

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

Meeting Date: February 2, 2021	<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Regular
	<input type="checkbox"/> Ordinance	<input type="checkbox"/> Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Change Order No. 3 to Amendment No. 12 of the continuing contract with Robling Architecture Construction, Inc. (R2020-0762) decreasing the Guaranteed Maximum Price (GMP) for construction management services for the Fire Rescue Station No. 28 Re-roof project in the amount of \$113,475.61.

Summary: On October 22, 2019, the Board of County Commissioners (Board) approved Amendment No. 12 (R2020-1621) to the contract with Robling Architecture Construction, Inc. in the amount of \$762,460 for a complete re-roof of the fire rescue building to include heating, ventilation, air conditioning (HVAC) curb replacements, new roof insulation and rainwater drainage improvements. There is \$113,475.61 remaining as a result of unused allowances and unused contractor contingency. All savings will be returned to the Fire Rescue Improvement fund. The Construction Manager (CM) was selected pursuant to the Small Business Enterprise (SBE) Ordinance, but the GMP, having been initiated after January 1, 2019, is subject to the requirements of the Equal Business Opportunity (EBO) Ordinance. This continuing construction management contract was presented to the Goal Setting Committee on February 20, 2019 and the Committee established an Affirmative Procurement Initiative (API) of a mandatory 20% Small Business Enterprise (SBE) subcontracting goal on the contract. The CM is a SBE and a Palm Beach County business utilizing all local subcontractors. To date, the overall SBE participation for Amendment No. 12 is 78.38%. **(Capital Improvements Division) District 6 (LDC)**

Background & Justification: CM at Risk is a project delivery method where the construction manager 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. After reconciliation of the final construction costs, a credit of \$113,475.61 is being returned to the County.

- Attachments:**
- 1. Location Map
 - 2. Budget Availability Statement
 - 3. Contract History
 - 4. Change Order No. 03

Recommended By:		
	Department Director	Date

Approved By:		
	County Administrator	Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2021	2022	2023	2024	2025
Capital Expenditures	(\$113,475)				
Operating Costs					
External Revenues					
Program Income (County)					
In-Kind Match (County)					
NET FISCAL IMPACT	*(\$113,475)				

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 3700 **Dept** 441 **Unit** F113 **Object** 6502

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

The contract price will be reduced by \$113,475.61 to account for the credit.

C. Departmental Fiscal Review:

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development Comments:

OFMB Fiscal and/or Contract Development


Handwritten: 1/2/21

Handwritten: 2/1/21

OFMB

Contract Development and Control

B. Legal Sufficiency:

Legal Sufficiency:

 Assistant County Attorney

C. Other Department Review:

Department Director

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

LOCATION MAP

Project No.: 18313

Project Name: Fire Station No. 28 Re-roofing Project

Location: 1040 Royal Palm Beach Blvd Royal Palm Beach, FL



BUDGET AVAILABILITY STATEMENT

REQUEST DATE: 10/16/2020 REQUESTED BY: Gus Arnold PHONE: 233-0275

PROJECT TITLE: Fire Rescue Station No. 28 Reroof
(Same as CIP or IST, if applicable)

ORIGINAL CONTRACT AMOUNT: N/A - Annual
EFDO #2019-039050

IST PLANNING NO.:
BCC RESOLUTION#: R2016-0762
DATE: 06/21/16

REQUESTED AMOUNT: (\$113,475.61)
CSA or CHANGE ORDER NUMBER: Change Order #3

LOCATION: 1040 Royal Palm Beach Boulevard, RPB BUILDING NUMBER:

DESCRIPTION OF WORK/SERVICE LOCATION:

PROJECT/~~W.O.~~ NUMBER: 18313

CONSULTANT/CONTRACTOR: Robling Architecture Construction, Inc.

PROVIDE A BRIEF STATEMENT OF THE SCOPE OF SERVICES TO BE PROVIDED BY THE CONSULTANT/CONTRACTOR:

1. CCP #003: Final Reconciliation of unused funds..... (\$113,475.61)

CONSTRUCTION	(\$113,475.61)
PROFESSIONAL SERVICES	\$
STAFF COSTS*	\$
EQUIP. / SUPPLIES	\$
CONTINGENCY	\$
TOTAL	(\$113,475.61)

** By signing this BAS your department agrees to these CID staff charges and your account will be charged upon receipt of this BAS by FD&O. Unless there is a change in the scope of work, no additional staff charges will be billed. If this BAS is for construction costs of \$250,000 or greater, staff charges will be billed as actual and reconciled at the end of the project. If the project requires Facilities Management or ESS staff your department will be billed actual hours worked upon project completion.*

BUDGET ACCOUNT NUMBER(S) (Specify distribution if more than one and order in which funds are to be used):

FUND: 3700 DEPT: 441 UNIT: FIR OBJ: 6502

IDENTIFY FUNDING SOURCE FOR EACH ACCOUNT: (check and provide detail for all that apply)

- ☒ Ad Valorem (Amount \$ _____) ☐ Infrastructure Sales Tax (Amount \$ _____)
☐ State (source/type: _____ Amount \$ _____) ☐ Federal (source/type: _____ Amount \$ _____)
☐ Grant (source/type: _____ Amount \$ _____) ☐ Impact Fees: (Amount \$ _____)
☐ Other (source/type: _____ Amount \$ _____)

Department: Fire Rescue

BAS APPROVED BY: [Signature]

DATE 11-25-2020

ENCUMBRANCE NUMBER: _____

CHANGE ORDER HISTORY
FIRE RESCUE STATION NO. 28 REROOF
PROJECT #18313

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	Contract Value	Contract Sch 1	%
									\$771,840.00	\$550,008.00	71.26%
1	CCP #1 - Labor & material for removal and replacement of light-weight concrete insulation.	3/2/2020	\$11,268.41			0			\$11,268.41	\$11,268.41	100.00%
2	CCP #2 - Labor & material for removal and replacement of existing corroded metal roof decking at Apparatus Bay exterior cantilever soffits.	4/7/2020	\$8,416.49			15			\$8,416.49	\$8,416.49	100.00%
3	CCP #3 - Return of unused funds (final reconciliation)	Pending			-\$113,475.61			0	-\$113,475.61	-\$38,264.71	33.72%
		Totals	\$19,684.90	\$0.00	-\$113,475.61	15	0	0	\$678,049.29	\$531,428.19	78.38%
			DIR + CRC DOLLARS TO DATE				DIR + CRC TOTAL DAYS TO DATE				
			\$19,684.90				15				

ORIGINAL CONTRACT PRICE (TO #12)	\$9,380.00
AMENDMENT #12	\$762,460.00
PREVIOUS CHANGE ORDERS (1&2)	\$19,684.90
THIS CHANGE ORDER (CO #3)	-\$113,475.61
ADJUSTED CONTRACT PRICE	\$678,049.29

CHANGE ORDER BRIEF
FIRE RESCUE STATION NO. 28 ROOF REPLACEMENT
PROJECT NO. 18313
NOVEMBER 16, 2020
R2019-1621

Prime Contractor Robling Architecture Construction, Inc.
Change Order No. 03
Change Order Amount(\$113,475.61)
Changed Contract Time 0 calendar days

Description of Construction Change Proposals (CCPs):

1. CCP #003: Final Reconciliation of unused funds..... (\$113,475.61)

Reason for Change and Code:

1. CCP #003: (Q) Return of unused contingency and line item adjustments to the owner.

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: \$0.00

SUBMITTED:

	12-08-2020
Gus Arnold, Project Manager	Date
Capital Improvements Division	

If applicable:

Original S/M/WBE participation for this Project: 71.26%
S/M/WBE participation for this Change Order: 33.72%
Revised S/M/WBE participation for Project after adjusted for Change Order: 78.38%

PALM BEACH COUNTY

CHANGE ORDER

ISSUED TO:Robling Architecture Construction, Inc.
101 Walker Avenue
Greenacres, FL 33463

CHANGE ORDER NO.:03

AMENDMENT NO.:12 (R2019-1621)

PROJECT NAME:Fire Rescue Station No. 28 Roof
Replacement

REFERENCE CCP NO.:02

RESOLUTION NO.:R2016-0762 (Annual)

PROJECT NO.18313

DISTRICT NO.:6

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:

1. CCP #003: Final Reconciliation of unused funds..... (\$113,475.61)

CONTRACT PRICE

Original Contract Price (TO #20):\$9,380.00

Amendment #12:\$762,460.00

Previous CO # 1 through 2 :\$19,684.90

This Change Order No. 3 :(\$113,475.61)

ADJUSTED Contract Price:\$678,049.29

COMPLETION DATE

Contract Completion Date will be increased by 0 calendar days.

Contract Notice to Proceed Date:11/04/2019

Contract Substantial Completion Date:03/18/2020


ADJUSTED Substantial Completion Date:N/A

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:

Robling Architecture Construction, Inc.

Contractor

By:

Print Name: Damon A Robling


Title: PresidentDate: 11/19/2020

DESIGN PROFESSIONAL

The above changes are recommended for approval by the Owner:

Colome & Associates, Inc.

Design Professional

By:

Print Name: Joe Colome

Title: Project ManagerDate: 11/19/2020

PALM BEACH COUNTY

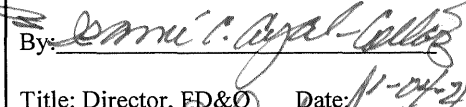
Recommended By:

By:

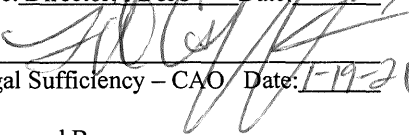
Title: Project ManagerDate: 12-8-20

By:

Title: Director – CIDDate: 12-30-20

By:


Title: Director, FD&ODate: 1-14-21

By:

Approved By:

By:

Title: Mayor, BCCDate:

PALM BEACH COUNTY	
CONSTRUCTION CHANGE PROPOSAL (CCP)	
TO: Palm Beach County 2633 Vista Parkway West Palm Beach, FL 33411	CCP NUMBER: 03 DATE: 04/27/2020 PROJECT NAME: FS #28 Roof Replacement PROJECT NUMBER: 18313 CONTRACT NUMBER: R-2018-0846
ATTENTION: Gus Arnold	
REFERENCE: Return of Unused Funds	
We propose to accomplish the MODIFICATIONS identified in FIELD BULLETIN FB # <u>n/a</u> and as described herein. Except as modified below, the original contract and all prior amendments shall remain in full force and effect.	
DESCRIPTION: Return of unused funds.	
PROPOSED CONTRACT PRICE CHANGE (DECREASE) \$ 113,475.61	
PROPOSED CONTRACT TIME CHANGE (INCREASE) days	
PROPOSED NEW SUBSTANTIAL COMPLETION _____ date	
DISTRIBUTION:	FROM: <u>Robling Architecture Construction, Inc.</u> CONTRACTOR SIGNED:  DATE: 04/27/2020

PALM BEACH COUNTY	
CCP CALCULATION SHEET	
TO: Palm Beach County 2633 Vista Parkway West Palm Beach, FL 33411	CCP NUMBER: 03 DATE: 04/27/2020 PROJECT NAME: FS #28 Roof Replacement PROJECT NUMBER: 18313 CONTRACT NUMBER: R-2018-0846
ATTENTION: Gus Arnold	
REFERENCE: Return of Unused Funds	

Item	Description	Labor Unit Cost	Labor Qty	Labor Total	Material Unit Cost	Material Qty	Material Total	Total Cost / Subcontractor Cost
1	General Conditions							(\$ 30,361.99)
2	Payment & Performance Bond							(\$ 272.61)
3	Builders Risk Insurance							(\$ 7,630.11)
4	Steel Deck Infill							(\$ 3,750.00)
5	Steel Angle at RTU Curbs Allowance							(\$ 5,000.00)
6	Rough Carpentry							(\$ 7,068.40)
7	Roofing							(\$ 16,100.00)
Total								

PALM BEACH COUNTY	
CCP CALCULATION SHEET	
TO: Palm Beach County 2633 Vista Parkway West Palm Beach, FL 33411	CCP NUMBER: 03 DATE: 04/27/2020 PROJECT NAME: FS #28 Roof Replacement PROJECT NUMBER: 18313 CONTRACT NUMBER: R-2018-0846
ATTENTION: Gus Arnold	
REFERENCE: Return Unused Funds	

Item	Description	Labor Unit Cost	Labor Qty	Labor Total	Material Unit Cost	Material Qty	Material Total	Total Cost / Subcontractor Cost
8	Acoustical Ceiling Allowance							(\$ 3,500.00)
9	Storm Drain							(\$ 4,592.50)
10	Concrete Repairs							(\$ 5,200.00)
11	Landscape & Irrigation Repairs							(\$ 5,000.00)
12	Owner Contingency							(\$ 25,000.00)
Total								(\$ 113,475.61)

VENDOR'S NAME & # ROBLING
PROJECT NAME & #: F.S.#28 ROOF
ACCOUNT #: 3700-441-F113-6502
ORIGINAL CONTRACT PO NUMBER
AMOUNT

VC-103416
#18313
RETAINAGE AMOUNT
AMOUNT PAID
CONTRACT BAL

TASK ORDER 20 052219-502 9,380.00
AMEND.12 762,460.00
CHANGE ORDER # 1 11,268.41
CHANGE ORDER # 2 8,416.49

ADJUSTED CONTRACT
AMOUNT
PAYMENTS:

791,524.90

1	11/20/19	9,140.55	0.00	9,140.55
2	01/07/20	121,505.60	8,916.57	112,589.03
3	01/08/20	135,121.03	11,776.90	123,344.13
4	02/11/20	153,173.40	13,582.13	139,591.27
5	04/02/20	211,164.34	18,254.39	192,909.95
6	05/14/20	47,550.68	-46,688.84	94,239.52
7				

TOTALS 113,869.30 5,841.15 671,814.45 119,710.45

TOTAL COMPLETED 677,655.60

SCHEDULE 1
LIST OF PROPOSED SBE-M/WBE PARTICIPATION

PROJECT NAME OR BID NAME: FS #28 Roof Replacement
NAME OF PRIME BIDDER: Robling Architecture Construction, Inc.
CONTACT PERSON: Jeremy Sullivan
BID OPENING DATE: N/A

PROJECT NO. OR BID NO.:
ADDRESS: 101 Walker Avenue, Greenacres, FL 33463
PHONE NO.: 561-649-6705 FAX NO.: 561-649-6748
USER DEPARTMENT: PBC Capital Improvements Division

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.

Table with 7 columns: Name, Address and Phone Number, M/WBE (Minority Business), SBE (Small Business), and Dollar Amount and/or Percentage of Work (Black, Hispanic, Women, Caucasian, Other). Rows include Robling Architecture Construction, Unused Steel Deck Infill, Unused Rough Carpentry, Unused Roofing, and Unused Storm Drain.

Total Bid Price \$
Total SBE-M/WBE Participation Dollar Amount and/or Percentage of Work
Signature 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.

See page 2 for totals

SCHEDULE 1
LIST OF PROPOSED SBE-M/WBE PARTICIPATION

PROJECT NAME OR BID NAME: FS #28 Roof Replacement
NAME OF PRIME BIDDER: Robling Architecture Construction, Inc.
CONTACT PERSON: Jeremy Sullivan
BID OPENING DATE: N/A

PROJECT NO. OR BID NO.:
ADDRESS: 101 Walker Avenue, Greenacres, FL 33463
PHONE NO.: 561-649-6705 FAX NO.: 561-649-6748
USER DEPARTMENT: PBC Capital Improvements Division

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.

(Check one or both Categories)			DOLLAR AMOUNT AND/OR PERCENTAGE OF WORK				
Name, Address and Phone Number	M/WBE	SBE	Black	Hispanic	Women	Caucasian	Other (Please Specify)
	Minority Business	Small Business					
1. Unused Allowances	<input type="checkbox"/>	<input type="checkbox"/>					(\$8,500.00)
2. Unused Concrete Repairs	<input type="checkbox"/>	<input type="checkbox"/>					(\$5,200.00)
3. Unused Landscape & Irrigation Repairs	<input type="checkbox"/>	<input type="checkbox"/>					(\$5,000.00)
4. Owner Contingency	<input type="checkbox"/>	<input type="checkbox"/>					(\$25,000.00)
5.	<input type="checkbox"/>	<input type="checkbox"/>					
(Please use additional sheets if necessary)							
Total						(\$38,264.71)	(\$75,210.90)

Total Bid Price \$ (\$113,475.61)

Total SBE-M/WBE Participation Dollar Amount and/or Percentage of Work (\$38,264.71)

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

- 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.

OEBO LETTER OF INTENT – SCHEDULE 2

A completed Schedule 2 is a binding document between the Prime Contractor/consultant and a Subcontractor/subconsultant (for any tier) and should be treated as such. The Schedule 2 shall contain bolded language indicating that by signing the Schedule 2, both parties recognize this Schedule as a binding document. All subcontractors/subconsultants, including any tiered subcontractors/subconsultants, must properly execute this document. Each properly executed Schedule 2 must be submitted with the bid/proposal.

SOLICITATION/PROJECT NUMBER: 18313

SOLICITATION/PROJECT NAME: Fire Rescue Station #28 Roof Replacement

Name of Prime: Robling Architecture Construction Inc

(Check box(s) that apply)

☒SBE ☐ WBE ☐ MBE ☐ M/WBE ☐ Non-S/M/WBE Date of Palm Beach County Certification (if applicable): 6/27/18-6/26/2021

The undersigned affirms they are the following (select one from each column):

Column 1

Column 2

☒Male ☐Female ☐African-American/Black ☐Asian American ☒Caucasian American ☐Hispanic American ☐Native American

S/M/WBE PARTICIPATION – S/M/WBE Primes must document all work to be performed by their own work force on this form. Failure to submit a properly executed Schedule 2 for any S/M/WBE participation may result in that participation not being counted. Specify in detail, the scope of work to be performed or items supplied with the dollar amount and/or percentage for each work item. S/M/WBE credit will only be given for the areas in which the S/M/WBE is certified. A detailed proposal may be attached to a properly executed Schedule 2.

Line Item	Item Description	Unit Price	Qty./Units	Contingencies/ Allowances	Total Price/Percentage
	Return of Unused GC, Insurance & P&P Bond				(\$38,264.71)


The undersigned Subcontractor/subconsultant is prepared to self-perform the above-described work in conjunction with the aforementioned project at the following total price or percentage: (\$38,264.71)

If the undersigned intends to subcontract any portion of this work to another Subcontractor/subconsultant, please list the business name and the amount below accompanied by a separate properly executed Schedule 2.

Name of 2nd/3rd tier Subcontractor/subconsultant Price or Percentage:

Robling Architecture Construction, Inc.

Print name of Prime

By:  Authorized Signature

Damon A Robling

Print name


President

Title

Date: 10/19/2020

Robling Architecture Construction, Inc

Print name of Subcontractor/subconsultant

By:  Authorized Signature

Damon A Robling

Print name

President

Title

Date: 10/19/2020