

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: July 10, 2018

☒ **Consent**

☐ **Regular**

☐ **Workshop**

☐ **Public Hearing**

Department: Facilities Development and Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to receive and file: Notification of the cumulative total of time extensions to the contract with West Construction, Inc. (R2016-0986) for the Riverbend Park improvements project having reached the 120 day time extension reporting threshold.

Summary: In accordance with PPM CW-F-050, when the cumulative time extensions approved by the Lead Department and the Contract Review Committee exceeds 120 days, the Department is required to notify the Board that it has reached this reporting threshold. With approval of Change Order No. 3 by the Contract Review Committee, the cumulative total of days for this project is 124. This item notifies the Board that the cumulative threshold has been reached and will be reset by this notification. The Small Business Enterprise (SBE) participation goal established by the SBE Ordinance is 15%. West Construction, Inc.'s cumulative SBE participation for this contract is 17%. **(Capital Improvements Division) District 1 (LDC)**

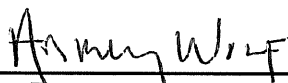
Background and Justification: PPM CW-F-050 titled "Change Order and Consultant Services" provides for authority limits and procedures for changes to construction contracts. The PPM specifically provides for Board notification when a cumulative limit of one hundred twenty day (120) time extension to the contract is reached. The PPM states that when this amount is exceeded, the Department will prepare a Board item informing the Board that the limit has been reached. After the item is approved by the Board, the cumulative reporting thresholds are reset.

Attachments:

1. Change Order History
2. Change Order No. 3

Recommended by:





Department Director

6/10/18

Date

Approved by:



County Administrator

6/28/18

Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2018	2019	2020	2021	2022
Capital Expenditures	\$	0	0	0	0
Operating Costs		0	0	0	0
External Revenues		0	0	0	0
Program Income (County)		0	0	0	0
In-Kind Match (County)					
NET FISCAL IMPACT	\$				
# 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 Dept Unit Object


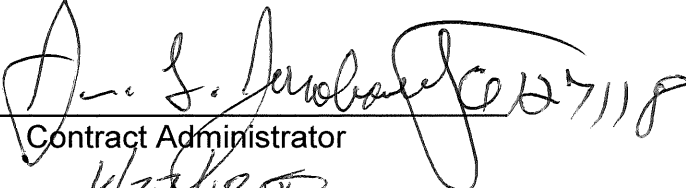
B. Recommended Sources of Funds/Summary of Fiscal Impact:

No fiscal impact for this receive and file item. Fiscal impact for each change order listed in the Change Order History is included with each individual change order approval.


C. Departmental Fiscal Review: 

III. REVIEW COMMENTS:

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

 6/15/18
OFMB
AK 7/6/18
6/15

Contract Administrator
6/27/18

B. Legal Sufficiency:


Assistant County Attorney
6/28/18

C. Other Department Review:

Department Director

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

CHANGE ORDER HISTORY
RIVERBEND PARK
PROJECT #11201

CO #	Description	Date Approved	Amount Approved by Director	Amount Approved by CRC	Amount Approved by BCC	Days Approved by Director	Days Approved by CRC	Days Approved by BCC	\$ SBE
1	CCP #001, 002, 003, 007, 015, 019	4/2/2018	\$48,869.82			29			
2	CCP #021,032	5/23/2018		\$14,401.09			90		
3	CCP #001	4/11/2018		\$0.00			7		
		Totals	\$48,869.82	\$14,401.09	\$0.00	29	97	0	\$0.00
			DIR + CRC DOLLARS TO DATE				DIR + CRC TOTAL DAYS TO DATE		
			\$63,270.91				126		

ORIGINAL CONTRACT PRICE	\$3,183,000.00
PREVIOUS CHANGE ORDERS (1-2)	\$63,270.91
THIS CHANGE ORDER (3)	\$0.00
ADJUSTED CONTRACT PRICE	<u>\$3,246,270.91</u>

CHANGE ORDER BRIEF
RIVERBEND PARK
PROJECT NO. 11201
DATE: February 15, 2018

Prime Contractor.....West Construction, Inc.
Change Order No. 03
Change Order Amount\$0
Changed Contract Time 7 calendar days

Description of Construction Change Proposals (CCP's):

1. CCP #026: Contract Time Extension for Hurricane Irma (7 days)\$0.00

Reason for Change and Code:


1. CCP#026: (D) Palm Beach County experienced Hurricane Irma on 9/09/2017. In preparation for the storm, the contractor had to make safe the construction site to prevent any damage to the surrounding areas. The site was shut down for 7 calendar days starting on 9/07/17 until the storm had passed on 9/13/17.

Reason-for-change codes

D = Differing Site Conditions	R = Request by another Agency/Outside Party
E = Errors/Omissions in Design	X = Other (Specify:)
O = Owner-Initiated	Z = Zoning/Code/Ordinance Change
Q = Quantity Adjustments	

Estimated premium value of errors/omissions for this change order: \$0

SUBMITTED:

	2/20/18
Richard Avery, Project Manager	Date
Capital Improvements Division	



February 23, 2018

Mr. Rich Avery
Project Manager
Palm Beach County Capital Improvements Division
2633 Visita Parkway
West Palm Beach, FL. 33411

Re: Riverbend Park – Review of Construction Change Proposals 026.
Project No.: 11201

Mr. Avery:

We have reviewed each of the attached CCP's for cost, time and technical accuracy. The CCP's are as listed below:

CCP No. 026 \$ 00.00 Contract Time Extension For Hurricane Irma (7)

After review of the CCP documents, we concur with the costs associated with each CCP and consider them acceptable at this time. We are also in agreement that additional time be granted for these changes as indicated above.

If you have any questions regarding this matter, please feel free to contact me at (954) 481-2812 or via email at chad.maraj@stantec.com.

Respectfully Submitted
Stantec Consulting Engineers, Inc.



Chad L. Maraj, E.I.
Project Engineer

Cc: file

PALM BEACH COUNTY

CHANGE ORDER

ISSUED TO: West Construction, Inc.
820 N. 4th Street
Lantana, FL 33462

CHANGE ORDER NO.: 03

REFERENCE CCP NO.: 026

PROJECT: Riverbend Park

RESOLUTION NO.: R-2016-0986

PROJECT NO. 11201

DISTRICT NO.: 1

The completion date, contract price, and all terms, covenants, and conditions of the above referenced contract, except as duly modified by this and previous Change Orders, if any, shall remain in full force and effect.

DESCRIPTION OF CHANGE:

CCP #026: Contract Time Extension for Hurricane Irma (7 days) \$0.00

CONTRACT PRICE

Original Contract Price: \$3,183,000.00
Previous CO # 0 through 02: \$141,952.53
This Change Order No. 03: \$0.00
ADJUSTED Contract Price: \$3,324,952.53

COMPLETION DATE

Contract Completion Date will be increased by 7 calendar days.

Contract Notice to Proceed Date: 09/12/2016
Contract Substantial Completion Date: 10/04/2017
ADJUSTED Substantial Completion Date: 10/11/2017

CONTRACTOR

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 modifications(s), and including any claim that the above stated modification(s) constitutes, in whole or part, a cardinal change to the contract. The above changes are accepted:

West Construction, Inc.
Contractor

By: 

Print Name: Matthew West

Title: Vice President Date: 3/7/18

DESIGN PROFESSIONAL

The above changes are recommended for approval by the Owner:

Stantec

Design Professional


By: 

Print Name: CHAD MARAJ


Title: ENGINEER Date: 2.23.18

PALM BEACH COUNTY

Recommended By:

By: 
Facilities Systems
Title: Project Manager Date: 3/2/18

By: 
Title: Project Manager Date: 3/20/18

By: 
Title: Director, CSD Date: 4/6/18

Approved By:

By: 
Title: Chairman, CRC Date: 4/11/18

PALM BEACH COUNTY

CONSTRUCTION CHANGE PROPOSAL (CCP)

TO: Palm Beach County Facilities Developments & Operations Dept.
 Capital Improvements Division
 2633 Vista Parkway
 West Palm Beach, FL 33411
 ATTENTION: Mr. David Dolan
 REFERENCE: Hurricane Irma Delay

CCP NUMBER: 026
 DATE: 9/20/2017
 PROJECT NAME: RIVERBEND PARK
 PROJECT NUMBER: 11201
 CONTRACT NUMBER:

We propose to accomplish the MODIFICATIONS identified in FIELD BULLETIN FB # and as described herein. Except as modified below, the original contract and all prior amendments shall remain in full force and effect.

DESCRIPTION:

Due to Hurricane Irma, work to secure the site started on 9/6/17 and the site was shut down through 9/13/17. Pavement work resumed on 9/14/17.

PROPOSED CONTRACT PRICE CHANGE (increases) \$
 (decrease)
 (unchanged)

PROPOSED CONTRACT TIME CHANGE (increases) 7 days
 (unchanged)

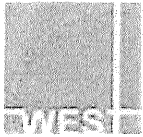
PROPOSED NEW SUBSTANTIAL COMPLETION September 14h, 2017 date

FROM: WEST CONSTRUCTION INC.
 CONTRACTOR

DISTRIBUTION:

SIGNED: KAREY WRIGHT

DATE: 9/20/2017



Change Proposal Request (CPR)

Project Information	
Project #	16-1239 RIVERBEND PARK
Title	RIVERBEND PARK
Address	9060 Indiantown Rd
City, State, Zip	Jupiter, FL 33478
Country	

Change Proposal Request	
CPR #	026
Issue Date	20-Sep-2017
Subject	Hurricane Irma Delay

Prime Contract Company	
Contact	Matthew West
Company	West Construction, Inc.
Address	820 North 4th St.
City, State, Zip	Lantana, FL 33462
Country	United States
Phone	561-588-2027
Fax	561-582-9419

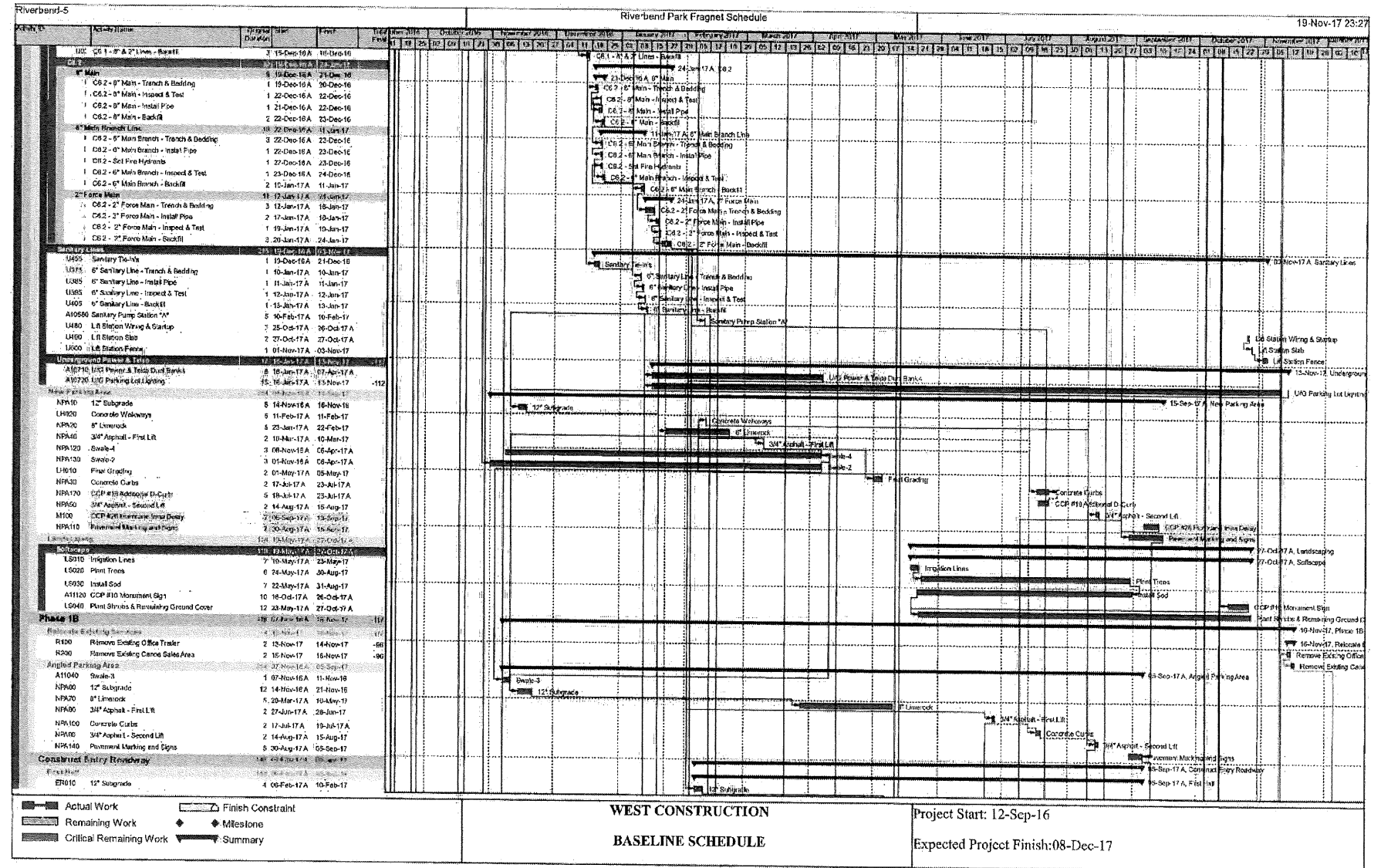
Owner	
Contact	Dave Dolan
Company	PALM BEACH COUNTY CID
Address	2633 VISTA PARKWAY
City, State, Zip	WEST PALM BEACH, FL 33411
Country	
Phone	233-0200
Fax	233-0270

Description of the proposed change:
Hurricane Irma Delay 9/6 - 9/13

Net Amount of this Proposed Change: **\$0.00**
The Contract time due to this Change Proposal Request has increased by 7 Working Days
This document, when fully executed as accepted, shall constitute authorization to proceed with the work described herein.

Submitted By	Response: <input type="checkbox"/> Accept <input type="checkbox"/> Do Not Accept
<u>West Construction, Inc.</u> Company	<u>PALM BEACH COUNTY CID</u> Company
By _____	By _____
Date _____	Date _____

Company Financial and Schedule Impact Details					
Item No.	Item Description	Quantity	Unit	Unit Price	Total Price
					Subtotal = \$0.00
					Tax = \$0.00
					Total = \$0.00



SCHEDULE 1
LIST OF PROPOSED SBE-M/WBE PARTICIPATION

PROJECT NAME OR BID NAME: RIVERBEND PARK
NAME OF PRIME BIDDER: WEST CONSTRUCTION
CONTACT PERSON: KAREY WRIGHT
BID OPENING DATE: 6/14/2016

PROJECT NO. OR BID NO.: 11201
ADDRESS: 820 N. 4TH ST LANTANA, FL. 33462
PHONE NO.: 561-588-2027 FAX NO.: 561-582-9419
USER DEPARTMENT: _____

THIS DOCUMENT IS TO BE COMPLETED BY THE PRIME CONTRACTOR AND SUBMITTED WITH BID PACKET. PLEASE LIST THE NAME, CONTACT INFORMATION AND DOLLAR AMOUNT AND/OR PERCENTAGE OF WORK TO BE COMPLETED BY ALL SBE -M/WBE's ON THIS PROJECT. IF THE PRIME IS AN SBE-M/WBE, PLEASE ALSO LIST THE NAME, CONTACT INFORMATION AND DOLLAR AMOUNT AND/OR PERCENTAGE OF WORK TO BE COMPLETED BY THE PRIME ON THIS PROJECT. THE PRIME AFFIRMS THAT IT WILL MONITOR THE SBES LISTED TO ENSURE THE SBES PERFORM THE WORK WITH ITS OWN WORKFORCE.

Name, Address and Phone Number		(Check one or both Categories)		DOLLAR AMOUNT AND/OR PERCENTAGE OF WORK				
		<u>M/WBE</u> Minority Business	<u>SBE</u> Small Business	Black	Hispanic	Women	Caucasian	Other (Please Specify)
1.	NO PARTICIPANTS	<input type="checkbox"/>	<input checked="" type="checkbox"/>					
2.		<input type="checkbox"/>	<input type="checkbox"/>					
3.		<input type="checkbox"/>	<input type="checkbox"/>					
4.		<input type="checkbox"/>	<input type="checkbox"/>					
5.		<input type="checkbox"/>	<input type="checkbox"/>					

(Please use additional sheets if necessary)

Total

Total Bid Price \$ CCP #26 \$0.00

Total SBE-M/WBE Participation Dollar Amount and/or Percentage of Work _____

I hereby certify that the above information accurate to the best of my knowledge:

KAREY WRIGHT
Signature

PROJECT MANAGER
Title

- NOTE: 1. The amount listed on this form for a SBE-M/WBE Prime or Subcontractor must be supported by price or percentage listed on the signed Schedule 2 or signed proposal in order to be counted toward goal attainment.
2. Firms may be certified by Palm Beach County as an SBE and/or M/WBE. If firms are certified as both an SBE and M/WBE, please indicate the dollar amount and/or percentage under the appropriate category.
3. M/WBE information is being collected for tracking purposes only.