

Agenda Item #: 34-17

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

Meeting Date: November 17, 2020 [X] Consent [ ] Regular  
[ ] Ordinance [ ] Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

**Motion and Title: Staff recommends motion to approve:** Amendment No. 6 to the continuing contract with The Weitz Company, LLC (R2016-0763) establishing a Guaranteed Maximum Price (GMP) in the amount of \$2,637,378 for construction management (CM) services for the Water Utilities Department Water Treatment Plants No. 2, 3, 8, 9 and 11 Sodium Hypochlorite Shade Structures project for a period of 311 calendar days from notice to proceed or until the project is complete.

**Summary:** On June 21, 2016, the Board of County Commissioners approved the continuing CM contract with The Weitz Company, LLC for construction management services for capital projects under \$4,000,000. The Palm Beach County Health Department has mandated that the Water Utilities Department add shade structures over all of the Sodium Hypochlorite tanks at five (5) water treatment plants throughout Palm Beach County in accordance with section 5.4.4.a.2 of the Recommended Standards for Water Works. These standards dictate that sodium hypochlorite storage containers shall be located out of the sunlight in a cool area and vented to the outside. Amendment No. 6 authorizes installation of shade structures which will allow access to the top of the tanks for maintenance and refilling of the tanks at each site and that can withstand hurricane force winds of 120 MPH. The installation of the shade structures ensures that the correct percentage of chlorine in each tank is maintained at the required percentage for the treatment of potable water. The continuing CM contract was awarded pursuant to the Small Business Enterprise (SBE) ordinance but this GMP, having been initiated after January 1, 2019, is subject to the requirements of the Equal Business Opportunity (EBO) ordinance. The Construction Manager is not an SBE. The continuing CM contract was presented to the Goal Setting Committee on February 20, 2019 and an Affirmative Procurement Initiative (API) of 20% SBE participation was applied to the contract. SBE participation for this amendment is 10.01%. To date, the overall SBE participation for the contract is 20.88%. The Weitz Company, LLC is a Palm Beach County business. This amendment will be funded from the Capital Improvement fund. (Capital Improvements Division) Districts 2, 5 and 6 (LDC)

**Background & Justification:** CM at Risk is a project delivery method where the CM provides design phase assistance, evaluation of cost and schedule including the implications of alternate designs, systems and materials on cost and schedule, and serves as the general contractor bidding the subcontracts for construction. In accordance with the Recommended Standards for Water Works, the shade structures are required to ensure that the correct percentage of chlorine in each tank is maintained for the treatment of potable water.

**Attachments:**

- 1. Location Map
- 2. Budget Availability Statement
- 3. GMP Amendment No. 6
- 4. The Weitz Company, LLC Contract History

Recommended By: *Sammi P. Ayala-Gallardo* 10/29/20  
*Deputy Director* JGJ Date

Approved By: *VPBake* 11/6/2020  
County Administrator Date

**II. FISCAL IMPACT ANALYSIS**

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

Fiscal Years	2021	2022	2023	2024	2025
Capital Expenditures	\$2,691,138	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<b>\$2,691,138</b>	_____	_____	_____	_____

**# 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 4011 Dept 721 Unit W006 Object 6502

Construction ..... \$2,637,378.00  
 Staff Cost ..... \$ 53,760.00  
 Total ..... \$2,691,138.00


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

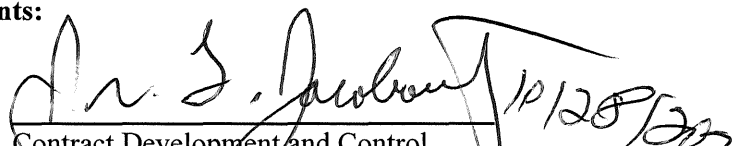
The funding source for this work is from the Capital Improvement fund.

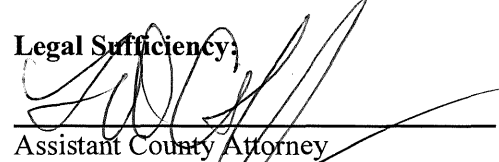
C. Departmental Fiscal Review: 

**III. REVIEW COMMENTS**

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

 10/23/2020  
 OFMB   cc   10/22 DR 10/23 LM 10/22

 10/28/2020  
 Contract Development and Control  
 10-28-2020

**B. Legal Sufficiency:**  
  
 Assistant County Attorney

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

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