

PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: August 20, 2019 [x] Consent [] Regular [] Workshop [] Public Hearing
Department: Engineering & Public Works Department
Submitted By: Roadway Production Division
Submitted For: Roadway Production Division

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve:

- A) the First Amendment to the Congress Avenue from north of Northlake Boulevard to Alternate A-1-A (Project) contract (R2013-1537) with Kimley-Horn and Associates, Inc. (KHA), to update language in sections 5.2, 7.1, 7.13, 9, 12, and 20; and add section 21; and
B) Supplement Number 1 (Supplement) to the contract with KHA in the amount of \$463,485.86 for professional services for the preparation of design plans and construction bid documents.

SUMMARY: Approving the First Amendment will update the language of the payment section, termination section, access and audits section, criminal history records check section, non-discrimination section, scrutinized companies section and add the vendor self service registration required section to be compliant with current Palm Beach County standards. Approval of the supplement will compensate the consultant for additional professional engineering services that were necessary to address alignment changes to both the north and south segments of the Project. The Florida Department of Transportation will provide matching funds (not to exceed \$3,130,000) for design and right-of-way for the Project in accordance with the County Incentive Grant Program Agreements dated October 24, 2013 (R2013-1291), and May 31, 2016 (R2016-0609). The solicitation for design professionals was advertised on June 3, 2012 and June 10, 2012, according to the Small Business Enterprise (SBE) Ordinance in place at the time, with final selection taking place on September 6, 2012. The SBE goal for all contracts is 15%. KHA committed to 20.70% SBE participation, and their overall SBE participation to date is 18.38%, with 17.74% SBE participation proposed for this supplement. KHA has its corporate office located in Raleigh, North Carolina and has offices based in Palm Beach County (County). District 1 (YBH)

Background and Justification: On November 5, 2013, the Board of County Commissioners (BCC) approved contract R2013-1537 with KHA to provide professional services necessary for the Project. (Continued on page 3)

Attachments:

- 1. Location Sketch
2. First Amendment (2)
3. Supplement Number 1 with Exhibits A, B and C with Certificate of Insurance (2)

Recommended by: [Signature] County Engineer Date 7/19/2019

Approved By: [Signature] Assistant County Administrator Date 8/1/19

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2019	2020	2021	2022	2023
Capital Expenditures	\$ 648,886	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	\$ 648,886	-0-	-0-	-0-	-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 3501 Dept 361 Unit 1369 Object 6505

Recommended Sources of Funds/Summary of Fiscal Impact:

Road Impact Fee Zone 1 Fund
 Congress Ave/Northlake to Alt. A1A

New Task Authorization

Basic Services	\$ 296,394.57
Reimbursable Services	\$ 71,799.00
Optional Services	\$ 95,292.29
Total	\$ 463,485.86

Staff Costs

Roadway Production	\$ 92,700.00
Right of Way	\$ 23,175.00
Survey	\$ 23,175.00
Traffic	\$ 46,350.00
Total Fiscal Impact	\$ 648,885.86

C. Departmental Fiscal Review:

Alice Kovalainen

III. REVIEW COMMENTS

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

Robert Brown 7/22/19
 OFMB 7/19

Dr. J. Jacob 7/25/19
 Contract Dev. and Control 7/25/19 JD

B. Approved as to Form and Legal Sufficiency:

M. Herman 7/30/19
 Assistant County Attorney

C. Other Department Review:

 Department Director

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

Background and Justification: (Continued from page 1)

The County now desires KHA to perform the professional services as detailed in Exhibit A of the supplement. The fee, as detailed in Exhibit B of the supplement, has been negotiated as just and reasonable compensation as follows:

Basic Services (Lump Sum)	\$296,394.57	(Analysis and Design of Alternative Roadway and Roundabout Alignments, Utility Coordination, Environmental Permitting, Drainage, Final Design Cure, Update Plan and Profile Sheets).
Reimbursable Services (Not to Exceed)	\$ 71,799.00	(Topographic Survey, Subsurface Utility Exploration, Permit Fees).
Optional Services (Not to Exceed)	\$ 95,292.29	(Post Design for Pond Siting, Protected Species Survey, Phase I Environmental Analysis, Legal Descriptions and Sketches).
Total:	<u>\$463,485.86</u>	

After reviewing the supplement and finding it in proper order, the Engineering Department recommends BCC approval.