

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

**Meeting Date: May 4, 2021**

**Consent**

**Regular**

**Ordinance**

**Public Hearing**

**Department: Facilities Development & Operations**

**I. EXECUTIVE BRIEF**

**Motion and Title: Staff recommends motion to approve:** Amendment No. 2 to the construction management contract with Kaufman Lynn Construction, Inc. (R2019-0849) in the amount of \$1,940,675.27 for the Canyon District Park project – Phase 1A establishing a Guaranteed Maximum Price (GMP) for Construction Management Services for a period of 290 days from notice to proceed or until project is complete.

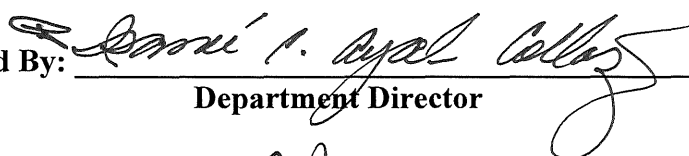
**Summary:** On June 18, 2019, the Board of County Commissioners (Board) approved the contract with Kaufman Lynn Construction, Inc. for construction management services for the Canyon District Park project located at 8802 Boynton Beach Boulevard, Boynton Beach. The surge of ongoing residential development in the Western Boynton Beach area has prompted the need for additional recreational facilities. On December 8, 2020, the Board approved Amendment No. 1 (R2020-1812) for the construction of three (3) soccer/multipurpose fields, a restroom/concessions facility, two (2) retention/recreational lakes, a twelve (12) station fitness trail, and associated parking. Additionally, Amendment No. 1 includes clearing, grubbing, leveling and seeding the remainder of the property in order to complete and ensure the effectiveness of the drainage for Phase 1 and the entire property. Amendment No. 2 consists of construction management services for a maintenance facility. The maintenance facility, originally slated for construction during phase 2, is being constructed concurrently with phase 1 to support the preceding facilities constructed under Phase 1 while completing the program for the Phase 2 portion of the project. The solicitation for the Construction Manager (CM) was advertised on January 28, 2018 according to the Small Business Enterprise (SBE) Ordinance in place at the time, but this GMP, having been initiated after January 1, 2019, is subject to the requirements of the Equal Business Opportunity (EBO) Ordinance. The CM is not a certified Small/Minority/Women Owned Business (S/M/WBE), but has partnered with M.C.O. Construction and Services, Inc., an MBE CM. On November 4, 2020, prior to subcontractor advertisement and bidding, the Goal Setting Committee applied an Affirmative Procurement Initiative (API) to the construction subcontracts of 20% SBE participation, of which 5% must be a Minority Business Enterprise (MBE), African American or Hispanic. SBE participation for Amendment No. 2 is 26.83% of which 6.93% is MBE (African American) participation. To date, the Construction Manager has achieved 21.50% SBE subcontracting participation overall. The CM is a Palm Beach County Business. **The funding sources for this project include the Infrastructure Sales tax fund and the Pack Impact Fees Z-3 fund. (Capital Improvements Division) Countywide/District 5 (LDC)**

**Background & Justification:** Construction Management at Risk is a project delivery method in which the CM provides design phase assistance, evaluation of cost, schedule and implications of alternate designs, systems and materials, and serves as the general contractor bidding the subcontracts for construction. **(Continued on Page 3)**

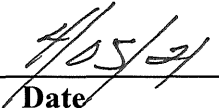
**Attachments:**

- 1. Location Map
- 2. Budget Availability Statement
- 3. GMP Amendment No. 2
- 4. Kaufman Lynn Construction Inc. CM @ Risk Contract History

**Recommended By:**



**Department Director**

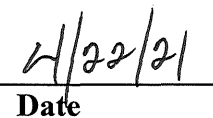


**Date**

**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	\$ _____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<b>\$ _____</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 3950 Dept 581 Unit T122 Object 6502 \$677,642.17  
 Fund 3950 Dept 581 Unit T122 Object 6505 \$ 52,632.00  
 Fund 3603 Dept 581 Unit P793 Object 6502 \$1,321,253.10

CONSTRUCTION \$1,940,675.27  
 STAFF COST \$ 52,632.00  
 CONTINGENCY \$ 58,220.00  
 TOTAL \$2,051,527.27

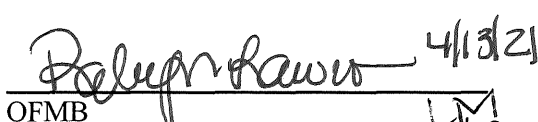
**B. Recommended Sources of Funds/Summary of Fiscal Impact:**


The funding sources for this work is from the Infrastructure Sales tax fund and the Pack Impact Fees Z-3 fund.

C. Departmental Fiscal Review: 

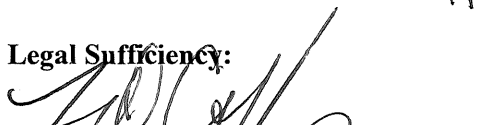
**III. REVIEW COMMENTS**

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

  
 OFMB LM  
4/13

  
 Contract Development and Control 4/20/21  
4-20-21 TW

**B. Legal Sufficiency:**

  
 Assistant County Attorney

**C. Other Department Review:**

\_\_\_\_\_  
 Department Director

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

**Background and Justification:**

Planning for this park commenced in 2005 however, funding for the design and construction of the park did not become available until voters approved the Infrastructure Sales Tax in 2016. Phase 1 authorized the construction of three (3) soccer/multipurpose fields, a restroom/concessions facility, two (2) retention/recreational lakes, a twelve (12) station fitness trail, and parking spaces. Additionally, Phase 1 includes clearing, grubbing, leveling and seeding the remainder of the property in order to complete and ensure the effectiveness of the drainage for Phase 1 and the entire property. Phase 1A authorizes the construction of the maintenance facility. Phase 2 of this project, includes additional soccer/multipurpose fields, baseball/softball fields, running track, restrooms, playground, picnic pavilions, asphalt parking and access roads, which is dependent on the availability of additional funding being allocated to accomplish the same.