

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

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**Meeting Date:** September 15, 2020  Consent  Regular  
 Workshop  Public Hearing

**Department:** Engineering & Public Works Department  
**Submitted By:** Engineering & Public Works Department  
**Submitted For:** Roadway Production Division

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**I. EXECUTIVE BRIEF**

**Motion and Title: Staff recommends motion to approve:**

- A) a contract with American Consulting Engineers of Florida, LLC (ACE), in the amount of \$517,780.99 for professional engineering services for Westgate Avenue from Wabasso Drive to Congress Avenue (Project); and
- B) a budget amendment of \$945,949 in the capital outlay fund to recognize reimbursement funding from Westgate Belvedere Homes Community Redevelopment Agency (CRA) and appropriate it to the Project.

**SUMMARY:** Approval of this contract and budget amendment will provide the professional services necessary to prepare design plans and construction bid documents to reduce Westgate Avenue from a 5-lane roadway to a 3-lane roadway, and provide wider sidewalks and bike lanes. The Affirmative Procurement Initiatives selected for this contract on June 5, 2019 by the Goal Setting Committee are a 20% minimum mandatory Small Business Enterprise (SBE) participation and an SBE evaluation preference. ACE agreed to 23% SBE participation during selection for the contract but surpassed it with 27.95% during negotiation. The CRA received a Local Agency Program (LAP) federal grant through the Florida Department of Transportation (FDOT) for construction of the Project. The CRA is responsible for funding the design and any overruns. FDOT requires Palm Beach County (County) to perform the design and construction as the LAP certification holder in support of the CRA's Project. Approval of the budget amendment will recognize reimbursement funding for the Project from the CRA. ACE is a Palm Beach County based company. District 7 (YBH)

**Background and Justification:** On November 20, 2019, the Consultant's Competitive Negotiations Act Selection Committee selected ACE and, in accordance with PPM No. CW-O-048, the Board of County Commissioners (BCC) was notified of the selection on November 21, 2019. The County is now contracting with ACE to provide professional services necessary for the Project. The fee, as detailed in **Exhibit B** of the attached contract, has been negotiated as just and reasonable compensation as follows:

Basic Services (Lump Sum)	\$402,001.59	(Roadway, Drainage, and Signal Analysis and Plans, Utility Coordination, Survey, Permitting, Signing & Pavement Marking)
Reimbursable Services (Not to Exceed)	\$38,423.88	(Permit Fees, Prints)
Optional Services (Not to Exceed)	<u>\$77,355.52</u>	(Post Design, Structural Post Design)
Total:	\$517,780.99	

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

**Attachments:**

1. Location Map
2. Contract with Exhibits A, B, C, D & Ebix Insurance Compliance (2)
3. Budget Amendment

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Recommended by: YBH/TEL David Z... Date 8/17/2020  
 County Engineer

Approved By: Pal Date 8/18/20  
 Assistant County Administrator

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	2020	2021	2022	2023	2024
Capital Expenditures	<u>\$945,949</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Operating Costs	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
External Revenues	<u>(\$945,949)</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Program Income (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
In-Kind Match (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
NET FISCAL IMPACT	<u>\$**</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____
Is Item Included in Current Budget?				Yes	No X
Does this item include the use of federal funds?				Yes	No X

Budget Account No:  
Fund 3900 Dept 361 Unit 1950 Object 8101/6943

Recommended Sources of Funds/Summary of Fiscal Impact:  
Capital Outlay Fund  
Westgate Avenue from Wabasso Drive to Congress Avenue

New Task Authorization		
Basic Services	\$	402,001.59
Reimbursables	\$	38,423.88
Optional Services	\$	77,355.52
Total Task Authorization	\$	517,780.99
Staff Charges		
Roadway Production	\$	103,556.20
Right-of-Way	\$	25,889.05
Survey	\$	25,889.05
Traffic	\$	51,778.10
Contingency	\$	221,055.41
Total	\$	945,948.80
Funding Westgate Belvedere CRA	(\$	945,948.80)
Fiscal Impact	\$	-0-

**Note:** Funded by Westgate Belvedere Homes CRA: \$945,948.80 check # 11987, dated 7/14/2020

C. Departmental Fiscal Review: \_\_\_\_\_ *Ahworth*

**III. REVIEW COMMENTS**

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

<p><u><i>David R. [Signature]</i></u> 8/14/2020 OFMB <i>[Signature]</i></p>	<p><u><i>Eric J. [Signature]</i></u> Contract Dev. and Control <i>8-26-20 [Signature]</i></p>
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**B. Approved as to Form and Legal Sufficiency:** *8/21/20*  
*John [Signature]* for *L. Herman*  
Assistant County Attorney

**C. Other Department Review:**  
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Department Director

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