Agenda Item: 3F6

#### **PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS**

#### **AGENDA ITEM SUMMARY**

Meeting Date: July 12, 2022	[X] Consent [ ] Regular [ ] Workshop [ ] Public Hearing
Submitted By: Department of Airports	
Motion and Title: Staff recommends mot Construction Manager (CM) at Risk Con Management, Inc. (Lebolo) for Miscellaneous Department of Airports (Department), exercising the continuation of services.	ntract (Contract) with Lebolo Construction Airport Improvements for Palm Beach County
Summary: The Contract with Lebolo for CM Improvements for the Department was approved 1222). The Contract is for 2 years with 3 one (1 based contract for CM at Risk services for the D Florida. Lebolo along with their S/MBE teaming Inc. (Hatcher) were one of two firms selected to supervision services. The County exercised the (R-2021-0888). The contract value to date is \$\frac{9}{2}\$ will allow the County, at its sole discretion, to exfor the continuation of services provided under the S/M/WBE subcontractor participation for all wo In addition, Lebolo's S/MBE teaming partner, Management Fees on future projects to be asserted.	ed by the Board on August 20, 2019 (R-2019- ) year renewal options and is a task/work order Department. Lebolo is based in Boynton Beach, g partner Hatcher Construction & Development, Department Hatcher Construction on July 13, 2021  \$2,522,406.10. Approval of Amendment No. 4 Exercise the second one (1) year renewal option The CM at Risk Contract. The current cumulative Department. Lebolo is based in Boynton Beach, Department Hatcher Construction
CM at Risk Contract. By exercising the second	several methods of procurement including the d one (1) year renewal option, this amendment vices necessary to continue the improvements
Attachments: 1. Amendment No. 4 to CM at Risk Contract	t with Lebolo (w/Contract History) – (3 originals)
Recommended By: MM Departmen	15 - 18 · 27  nt Director Date
Approved By: County Adr	ministrator Date

#### **II. FISCAL IMPACT ANALYSIS**

A. Five Year Summary of Fisca	al Impact:				
Fiscal Years	20 <u>22</u>	20 <u>23</u>	20 <u>24</u>	20 <u>25</u>	20 <u>26</u>
Capital Expenditures Operating Costs External Revenues (Grants) Program Income (County) In-Kind Match (County) NET FISCAL IMPACT	*				
# ADDITIONAL FTE POSITIONS (Cumulative)					
Is Item Included in Current Bud Does this item include the use	_	ds?	Yes Yes	No X No X	
Budget Account No: Fund Reporting	Departm g Category _	ent	_ Unit	Object	_
B. Recommended Sources of	Funds/Summa	ary of Fisca	ıl Impact:		$\mathcal{H}$
*There is no Fiscal Impact for	this item.				
C. Departmental Fiscal Review	My Wille	Duncun	000		
	III. REVIE	EW COMME	NTS		
A. OFMB Fiscal and/or Contra	ct Developme	nt and Con	trol Comme	nts:	
OFMBOR 5.20.20  OFMBOR 5.20.20  OFMBOR 5.20.20  OFMBOR 5.20.20  OFMBOR 5.20.20	2	Cont	ract Dev. and	Control	5/26/20
	1/12				
C. Other Department Review:					
Department Director	_				
REVISED 11/17 (THIS SUMMARY IS NOT TO B	E USED AS A	BASIS FO	R PAYMENT	)	

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## 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
DX00000762	Lebolo Construction Management, Inc.	Modified	Compliant					DOA 18-13	CM @ Risk Services for Misc. Airport Improvements
		Ap , XII	Amerisure Insurance Company	ca21152920102	9/11/2021	9/11/2022	Auto Liability		
		Ap , XII	Amerisure Mutual Insurance Company	cu21152940102	9/11/2021	9/11/2022	Excess Liability		
		Ap , XII	Amerisure Insurance Company	GL21152930101	9/11/2021	9/11/2022	General Liability		
		Ap , XII	Amerisure Insurance Company	wc21152950201	9/11/2021	9/11/2022	Workers Comp		

Risk Profile: Standard - General Services-AOA

Required Additional Insured: Palm Beach County Board of County Commissioners

Ownership Entity:



Department of State / Division of Corporations / Search Records / Search by Entity Name /

#### **Detail by Entity Name**

Florida Profit Corporation
LEBOLO CONSTRUCTION MANAGEMENT, INC.

Filing Information

**Document Number** 

P00000095039

FEI/EIN Number

65-1055266

Date Filed

10/06/2000

State

FL

Status

ACTIVE

Principal Address

2100 CORPORATE DRIVE BOYNTON BEACH, FL 33426

Changed: 06/21/2005

**Mailing Address** 

2100 CORPORATE DRIVE BOYNTON BEACH, FL 33426

Changed: 06/21/2005

Registered Agent Name & Address

LEBOLO, RANDALL E 2100 CORPORATE DRIVE BOYNTON BEACH, FL 33426

Name Changed: 04/03/2002

Address Changed: 01/14/2008

Officer/Director Detail

Name & Address

Title D

LEBOLO, RANDALL E 2100 CORPORATE DRIVE BOYNTON BEACH, FL 33426

**Annual Reports** 

Report Year	Filed Date
2020	03/02/2020
2021	03/04/2021
2022	02/24/2022

#### **Document Images**

02/24/2022 ANNUAL REPORT	View image in PDF format
03/04/2021 ANNUAL REPORT	View image in PDF format
03/02/2020 ANNUAL REPORT	View image in PDF format
02/12/2019 ANNUAL REPORT	View image in PDF format
01/16/2018 ANNUAL REPORT	View image in PDF format
01/18/2017 ANNUAL REPORT	View image in PDF format
02/12/2016 ANNUAL REPORT	View image in PDF format
01/28/2015 ANNUAL REPORT	View image in PDF format
02/26/2014 ANNUAL REPORT	View image in PDF format
03/05/2013 ANNUAL REPORT	View image in PDF format
01/10/2012 ANNUAL REPORT	View image in PDF format
02/16/2011 ANNUAL REPORT	View image in PDF format
01/28/2010 ANNUAL REPORT	View image in PDF format
03/06/2009 ANNUAL REPORT	View image in PDF format
01/14/2008 ANNUAL REPORT	View image in PDF format
04/02/2007 ANNUAL REPORT	View image in PDF format
04/27/2006 ANNUAL REPORT	View image in PDF format
06/21/2005 ANNUAL REPORT	View image in PDF format
04/16/2004 ANNUAL REPORT	View image in PDF format
03/17/2003 ANNUAL REPORT	View image in PDF format
04/03/2002 ANNUAL REPORT	View image in PDF format
02/20/2001 ANNUAL REPORT	View image in PDF format
10/06/2000 Domestic Profit	View image in PDF format

### AMENDMENT NO. 4 TO THE CONTRACT BETWEEN

# PALM BEACH COUNTY DEPARTMENT OF AIRPORTS AND LEBOLO CONSTRUCTION MANAGEMENT, INC. FOR CONSTRUCTION MANAGEMENT SERVICES MISCELLANEOUS AIRPORT IMPROVEMENTS PROJECT NO. DOA 18-13

This Amendment No. 4 to the Contract is made as of the \_\_\_\_\_ day of \_\_\_\_\_\_, 2022, by and between Palm Beach County, Florida (COUNTY) and **LEBOLO CONSTRUCTION MANAGEMENT, INC.**, a corporation authorized to do business in the State of Florida, hereinafter referred to as the CONSTRUCTION MANAGER, having its office and principal place of business for this Contract at 2100 Corporate Drive, Boynton Beach, Florida 33426.

WHEREAS, the Owner and Construction Manager acknowledge and agree that the Contract between Owner and **LEBOLO CONSTRUCTION MANAGEMENT**, **INC** dated <u>August 20</u>, 2019 (R-2019-1222) is in full force and effect and that this merely supplements said Contract; and

WHEREAS, on July 13, 2021, the County entered into Amendment #1 (R-2021-0888) with the CONSTRUCTION MANAGER exercising the first one (1) year renewal option and that this merely supplements said Contract; and

WHEREAS, on February 8, 2022, the County entered into Amendment #2 (R-2022-0135) with the CONSTRUCTION MANAGER and that this merely supplements said Contract; and

WHEREAS, on May 3, 2022, the County entered into Amendment #3 (R-2022-0457) with the CONSTRUCTION MANAGER and that this merely supplements said Contract; and

WHEREAS, it is the County's desire to exercise the second one (1) year renewal option for the continuation of services provided by the CONSTRUCTION MANAGER under this contract.

NOW THEREFORE, in consideration of the mutual covenants herein contained, and such other good and valuable considerations, the receipt of which the parties hereby acknowledge, the parties agree to the following terms and conditions:

- 1. The parties hereby agree to amend the Contract to include the second one (1) year renewal option for the continuation of services provided by the CONTRACTOR under this Contract.
- 2. Except as specifically amended herein, all other terms and conditions of the Contract shall remain if full force and effect.

IN WITNESS WHEREOF, the Board of County Commissioners of Palm Beach County, Florida has made and executed this Amendment on behalf of the COUNTY and CONSTRUCTION MANAGER has hereunto set its hand the day and year above written.

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
By: <u>Onne Odelsent</u> County Attorney	By: Director of Airports
WITNESS:	
FOR CONSTRUCTION MANAGER	CONSTRUCTION MANAGER:
SIGNATURE	
Signature	Signature
SPASTAN FOUNDERA Name (type or print)	Randall E. Lebolo
	President
	(Corporate Seal)

## DEPARTMENT OF AIRPORTS MISCELLANEOUS AIRPORT IMPROVEMENTS - CAMAR (LOCAL DEBO PROGRAM) LEBOLO CONSTRUCTION MANAGEMENT INC. PB NO: DOA 14-13 CONTRACT HISTORY

	ORIGINAL CONTRACT RESOLUTION NO DATE APPROVED SBE Goal EXPIRATION			YEAR 1-2 R-2019-1222 8/20/2019 15.00% 8/20/2021		1 <sup>st</sup> EXT YR 3 R2021-0888 7/13/21 8/20/2022		2 <sup>nd</sup> EXT YR 4 8/20/2023		3 <sup>rd</sup> EXT YR 5 8/20/2024							
API-GSC	REF DOC	SBE/WMBE PARTICIPATION				NAME OF THE PROPERTY OF THE PR	Substantial Completion Date	Final Completion	Inal Completion AMOUNT	CHANGE ORDER OR ADJUSTMENT	CHANGE ORDER VALUE	REVISED AMOUNT	LEAD DEPT APPROVAL	CRC APPROVAL	L BCC APPROVAL	STATUS	TO/WO CLOSED
		Total SMWBE (\$)	% SMBE														-
N/A Under \$100k	Task Order SL -01		0%	Precon for New Noise Monitoring Station at PBI	30	11/26/19			\$1,500.00			\$1,500.00	\$ 1,500.00		Parket National Control	Approved 11/26/19	
N/A Under \$100k	Work Order SL -02		0%	Noise Monitor - GMP	60	3/10/20	5/8/20	6/7/20	\$18,160.00				\$ 18,160.00				
				GMP Adjustments						(\$1,881.96)		\$16,278.04					Approved Close-out by DOA on 5/19/2020
Walver - 0%	Work Order SL -03		Walver	Storm Resiliency-Package 1	90	6/10/20	9/7/20	10/7/20	\$168,325,00							Approved by CRC on 6/10/2020	
				CO No 1	46		10/23/20	11/23/20		\$0,00				0.00		Approved 9/9/2020	
				GMP Adjustments						(\$8,377.92)		\$159,947.08					Approved by CRC 2/24/2021
	Amendment 1 Time Extension														7/13/21 Board Meeting	Approved R2021- 0868	
N/A Under \$100k	Task Order St06		15%	Preconstruction Services for Terminal Building 4th Level Exterior Wall Repairs					\$14,644.92			\$14,644.92	\$14,644.92			Approved 9/21/21	
20% SBE Goal	Amendment 2: SL 07	\$248,297.60	32%	Construction Services for Terminal Building 4th Level Exterior Wall Repairs	211	2/14/22	9/12/22	10/12/22	\$777,546.69						\$777,546.69	Approved R-2022- 0135	
				CO No 1	0					\$33,698.89			\$33,698,89				
				GMP Adjustments								\$811,245.58					
20% w 5% AA/HA	Amendmet 3; SL 04	\$921,435.00	60%	PreCon & Construction Services for Storm Resiliency Package 2	260	5/16/22	1/30/23	3/1/23	\$1,518,790.48						\$1,518,790.48	Approved R-2022- 0456	
		7 · · · · · · · · · · · · · · · · · · ·															
.,.	Amendment 4 Time Extension											\$1,518,790.48			7/12/22 Board Meeting	Going to BCC 7/12/2022	
	Notes:			Total			1		\$2,498,967.09	\$23,439.01		\$2,522,406.10	\$68,003.81	\$0.00	\$2,296,337.17		

Beams in Blue are draft
Approval Authority for Task Authorizations (CM @ Risk) - No cumulative tracking
Document
Task Order
Task Order
Amendment

Authority Lead Dept CRC BCC

less than \$100,000 \$100,000 <\$200,000 > \$200,000

Approval Authority <u>CO.Value</u> \$0-50,000 \$50,001-100,000 >\$100,001

Cumm CO Value See Note 1 See Note 1 See Note 1

Dass Authority
9-30 days Lead Deat Currulative Days up to 50
31-80 CRC Individual Days up to 90
120 BCC Section 2

Time Extensions in excess of 90 Days must be approved by the Board and does not count towards the

Cumulative Value - Revised as of 20416E.

When the cumulative value of changes or additional work approved by the Lead or CRC exceeds the greater of \$250,000 or 5% of the original contract an agenda item notifying the board that the item puts 4 in the excess category must be prepared and brivarded as a Receive and File item

When the cumulative time extensions approved by a combination of the Lead Dept and the CRC exceeds 120 Cal Days then an agenda item notifying the board that the item puts it in the excess category must be prepared and forwarded as a Receive and Fife Item

\*Time must also be evaluated based on value of LD's for projects over \$1,000,000. The value of the time extension is not included when calc the cumulative value