

AGENDA ITEM SUMMARY

☒ Consent ☐ Regular
☐ Workshop ☐ Public Hearing

Submitted For:

Date _____

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2018	2019	2020	2021	2022
Capital Expenditures					
Operating Costs					
External Revenues (Grants)					
Program Income (County)					
In-Kind Match (County)					
NET FISCAL IMPACT	-0-				
# ADDITIONAL FTE POSITIONS (Cumulative)					

Is Item Included in Current Budget? Yes _____ No _____

Budget Account No: Fund _____ Department _____ Unit _____ Object _____
Reporting Category _____

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

There is no Fiscal Impact for this item.

C. Departmental Fiscal Review: CM Summer

III. REVIEW COMMENTS

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

John Allen 9/27/17
OFMB AR 9/26 AK 9/26 AR 9/27

Dr. J. Jacobson 10/3/17
Contract Dev. and Control 10/3/17

B. Legal Sufficiency:

Anne Delaney 10-3-17
Assistant County Attorney

C. Other Department Review:

Department Director

CHANGE ORDER

<input type="checkbox"/>	Owner Initiate	<input type="checkbox"/>	Quantity Overruns/Underruns
<input type="checkbox"/>	Differing Site Conditions	<input checked="" type="checkbox"/>	Request By Another Agency/Outside Party
<input type="checkbox"/>	Zoning/Code/Ordinance Changes	<input type="checkbox"/>	A. Reimbursable <input type="checkbox"/> B. Non-Reimbursable
<input type="checkbox"/>	Errors/Omissions/In Design	<input checked="" type="checkbox"/>	Other

PROJECT:	PB 12-1 BHS Improvements at Palm Beach International Airport (PBIA) – Task Order No 8	CHANGE ORDER NO: Two (2) COUNTY/FAA PROJECT NO: PB12-1 CONTRACT DATE: October 16, 2012 RESOLUTION NO. R-2012-1519 AMENDMENT NO 3 DATE: March 1, 2016 RESOLUTION NO. R-2016-0241 DISTRICT # Countywide
TO:	The Whiting-Turner Contracting Company 1901 W Cypress Creek Road, Suite 101 Fort Lauderdale, Florida 33309	

Description of Change:

This project included replacement of five (5) baggage claim devices and the replacement of the existing tile flooring with terrazzo on the first level of the Terminal at Palm Beach International Airport. The bag claim devices and the flooring was substantially completed for the intended use on January 23, 2017, however there were quality issues on the stainless steel finishes and stairs that impacted the issuance of the certificate of completion from the Palm Beach County Building Department and final acceptance. The prime contractor had to resort to defaulting two subcontractors which took additional time to execute the subcontracts, procure new material and complete the remediation. This change order extends the time between substantial and final completion by 200 Calendar Days. There is no cost associated with this change order.

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.

The Original Guaranteed Maximum Price (GMP) was **\$ 4,313,449.00**
Net change by previous Change Orders **00.00**
The GMP prior to this Change Order **\$4,313,449.00**
The GMP will be increased/decreased by this Change Order **\$0.00**
The new GMP including Change Order will be **\$4,313,449.00**
The Time to complete this Task will be **increased** by **200 Calendar days**
The Date of Substantial Completion of this Change Order therefore is **January 23, 2017**
The Date of Final Completion of this Change Order therefore is **September 10, 2017**

Corgan and Associates Inc	The Whiting-Turner Contracting Company	PBC Board Of County Commissioners
Architect/Engineer	Contractor	Owners
401 North Houston Street	1901 W Cypress Creek Road, Suite 101	PO Box 21229
Dallas, Texas 75202	Fort Lauderdale, Florida 33309	West Palm Beach, FI 33416-1229
Name and Title: <i>Kent McGilberry, Associate</i>	Name and Title: <i>KEVIN P. HIGGINS, SVP</i>	Name and Title: <i>Paulette Burdick, Mayor</i>
Signature: <i>[Signature]</i>	Signature: <i>[Signature]</i>	Signature:
Date: <i>9/8/17</i>	Date: <i>9/6/17</i>	Date:

PALM BEACH COUNTY DEPARTMENT OF AIRPORTS		
Attest: SHARON R. BOCK Clerk & Comptroller	Approved As To Terms Terms and Conditions	Approved as to Form and Legal Sufficiency
By: _____ Deputy Clerk	By: <i>[Signature]</i> Director of Airports	By: _____ County Attorney

CERTIFICATE OF COMPLETION

Code Edition:
2014 FBC, Building 5th
Edition

Palm Beach County Building Division
Planning, Zoning & Building Department
2300 N. Jog Road, West Palm Beach, FL 33411
www.pbcgov.com/pzb/Building
(561) 233 - 5100

This is to certify that the Non-Residential Structure Built Under Permit #: **B-2016-008963-0000** ()

☐ THRESHOLD INSPECTOR ☐ RESIDENT INSPECTOR

Described as: **Alterations - Non-Residential**
Replacement of Baggage Claim Units 1&5
Finishes at Baggage Claim Area

FLOOD ZONE: X500,ANI,AE

NOTE: BUILDING PLANS SHOWING THE NATURE OF THE OCCUPANCY PERMITTED, THE NUMBER OF PERSONS FOR EACH AREA WHEN LIMITED BY LAW AND ALLOWABLE FLOOR LOADS AT THE TIME OF CONSTRUCTION ARE AVAILABLE FOR REVIEW FROM PALM BEACH COUNTY FILES. FOR BUILDINGS AND STRUCTURES IN FLOOD HAZARD AREAS, A STATEMENT THAT DOCUMENTATION OF THE AS-BUILT LOWEST FLOOR ELEVATION HAS BEEN PROVIDED AND IS RETAINED IN THE RECORDS OF THE BUILDING DIVISION.

CERTIFICATE OF COMPLETION (CC)

Owner: Palm Beach County
Company/ Contractor: The Whiting Turner Contracting Co
Location: 1612 Perimeter Rd, West Palm Beach, 33406
Bay/Suite:
In Subdivision: 05000-045 PBIA (PB International Airport)

PCN #: 00-43-43-31-01-001-0010, Units 0, was inspected and at the time of issuance of this certificate, was found to the best of my knowledge, to conform to the code requirements of the County of Palm Beach and/or was certified by Florida Registered architect or engineer that it meets the requirements of said codes, and is approved for utility services, as intended by the permit.

Doug Wise
BUILDING OFFICIAL

08/04/2017
DATE

Manuel Vasquez
INSPECTOR

examine watermark for validity

G. W. C. WHITING
(1883-1974)

WILLARD HACKERMAN
(1918-2014)

TIMOTHY J. REGAN
PRESIDENT AND CEO

FOUNDED 1909

THE WHITING-TURNER CONTRACTING COMPANY

ENGINEERS AND CONTRACTORS

CONSTRUCTION MANAGEMENT
GENERAL CONTRACTING
DESIGN-BUILD
SPECIALTY CONTRACTING
PRECONSTRUCTION
BUILDING INFORMATION MODELING
INTEGRATED PROJECT DELIVERY

1901 WEST CYPRESS CREEK ROAD, SUITE 101
FORT LAUDERDALE, FLORIDA 33309
954-776-0800

INSTITUTIONAL
COMMERCIAL
CORPORATE
TECHNOLOGY
INDUSTRIAL/PROCESS
INFRASTRUCTURE
SUSTAINABILITY

August 13, 2017

Ms. Cynthia Portnoy
Project Manager
Palm Beach County Department of Airports
846 Palm Beach International Airport
West Palm Beach, FL 33406

RE: PB12-1 PBIA BHS Improvements Project
Amendment #3 (Task Order #8) Baggage Claim Improvements

Dear Cindy,

This letter is being sent to explain the circumstances between the substantial completion date of January 23, 2017 and August 4, 2017, the date the Certificate of Completion was issued by PBC Planning, Zoning, and Building. All final completion paperwork items were complete early on including final As-built Submission, Warrantees, Operations & Maintenance data, and PLC Codes, but the following items explain the cause for the revised Final Completion date:

- 1) **Existing Stair Tread Riser Height:** On December 1, 2016, WT submitted an RFI regarding an unexpected existing condition at the base of the southeast and southwest stairs. It wasn't until April 4, 2017 that the solution was worked out and the work was completed on May 11, 2017.
- 2) **Quality Control & Completion Certificate:** Although permit inspections required for use of the project were done, and complete use of all project areas was granted early on, the Building Department would not issue the final Certificate of Completion until all quality issues were corrected. Due to unacceptable work on the column covers and stainless steel base, Whiting-Turner defaulted two subcontractors and proceeded with corrections. This took time to award new subcontracts, procure new material, install, and punchout.

The final completion date did move out, but we were committed to completing the work to DOA's satisfaction and providing a finished product that PBCDOA and Whiting-Turner could both be proud of. We're respectfully requesting an extension of the final completion date. Please let me know if you need any detailed information on the above issues.

Very truly yours,

THE WHITING-TURNER CONTRACTING COMPANY



Michael Avni
Project Manager

CC: Ray MacKeen – WT
Dee Lamb – WT
Tony Kostakis - WT

WWW.WHITING-TURNER.COM



OFFICES NATIONWIDE

G. W. C. WHITING
(1883-1974)

WILLARD HACKERMAN
(1918-2014)

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INDUSTRIAL/PROCESS
INFRASTRUCTURE
SUSTAINABILITY

January 23, 2017

Mr. Kent McGilberry
Corgan Associates, Inc.
401 North Houston Street
Dallas, TX 75202

RE: PBIA BHS Bag Claim Improvements Project
Substantial Completion Notice

Dear Kent,

In accordance with section SP-18.0 of the Construction Manager at Risk Services agreement between The Whiting-Turner Contracting Company and Palm Beach County, Whiting-Turner is hereby notifying Corgan that substantial completion has been achieved on the Baggage Claims 1-5 Improvements Project at PBIA. The new bag claim carousels and flooring are now being used for their intended purpose. Whiting-Turner has notified PBC DOA that due to some fabrication challenges with the stainless steel column covers, they will not be 100% complete at the punchlist inspection. It has been agreed that completion of the column covers and final approval of the column cover installation will be included on the substantial completion punchlist. Please feel free to contact me if there are any questions or concerns.


Very truly yours,

THE WHITING-TURNER CONTRACTING COMPANY



Michael Avni
Project Manager

CC: Cindy Portnoy - PBCDOA
Dee Lamb – WT
Tony Kostakis - WT



Log out

Connect to ITSLive Support

STATUS BY PROJECT AM BEST CANCELLED INSURED COMPLIANT NON-COMPLIANT

COVERAGES SUMMARY PROBLEMS EXPIRATION SPECIAL ISSUES MISSING POLICIES

[Dashboard](#) [Select a Project](#) [Add a Contract](#) [Locate a Contract](#) [Summary of Contracts](#)

Summary of Certificates

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

Monday, September 18, 2017

Simple View

Certificate Images

Documents

Insured: The Whiting-Turner Contracting Company Insured ID: **R-2012-1519-PBC**

Status: **Compliant (with overrides)**

ITS Account Number: **PLC671**

Project(s): **Palm Beach County - Airports Planning and Development**

Insurance Policy	Required	Provided	Override
<u>General Liability</u>			
Expiration: 8/1/2018			
General Aggregate:	\$10,000,000	\$4,000,000	X
Products - Completed Operations Aggregate:	\$5,000,000	\$4,000,000	X
Personal And Advertising Injury:	\$0	\$0	
Each Occurrence:	\$5,000,000	\$2,000,000	X
Fire Damage:	\$0	\$0	
Medical Expense:	\$0	\$0	
<u>Automobile Liability</u>			
Expiration: 8/1/2018			
	All Owned Autos	Any Auto	
	Hired Autos	not provided	X
	Non-Owned Autos	not provided	X
Combined Single Limit:	\$5,000,000	\$2,000,000	X
<u>Excess/Umbrella Liability</u>			
Expiration: 8/1/2018			
Each Occurrence:	\$0	\$10,000,000	
Aggregate Limit:	\$0	\$10,000,000	
<u>Workers Compensation/Employers Liability</u>			
Expiration: 8/1/2018			
Each Accident:	\$100,000	\$1,000,000	
Disease - Policy Limit:	\$500,000	\$1,000,000	
Disease - Each Employee:	\$100,000	\$1,000,000	
<u>Builder's Risk</u>			
Expiration: 12/20/2017			
	Loss Payee	Loss Payee	
	All Risk and Completed Value Form Coverage	All Risk and Completed Value Form Coverage	
	Waiver of Occupancy Clause Coverage	Waiver of Occupancy Clause Coverage	

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

PALM BEACH COUNTY INTERNATIONAL AIRPORT
DOA CM @ Risk Contract
FDOT Fin. Proj. No.: 420374-1-04-01
Whiting Turner
PB 12-1 BHS Improvements at PBI
CONTRACT HISTORY

APPROVED ON: RESOLUTION NO LD'S AMEND 1		10/16/2012 R2012-1519 \$2,500.00	Expiration									
LD'S AMEND 3 Task 8		\$1,500.00										
REF DOC	DESCRIPTION	TIME	AMOUNT	NTP	Completion	CHANGE ORDER/GMP ADJUSTMENT	REVISED AMOUNT	CUMMULATIVE PERCENT CHANGE	LEAD DEPT APPROVAL	CRC APPROVAL	BCC APPROVAL	STATUS
Task Order No 1	Preconstruction	N/A	\$336,568.00	10/18/2012	09/30/14		\$336,568.00				\$336,568.00	Approved by the Board on 10/16/12 (R-2012-1520)
Task Order No 2	Pre-Construction Additional 3D Scanning Services	N/A	\$38,563.00	3/28/2013	05/31/13		\$38,563.00		\$38,563.00			Approved 3/18/13
Task Order No 3	Pre-construction - Additional Services (TSA changes)	N/A	\$55,985.00	7/2/2013	08/31/13				\$55,085.00			Approved 5/8/13. NTP Issued on 7/2/13
						-\$1,840.00	\$54,145.00					
Task Order No 4	Pre-Construction - Additional Services (Geotechnical Services)	N/A	\$5,176.40	5/27/2014	06/30/14		\$5,176.40		\$5,176.40			Approved 5/27/14.
Amendment No 1	GMP for Construction Services	616	\$ 41,983,731.00	10/24/2014	07/01/16						\$ 41,983,731.00	Approved by the Board on 10/21/14 (R-2014-1637). NTP 10/24/14
	CO No 1 - DPO's					(\$1,036,264.48)	\$40,947,466.52		(\$1,036,264.48)			Approved by DOA Lead on 1/29/15. PPM CWF-050
	CO No 2 - Manual Encode					\$620,529.00	\$41,567,995.52				\$620,529.00	Approved by the Board on 03/10/15 (R-2015-0288). NTP
	CO No 3					\$0.00	\$41,567,995.52			\$0.00		Approved 3/6/16. CRC due to absolute value of changes
	CO No 4	37			8/6/2016	\$0.00	\$41,567,995.52			\$0.00		Approved on 8/24/16
	CO No 5					(\$217,911.63)	\$41,350,083.89		(\$217,911.63)			Approved on 11/9/16 Direct Purchase of Materials
	CO No 6	60			11/4/16	\$0.00	\$41,567,995.52			\$0.00		Approved by CRC on 3/29/17
	Budget Adjustments					(\$6,216.40)	\$41,561,777.12			-\$6,216.40		Approved by CRC on 3/29/17
Task Order No 5	Additional Services (RFP for O & M Services)	N/A	\$62,967.00	7/8/2015	7/8/2015		\$62,967.00		\$62,967.00			Approved by Lead Dept on 7/7/15.
Amendment No 2	O & M Services		\$1,758,721.00	10/20/2015	7/31/2016						\$1,758,721.00	Approved by the Board on 10/20/15 (R-2015-1454)
Task Order No 6	CO No 1 Extension	157		8/1/2016	1/4/17	\$870,758.00	\$2,629,479.00				\$870,758.00	Approved by the Board on 03/01/16 (R-2016-0241)
Task Order No 7	Preconstruction Services - Replace Bag Claim Devices 1-5 (Engineering)		\$81,067.00				\$81,067.00		\$81,067.00			Approved by Lead Dept on 12/30/15
							-\$81,067.00		(\$81,067.00)			Cancelled on 10/24/16
Amendment No 3	Bag Claim Improvements	260	\$4,313,449.00	3/1/2016	11/15/16		\$4,313,449.00				\$4,313,449.00	Approved by Board on March 1, 2016 R2016-0241
Task Order No 8	CO No 1 time Extension	69	value of time -\$103,000		1/23/17						\$0.00	Approved by Board on March 14, 2017 (R-2017-0264)
	CO No 2 time Extension for final acceptance	200	\$0.00		9/10/17						\$0.00	
			\$48,636,227.40			\$229,052.49	\$48,865,279.89		(\$1,091,484.71)	\$ (6,216.40)	\$ 49,883,756.00	

DOA/Lead
CRC
Board

Notes:
Approval Authority for Task Authorizations (CM @ Risk) - No cumulative tracking
Authority
Lead Dept
CRC
BCC

Approval Authority
*Time

CO Value
\$0-\$0,000
\$50,001-\$100,000
>\$100,001

Authority
Lead Dept
CRC
BCC

Cumulative Days
0-30 days
31-90
120

Authority
Lead Dept
CRC
BCC

*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 cumulative value

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 8/24/09

When the cumulative value of changes or additional work exceeds the greater of \$250,000 or 5% of the original contract then it must be brought to the board. The cumulative value is then reset to 0

PBI BHS Improvements					
RFP #12-1					
Marketplace: BC, PBC, MDC					
DBE Project Goal: 12% adjusted for past participation					
NAICS Description	NAICS Code	Percentage of Total	Available DBE	Total Available	Weighted Percentage
Engineering Services	541330	12.04%	142	1194	1.43%
Insurance	524126	1.66%	0	194	0.00%
Buildings - Construction & Modification	236220	2.90%	254	787	0.94%
Electrical Contractors	238210	33.88%	77	1427	1.83%
Plumbing, Heating & Air Conditioning	238220	11.10%	56	1786	0.35%
Building Materials/Supplies	444190	2.29%	9	676	0.03%
Other Specialty Trade Contractors	238990	2.75%	111	623	0.49%
Equipment	333992	26.86%	0	2	0.00%
Permit Fees	NA	0.51%	0	0	0.00%
Prime Contractor Markups	NA	1.85%	0	0	0.00%
Contingency - Profit	NA	4.15%	0	0	0.00%
Total		100.00%			5.07%

DOT Completed Contracts	Percentage
2011	18%
2012	21%
Median	20%
Adjustment for Past Participation	12%
DBE Project Goal	Percentage
	12%

**SCHEDULE 1
LIST OF PROPOSED DBE FIRMS**

Project/Bid Name: BHS Improvements Project/Bid No: PB12-1

Name of Prime Bidder: The Whiting-Turner Contracting Company Change Order/Task/Amendment No. (if applicable): #2 to Amendment #3

Contact Person: Michael Avni Contract Date: October 16, 2012

Address: 1901 W. Cypress Creek Rd., Suite 101, Ft Lauderdale, FL 33309 Department: Airports

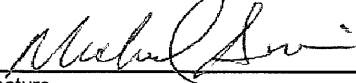
Phone No.: (954)776-0800 Fax No: (954) 776-0797 E-mail Address: michael.avni@whiting-turner.com

		Classification (Check applicable box)	Dollar Amount			
			Black	Hispanic	Women	Other (Please Specify)
		<input type="checkbox"/> Prime Contractor <input type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer	\$	\$	\$	
		<input type="checkbox"/> Prime Contractor <input type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer	\$	\$	\$	\$
		<input type="checkbox"/> Prime Contractor <input type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer	\$	\$	\$	\$

Total Price: \$0.00 Total Value of DBE Participation: \$0
(Insert: Base Bid/Bid + Alternate, etc.)

- Notes:**
1. The amounts listed on this form for each DBE Firm must be supported by the price included on Schedule 2, "Letter of Intent to Perform as a Disadvantaged Business Enterprise", in order to be counted toward attainment of the DBE goal.
 2. Firms identified on this form must be certified as a DBE by the State of Florida's Unified Certification Program.
 3. If materials or supplies are proposed to be purchased from a DBE regular dealer, sixty percent (60%) of the proposed expenditure is counted toward attainment of the DBE goal. Reduce dollar amount to 60% of supplier's quote for purposes of determining value of DBE participation. Amounts listed on Schedule "2" should reflect the full expenditure (i.e., do not reduce supplier's quote).

By signing this form the undersigned Prime Bidder is committing to utilize the above referenced DBE Firms on the Project and that the Prime Bidder will monitor the DBE Firms to ensure that the work is actually performed by the by the DBE Firms.

By: 
Signature
Michael Avni, Project Manager
Print Name/Title of Person Executing on Behalf of the Prime
Date: 9/18/2017

*Additional sheets may be used if necessary.