

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

Meeting Date: October 18, 2022

Consent

Regular

Ordinance

Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve:

A) Amendment No. 8 to the continuing construction management at risk contract with Robling Architecture Construction, Inc. (R2020-1690) establishing a Guaranteed Maximum Price (GMP) for the Herman Brice Complex Power and Heating Ventilation and Air Conditioning (HVAC) Replacement project in the amount of \$591,816 for a period of 180 days from notice to proceed;

B) Amendment No. 9 to the continuing construction management at risk contract with Robling Architecture Construction, Inc. (R2020-1690) establishing a Guaranteed Maximum Price (GMP) for the Herman Brice Complex and Apparatus Room Generator project in the amount of \$1,813,961 for a period of 180 days from notice to proceed; and

C) A budget transfer in the amount of \$1,754,950 from the Fire Rescue Improvement fund to fund the projects under Amendments No. 8 and 9 for the Herman Brice complex.

Summary: On November 17, 2020, the Board of County Commissioners (Board) approved the continuing contract with Robling Architecture Construction, Inc. for construction management services for capital projects under \$4,000,000. Amendment No. 8 authorizes construction management services to install air conditioning and electrical circuitry capable of climatizing select areas of the facility that are currently not air conditioned and powering new equipment. These services are required to provide air conditioning to two non-conditioned offices, which are used as a lunchroom and a recovery room while training takes place. The electrical circuitry will power new overhead shore power stations, fans, welding equipment, and an ice machine. Additionally, the work includes fire protection, plumbing, minor drywall, insulation, masonry and painting work. Amendment No. 9 authorizes construction services needed to modify the existing electrical system to integrate the main Complex and apparatus room, at the Herman Brice complex, onto the existing generator power supply. The work allows for the existing generator to produce sufficient power supply to power the entire Herman Brice complex during power outages. The construction manager (CM) will have 180 calendar days from Notice to Proceed to substantially complete the projects authorized under Amendment No. 8 and 9, respectively. The liquidated damages for failure to achieve certification of substantial completion within the contract time or approved time extension thereof for the respective projects are \$120 per day. This continuing construction management contract was presented to the Goal Setting Committee on December 4, 2019 and the Committee established Affirmative Procurement Initiatives (API) of a Small Business Enterprise (SBE) evaluation preference of 10 points for the selection of the construction manager and a mandatory 20% SBE subcontracting goal on the contract. SBE participation is 5.18% for Amendment No. 8 and 2.94% for Amendment No. 9. To date the Construction Manager has achieved 35.88% SBE subcontracting participation under its continuing contract. Robling Architecture Construction, Inc. is not a certified SBE but is a local business. The funding source for these projects is from the Fire Rescue Improvement Fund. (Capital Improvements Division) District 2 (MWJ)

Background & Justification: (Continued on Page 3)

Attachments:

- 1. Location Map
- 2. Budget Transfer
- 3. Budget Availability Statement (2 Pages)
- 4. GMP Amendment No. 8
- 5. GMP Amendment No. 9
- 6. Robling Architecture Construction, Inc. Contract History

Recommended By: *Demetri C. Ayala* *Collopy* *10/4/22*
Department Director Date

Approved By: *UC Baker* *10/11/22*
County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2023	2024	2025	2026	2027
Capital Expenditures	\$2,405,777	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	\$2,405,777	_____	_____	_____	_____

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 3700 Dept 441 Unit F126 Object 6506 Amount \$1,813,961.00
 Fund 3700 Dept 441 Unit F169 Object 6502 Amount \$591,816.00

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

\$1,754,950 will be transferred from the Fire Rescue Improvement Fund, \$1,654,950 from Reserves and \$100,000 from F126 object code 6101 to fund Amendments No. 8 and 9. The funding source for the projects is from the Fire Rescue Improvement Fund.

Amendment No. 8 \$ 591,816.00
 Amendment No. 9 \$1,813,961.00
 Total \$2,405,777.00

C. Departmental Fiscal Review: *[Signature]*

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development Comments:

[Signature] 9/27/2022 OFMB QA 9/26 *[Signature]* 9/24/22 *[Signature]* 9/26/22
[Signature] 10/4/22 Contract Development and Control

B. Legal Sufficiency:

[Signature] 10/6/22
 Assistant County Attorney

C. Other Department Review:

[Signature]
 Department Director

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

Background & Justification (Continued): 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. These two projects were partially funded and this budget transfer will fully fund these projects.