to be modified to avoid conflict with existing waterline. Costs also incremoval of existing concrete slab
CO3.5	FB 013	Scarify, Rework Existing Limerock base in Area 1N	LS	1.00	\$2,761.31	\$2,761.31		Contract adjustments		Rework existing limerock base course as par FB No 13 in lieu of full depth reconstruction. Costs will be offset with final quantities of new pavement section that was not used				
Adjustment	ts to Existing	Pay Items												
		I												
Substantial		Time Extension												
-unordiitidi	Completion -	Time Extension - Contract time between Notice to Proceed and	Substar	ntial Completion	ŋ									
1	Completion -		Substar	ntial Completion			3			Striping delayed by rain on 5/17, 5/18 & 5/19				
	Completion	- Contract time between Notice to Proceed and	Substar	ntial Completion	n	4	3			Striping delayed by rain on 5/17, 5/18 & 5/19 Existing Base Material was insufficient. Pavi was stopped until an analysis on pavement structure could be completed. P403 Base we substituted for P211				
2	Completion	- Contract time between Notice to Proceed and Inclement Weather  Unforseen conditions in Phase 1N-West	Substar	ntial Completion	n		3			Existing Base Material was insufficient. Pavi was stopped until an analysis on pavement				
1	Completion	- Contract time between Notice to Proceed and Inclement Weather	Substar	ntial Completion	n		3 29			Existing Base Material was insufficient. Pavi was stopped until an analysis on pavement structure could be completed. P403 Base w substituted for P211				
2 3		- Contract time between Notice to Proceed and Inclement Weather  Unforseen conditions in Phase 1N-West	Substar	ntial Completion			3			Existing Base Material was insufficient. Pav was stopped until an analysis on pavement structure could be completed. P403 Base w substituted for P211 Time extension for additional work in Field				
2 3		- Contract time between Notice to Proceed and Inclement Weather  Unforseen conditions in Phase 1N-West	Substar	ntial Completion			3 29			Existing Base Material was insufficient. Pavi was stopped until an analysis on pavement structure could be completed. P403 Base w substituted for P211 Time extension for additional work in Field				
2 3		- Contract time between Notice to Proceed and Inclement Weather  Unforseen conditions in Phase 1N-West	Substar	ntial Completion			3 29			Existing Base Material was insufficient. Pav was stopped until an analysis on pavement structure could be completed. P403 Base w substituted for P211  Time extension for additional work in Field Bulletins referenced above				
1 2 3 Final Comp		- Contract time between Notice to Proceed and Inclement Weather  Unforseen conditions in Phase 1N-West  Additional Work and coordination	Substar	ntial Completion			3 29 35			Existing Base Material was insufficient. Pav was stopped until an analysis on pavement structure could be completed. P403 Base w substituted for P211  Time extension for additional work in Field Bulletins referenced above				
1 2 3 Final Comp		- Contract time between Notice to Proceed and Inclement Weather  Unforseen conditions in Phase 1N-West  Additional Work and coordination	Substar	ntial Completion			3 29 35			Existing Base Material was insufficient. Pav was stopped until an analysis on pavement structure could be completed. P403 Base w substituted for P211  Time extension for additional work in Field Bulletins referenced above				
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1 2 3 Final Compl	letion -	- Contract time between Notice to Proceed and Inclement Weather  Unforseen conditions in Phase 1N-West  Additional Work and coordination	Substar	ntial Completion		\$22,558.20	3 29 35 1			Existing Base Material was insufficient. Paw was stopped until an analysis on pavement structure could be completed. P403 Base w substituted for P211 Time extension for additional work in Field Bulletins referenced above				
1 2 3 inal Compl	letion -	- Contract time between Notice to Proceed and Inclement Weather  Unforseen conditions in Phase 1N-West  Additional Work and coordination  Striping Delayed on 6/30/16	Substar	ntial Completion		\$22,558.20	3 29 35			Existing Base Material was insufficient. Pawas stopped until an analysis on pavement structure could be completed. P403 Base w substituted for P211 Time extension for additional work in Field Bulletins referenced above				
1 2 3	letion -	- Contract time between Notice to Proceed and Inclement Weather  Unforseen conditions in Phase 1N-West  Additional Work and coordination  Striping Delayed on 6/30/16	Substar	ntial Completion		\$22,558.20	3 29 35 1			Existing Base Material was insufficient. Pawas stopped until an analysis on pavement structure could be completed. P403 Base w substituted for P211 Time extension for additional work in Field Bulletins referenced above				
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1 2 3	letion -	- Contract time between Notice to Proceed and Inclement Weather  Unforseen conditions in Phase 1N-West  Additional Work and coordination  Striping Delayed on 6/30/16	Substar	ntial Completion		\$22,558.20	3 29 35 1		\$0	Existing Base Material was insufficient. Pawas stopped until an analysis on pavement structure could be completed. P403 Base w substituted for P211 Time extension for additional work in Field Bulletins referenced above  Completion of Punchlist was impacted due to the completion of Punchlist was impacted be to the completion of Punchlist was impacted by the				
1 2 3	letion -	- Contract time between Notice to Proceed and Inclement Weather  Unforseen conditions in Phase 1N-West  Additional Work and coordination  Striping Delayed on 6/30/16	Substar	ntial Completion		\$22,558.20	3 29 35 1		\$0 \$16,021.59	Existing Base Material was insufficient. Pawas stopped until an analysis on pavement structure could be completed. P403 Base w substituted for P211 Time extension for additional work in Field Bulletins referenced above  Completion of Punchlist was impacted due t				
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1 2 3	letion -	- Contract time between Notice to Proceed and Inclement Weather  Unforseen conditions in Phase 1N-West  Additional Work and coordination  Striping Delayed on 6/30/16	Substar	ntial Completion		\$22,558.20	3 29 35 1		\$16,021.59 \$3,570.00 \$0.00 \$205.30 \$2,761.31	Existing Base Material was insufficient. Paw was stopped until an analysis on pavement structure could be completed. P403 Base w substituted for P211  Time extension for additional work in Field Bulletins referenced above  Completion of Punchlist was impacted due to the completion of Punchlist was impacted due to the completion of Punchlist was impacted in projection of Punchlist was impacted due to the completion of Punchlist was impacted due to the completion of Punchlist was impacted in projection of Punchlist was impacted due to the completion of P				

#### Palm Beach County Park Airport LN15-4 Misc Pavement Rehabilitation

#### Fin. Proj. No.:423961-1-94-01, 430944-1-94-01 Contract Date : May 5, 2015

	001011111		CONTRACT HISTORY	
Contract Date:	ORIGINAL	CURRENT	CURRENT	
Contract Date: RESOLUTION NO	R-2015-0549			
DATE: NTP	5/11/2015			
CONTRACT TIME =	315	397		
SUBSTANTIAL COMPLETION DATE	3/20/2016	6/10/2016		
FINAL COMPLETION DATE CONTRACT AMOUNT = LIQUIDATED DAMAGES LD's for Final	4/19/2016 \$3,984,047.00 \$3,000.00 \$1,500	7/11/2016 \$4,026,189.07		

CHANGE ORDER No.	DATE	DESCRIPTION	CHANGE ORDER TIME	VALUE OF TIME EXTENSION	CHANGE ORDER AMOUNT	*TOTAL VALUE OF CHANGE ORDER ADJUSTED FOR TIME	LEAD DEPT APPROVAL	CRC APPROVAL	CUMULATIVE APPROVAL (LEAD PLUS CRC)	BCC APPROVAL	PERCENT CHANGE	NEW CONTRACT AMOUNT	STATUS
1	l	CCP 001 and Time Extension	30	\$90,000	\$8,143.26	\$98,143.26		\$8,143.26	\$8,143.26		0.20%	\$3,992,190.26	Approved by CRC on 4/20/16
2		FB 3, 5,6,8,9,11,13	17	\$51,000	\$11,440.61	\$62,440.61		\$11,440.61	\$19,583.87		0.29%	\$4,003,630.87	Approved by CRC on 6/08/16
3		FB 2, 4, 7,12,13	*36 (35 Days for time to substantial completion and 1	\$106,500	\$22,558.20	\$129,058.20				\$22,558.20	0.57%	\$4,003,630.87	Contractor wont sign due to dispute on time
ACCOMMUNICATION AND ADDRESS OF THE PARTY OF	T. I	Total	81		\$42,142.07		\$ -	\$19,583.87	\$ 19,583.87	\$ 22,558.20	1.06%	\$4,026,189.07	

To be approved by the Dept
To be approved by the CRC
To be approved by the Board

Approval Authority

CO Value \$0-50,000 \$50,001-100,000 >\$100,001	\$0-100,000 See Note 1	Authority Lead Dept CRC BCC	Cumulative Days         Authority           0-30 days         Lead Dept           31-90         CRC           120         BCC
•			Time Extensions in excess of 90 Days must be approved by the Board and does not count towards the Cumulative Limit

Cumulative Value - Revised as of 6/24/09

When the cumulative value of changes or additional work exceeds the greater of \$250,000 or 5% of the original contract an agenda item notifying the board that the item puts it in the excess category must be prepared and forwarded as a Receive and File item

When the cumulative time extensions approved by a combination of the Lead Dept and the CRC exceeds 120 Cal Days then an agenda item notifying the board that the item puts it in the excess category must be prepared and forwarded as a Receive and File item

<sup>\*</sup>Time must also be evaluated based on value of LD's for projects over \$1,000,000. The value of the time extension is not included when calc the cummulative value

### **Summary of Certificates**

This report displays detailed Certificate of Insurance information for a selected Insured. Any items shown in red are deficient.

Tuesday, January 31, 2017

Simple View

Certificate Images

**Documents** 

Insured:

Community Asphalt Corp.

LN 15-4

Insured ID: PBCCOMMASP

Status:

Compliant (with overrides)

ITS Account Number:

PLC1235

Project(s):

Palm Beach County - Airports Planning & Development

Insurance Policy	Required	Provided	Override
General Liability	Per Project	Per Project	
Expiration: 12/31/2017			
General Aggregate:	\$10,000,000	\$4,000,000	X
Products - Completed Operations Aggregate:	\$5,000,000	\$2,000,000	х
Personal And Advertising Injury:	\$0	\$0	
Each Occurrence:	\$5,000,000	\$2,000,000	X
Fire Damage:	<b>\$0</b>	<b>\$0</b>	
Medical Expense:	<b>\$0</b>	\$0	
Automobile Liability Expiration: 12/31/2017	All Owned Autos Hired Autos Non-Owned Autos	Any Auto not provided not provided not provided	X X X
Combined Single Limit:	\$5,000,000	\$1,750,000	X
Excess/Umbrella Liability Expiration: 12/31/2017			
Each Occurrence:	\$0	\$10,000,000	
Aggregate Limit:	\$0	\$10,000,000	
Workers Compensation/Employers Liability	WC Stat. Limits	WC Stat. Limits	
Expiration: 12/31/2017			
Each Accident:	\$100,000	\$1,000,000	
Disease - Policy Limit:	\$500,000	\$1,000,000	
Disease - Each Employee:	\$100,000	\$1,000,000	

#### Notifications (Show All)

There were no deficiency letters issued.

Do you have an updated Certificate? Click the button below to submit a Certificate.

Certificate Submittal