

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: June 5, 2018

☒ Consent    ☐ Regular  
☐ Workshop    ☐ Public Hearing

Department:

Submitted By: Department of Airports

Submitted For:

I. EXECUTIVE BRIEF

**Motion and Title:** Staff recommends motion to approve: Change Order No. 1 to Amendment No. 6 of the Construction Manager (CM) at Risk Contract with The Weitz Company, LLC for Cargo Building 1475 Roof Improvements (Task W-6) at Palm Beach International Airport (PBIA) for a time extension of 125 Calendar Days and no change in cost.

**Summary:** The CM at Risk Contract with The Weitz Company, LLC for CM at Risk Services for Terminal Improvements at PBIA was approved by the Board on June 4, 2013 (R-2013-0664). The Contract is for 2 years with 3 one (1) year renewal options and is a task order based contract for CM at Risk Services at PBIA. The Weitz Company, LLC is an Iowa based firm; however, the work will be directly managed by their local South Florida office in Palm Beach County. Amendment No. 6: Cargo Building 1475 Roof Improvements (Task W-6) at PBIA was approved by the Board on May 2, 2017 (R-2017-0539) for the Guaranteed Maximum Price (GMP) of \$2,714,988 and 230 Calendar Days. Approval of Change Order No. 1 will extend the time an additional 125 Calendar Days due to delays in permitting and inclement weather with no change in cost to the GMP. Pursuant to PPM No. CW-F-050, this Change Order is being brought to the Board for approval due to the time extension exceeding the limit of 90 Calendar Days. The Disadvantaged Business Enterprise (DBE) goal for this contract is 13%. The total to date participation for this contract is 12%. **Countywide (AH)**

**Background and Justification:** This project includes replacement of approximately 40,000 square feet of the Building 1475 Roofing System (roofing, roof insulation, metal flashing) and approximately 12,500 square feet of the metal canopy roof structure at PBIA. Approval of Change Order No. 1 for a time extension of 125 Calendar Days and no change in cost is requested due to permitting and weather impacts to the project. Change Order No. 1 will cover items described in the attached summary sheet containing description, summary explanation and costs as submitted in the Construction Change Directives as submitted by The Weitz Company, LLC and revised by the Department of Airports.

**Attachments:**

1. Change Order No. 1 to Amendment No. 6 (Task W-6) – w/Contract History (3 originals)
2. DBE Information

Recommended By:  5/11/18  
Department Director Date

Approved By:  5/9/18  
County Administrator 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 X No       
Does this item include the use of federal funds? Yes      No X

Budget Account No: Fund 4110 Department 121 Unit A093 Object 6211  
Reporting Category                     

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

There is no Fiscal Impact for this item.

C. Departmental Fiscal Review: LM Simms

III. REVIEW COMMENTS

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

Lin Pom 5/7/18  
ABD 5/4 OFMB (RL) 5/7 5/5/3

D. J. Jacobson 5/8/18  
Contract Dev. and Control 5/8/18

B. Legal Sufficiency:

Anne Helgert 5-9-18  
Assistant County Attorney

C. Other Department Review:

\_\_\_\_\_  
Department Director

REVISED 11/17

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT)

CHANGE ORDER

<input type="checkbox"/>	Owner Initiate	<input type="checkbox"/>	Quantity Overruns/Underruns
<input checked="" 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 type="checkbox"/>	Other

PROJECT:	Task W6 Cargo Building 1475 Roof Improvements Palm Beach International Airport	CHANGE ORDER NO: One(1) COUNTY/FAA PROJECT NO: PB12-14 CONTRACT DATE: June 4, 2013 RESOLUTION NO.R-2013-0664(Contract) RESOLUTIONNO.(R-2017-0539)(Amend. 6) DISTRICT # Countywide
TO:	The Weitz Company, LLC 1720 Centrepark Drive East West Palm Beach, Fl. 33401	

**Description of Change:**  
This Change Order includes compensation to the Construction Manager for additional general conditions due to permit delays as referenced in Exhibit 1. The Change Order also includes extending the construction time by 43 Calendar Days for substantial completion and 82 Calendar Days for final completion due to delays referenced in Exhibit 1. There is no change in the Guaranteed Maximum Price associated with this change order as the value is deducted from the contingency.

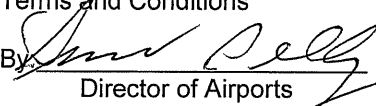

EXECUTION OF THIS CHANGE ORDER ACKNOWLEDGES FINAL SETTLEMENT OF, AND RELEASES ALL CLAIMS FOR, COSTS AND TIME ASSOCIATED, DIRECTLY OR INDIRECTLY, WITH THE ABOVE STATED MODIFICATION(S), INCLUDING ALL CLAIMS FOR CUMULATIVE DELAYS OR DISRUPTIONS RESULTING FROM, CAUSED BY, OR INCIDENT TO, SUCH MODIFICATION(S), 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 ..... \$2,714,988.00  
Net change by previous Change Orders ..... \$0.00  
The GMP prior to this Change Order..... \$2,714,988.00  
The GMP will be increased/decreased by this Change Order ..... \$0.00  
The new GMP including Change Order will be ..... \$2,714,988.00  
The Time to complete this Task will be **increased** by ..... 125 Calendar days.  
The Date of Substantial Completion of this Change Order therefore is..... January 5, 2018  
The Date of Final Completion of this Change Order therefore is ..... March 28, 2018

AECOM.
Engineer/Architect
7650 W. Courtney Campbell Causeway
Tampa Fl 33607-1462
Name and Title: Ralph Hayden, PE Senior Engineer
Signature: Ralph Hayden
Date: 4/18/18

The Weitz Company, LLC
Contractor
1720 Centrepark Drive East
West Palm Beach, Florida 33401
Name and Title: Dennis Gallagher EVP
Signature: Dennis Gallagher
Date: 4.20.18

PBC Bd Of County Commissioners
Owner
PO Box 21229
West Palm Beach, Fl 33416-1229
Name and Title:
Signature:
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:  Director of Airports	By:  County Attorney

PROJECT INFORMATION									
AIRPORT:		PALM BEACH INTERNATIONAL AIRPORT							
PROJECT:		PB12-14 TASK W6 CARGO BUILDING 1475 ROOF IMPROVEMENTS							
CONTRACTOR:		THE WEITZ COMPANY							
CONTRACT:		RESOLUTION NO: R-2017-0539(Amend. 6)							
EXHIBIT 1 CHANGE ORDER NO 1: SUMMARY									
		COST							
ITEM #	Ref Doc	DESCRIPTION	UNIT	QTY	UNIT COST	AMOUNT	DAYS	CODE	SUMMARY EXPLANATION
1	CCD 009R2	Additional Staffing Costs due to Permit Delays	Days	10.00	\$800.00	\$8,000.00		Agency	NTP was issued on May 2, 2017. The GMP schedule reflected starting work on 6/15/17 however the Building Permit was not issued until 6/24/17. This cost is for the additional time the superintendent spent on the project.
2		Labor costs due to electrical permit	LS	1.00	\$1,650.00	\$1,650.00		Agency	CCD 002 included replacement of exhaust fans that were not working. The primary permit and certification of completion was received on Jan 5, 2018. The new fans arrived after this date and it thought that a permit was not required since the work was replacing units for the same kind. After checking with PZB it was determined that a permit for the installation of the fans was required. The permit was issued on 3/5/18
3		Adjustments to contingency	LS	1.00	(\$9,650.00)	(\$9,650.00)		Contract Adjustments	Deduct the additional staffing costs from contingency
Contract Time Adjustments-Substantial Completion									
4		Permit Delays				\$0.00	18	Agency	NTP was issued on May 2, 2017. The GMP schedule reflected starting work on 6/15/17 however the Building Permit was not issued until 6/24/17. The roofing contractor would not commit until the permit was issued and the soonest start date available was 7/17/17.
5		Inspection Delays				\$0.00	4	Agency	Final Building Inspection passed on 12/29 but Final Landscaping and Lighting protection could not be scheduled until after the Holidays. Certificate of Completion was issued on 1/5/18
6		Weather Delays				\$0.00	21	Unforeseen	Weather Delays impacted critical path on 7/21, 7/31, 8/1, 8/10, 8/11, 8/24, 8/25, 9/6-9/12 (Irma) 9/29, 10/3, 10/4, 10/5, 10/12, 10/19, 11/13
		Total time for substantial					43		
Contract Time Adjustments-Final Completion									
7		Permit Delays				\$0.00	82	Agency	The Project was substantially completed on 1/5/18. As noted in item 2 above a secondary permit for the exhaust fans was issued on 3/05/18. The work was completed on 3/10 but the final inspections and the certification of completion were completed on 3/28/18
		Total Change Order No.1				\$0.00	125		
LEGEND									
Error									
\$0.00 Omission/recommended and/or required in project.									
\$9,650.00 Other Agency (Tenant,									
\$0.00 Department of Airports									
\$0.00 Conditions not normally anticipated or encountered in construction.									
-\$9,650.00 Quantity Underruns, contract adjustments,									
\$0.00 Total Change Order #1									

**SCHEDULE 1  
LIST OF PROPOSED DBE FIRMS  
(Attachment \_\_\_\_\_ to Bid Form)**

Project/Bid Name: PBIA Cargo Building 1475 Project/Bid No: PB 12-14  
 Name of Prime Bidder: The Weitz Company Change Order/Task/Amendment No. (if applicable): 01 / W6 / Amnd. 6  
 Contact Person: Erick Talamilla Bid Opening Date: \_\_\_\_\_  
 Address: 1720 Centrepark Dr. East, West Palm Beach, FL 33401 Department: \_\_\_\_\_  
 Phone No.: 561-440-0552 Fax No: \_\_\_\_\_ E-mail Address: Erick.talamilla@weitz.com

Name, Address & Phone No. of DBE Firm	Description of Type of Work	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	\$	\$	\$	\$
		<input type="checkbox"/> Prime Contractor <input type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer	\$	\$	\$	\$

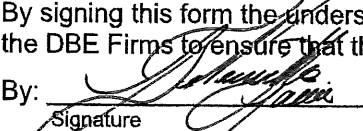
**Total** \$0.00 **Price:** \$ 0.00  
 (Insert: Base Bid/Bid + Alternate, etc.)

**Total Value of DBE Participation:** \$ 0%


**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 DBE Firms.

By:   
 Signature  
ERICK TALAMILLA, PM  
 Print Name/Title of Person Executing on Behalf of the Prime

Date: 4/30/2018



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[STATUS BY PROJECT](#)
[AM BEST](#)
[CANCELLED](#)
[INSURED](#)
[COMPLIANT](#)
[NON-COMPLIANT](#)

[COVERAGES](#)
[SUMMARY PROBLEMS](#)
[EXPIRATION](#)
[SPECIAL ISSUES](#)
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[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, June 04, 2018

Simple View

Certificate Images

Documents

Insured: [The Weitz Company, LLC](#)

Insured ID: R2013-0664-PBC

Status: **Compliant (with overrides)**

ITS Account Number: PLC670

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

Insurance Policy	Required	Provided	Override
<a href="#">General Liability</a>	Per Project	Per Project	
Expiration: 6/1/2019			
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	
<a href="#">Automobile Liability</a>		Any Auto	
Expiration: 6/1/2019	All Owned Autos	not provided	X
	Hired Autos	not provided	X
	Non-Owned Autos	not provided	X
Combined Single Limit:	\$5,000,000	\$2,000,000	X
<a href="#">Excess/Umbrella Liability</a>			
Expiration: 6/1/2019			
Each Occurrence:	\$0	\$10,000,000	
Aggregate Limit:	\$0	\$10,000,000	
<a href="#">Workers Compensation/Employers Liability</a>	WC Stat. Limits	WC Stat. Limits	
Expiration: 6/1/2019			
Each Accident:	\$100,000	\$1,000,000	
Disease - Policy Limit:	\$500,000	\$1,000,000	
Disease - Each Employee:	\$100,000	\$1,000,000	

### [Liability 1](#)

Notifications [\(Show All\)](#)

The following letters were issued:

May 08 2018 - Renewal Letter

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

Certificate Submittal

PALM BEACH COUNTY INTERNATIONAL AIRPORT  
PBI Terminal Improvements - CMR

The Weitz Company  
PB NO: PB 12-14  
CONTRACT HISTORY

<div>CONTRACT APPROVED ON: 6/4/2013 RESOLUTION NO R-2013-0664 CONTRACT TIME 2 Yrs with an option of 3 - 1yr renewals Amendment 3 Executed on 5/5/15 for 1 additional year (R-2015-0553) Amendment 5 Executed on 5/3/16 for the 2nd year (R2016-0559) Amendment 6 Executed on 5/2/17 for third/final renewal(R2017-0539)</div> <div>Expiration 6/4/2015 6/4/2016 6/4/2017 6/4/2018</div>													
REF DOC	DESCRIPTION	TIME(Cal Days)	NTP	SUBSTANTIAL COMPLETION DATE	AMOUNT	CHANGE ORDER OR ADJUSTMENT	<sup>1</sup> CHANGE ORDER VALUE PLUS TIME	REVISED AMOUNT	LEAD DEPT APPROVAL	CRC APPROVAL	BCC APPROVAL	STATUS	TASK CLOSED
Amend No 1	Task W1 Restroom Renovations Phase 1	185	5/19/2014	11/19/2014	\$2,097,138.00						\$2,097,138.00	Approved by Board on May 6, 2014 #R- 2014-0589	
	CO No 1 - time extension	240		7/17/2015		0.00	\$240,000.00				\$0.00	Approved by the Board on 10/7/14 (R2014-1444)	
	CO No 2	0		11/19/2014		0.00			\$0.00			Approved on 11/12/15. Change Order was to reconcyle budget	
	GMP Adjustment	0				(\$19,198.10)		\$2,077,939.90		(\$19,198.10)		Approved on 11/12/15. Change Order was to	CRC 12/1/16
Amend No 2	Task W-2 Terminal Restroom Renovations (Phase 2)	270	12/1/2014	8/27/2015	\$2,354,803.00						\$2,354,803.00	Approved by Board on November 18, 2014 #R-2014-1706	
	CO No 1 - Duct Conflict	75		11/10/2015		\$55,232.84	\$130,232.84				\$55,232.84	Approved by Board on December 1, 2015 #R-2015-1691	
	GMP Adjustment					(\$13,615.87)		\$2,396,419.97		(\$13,615.87)			CRC 9/15/16
Task W3 (Work Order	PBIA Jet Blue Ticket Counter Soffit Improvements	60	12/18/2014	2/15/2015	\$23,793.00				\$23,793.00			Approved by Airport Director on 12/17/14	
	GMP Adjustment					(\$12,513.76)		\$11,279.24	(\$12,513.76)				Approved by Lead Dept on 1/03/16. Task under \$100k
Amend No 3	Time Extension	1 Year									\$0.00	Approved one year time extension by the Board on May 5, 2015 (R2015-0553)	

PALM BEACH COUNTY INTERNATIONAL AIRPORT  
PBI Terminal Improvements - CMR

The Weitz Company  
PB NO: PB 12-14  
CONTRACT HISTORY

CONTRACT APPROVED ON: 6/4/2013 RESOLUTION NO R-2013-0664 CONTRACT TIME 2 Yrs with an option of 3 - 1yr renewals Amendment 3 Executed on 5/5/15 for 1 additional year (R-2015-0553) Amendment 5 Executed on 5/3/16 for the 2nd year (R2016-0559) Amendment 6 Executed on 5/2/17 for third/final renewal(R2017-0539) Expiration 6/4/2015 6/4/2016 6/4/2017 6/4/2018													
REF DOC	DESCRIPTION	TIME(Cal Days)	NTP	SUBSTANTIAL COMPLETION DATE	AMOUNT	CHANGE ORDER OR ADJUSTMENT	<sup>1</sup> CHANGE ORDER VALUE PLUS TIME	REVISED AMOUNT	LEAD DEPT APPROVAL	CRC APPROVAL	BCC APPROVAL	STATUS	TASK CLOSED
Amendment no 4	Task W4 Third Level Conference Room	90	10/26/2015	1/23/2016	\$352,322.00						\$352,322.00	October 20, 2015 Board Meeting (R- 2015-1453)	
	CO No 1 - Floor Receptacles					\$5,227.00	\$5,227.00		\$5,227.00			Approved by Lead Dept on 1/26/16	
	GMP Adjustment					(\$24,446.64)		\$333,102.36					
Task W5	FIS Preconstruction Services	N/A			\$27,120.00			\$27,120.00	\$27,120.00				Approved by the Lead Dept on 12/30/15
Amend No 5	Time Extension	1 year									\$0.00	Approved by the Board on May 3, 2016 (R-2016-0559)	
Amend No 6 (Task W6)	Building 1475 and Time Extension (Final one year)	200	5/8/2017	11/23/2017	\$2,714,988.00						\$2,714,988.00	Approved by the Board on 5/2/17 (R- 2017-0539)	
	CO No 1	125		3/28/2018		\$0.00	\$43,000				\$0.00	Board Meeting on June 5, 2018	
	GMP Adjustments							\$2,714,988.00					
Amend No 7 (Task W7)	Parapet Wall Replacement and Domestic Water Distribution	120	1/8/2018	5/7/2018	\$208,965.00						\$208,965.00	Approved 12/5/17 R- 2017-1785	
	GMP Adjustments							\$208,965.00					
Total					\$7,779,129.00	(\$9,314.53)		\$7,769,814.47	\$43,626.24	(\$32,813.97)	\$7,783,448.84		

Notes:

Approval Authority for Task Authorizations (CM @ Risk) - No cumulative tracking

Authority  
Lead Dept  
CRC  
BCC

Approval Authority  
\*Time

CO Value  
\$0-50,000  
\$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 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

\$1.00

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



Terminal Improvement Projects - CM @ Risk					
RFP #12-14					
Date: November 20, 2012					
Marketplace: BC, PBC, MDC					
DBE Project Goal: 13% adjusted for past participation					
NAICS Description	NAICS Code	Percentage of Total	Available DBE	Total Available	Weighted Percentage
Engineering Services	541330	8.46%	142	1194	1.01%
Architectual Services	541310	2.39%	42	655	0.15%
Land Surveying & Mapping	541370				
Security Consulting Services	541690	3.16%	55	710	0.24%
Environmental Consulting Services	541620				
Insurance	524126	0.78%	0	194	0.00%
Mobilization	NA	3.34%	0	0	0.00%
Maintenance of Traffic	488190				
Landscape Services	561730				
Nursery, Garden Center & Farm Supply (Sod)	444220				
Buildings - Construction & Modification	236220	7.12%	254	787	2.30%
Water & Sewer Line & Related Structures Construction	237110	0.46%	27	154	0.08%
Power & Communications	237130	3.53%	15	80	0.66%
Electrical Power Distribution	221122	5.49%	0	11	0.00%
Electrical Contractors	238210	4.35%	77	1427	0.23%
Plumbing, Heating & Air Conditioning	238220	30.92%	56	1786	0.97%
Painting & Wall Coverings	238320	0.20%	54	736	0.01%
Building Materials/Supplies	444190	2.28%	9	676	0.03%
Tile & Terrazzo Contractors	238340	2.26%	19	328	0.13%
Fire Sprinkler	238220	0.04%	56	1786	0.00%
Other Specialty Trade Contractors	238990	1.30%	111	623	0.23%
Security Related Systems	238210	10.59%	77	1427	0.57%
Prime Contractor Markups	NA	8.37%	0	0	0.00%
Contingency	NA	4.96%	0	0	0.00%
Total		100.00%			6.63%

DOT Completed Contracts	Percentage
2011	18%
2012	21%
Median	20%
Adjustment for Past Participation	13%
DBE Project Goal	Percentage
	13%