

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

Meeting Date: March 8, 2022 [] Consent [X] Regular
[] Workshop [] Public Hearing

Submitted By: Department of Airports

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve:

- (A) a contract (Contract) with Alen Construction Group, Inc. (Alen) in the amount of \$6,900,000 and 460 Calendar Days for the 400 Hz Ground Power Units (GPU) Point of Use project at Palm Beach International Airport (PBI);
- (B) a Budget Amendment in the amount of \$6,900,000 in the Airport's Improvement and Development Fund to recognize \$6,900,000 of Passenger Facility Charge (PFC) Revenue, and provide budget in the amount of \$6,900,000 for project costs; and
- (C) a Budget Transfer of \$6,900,000 in the Airport's PFC Fund to transfer PFC Revenue to the Airport's Improvement and Development Fund; which includes a transfer from Reserves in the amount of \$6,900,000.

Summary: This project was advertised utilizing the County's competitive bid process. On October 27, 2021, two (2) bids were opened for the 400 Hz GPU Point of Use at PBI. Alen is located in Broward County, Florida and has been identified as the lowest responsible/responsive bidder in the amount of \$6,900,000. PBI provides a 400 Hz electrical connection at each jet bridge to power an aircraft when positioned at the gate. There are 28 existing jet bridges between Concourse B and C with 13 bridges located in Concourse B and another 15 bridges located in Concourse C. The 400 Hz distribution that was installed when the Terminal was constructed in 1987 begins by converting 60 Hz to 400 Hz power in the 400 Hz System Central Plants located in each Concourse. After conversion, the 400 Hz power is distributed to the aircraft via 400 Hz gate connection boxes mounted to each jet bridge that provide power to the aircraft. This project includes the replacement of the existing central 400 Hz system, including 400 Hz generators, 400 Hz gate connection boxes, and associated accessories, with new bridge mounted 400 Hz GPU, new electrical switchgear and associated conduits, conductors and accessories. In addition, the doors, exhaust fans, and fan coil units in each central plant room will be replaced. The project was presented to the Goal Setting Committee on August 16, 2021 and an Affirmative Procurement Initiative (API) and due to the limited subcontracting opportunities, a 10% Small Business Enterprise (SBE) Price Preference was applied. Although Alen is a licensed general contractor and a certified Minority Business Enterprise (MBE) and will be performing \$1,509,463.80 of the work, Small/Minority/Women Business Enterprise (S/M/WBE) participation for this project is 2.22% based on the commodity codes assigned to Alen at the time of bid submission. Alen is working with the Office of Equal Business Opportunity to add additional commodity codes; therefore, it is anticipated the actual S/M/WBE participation for this project will exceed 2.22%. Pursuant to changes to Chapter 332, Florida Statutes, effective October 1, 2020, a governing body of a commercial service airport may not approve purchases of contractual services in excess of the Category Five threshold amount of \$325,000 provided in Section 287.017, Florida Statutes, on a consent agenda. This contract exceeds the threshold amount and must be approved on the regular agenda. Countywide (AH)

Background and Policy Issues: Installed during the 1987 Terminal Expansion Project, the 400 Hz system has remained largely unchanged with the exception of the converters. Replacement parts for the existing solid state converters are difficult to obtain as these units have been discontinued and are no longer supported by the manufacturer. In addition, the 400 Hz gate connection boxes mounted to each jet bridge were replaced in 2007 but are nearing the end of service life. Builder's Risk Insurance for this project will be provided by the contractor prior to the start of construction.

1. Three (3) original contracts w/Alen Construction Group, Inc.
2. Bid Tabulation/Engineers and OEBO Compliance Form J
3. Budget Amendment
4. Budget Transfer

Recommended By: *Laura Burke* 2-9-22
 Department Director Date
 Approved By: *LBaker* 2/16/2022
 County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2022	2023	2024	2025	2026
Capital Expenditures	\$6,900,000	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues (Grants)	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	\$6,900,000	_____	_____	_____	_____
# 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 4111 Department 121 Unit A436 Object 6505
 Reporting Category _____

(Handwritten initials)

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

Approval of this item provides budget for the Contract with Alen Construction Group, Inc. In the amount of \$6,900,000. A Budget Amendment recognizing \$6,900,000 of PFC Revenue will provide funding for this project.

C. Departmental Fiscal Review: *(Signature)*

III. REVIEW COMMENTS

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

(Handwritten notes)
 OFMB 9/7 2-16-22

(Signature) 2/16/22
 Contract Dev. and Control
 2-16-22 *(TW)*

B. Legal Sufficiency:

(Signature) 2-16-22
 Assistant County Attorney

C. Other Department Review:

 Department Director

REVISED 11/17

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT)



Detail by Entity Name

Florida Profit Corporation
ALEN CONSTRUCTION GROUP, INC.

Filing Information

Document Number	P12000004012
FEI/EIN Number	80-0775262
Date Filed	01/12/2012
Effective Date	01/06/2012
State	FL
Status	ACTIVE
Last Event	AMENDMENT
Event Date Filed	12/03/2012
Event Effective Date	NONE

Principal Address

5337 Orange Drive
Davie, FL 33314

Changed: 01/10/2019

Mailing Address

5337 Orange Drive
Davie, FL 33314

Changed: 01/10/2019

Registered Agent Name & Address

ALEN, RUBEN
5337 Orange Drive
Davie, FL 33314

Address Changed: 01/20/2020

Officer/Director Detail

Name & Address

Title P

Alen, Ruben
5337 Orange Drive
Davie, FL 33314

Title Treasurer, Secretary

Beltran, Katia
5337 Orange Drive
Davie, FL 33314

Annual Reports

Report Year	Filed Date
2020	01/20/2020
2021	01/19/2021
2022	01/24/2022

Document Images

<u>01/24/2022 -- ANNUAL REPORT</u>	View image in PDF format
<u>01/19/2021 -- ANNUAL REPORT</u>	View image in PDF format
<u>05/25/2020 -- AMENDED ANNUAL REPORT</u>	View image in PDF format
<u>01/20/2020 -- ANNUAL REPORT</u>	View image in PDF format
<u>01/10/2019 -- ANNUAL REPORT</u>	View image in PDF format
<u>03/08/2018 -- AMENDED ANNUAL REPORT</u>	View image in PDF format
<u>01/15/2018 -- ANNUAL REPORT</u>	View image in PDF format
<u>10/02/2017 -- AMENDED ANNUAL REPORT</u>	View image in PDF format
<u>01/10/2017 -- ANNUAL REPORT</u>	View image in PDF format
<u>02/01/2016 -- ANNUAL REPORT</u>	View image in PDF format
<u>01/26/2015 -- ANNUAL REPORT</u>	View image in PDF format
<u>01/21/2014 -- ANNUAL REPORT</u>	View image in PDF format
<u>01/21/2013 -- ANNUAL REPORT</u>	View image in PDF format
<u>12/03/2012 -- Amendment</u>	View image in PDF format
<u>01/12/2012 -- Domestic Profit</u>	View image in PDF format



**Palm Beach County
Compliance Summary Report**

Vendor Number	Vendor Name	AM Best Rating	Insurance Carrier	Policy #	Eff. Date	Exp. Date	Coverage	Contract Number	Contract Name
DX00001693	Alen Construction Group, Inc.	Modified	Compliant					PB 21-14	Alen Construction Group, Inc.
		Ar , X	Monroe Guaranty Insurance Company	CA10000470206	8/14/2021	8/14/2022	Auto Liability		
		Ar , X	National Trust Insurance Company	UMB10001560105	8/14/2021	8/14/2022	Excess Liability		
		Ar , X	Monroe Guaranty Insurance Company	GL10002770604	8/14/2021	8/14/2022	General Liability		
		A , X	FCCI Insurance Company	WC010005904402	8/14/2021	8/14/2022	Workers Comp		

Risk Profile : Standard - General Services-AOA
Required Additional Insured : Palm Beach County Board of County Commissioners
Ownership Entity :

CONTRACT

THIS CONTRACT ("Contract") is made and entered into on _____, between **PALM BEACH COUNTY**, a political subdivision of the State of Florida, by and through its Board of County Commissioners, hereinafter referred to as the "County" or "Owner" and **ALEN CONSTRUCTION GROUP, INC.**, hereinafter referred to as the "CONTRACTOR".

WITNESSETH:

That the said Contractor having been awarded the contract for the:

**PROJECT NAME: 400 Hz GPU Point of Use
PROJECT NO. PB 21-14**

And in accordance with the Contract Documents and for the promises and mutual consideration specified herein, the Contractor hereby covenants and agrees to undertake and execute all of the Work awarded hereunder in a good and workmanlike manner and further agrees to furnish and pay for all materials, labor, supervision, equipment, supplies, fees, expertise, and services necessary to fully complete all Work in accordance with all requirements of the Contract Documents and in accordance with all applicable codes and governing regulations, within the time limit specified in the Bid Form.

The Contract is defined to mean and agreed to consist of this agreement, as may be amended, and the Contract Documents which consist of the following documents which are incorporated herein by reference:

- Approved Contract amendments, when executed;
- Completed Bid Form and Completed Attachments 1 through 6 dated October 25-26, 2021;
- Completed Bonds, Completed Guarantee and Certificates of Insurance dated _____;
- General Conditions dated September 20, 2021;
- Special Conditions dated September 20, 2021;
- The Invitation to Bid and Instructions to Bidders dated September 20, 2021;
- Technical Specifications dated September 20, 2021;
- Drawings (as identified by Index of Drawings) dated September 20, 2021;
- Addenda No. 1 dated: September 20, 2021
- Addenda No. 2 dated: October 7, 2021
- Addenda No. 3 dated: October 19, 2021

Contractor agrees to accept as full compensation for the satisfactory performance of this Contract the sum of **Six Million Nine Hundred Thousand and 00/100 dollars (\$6,900,000), Total Bid Amount, Base Bid.** The prices named in the Bid are for the completed Work and all expense, direct or indirect, connected with the proper execution of the Work and of maintaining the same until it is accepted by the Board of County Commissioners. It is understood that the Contractor holds and will maintain current appropriate certification and/or license for the purpose of performing the specified Work pursuant to the Contract. The time limit for

the Substantial Completion of all Work under the Contract shall be as stated in the Bid Form. The date fixing the beginning of this period upon the calendar shall be established and stated in the Notice to Proceed.

The Governing Order of the Contract is agreed to be as follows: The Contract includes various divisions, sections and conditions which are essential parts for the Work to be provided by the Contractor. A requirement occurring in one is as binding as though occurring in all. They are intended to be complementary and to describe and provide for a complete Project. In case of discrepancy, the following precedence will govern the interpretation of the Contract Documents:

1. This Contract and any amendments to this Contract;
2. The Invitation to Bid and Instructions to Bidders;
3. Special Conditions;
4. General Conditions;
5. Insurance Certificates, Public Construction Bond and Guarantee
6. The Construction Documents
7. The Contractor's Completed Bid Form and Completed Attachments 1 through 6

In the event that any conflicts cannot be resolved by reference to this Governing Order of Contract Documents provision, then Owner shall resolve the conflict in any manner which is acceptable to Owner and which comports with the overall intent of the Contract.

THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK

IN WITNESS WHEREOF, the Board of County Commissioners of Palm Beach County, Florida, has made and executed this Contract on behalf of the said County and caused the seal of the said County to be affixed hereto, and the Contractor has hereunto set its hand and seal the day and year written. The Contractor represents that it is authorized to do business in the State of Florida and to execute this contract on behalf of itself and its Surety.

ATTEST:
JOSEPH ABRUZZO, Clerk of the Circuit Court & Comptroller

PALM BEACH COUNTY, FLORIDA, a
Political Subdivision of the State of Florida
BOARD OF COUNTY COMMISSIONERS

By: _____
Deputy Clerk

By: _____
Robert S. Weinroth, Mayor

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

APPROVED AS TO TERMS AND CONDITIONS

Assistant County Attorney

Laura Baker
Director of Airports

CONTRACTOR

Anica Simosa
(witness signature)

By: Allen Construction Group, Inc.
(Corporate Name)

Anica Simosa
(witness name printed)

By: Ruben Allen
(signatory)

R Beltran
(witness signature)

Ruben Allen
(print signatory's name)

Katha Beltran
(witness name printed)

Its' President
(print title)

(Corporate Seal)

January 17, 2022

Mr. Ruben Alen
Alen Construction Group, Inc.
5337 Orange Drive
Davie, FL 33314

Re: Palm Beach County Board of County Commissioners
400Hz GPU Point of Use - Project Number PB 21-14
Bond No. 1001059088


Dear Ruben,

Attached is the executed Public Construction Bond issued for the above referenced project.

The Bond and Power of Attorney are not dated pending formal approval of the contract by the Palm Beach County Board of County Commissioners. Upon approval, the Board is hereby authorized to date the bond and Power of Attorney. Please furnish this office a copy of the fully executed bond.

Let us know if there are any questions. Thank you.

RISK STRATEGIES COMPANY



Michael A. Bonet
Vice President

PUBLIC CONSTRUCTION BOND

BOND NUMBER 1001059088

BOND AMOUNT \$6,900,000.00

CONTRACT AMOUNT \$6,900,000.00

CONTRACTOR'S NAME: Alen Construction Group, Inc.

CONTRACTOR'S ADDRESS: 5337 Orange Drive, Davie, FL 33314

CONTRACTOR'S PHONE: 954-252-1372

SURETY COMPANY: U. S. Specialty Insurance Company

SURETY'S ADDRESS: 4350 W. Cypress Street, Suite 630

Meridian One

Tampa, FL 33607

SURETY'S PHONE: 813-369-5758

OWNER'S NAME: **PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS**

OWNER'S ADDRESS: **c/o Palm Beach County Department of Airports
846 Palm Beach Department of Airports
West Palm Beach, FL 33406-1470**

OWNER'S PHONE: **(561) 471-7400**

PROJECT NAME: 400 Hz GPU Point of Use

PROJECT NUMBER: PB 21-14

CONTRACT NUMBER (to be provided after Contract award): _____

DESCRIPTION OF WORK: **Replacement of Existing Central 400 Hz System with New Point of use
400Hz GPU units at Palm Beach International Airport.**

PROJECT ADDRESS, PCN, or LEGAL DESCRIPTION: **PCN No. 00 43 43 31 01 001 0010**

This Bond is issued in favor of the County conditioned on the full and faithful performance of the Contract.

KNOW ALL MEN BY THESE PRESENTS: that Contractor and Surety, are held and firmly bound unto
Palm Beach County Board of County Commissioners
301 N. Olive Avenue
West Palm Beach, Florida 33401

as Obligee, herein called County, for the use and benefit of claimant as hereinbelow defined, in the amount of **Six Million Nine Hundred Thousand and 00/100 Dollars (\$6,900,000). Total Bid Amount. Base Bid** for the payment whereof Principal and Surety bind themselves, their heirs, personal representatives, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS,

Principal has by written agreement entered into a contract with the County for

Project Name: **400 Hz GPU Point of Use**
Project No.: **PB 21-14**
Project Description: **Replacement of Existing Central 400 Hz System with New Point of use 400Hz GPU units**
Project Location: **Palm Beach International Airport, 1000 James L Turnage Blvd, Palm Beach FL 33415**

in accordance with Drawings and Specifications prepared by

RS&H, Inc.
3125 West Commercial Blvd, Ste 133, Ft. Lauderdale, FL 33309
954-474-3005

which contract is by reference made a part hereof in its entirety, and is hereinafter referred to as the Contract.

THE CONDITION OF THIS BOND is that if Principal:

1. Performs the contract between Principal and County for the construction of **400 Hz GPU Point of Use at Palm Beach International Airport**, the contract being made a part of this bond by reference, at the times and in the manner prescribed in the contract; and
2. Promptly makes payments to all claimants, as defined in Section 255.05, Florida Statutes, supplying Principal with labor, materials, or supplies, used directly or indirectly by Principal in the prosecution of the work provided for in the contract; and

3. Pays County all losses, damages (including liquidated damages), expenses, costs, and attorneys' fees, including appellate proceedings, that County sustains because of a default by Principal under the contract; and

4. Performs the guarantee of all work and materials furnished under the contract for the time specified in the contract, then this bond is void; otherwise it remains in full force.

5. Any changes in or under the contract documents and compliance or noncompliance with any formalities connected with the contract or the changes does not affect Surety's obligation under this bond and Surety waives notice of such changes.

6. The amount of this bond shall be reduced by and to the extent of any payment or payments made in good faith hereunder, inclusive of the payment by Surety of construction liens which may be filed of record against said improvement, whether or not claim for the amount of such lien be presented under and against the bond.

7. Principal and Surety expressly acknowledge that any and all provisions relating to consequential, delay and liquidated damages contained in the contract are expressly covered by and made a part of this Performance, Labor and Material Payment Bond. Principal and Surety acknowledge that any such provisions lie within their obligations and within the policy coverages and limitations of this instrument.

Section 255.05, Florida Statutes, as amended, together with all notice and time provisions contained therein, is incorporated herein, by reference, in its entirety. Any action instituted by a claimant under this bond for payment must be in accordance with the notice and time limitation provisions in Section 255.05(2), Florida Statutes. This instrument regardless of its form, shall be construed and deemed a statutory bond issued in accordance with Section 255.05, Florida Statutes.

Any action brought under this instrument shall be brought in the court of competent jurisdiction in Palm Beach County and not elsewhere.

Dated:

[Signature]
Witness

Ruber Aler
Principal (Seal)

Angelina Costanzo
Print Name

Ruber Aler, President
Name and Title Printed

Kevin Stubbe
Witness

Justin Taylor
Surety (Seal)

Kevin Stubbe
Print Name

Justin Taylor - Contract Bond Underwriter
Name and Title Printed

Michael A. Bonet

Bond Must Contain Original Signatures. No Copies Will Be Accepted

Michael A. Bonet, Licensed Florida Resident Agent

IMPORTANT: Surety companies executing bonds must appear and remain on the U.S. Treasury Department's most current list (Federal Register) during construction, guarantee and warranty periods, and be authorized to transact business in the State of Florida.



TOKIOMARINE
HCC

POWER OF ATTORNEY
AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY

KNOW ALL MEN BY THESE PRESENTS: That American Contractors Indemnity Company, a California corporation, Texas Bonding Company, an assumed name of American Contractors Indemnity Company, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

Justin Taylor, J. Mark Carlton, Kari Schmorr

its true and lawful Attorney(s)-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the bond penalty does not exceed *****Unlimited***** Dollars (***unlimited***). This Power of Attorney shall expire without further action on January 31st, 2024. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

Be it Resolved, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

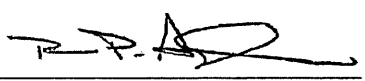
Be it Resolved, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 23rd day of September, 2021.

AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY

State of California
County of Los Angeles



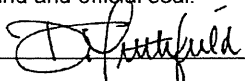
By: 
Daniel P. Aguilar, Vice President

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document

On this 23rd day of September, 2021, before me, D. Littlefield, a notary public, personally appeared Daniel P. Aguilar, Vice President of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature  (seal)



I, Kio Lo, Assistant Secretary of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this _____ day of _____, 2022.

Corporate Seals
Bond No. 1001059038
Agency No. 12100




Kio Lo, Assistant Secretary

visit tmhcc.com/surety for more information

HCCSMANPOA09/2021

FORM OF GUARANTEE

GUARANTEE FOR (Contractor and Surety Name) Alen Construction Group, Inc. &
U.S. Specialty Insurance Company

400 Hz GPU Point of Use - PB 21-14

We the undersigned hereby guarantee that the (PROJECT NAME AND NUMBER) Palm Beach County, Florida, which we have constructed and bonded, has been done in accordance with the plans and specifications; that the work constructed will fulfill the requirements of the guaranties included in the Contract Documents. We agree to repair or replace any or all of our work, together with any work of others which may be damaged in so doing, that may prove to be defective in the workmanship or materials within a period of one year from the date of Substantial Completion of all of the above named work by the County of Palm Beach, State of Florida, without any expense whatsoever to said County of Palm Beach, ordinary wear and tear and unusual abuse or neglect excepted by the County. When correction work is started, it shall be carried through to completion.

In the event of our failure to acknowledge notice, and commence corrections of defective work within five (5) working days after being notified in writing by the Board of County Commissioners, Palm Beach County, Florida, we, collectively or separately, do hereby authorize Palm Beach County to proceed to have said defects repaired and made good at our expense and we will honor and pay the costs and charges therefore upon demand.

DATED _____
(Date to be filled in at substantial completion)

SEAL AND NOTARIAL ACKNOWLEDGMENT OF SURETY

Alen Construction Group, Inc.
(Contractor) (Seal)

By: Ruben Alen
(Contractor Signature)

Ruben Alen, President
(Print Name and Title)

U.S. Specialty Insurance Company
(Surety) (Seal)

By: Justin Taylor
(Surety Signature)

Justin Taylor - Contract Bond Underwriter
(Print Name and Title)

Guarantee Must Contain Original Signatures. No Copies Will Be Accepted.

Michael A. Bonet
Michael A. Bonet, Licensed Florida Resident Agent

Living Wage Certification

In accordance with the Palm Beach County Living Wage Ordinance, the undersigned does hereby declare that it will and its subcontractors will pay each employee a living wage.

Project Name: 400 HZ GPU Point of Use at PBI

Project Number: PB 21-14

Contractor: Allen Construction Group, Inc.

Contractor Address: 5337 Orange Drive, Davie FL 33314

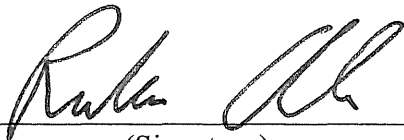
Contractor Phone Number: 954-252-1372

Contract Amount: \$6,900,000.00

Contract for: (Brief Description of Services to be provided): Replacement of existing central 400 Hz system with new point of use 400 Hz GPU points

Statement of wage levels for Contractor's employees:

Allen Construction will pay each employee a living hourly wage of at least \$15.00 per hour.

By: 
(Signatory)

Ruben Allen
(Signatory name printed)

President
(Title)

12/21/2021
(Date)

Living Wage Certification

Subcontractor Certification to General Contractor

In accordance with the Palm Beach County Living Wage Ordinance No. 2003-004, the undersigned does hereby declare that it will pay each employee a living wage.

Project Name: 400 HZ GPU Point of Use

Project Number: PB 21-14

Contractor: Davco Electrical Contractors Corp

Contractor Address: 4885 Park Ridge Blvd., Boynton Beach, FL 33426

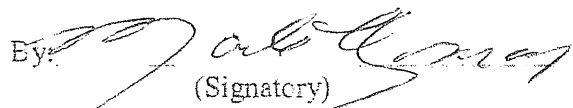
Contractor Phone Number: 561-732-3434

Contract Amount: \$ 3,030,000.00

Contract for: (Brief Description of Services to be provided): Electrical

Statement of wage levels for Contractor's employees:

Davco Electrical will pay each employee a living hourly wage of at least \$15.00 per hour.

By: 
(Signatory)

Mark Komar
(Signatory name printed)

Vice President
(Title)

December 21, 2021
(Date)

Living Wage Certification

Subcontractor Certification to General Contractor

In accordance with the Palm Beach County Living Wage Ordinance No. 2003-004, the undersigned does hereby declare that it will pay each employee a living wage.

Project Name: 400 HZ GPU Point of Use _____

Project Number: PB 21-14 _____

Contractor: Climax Mechanical Corp _____

Contractor Address: 661 W. Rambling Drive, Wellington, FL 33414 _____

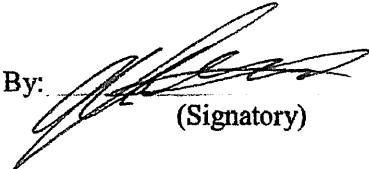
Contractor Phone Number: 561-328-7365 _____

Contract Amount: \$ 124,084.20 _____

Contract for: (Brief Description of Services to be provided): Heating, ventilating and air conditioning
(HVAC)

Statement of wage levels for Contractor's employees:

Climax Mechanical Corp will pay each employee a living hourly wage of at least \$15.00 per hour.

By: 
(Signatory)

JACEK SADOWSKI
(Signatory name printed)

PRESIDENT
(Title)

12/21/2021
(Date)

Living Wage Certification

Subcontractor Certification to General Contractor

In accordance with the Palm Beach County Living Wage Ordinance No. 2003-004, the undersigned does hereby declare that it will pay each employee a living wage.

Project Name: 400 HZ GPU Point of Use

Project Number: PB 21-14

Contractor: Polaris Fire Protection

Contractor Address: 4009 SW 7th Street, Plantation, FL 33317

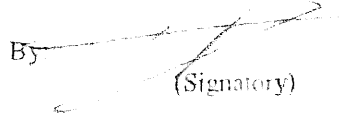
Contractor Phone Number: 954-931-5903

Contract Amount: \$ 102,852.00

Contract for (Brief Description of Services to be provided): Sprinkler heads and systems

Statement of wage levels for Contractor's employees:

Polaris Fire Protection will pay each employee a living hourly wage of at least \$15.00 per hour.

By 
(Signatory)

Alexis Romeo
(Signatory name printed)

Regional Manager
(Title)
09/23/2021
(Date)

Living Wage Certification

Subcontractor Certification to General Contractor

In accordance with the Palm Beach County Living Wage Ordinance No. 2003-004, the undersigned does hereby declare that it will pay each employee a living wage.

Project Name: 400 HZ GPU Point of Use _____

Project Number: PB 21-14 _____

Contractor: AEROBridgeWorks _____

Contractor Address: 2700 Delk Road SE, Suite 150, Marietta, GA 30067 _____

Contractor Phone Number: 770-423-4200 _____

Contract Amount: \$ 2,133,600.00 _____

Contract for: (Brief Description of Services to be provided): 400 Hz GPU _____

Statement of wage levels for Contractor's employees:

AEROBridgeWorks will pay each employee a living hourly wage of at least \$15.00 per hour.

By: AS
(Signatory)

Adam Steele
(Signatory name printed)

Project Manager
(Title)

12 23 2021
(Date)

CORPORATE CERTIFICATE

PBC PROJECT NUMBER: PB 21-14

DATE: 12/21/2021

The undersigned hereby certifies that the following are true and correct statements:

- 1. That he/she is the Secretary of Allen Construction Group, Inc Corporation, a corporation organized and existing in good standing under the laws of the State of Florida, hereinafter referred to as the "Corporation", and that the following Resolutions are true and correct copies of certain Resolutions adopted by the Board of Directors of the Corporation as of the 21st day of December, 2021 in accordance with the laws of the State of the State of Incorporation of the Corporation, the Articles of Incorporation and the By-laws of the Corporation:

RESOLVED, that the Corporation shall enter into that certain Agreement between Palm Beach County, a political subdivision of the State of Florida and the Corporation, a copy of which is attached hereto, and be it

FURTHER RESOLVED, that Katya Beltran the secretary of the Corporation, is hereby authorized and instructed to execute such Agreement and such other instruments as may be necessary and appropriate for the Corporation to fulfill its obligations under the Agreement.

- 2. That the foregoing resolutions have not been modified, amended, rescinded, revoked or otherwise changed and remain in full force and effect as of the date hereof.
- 3. That the Corporation is in good standing under the laws of the State of Florida or its State of Incorporation if other, and has qualified, if legally required, to do business in the State of Florida and has the full power and authority to enter into such Agreement.

IN WITNESS WHEREOF, the undersigned has set his hand and affixed the Corporate Seal of the Corporation the 21st day of December, 2021.

K Beltran
(Signatory)

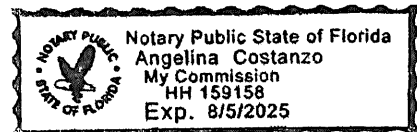
(CORPORATE SEAL)

Katya Beltran
(Print Signatory's Name)
It's Secretary

SWORN TO (OR AFFIRMED) AND SUBSCRIBED before me by means of physical presence or online notarization, this 21st day of December, 2021 by the Secretary of the aforesaid corporation, who is personally known to me OR who produced _____ as identification and who did (did not) take an oath.

Angela Costanzo
Notary Signature

Angelina Costanzo
Print Notary Name
NOTARY PUBLIC
State of Florida at Large
My Commission Expires:



DISCLOSURE OF LOBBYING ACTIVITIES

Approved by OMB
0348-0046

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352
(See reverse for public burden disclosure.)

1. Type of Federal Action: <input type="checkbox"/> a. contract <input type="checkbox"/> b. grant <input type="checkbox"/> c. cooperative agreement <input type="checkbox"/> d. loan <input type="checkbox"/> e. loan guarantee <input type="checkbox"/> f. loan insurance	2. Status of Federal Action: <input type="checkbox"/> a. bid/offer/application <input type="checkbox"/> b. initial award <input type="checkbox"/> c. post-award	3. Report Type: <input type="checkbox"/> a. initial filing <input type="checkbox"/> b. material change For Material Change Only: year _____ quarter _____ date of last report _____
4. Name and Address of Reporting Entity: <input type="checkbox"/> Prime <input type="checkbox"/> Subawardee Tier _____, if known: Congressional District, if known:	5. If Reporting Entity in No. 4 is a Subawardee, Enter Name and Address of Prime: Congressional District, if known:	
6. Federal Department/Agency:	7. Federal Program Name/Description: CFDA Number, if applicable: _____	
8. Federal Action Number, if known:	9. Award Amount, if known: \$ _____	
10. a. Name and Address of Lobbying Entity (if individual, last name, first name, MI): No Lobbying Activities (attach Continuation Sheet(s) SF-LLLA, if necessary)	b. Individuals Performing Services (including address if different from No. 10a) (last name, first name, MI): (attach Continuation Sheet(s) SF-LLLA, if necessary)	
11. Amount of Payment (check all that apply): \$ _____ <input type="checkbox"/> actual <input type="checkbox"/> planned	13. Type of Payment (check all that apply): <input type="checkbox"/> a. retainer <input type="checkbox"/> b. one-time fee <input type="checkbox"/> c. commission <input type="checkbox"/> d. contingent fee <input type="checkbox"/> e. deferred <input type="checkbox"/> f. other; specify: _____	
12. Form of Payment (check all that apply): <input type="checkbox"/> a. cash <input type="checkbox"/> b. in-kind; specify: nature _____ value _____		
14. Brief Description of Services Performed or to be Performed and Date(s) of Service, including officer(s), employee(s), or Member(s) contacted, for Payment Indicated in Item 11: (attach Continuation Sheet(s) SF-LLLA, if necessary)		
15. Continuation Sheet(s) SF-LLLA attached: <input type="checkbox"/> Yes <input type="checkbox"/> No		
16. Information requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to the Congress semi-annually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.	Signature: _____ Print Name: <u>Ruben Aren</u> Title: <u>President</u> Telephone No.: <u>954-252-1372</u> Date: <u>12/21/2021</u>	
Federal Use Only:		Authorized for Local Reproduction Standard Form LLL (Rev. 7-97)

PALM BEACH COUNTY
BOARD OF COUNTY
COMMISSIONERS
Robert S. Weinroth, Mayor
Gregg K. Weiss, Vice Mayor
Maria G. Marino
Dave Kerner
Maria Sachs
Melissa McKinlay
Mack Bernard

Palm Beach

INTERNATIONAL AIRPORT

COUNTY ADMINISTRATOR
Verdenia C. Baker
DEPARTMENT OF AIRPORTS



Attachment No. 2

Based on the review by Palm Beach County Department of Airports
(Exhibits A & B), it is our intent to recommend the award of the
contract to **Alen Construction Group, Inc.** for the
below listed project:

**400 Hz GPU Point of Use
Palm Beach International Airport
Palm Beach County Project No. PB 21-14
Department of Airports**

Total Bid Amount, Base Bid: \$6,900,000



**Gary M. Sypek, Senior Deputy Director
Palm Beach County Department of Airports**

Dated: November 19, 2021

(Page 1 of 6)

the PALM BEACH INTERNATIONAL AIRPORT
West Palm Beach, Florida 33406-1470
(561) 471-7400 FAX: (561) 471-7427 www.pbi.org

PALM BEACH COUNTY GLADES AIRPORT
Palm Beach

PALM BEACH COUNTY PARK AIRPORT
Lantana

NORTH COUNTY GENERAL AVIATION AIRPORT
Palm Beach Gardens

An Equal Opportunity-Affirmative Action Employer

EXHIBIT A



3125 W Commercial Blvd
Suite 130
Fort Lauderdale, FL 33309

O 954-474-3005
F 954-474-3006
rsandh.com

November 16, 2021

Palm Beach County Department of Airports
ATTN: Mr Gary Sypek
Senior Deputy Airport Director
846 Palm Beach International Airport
West Palm Beach, Florida 33406-1470

RE: Project No. PB 21-14
400 Hz GPU Point of Use
Palm Beach International Airport
Bid Tabulation and Contract Award Recommendation

Dear Mr Sypek,

RS&H, Inc. (RS&H) has reviewed the submitted bids for the referenced project. The Bid Opening was conducted on October 27 2021 at 2:00 PM, 24 hours after the established deadline for submission of bids, as stated in and in accordance with the Bid Documents.

A total of two (2) bids were received. The bids received were from Stryker Electrical Contracting, Inc. and Alen Construction Group, Inc. The base bids are arranged from lowest to highest along with the Engineer's estimate in Table 1 below.

Table 1

BIDDER	BASE BID PRICE
Alen Construction Group, Inc.	\$6,900,000.00
Stryker Electrical Contracting, Inc	\$9,763,000.00
Engineer's Estimate	\$7,900,000.00

RS&H's review of the bids indicated that the two (2) bidders have submitted responsive bids, and have provided all the supporting documentation required per the bid documents. The bid tabulation analysis and the Bid Review Checklist are attached.

Both Alen Construction Group, Inc. and Stryker Electrical Contracting, Inc. have performed work at Palm Beach International Airport (PBI) in the past five (5) years. Alen Construction Group, Inc. also listed Davco Electrical Contractors as their electrical subcontractor who has also performed work at PBI in the past five years. Alen Construction Group, Inc. is also a local SBE contractor.

RS&H, Inc. 3125 W Commercial Blvd, Suite 130, Fort Lauderdale, FL 33309
Tel: 954-474-3005 Fax: 954-474-3006 rsandh.com

Based on RS&H's bid analysis, it is our recommendation that the Department of Airports (DOA) award the PB 21-14, 400 Hz Point of Use construction contract, to the lowest responsible/responsive bidder, Alen Construction Group, Inc., contingent on the DOA's legal and OEBO review of the bid documents.

Respectfully submitted,
RS&H, Inc.



Keith M. Nix, P.E.
Project Manager

Attachments

Palm Beach County - Department of Airports
Palm Beach International Airport
Project PB 21-14: 400 Hz GPU Point of Use
Bid Tabulation
October 27, 2021

ITEM NO.	DESCRIPTION	UNIT	QUANTITY	ENGINEER'S ESTIMATE		ALEN CONSTRUCTION GROUP, INC.		STRYKER ELECTRICAL CONTRACTING, INC.		BASE BID COMPARISON		
					BASE BID		BASE BID		BASE BID	LOW COST	AVG COST	HIGH COST
BASE BID												
	400 HZ GPU POINT OF USE REPLACEMENT	LSUM	1		\$7,900,000.00		\$6,900,000.00		\$9,763,000.00	\$6,900,000.00	\$8,331,500.00	\$9,763,000.00
					TOTAL BASE BID:	\$7,900,000.00	\$6,900,000.00		\$9,763,000.00			

it of Proposed Contractor/Subcontractor Participation
OEBO Schedule 2: Letter of Intent
ent Initiatives = SBE Price Preference

(Page 4 of 6)



Description	Alen Construction Group, Inc.	Stryker Electrical Contracting, Inc.
	Included (Y or N)	Included (Y or N)
Addendum No. 1 Acknowledgment	Y	Y
Addendum No. 2 Acknowledgment	Y	Y
Addendum No. 3 Acknowledgment	Y	Y
Bid Form	Y	Y
Attachment No. 1 - Bid Bond	Y	Y
Attachment No. 2 OEBO Schedule 1: List of Proposed Contractor/Subcontractor Participation	These Sections will be reviewed by the Palm Beach Department of Airports	
Attachment No. 2 OEBO Schedule 2: Letter of Intent		
Attachment - Procurement Initiative - E-10 Price Preference		
Attachment No. 3 - List of Subcontractors/Self Performed Tasks	Y	Y
Attachment No. 4 - Trench Safety Affidavit	Y	Y
Attachment No. 5 - Certification of Business Location	Y	Y
Attachment No. 5a - Certification of Business Location - Glades Subcontractor	N/A	N/A
Attachment No. 6 - E-VERIFY Certification	Y	Y

EXHIBIT B

OEBO PARTICIPATION EVALUATION FORM

DATE SENT: 11/2/2021	PROJECT MANAGER: Cynthia M. Portnoy
PROJECT #: PB 21-14	PROJECT NAME: 400Hz GPU Point of Use Replacement at PBI
USER DEPARTMENT: Airports Planning & Development	SOLICITATION OPENING DATE: 10/26/2021
OEBO ESTABLISHED API: SBE Price Preference	

BID EVALUATION INFORMATION

BIDDER	PRIME IS A CERTIFIED S/M/WBE	IS RESPONDENT ELGIBLE TO RECEIVE SBE PREFERENCE	PERCENTAGE OF S/M/WBE UTILIZATION
Alen Construction Group, Inc	(Y)	(N)	0 %
Stryker Electrical	(N)	(N)	0 %
	()	()	%
	()	()	%

REMARKS: Alen Construction is a SBE; however, on the solicitation they used their Davie address opposed to the West Palm address. Alen Construction did not list their subcontractors on Schedule 1 but listed them on the Attachment 3 Bid form. The only subcontractor that is certified is Climax Mechanical Corp.


In addition, when reviewing the Schedule 2 form, Alen Construction did not provide an itemized breakdown of the total price/percentage (1,200,000) performed services (Item Description). Because of this, I could not give a proper percentage of utilization. In addition, they have no certification in the following areas: painting, structural steel, doors, signage, and bird netting. Finally, regarding the demolition work Alen mentioned in their schedule 2, is the service for interior or structural?

They are certified in wall and ceiling repair but structural would require certification.

Signature: _____

Title: Small Business Development Specialist II

Date: 11/3/2021

Manager Signature: 

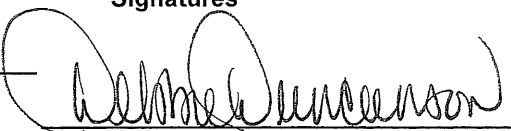
BUDGET AMENDMENT
BOARD OF COUNTY COMMISSIONERS
PALM BEACH COUNTY, FLORIDA

Advantage Document Numbers:
 BGRV 013122/281
 Bgex 013122/777

Fund 4111 Airport Improvement & Development Fund

Use this form to provide budget for items not anticipated in the budget.

ACCT.NUMBER	ACCOUNT NAME	ADOPTED BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 01/31/2022	REMAINING BALANCE
Revenues								
121-A436-8224	Tr FR Airport PFC	0	0	6,900,000	0	6,900,000		
	Total Receipts and Balances	<u>168,065,082</u>	<u>168,875,551</u>	<u>0</u>	<u>0</u>	<u>168,875,551</u>		
Expenditures								
121-A436-6504	lotb Non Infrastructure	0	0	6,900,000		6,900,000	0	6,900,000
	Total Appropriations & Expenditures	<u>168,065,082</u>	<u>168,875,551</u>	<u>6,900,000</u>	<u>0</u>	<u>175,775,551</u>		

	Signatures	Date	By Board of County Commissioners
Airports		<u>2/8/22</u>	At Meeting of
INITIATING DEPARTMENT/DIVISION			<u>March 8, 2022</u>
Administration/Budget Department Approval	_____	_____	Deputy Clerk to the Board of County Commissioners
OFMB Department - Posted	_____	_____	

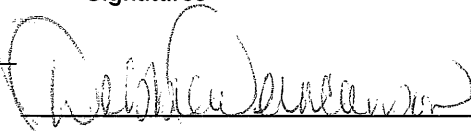
BUDGET TRANSFER
 BOARD OF COUNTY COMMISSIONERS
 PALM BEACH COUNTY, FLORIDA

Fund 4112 Airport Passenger facility Charges Fund

Advantage Document Numbers:
 BGEX 013122/776

Use this form to provide budget for items not anticipated in the budget.

ACCT.NUMBER	ACCOUNT NAME	ADOPTED BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 07/10/19	REMAINING BALANCE
<u>Expenditures</u>								
820-9000-9223	Transfer to Airport Improvement & Dev Fund	24,267,880	24,267,880	6,900,000	0	31,167,880	0	31,167,880
121-A900-9909	Reserves Improvement Program	30,430,830	30,430,830	0	6,900,000	23,530,830	0	23,530,830
Total Appropriations & Expenditures		<u>54,698,710</u>	<u>54,698,710</u>	<u>6,900,000</u>	<u>6,900,000</u>	<u>54,698,710</u>		

	Signatures	Date	By Board of County Commissioners
OFMB		2/8/22	
INITIATING DEPARTMENT/DIVISION			At Meeting of March 8, 2022
Administration/Budget Department Approval			Deputy Clerk to the Board of County Commissioners
OFMB Department - Posted			