Agenda Item: 3F4

## PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS

### **AGENDA ITEM SUMMARY**

Meeting Date:	February 7, 2023	[X] [ ]	Consent Workshop	[]Regular []Public Hearing
Submitted By:	Department of Airports			

### I. EXECUTIVE BRIEF

**Motion and Title: Staff recommends motion to approve:** Change Order No. 3 to Amendment No. 2 to the Construction Manager (CM) at Risk Contract (Contract) with Lebolo Construction Management, Inc. (LCM) for CM at Risk Services for Miscellaneous Airport Improvements for Palm Beach County Department of Airports (Department) in the amount of \$167,270.47 and to extend the project time by 178 Calendar Days for Work Order SL 07: Terminal Building 4<sup>th</sup> Level Exterior Wall Repairs at Palm Beach International Airport (PBI).

Summary: Amendment No. 2 was approved by the Board on February 8, 2022 in the amount of \$777,546.69 and 241 Calendar Days (R-2022-0135). Change Orders No. 1 and 2 in the amount of \$310,736.11 and 46 Cal Days were approved in accordance with the authority designated in PPM CW-F-050. Approval of Change Order No. 3 in the amount of \$167,270.47 and 178 Calendar Days will primarily compensate the contractor to address existing conditions following the removal of the existing HVAC Louvers at the six (6) ventilator fans to be replaced under this project. This includes reconstruction/replacement of framing, floor flashing, bird screens for all six (6) fans along with structural modifications for the connection of one of the new ventilation fans. In addition, a credit is included to delete the Motor Control Center (MCC) equipment due to the long lead time. This equipment will be included in a future project. The project completion needs to be extended by 178 Calendar Days due to Hurricanes Ian and Nicole, as well as to allow time for negotiations for the deletion of the MCC equipment and approval of the change order. This project was presented to the Goal Setting Committee on September 1, 2021 and an Affirmative Procurement Initiatives (API's) of 20% Small Business Enterprise (SBE) participation was applied. The S/MBE participation for the increases in this change order is 67.43%. The S/MBE subcontracting participation including this change order Countywide (AH) is 48.38%.

**Background and Justification:** The project included replacement of the existing six (6) ventilation fans on the 4<sup>th</sup> level of the terminal. Following the removal of the existing louvers it was determined that the existing frames, floor flashing and bird screens were beyond repair. It was also determined that the housing for ventilation fan number 2 did not fit properly and required modifications in order to install the new fan. In addition, larger access panels are required to meet current code. The Department also determined that the motor control center that was approved in Change Order No. 2 will be removed from this project and included in the upcoming Terminal Roof Replacement Project due to the lead time of 50 weeks. This Change Order No. 3 provides a credit for the electrical, concrete and general requirements related to the MCC. Approval of Change Order No. 3 in the amount of \$167,270.47 will provide compensation for the above items as well as extending the time for completion by 178 Calendar Days.

### **Attachments:**

- Change Order No. 3 to Amendment No. 2 to CM at Risk Contract with LCM (w/Contract History) – (3 originals)
- 2. OEBO Schedules

Recommended By:		1-11-23
	Department Director	Date
Approved By:	CBaker	1/24/23
	County Administrator	Date

## **II. FISCAL IMPACT ANALYSIS**

A. Five Year Summary of Fis	cal Impact:				
Fiscal Years	20 <u>23</u>	20 <u>24</u>	20 <u>25</u>	20 <u>26</u>	20 <u>27</u>
Capital Expenditures Operating Costs External Revenues (Grants) Program Income (County) In-Kind Match (County) NET FISCAL IMPACT	\$167,270.47 				
# ADDITIONAL FTE POSITIONS (Cumulative)					
Is Item Included in Current Bo Does this item include the us		nds?	Yes No Yes N	OX	- -
Budget Account No: Fund <u>4</u> Reportii	4111 Departm ng Category _			Object <u>650</u>	<u>4</u>
B. Recommended Sources of	f Funds/Summ	ary of Fisc	al Impact:		
Approval of this item provide to the Contract with LCM in the current year's budget.  C. Departmental Fiscal Revie	the amount of \$	nange Orde 6167,270.47	r No. 3 to Amen 7. Funds for this	dment No. 2 change orde	r are in
	III. REVI	EW COMM	<u>ENTS</u>		
A. OFMB Fiscal and/or Cont	ract Developm	ent and Co	ntrol Comment	s:	
Loa Mate Malass MG 1/12 OFMB JA 1/12	<u>-3</u>	Con	tract Dev. and	Control	V1912
B. Legal Sufficiency:					
Assistant County Attorney	3/23				
C. Other Department Reviev	v:				
Department Director					
REVISED 11/17					

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

CHANGE ORDER	Owner Initiate Differing Site Conditions			Quantity Overruns/Underruns Request By Another Agency/Outside Party
	Zoning/Code/Ordinance Errors/Omissions/In Des			A. Reimbursable  B. Non-Reimbursable Other
PROJECT:	Misc. Airport Improveme The Department of Airpo SL 07 Terminal Building Exterior Wall Repairs at I	rts 4 <sup>th</sup> Level		CHANGE ORDER NO: Three (3) COUNTY/FAA PROJECT NO: DOA 18-13 CONTRACT DATE: August 20, 2019 RESOLUTION NO. R2019-1222 Contract WO SL 07: NTP 02/14/2022 R2022-0135 DISTRICT # Countywide
TO:	Lebolo Construction M 2100 Corporate Drive Boynton Beach, FL 33	_		
Description	of Change:			
Construction by CCP num This change  Total  EXECUTION OF ASSOCIATED, D OR DISRUPTION	Management, Inc. (Lebold ber along with a description order will amend the GMP Change in Contract Amounts Change order ACKNOWIRECTLY OR INDIRECTLY, WITH	o). These modification of the CCP, individual to extend the product of the produc	tions are ridual cos ject time  LEMENT OODIFICATION ON MODIFICATION OF MODIFICATION ON MODIFICATION OF MODIFICATION ON MODIFICATION OF MODIFICATION ON MODIFIC	\$167,270.47  OF, AND RELEASES ALL CLAIMS FOR, COSTS AND TIME ON(S), INCLUDING ALL CLAIMS FOR CUMULATIVE DELAYS CATION(S), AND INCLUDING ANY CLAIM THAT THE ABOVE
				\$777,546.69 \$310,736.11
The GMP pri	ior to this Change Order			\$1,088,282.80
				\$167,270.47 \$1,255,553.27
The Time to	complete this Work will be	increased/decrea	ased by.	178 Calendar days.
The Date of	Substantial Completion of	this Change Orde	r therefo	re is <b>April 24, 2023</b>
AECOM		Lebolo Construction	Manageme	ent, Inc. PBC Bd Of County Commissioners
Engineer		Contractor		Owners
	ourtney Campbell Causeway	2100 Corporate		PO Box 21229
Tampa, FL 3		Boynton Beach,		
Name and T	Andrew Kacer, VP	Name and Title: Randy Lebolo - Pres	sident	Name and Title:
Signature A	Digitally eigned by Andrew Know  Andrew Kacer On-AECOM, Chelding Recommon.  On-AECOM, Chelding Know  Date: 2023 01.09 07:22:00-05:00	Signature Randy	Lebolo Digitally sign DN: C=US, 0=LEBOLO Date: 2023	pised by Rangi Labrio. C. (Chi-Rangi Labrio) Signature Signature
Date: 1	-9-2023	Date: 01/09/23		Date:

## PALM BEACH COUNTY DEPARTMENT OF AIRPORTS

Attest: Joseph Abruzzo Clerk of the Circuit Court & Comptroller

Ву:\_\_

Deputy Clerk

Approved as to Form and Legal Sufficiency

Approved As To Terms and Conditions

, p

PROJECT INFORMATION AIRPORT: PROJECT:

PALM BEACH INTERNATIONAL AIRPORT (PBI)
DOA 18-13 MISCELLANEOUS AIRPORT IMPROVEMENTS - WO SL 07 Terminal Building 4th Level Exterior Wall Repair

CONTRACTOR: LEBOLO CONSTRUCTION MANAGEMENT, INC.
CONTRACT: RESOLUTION NO: R-2020-1222(Contract):WO SL 07: R2022-0135;NTP 02/14/2022

			EXHIBIT 1 CHANGE ORDER NO 3: SUMMARY								
ITEM#		DESCRIPTION			COST		DAYS	CODE	SUMMARY EXPLANATION		
	Ref Doc	32001til 11011	UNIT	QTY	UNIT COST	AMOUNT		3022	COMMAN EALEMANON		
CO 3.1	FB #3, RFI #29	HVAC Package	LS	1.00	\$238,940.93	\$238,940.93	0	Differing Site Conditions	This change order includes the following HVAC scope:  When the existing louvers were removed, the louver frames were corroded beyond repair. The louver frames for all six (6) ventilation fans are to be reconstructed including replacing the existing corroded floor flashing and bird screens. Additionally all fan housings will also be waterproofed in order to prevent further water infiltration into the system. In the interim temporary (plywood) walls were required to be installed to prevent water intrusion until the system is complete.  In order to address a mechanical permit comment, the access panel doors to the six (6) ventilation fans had to be resized from 24"x24" to 36"x36".  Due to existing conditions and the offset of the existing duct in ventilation fan number 2, a structura support is needed in order to raise the new fan in order to allow space for a duct extension in order to tie into the existing ductwork. An extension grease line is also being added in order to provide accessibility for servicing the fan.		
	FB #5	Electrical Package Credit	LS	1.00	(\$93,495.00)	(\$93,495.00)			Lebolo informed the Department that the Motor Control Center (MCC), an assembly to control all the ventilation fans electric motors in one central		
	FB #5	Concrete Package Credit	LS	1.00	(\$6,185.00)	(\$6,185.00)		Owner	location, had an extremely long lead time. Expected arrival of the MCC would have been June 2023. The Department determined it would delete the MCC		
	FB #5	General Requirements Credit	LS	1.00	(\$1,550.00)	(\$1,550.00)			scope from Lebolo's GMP and would include the MCC scope into the upcoming Terminal Roof Replacement Project. This is a credit for the remo of the electrical in the MCC scope.		
		BOND & Insurances	LS	1.00	\$7,546.66	\$7,546.66		Differing Site Conditions	This change order includes cost for the Bond and Insurance increases related to new GMP.		
		Staffing	LS	1.00	\$14,750.00	\$14,750.00		Differing Site Conditions	This change order also includes the allowable mark up per contract		
		CM Fee	LS	1.00	\$7,262.88	\$7,262.88		Differing Site Conditions	This change order also includes the allowable mark up per contract		
					Subtotal	\$167,270.47		***************************************			
tract Time A	djustments - \$	Extension to Substantial Completion	Days				178		The schedule is impacted due to hurricane (lan an Nicole) impacts, and negotiations between Lebolo and the design team in regards to the cost increas versus the credits to be received. The contract will extending the time for completion by 178 Calendar Days.		
		Total Change Order No. 3		<u> </u>		167,270.47	+		Days.		

	LEGEND
\$0.00	Еггог
\$0.00	Omission/recommended and/or required in project.
\$0.00	Other Agency
(\$101,230.00)	Department of Airports
\$268,500.47	Conditions not normally anticipated or encountered in construction.
\$0.00	Quantity Underruns, contract adjustments,
\$167,270.47	Total Change Order #3

### PALM BEACH COUNTY

### CONSTRUCTION CHANGE PROPOSAL (CCP)

TO: Palm Beach County Department of Airports

CCP NUMBER:

846 Palm Beach International Airport West Palm Beach, FL 33406-1470

DATE: PROJECT NAME:

01-06-2023

Terminal Building 4th Level Exterior Wall Repairs

at Palm Beach International Airport

PROJECT NUMBER:

DOA 18-13 (R-2019-1222)

ATTENTION: George Santos/Cynthia Portnoy

CONTRACT NUMBER:

Work Order No. SL 07

REFERENCE: The reconstruction of Louver frames, Grease Line Service Extension, Louver Birds, VS-2 Reinstallation, Waterproofing, Temporary Walls

& MCC Equipment Credit

Request for Change Order #3 is containing the following items:

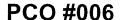
- 1. The reconstruction of Louver Frames and Existing Wall preparation to received new size access doors; the change was due to existing conditions and areas of concern submitted on RFI # 29, Bulletin #3 and Permit Comments this change order include material, equipment and labor
- Extension of Grease Line Service Port to be more accessible for Service, this information was confirmed by JRLD by email dated on 09.14.2022
- 3. Louvers Birds Screens replacement due to the age and existing conditions, JRLD suggested replacement of all bird screens at 12 locations - total of 96 screens to be replaced
- 4. VS-2 Reinstallation Due to the existing conditions and the offset of the current duct, JRLD and AECO suggested structural support to rise the VS-2 and allow space for duct extension; this information was submitted on Bulletin #3
- Waterproofing at (6) Mechanical Penthouse, due to Water Filtration encountered, a request for waterproofing and additional flashings were requested on Bulletin #4
- Temporary Walls Protection, due to the water filtration, a temporary wall protection was requested by JRLD and PBI and was already installed at the same location where Louvers were removed to install the new blowers
- 7. General Conditions 1 month of Staffing has been added to this change order, the current schedule is 45 working days due to the activities that cannot be performed at the same time, however Lebolo will target to get the work done before (30 days), if not Lebolo will cover the remaining days - only 30 days of staffing has been included (100% superintendent, 40% of PM and 30% of PA)
- Credit for MCC Equipment Requested by PBI on Bulletin #5

The Additional Cost for this change order that will modify the Contract amount, cost for BOND and Insurance increase Support documentation for bid costs and current costs has been submitted with this document

### **DESCRIPTION:**

- 1. Reconstruction of Louvers Frames and Increase access doors size from 24 x24 to 36 x 36 to received new access doors: \$ 58032.00
- 2. Fan Shaft Grease Extension \$ 11,500.00
- 3. Louvers Bird Screens: \$32,230.00
- VS-2 Blower Reinstallation: \$67,020.00
- Waterproofing fat (6) Mechanical Penthouses: \$52,953.24
- 6. Temporary Walls Protection: \$17,205.69
- 7. Staffing: \$21,500.00
- 8. BOND & Insurances: \$8,144.73
- 9. Contractor Fee: \$ 12,354.28
- 10. MCC Equipment Credit (\$ 93,495.00)
- 11. Concrete Pad for MCC Equipment Credit (\$ 6,185.00)
- 12. Staffing Credit (1/2 Month of Supervision) (\$ 6,750.00)
- 13. Credit for Liability Insurance (\$ 598.08)
- 14. Credit for Portable Toilets and Dumpsters (Not needed) (\$ 1,550.00)
- 15. Credit for Contractor Fee (\$5,091.40)

PALM BEACH COUNTY										
This work will take 66 working days in construction, we are accounting for 16 weeks for change order approval until February 7 <sup>th</sup> – Board Approval (79 working days); it will modify the project Substantial completion date to 04/24/2023 And Final Completion to be on 06/14/2023										
PROPOSED CONTRACT PRICE CHANGE (increases) \$ 167,270.47  (decrease) (unchanged)  PROPOSED CONTRACT TIME CHANGE (increases) days (unchanged)  PROPOSED NEW SUBSTANTIAL COMPLETION April 24th, 2023 date										
DISTRIBUTION:  FROM: Lebolo Construction Management  CONTRACTOR  SIGNED: 01.06.2023										



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Lebolo Construction Management, Inc. 2100 Corporate Dr Boynton Beach, Florida 33426 Phone: 561 742 7644

Fax: (561) 742-7636

Project: 2021-0022/DOA 18-13 SL-07 - PBIA Terminal Building 4th Level Exterior Wall Repair 1000 James L Turnage Blvd West Palm Beach, Florida 33415

### Prime Contract Potential Change Order #006: CE #008 - Change Order #3 -Reconstruction of Louver frames, Grease Line Service Extension, Louver Birds Screens, VS-2 Reinstallation, Waterproofing and Temporary Walls

то:	Palm Beach County Department of Airports 846 Palm Beach Internation Airport West Palm Beach, Florida 33406-1470	FROM:	Lebolo Construction Management, Inc. 2100 Corporate Dr Boynton Beach, Florida 33426
PCO NUMBER/REVISION:	006 / 0	CONTRACT:	1 - DOA 18-13 - Work Order SL-07 - Terminal Building 4th Level Exterior Wall Repair
REQUEST RECEIVED FROM:	George Santos (Palm Beach County Department of Airports)	CREATED BY:	Maria Elena Manjon (Lebolo Construction Management, Inc.)
STATUS:	Pending - In Review	CREATED DATE:	12/7/2022
REFERENCE:		PRIME CONTRACT CHANGE ORDER:	#003 - CE #008 - Change Order #3 - Reconstruction of Louver frames, Grease Line Service Extension, Louver Birds Screens, VS-2 Reinstallation, Waterproofing and Temporary Walls
FIELD CHANGE:	No		
LOCATION:		ACCOUNTING METHOD:	Amount Based
SCHEDULE IMPACT:	178 days	PAID IN FULL:	No
EXECUTED:	No	SIGNED CHANGE ORDER RECEIVED DATE:	
And measures constructions, contract specific and contract contract and placements of the construction contract		TOTAL AMOUNT:	\$167,270.47

POTENTIAL CHANGE ORDER TITLE: CE #008 - Change Order #3 - Reconstruction of Louver frames, Grease Line Service Extension, Louver Birds Screens, VS-2 Reinstallation, Waterproofing and Temporary Walls

**CHANGE REASON:** Existing Condition

### POTENTIAL CHANGE ORDER DESCRIPTION: (The Contract is Changed As Follows)

CE #008 - Change Order #3 - Reconstruction of Louver frames, Grease Line Service Extension, Louver Birds Screens, VS-2 Reinstallation, Waterproofing and Temporary Walls

Request for Change Order #3 is containing the following items:

- The reconstruction of Louver Frames and Existing Wall preparation to received new size access doors; the change was due to existing conditions and areas of concern submitted on RFI # 29, Bulletin #3 and Permit Comments this change order include material, equipment and labor
- Extension of Grease Line Service Port to be more accessible for Service, this information was confirmed by JRLD by email dated on 09.14.2022
   Louvers Birds Screens replacement due to the age and existing conditions, JRLD suggested replacement of all bird screens at 12 locations total
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- 5. Waterproofing at (6) Mechanical Penthouse, due to Water Filtration encountered, a request for waterproofing and additional flashings were
- Temporary Walls Protection, due to the water filtration, a temporary wall protection was requested by JRLD and PBI and was already installed at the same location where Louvers were removed to install the new blowers General Conditions - 1 month of Staffing has been added to this change order, the current schedule is 45 working days due to the activities that
- cannot be performed at the same time, however Lebolo will target to get the work done before (30 days), if not Lebolo will cover the remaining days only 30 days of staffing has been included (100% superintendent, 40% of PM and 30% of PA)

  8. Credit for MCC Equipment Requested by PBI on Bulletin #5

The Additional Cost for this change order that will modify the Contract amount, cost for BOND and Insurance increase Support documentation for bid costs and current costs has been submitted with this document



### DESCRIPTION:

- Reconstruction of Louvers Frames and Increase access doors size from 24 x24 to 36 x 36 to received new access doors: \$58032.00
  Fan Shaft Grease Extension \$11,500.00
  Louvers Bird Screens: \$32,230.00
  VS-2 Blower Reinstallation: \$67,020.00
  Waterproofing fat (6) Mechanical Penthouses: \$52,953.24
  Temporary Walls Protection: \$17,205.69
  Staffing: \$21,500.00
  BOND & Insurances: \$8,144.73
  Contractor Fee: \$12,354.28
  MCC Equipment Credit (\$93,495.00)
  Concrete Pad for MCC Equipment Credit (\$6,185.00)
  Staffing Credit (1/2 Month of Supervision) (\$6,750.00)
  Credit for Liability Insurance (\$598.08)
  Credit for Portable Toilets and Dumpsters (Not needed) (\$1,550.00)
  Credit for Contractor Fee (\$5,091.40)

- 6.

- 13.

This work will take 66 working days in construction, we are accounting for 16 weeks for change order approval until February 7th – Board Approval (79 working days); it will modify the project Substantial completion date to 04/24/2023

And Final Completion to be on 06/14/2023

#### ATTACHMENTS:

#	Budget Code	Description	Amount
1	15-15-205.SUB HVAC Package.Subcontract	Reconstruction of Louvers Frames and Increase access doors size from 24 x24 to 36 x 36 to received new access doors	\$58,032.00
2	15-15-205.SUB HVAC Package.Subcontract	Fan Shaft Grease Extension	\$11,500.00
3	15-15-205.SUB HVAC Package.Subcontract	Louvers Bird Screens	\$32,230.00
4	15-15-205.SUB HVAC Package.Subcontract	VS-2 Blower Reinstallation	\$67,020.00
5	15-15-205.SUB HVAC Package.Subcontract	Waterproofing fat (6) Mechanical Penthouses	\$52,953.24
6	80-80-540.OVR Safety/Protection.Overhead	Temporary Walls Protection	\$17,205.69
7	80-80-120.OVR Superintendent.Overhead	30 days of supervision	\$13,500.00
8	80-80-220.OVR Project Manager.Overhead		\$5,400.00
9	80-80-285.OVR Project Coordinator.Overhead		\$2,600.00
10	90-90-025.OVR General Liability - On Site.Overhead		\$1,433.65
11	90-90-035.OVR Payment & Performance Bond.Overhead		\$6,711.09
12	90-91-120.OVR Contractor Fee.Overhead		\$12,354.28
13	16-16-005.3 Electrical Package.SUBCONTRACTOR	Credit for MCC Equipment - CO #02	\$(93,495.00)
14	3-03000.3 Concrete Work.SUBCONTRACTOR	Credit for Concrete Slab - CO #02	\$(6,185.00)
15	90-90-025.OVR General Liability - On Site.Overhead	Credit for Liability Insurance - CO #02	\$(598.08)
16	17-17-225.OVR Temporary Toilets.Overhead	Credit for Portable Toilets - not Used - CO #02	\$(600.00)
17	17-17-220.OVR Dumpsters.Overhead	Credit for Dumpster - not Used - CO #02	\$(950.00)
18	80-80-120.OVR Superintendent.Overhead	Credit for 1/2 month of supervision - CO #02	\$(6,750.00)
19	90-91-120.OVR Contractor Fee.Overhead	Credit for Fee - CO #02	\$(5,091.40)
		Grand Total:	\$167,270.47

Palm Beach County Department of Airports

846 Palm Beach Internation Airport West Palm Beach, Florida 33406-1470

SIGNATURE DATE Lebolo Construction Management, Inc.

2100 Corporate Dr

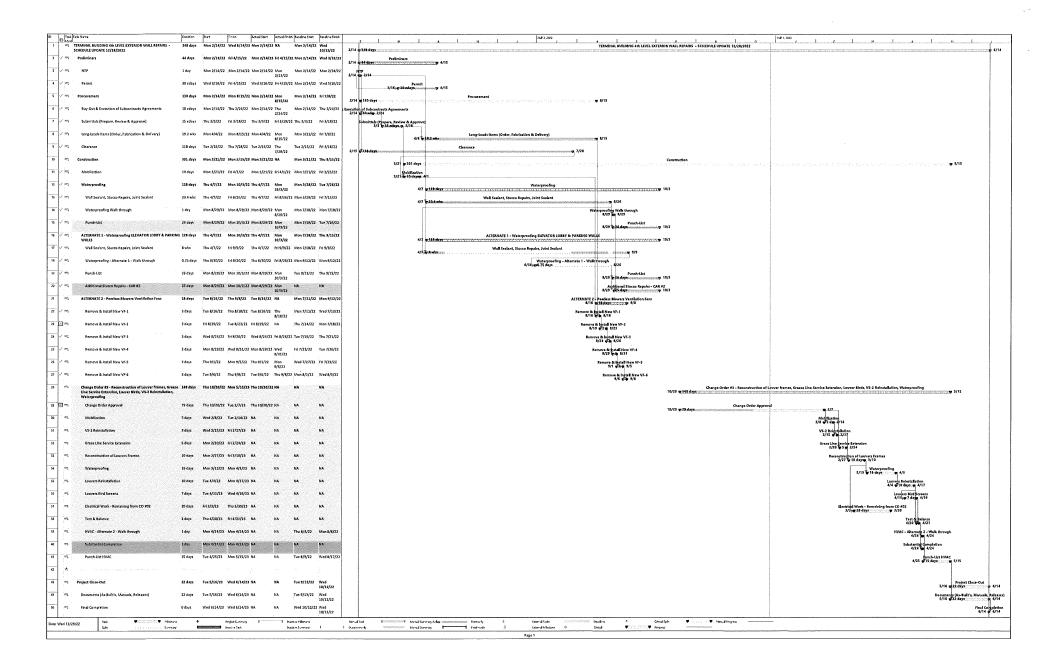
Boynton Reach, Florida 33426

SIGNATURE

Lebolo Construction Management, Inc.

Page 2 of 2

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Bond No: 6021357804

### **INCREASE RIDER**

Rider to be attached to and form a part of			, dated the 10th
day of January , 2022 issued by Un	<u>ited States Fire Insurance C</u>		
a corporation organized and existing under the lay	ws of the State of <u>DE</u>		e "Surety"), on behalf of
Lebolo Construction Management, Inc.		(hereinafter called the "	
Palm Beach County Board of County Com	nmissioners	(hereinafter	called the "Obligee").
It is understood and agreed that the penal sur	of the attached bond is hereby IP	CREASED as follows:	
<b>From:</b> \$1,088,282.80 One Million Eig	ghty Eight Thousand Two Hundred Eight	ty Two Dollars and 80/100	
	o Hundred Fifty Five Thousand Five Hu	ndred Fifty Three Dollars	
The attached bond shall be subject to all of its	s terms, conditions and limitations	except as herein modified	•
IN WITNESS WHEREOF, the above bounde	no notine house evented this inch	imant imiar thair coupel c	eals this 8th day of
December 2022, the name and corporate se	<del>-</del>		
undersigned representative, pursuant to authority of		leren milues mie mase bu	wear and abuse of the
			· ,
	Lebolo Constructio	n Management, Inc.	
		incipal)	(Seal) )
			· ·
		e, Boynton Beach, FL 33	3426
Witness:	(Raziue	ess Address)	r '
antica Parver	D. 22	7	- 1 - 4
Or Secretary's Attest	(Signature)	Pre.	sident
ot somethy 5 rates	(orginame)	(Titte)	
			N4 .
	United States Fire	Insurance Company	
		Surety)	(Seal)
	•		<b>4</b>
	305 Madison Avenue	e , Morristown, NJ 0796	0
Witness:	(Busine	ess Address)	1
	$\mathcal{L}$		
allertan	By		(
Alicia James <b>Or Secretary's Attest</b> XXX	(Signature) Charles	s J. Nielson (Title)	To the second se
( )	Attorne	y-in-Fact	
	<b>2</b> .	Phono No. 072 400 66	

## POWER OF ATTORNEY UNITED STATES FIRE INSURANCE COMPANY PRINCIPAL OFFICE - MORRISTOWN, NEW JERSEY

0092723

KNOW ALL MEN BY THESE PRESENTS: That United States Fire Insurance Company, a corporation duly organized and existing under the laws of the state of Delaware, has made, constituted and appointed, and does hereby make, constitute and appoint:

Ian A. Nipper, David Russell Hoover, Joseph Penichet Nielson, Charles David Nielson, Charles Jackson Nielson, Shawn Alan Burton, Jarrett Merlucci

each, its true and lawful Attorney(s)-In-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver: Any and all bonds and undertakings of surety and other documents that the ordinary course of surety business may require, and to bind United States Fire Insurance Company thereby as fully and to the same extent as if such bonds or undertakings had been duly executed and acknowledged by the regularly elected officers of United States Fire Insurance Company at its principal office, in amounts or penalties not exceeding: Seven Million, Five Hundred Thousand Dollars (\$7,500,000).

This Power of Attorney limits the act of those named therein to the bonds and undertakings specifically named therein, and they have no authority to bind United States Fire Insurance Company except in the manner and to the extent therein stated.

This Power of Attorney revokes all previous Powers of Attorney issued on behalf of the Attorneys-In-Fact named above and expires on January 31, 2024.

This Power of Attorney is granted pursuant to Article IV of the By-Laws of United States Fire Insurance Company as now in full force and effect, and consistent with Article III thereof, which Articles provide, in pertinent part:

Article IV, Execution of Instruments - Except as the Board of Directors may authorize by resolution, the Chairman of the Board, President, any Vice-President, any Assistant Vice President, the Secretary, or any Assistant Secretary shall have power on behalf of the Corporation:

- (a) to execute, affix the corporate seal manually or by facsimile to, acknowledge, verify and deliver any contracts, obligations, instruments and documents whatsoever in connection with its business including, without limiting the foregoing, any bonds, guarantees, undertakings, recognizances, powers of attorney or revocations of any powers of attorney, stipulations, policies of insurance, deeds, leases, mortgages, releases, satisfactions and agency agreements;
- (b) to appoint, in writing, one or more persons for any or all of the purposes mentioned in the preceding paragraph (a), including affixing the seal of the Corporation.

Article III, Officers, Section 3.11, Facsimile Signatures. The signature of any officer authorized by the Corporation to sign any bonds, guarantees, undertakings, recognizances, stipulations, powers of attorney or revocations of any powers of attorney and policies of insurance issued by the Corporation may be printed, facsimile, lithographed or otherwise produced. In addition, if and as authorized by the Board of Directors, dividend warrants or checks, or other numerous instruments similar to one another in form, may be signed by the facsimile signature or signatures, lithographed or otherwise produced, of such officer or officers of the Corporation as from time to time may be authorized to sign such instruments on behalf of the Corporation. The Corporation may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Corporation, notwithstanding the fact that he may have ceased to be such at the time when such instruments shall be issued.

IN WITNESS WHEREOF, United States Fire Insurance Company has caused these presents to be signed and attested by its appropriate officer and its corporate seal hereunto affixed this 28th day of September, 2021.

UNITED STATES FIRE INSURANCE COMPANY



Matthew E. Lubin, President

State of New Jersey }
County of Morris }

On this 28<sup>th</sup> day of September, 2021, before me, a Notary public of the State of New Jersey, came the above named officer of United States Fire Insurance Company, to me personally known to be the individual and officer described herein, and acknowledged that he executed the foregoing instrument and affixed the seal of United States Fire Insurance Company thereto by the authority of his office.

MELISSA H. D'ALESSIO NOTARY PUBLIC OF NEW JERSEY Commission # 50125833 My Commission Expires 477/2025

Melissa H. D'Alessio

Melissa H A dassio

(Notary Public)

I, the undersigned officer of United States Fire Insurance Company, a Delaware corporation, do hereby certify that the original Power of Attorney of which the foregoing is a full, true and correct copy is still in force and effect and has not been revoked.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of United States Fire Insurance Company on the 8th day of December 2022

UNITED STATES FIRE INSURANCE COMPANY



Alfred N. Wright, Senior Vice President

# DEPARTMENT OF AIRPORTS MISCELLANEOUS AIRPORT IMPROVEMENTS - CMAR (LOCAL OEBO PROGRAM) LEBOLO CONSTRUCTION MANAGEMENT INC. PB NO: DOA 18-13 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" EXT YR 3 R2021-0888 7/13/21 8/20/2022	1	2 <sup>nd</sup> EXT YR 4 R2022-0676 7/12/22 8/20/2023		3 <sup>rd</sup> EXT YR 5 8/20/2024							
API-GSC	REF DOC	SBE/WMBE PART	ICIPATION	DESCRIPTION	TIME(Cal Days) for Substantial	NTP	Substantial Completion Date	Final Completion Date	AMOUNT	CHANGE ORDER OR ADJUSTMENT	CHANGE ORDER VALUE PLUS TIME	REVISED AMOUNT	LEAD DEPT APPROVAL	CRC APPROVAL	BCC APPROVAL	STATUS	TOWO CLOSE
		Total SMWBE (\$)	% SMBE														
I/A Under \$100k	Task Order SL -01		0%	Precon for New Noise Monitoring	30	11/26/19 .			\$1,500.00			\$1,500.00	\$ 1,500.00			Approved (1/26/19	
I/A Ųnder <b>5</b> 100k	- Work Order 31-02		-0%	Noise Monitor - GMP	60	3/10/20	5/8/20	6/7/20	\$18,160,00				\$ 18,169.00				
				GMP. Adjustments.						(\$1;881.96)		\$10,278:04					Approved Close-or by DOA on 5/19/2020
Walver - 0%	Work Order, SL-03		Walver	'Storio Résillendy-Package 1',	90	6110/20	977/20	1017/20	\$168,325.00							Approval by CRC .	
				CO No 1	48-		10/23/20	11/23/20		\$0.00				0.00		Approved 0/9/2020	
				GMP. Adjustments						(\$8;377.92)		\$159,947:08					Approved by CRG 2/2/12021
	Amendment 1 Time Extension														7/13/21 Board Meeting	Approved R2021- 0888	
I/A Under \$100k	Task Order SL -06		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 2/8/22 R- 2022-0135	
				CO No 1	0					\$33,698.89			\$33,698,69			Approved 4/8/22	
				CO No 2	46		10/28/22	11/27/22		\$277,037.22	\$323,037.22	\$310,736.11			\$277,037.22	R2022-0691Board Meeting 7/12/2022	
				CO No 3	178		4/24/23			\$167,270.47	\$345,270.47				\$0.00	2/7/23 Board	
				GMP Adjustments								\$1,255,553.27					
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 5/3/2022 R 2022-0457	
	Amendment 4 Time Extension- second one year renewal														7/12/22 Board Meeting	Board Meeting 7/12/2022 R2022- 0676	

Climational tradicts
Immunitative are draft
Approval Authority for Task Authorizations (CM @ Risk) - No cumulative tradeing
Document
Task Order
Task Order
Amendment

Authority Lead Dept CRC BCC

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

Approval Authority CO Velue \$0-50,000 \$50,001-100,000 >\$100,001 Cumm CO Value See Note 1 See Note 1 See Note 1

Days Authority
0-300 days Lead Obst Cumulative Days up to 90
31-90 CRC Individual Days up to 90
120 BC Sec incite 2
Time Extensions in excess of 90 Days must be approved by the Board and does not count towards the Cumulative Yelue - Revised as of 20416.
When the cumulative value of changes or additional work approved by the Board and does
When the cumulative value of changes or additional work approved by the Lead or CRC accessed the greater of \$200,000 or 5% of the original contract an agenda from
notifying the board bethe fallen pote it is in the excess category must be prepared and forwarded as a Rockeiv 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 File 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

# Attachment No. 2

## **SCHEDULED FORMS**

- 1. Schedule 1 Form
- 2. Schedule 2 Form BAM Framing
- 3. Schedule 2 Form BAM Fan Shaft Grease Extension
- 4. Schedule 2 Form BAM Louvers Bird Screens
- 5. Schedule 2 Form BAM VS-2 Reinstallation
- 6. Schedule 2 Form PEGASUS Waterproofing
- 7. Schedule 2 Form IQ Construction Temporary Protection
- 8. Schedule 2 Form IQ Construction

### **OEBO SCHEDULE 1**

### LIST OF PROPOSED CONTRACTOR/CONSULTANT AND SUBCONTRACTOR/SUBCONSULTANT PARTICIPATION

	nal Building 4th Level Ex ational Airport	terior Wall Repairs At P	alm Beach	91 <u>-</u> 07							
SOLICITATION/PROJECT/BID NAME:				SOLICITATION/PROJECT/BID No.: SL-07  ADDRESS: 2100 CORPORATE DR. BOYNTON BEACH, FL 33426							
NAME OF PRIME RESPONDENT/BIDDER:	RUCTION MANAG	SEMENT									
CONTACT PERSON: MARIA MANJON			E <b>NO.:</b> (561) 742 7644		E-MAIL:	n@lebolo.com					
SOLICITATION OPENING/SUBMITTAL DA		DEPAR	TMENT: OPERATION D	EPARTMENT							
PLEASE LIST THE DOLLAR AMOUN PLEASE ALSO LIST THE DOLLAR AN PROJECT.	T OR PERCEN	TAGE OF WO	RK TO BE CO	OMPLETED BY BE COMPLET	THE <u>PRIME CONT</u> ED BY ALL SUBCON	RACTOR/CO NTRACTORS/	NSULTANT ON T SUBCONSULTAN	HIS PROJECT.			
	(Check <u>Non-SBE</u>	all Applicable Cate <u>M/WBE</u>	gories) <u>SBE</u>		DOLLAR AMOU	NT OR PERCENTA	AGE OF WORK				
Name, Address and Phone Number		Minority/Women Business	Small Business	Black	Hispanic	Women	Caucasian	Other (Please Specify)			
1. Big Air Mechanical			<b>V</b>				\$181,399	мундон обтоба до стато и постато и поста -			
2. I.Q. Construction			<b>V</b>	-	\$ 17,205 &			-			
3. Pegasus Painting & Waterproofing	<b>V</b>				-		\$59,953.24	-			
4. Lebolo Construction Management	<b>V</b>				\$42,995.25			-			
5.							**************************************	-			
(Please use additional sheets if necessary)			Total	-	\$60,200.		\$234,352				
Total Bid Price \$_\$ 294,553.16			Total SBE	M/WBE Participati	\$198,604.69	_	<b>.</b>				
I hereby certify that the above information is acc	urate to the best of	my knowledge:	V	Signatur	re J.		Project Exe	cutive			

Note:

- 1. The amount listed on this form for a Subcontractor/subconsultant must be supported by price or percentage listed on the properly executed Schedule 2 or attached signed proposal.
- 2. Firms may be certified by Palm Beach County as an SBE and/or an M/WBE. If firms are certified as both an SBE and/or M/WBE, please indicate the dollar amount under the appropriate category.
- 3. Modification of this form is not permitted and will be rejected upon submittal.

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: DOA 18-13 (SL-07) SOLICITATION/PROJECT NAME: Terminal Building 4th Level Exterior Wall Repairs at Palm Beach International Airport Name of Prime: Lebolo Construction Management, Inc (Check box(s) that apply) Date of Palm Beach County Certification (if applicable): 11/25/2019 ☑SBE □WBE □MBE □M/WBE □Non-S/M/WBE 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 Description **Unit Price** Qty./Units Contingencies/ Total Price/Percentage Allowances Item 1.0 Light metal and louvers hardware \$4,504.00 \$ 0.00 \$ 4,504.00 2.0 on of louver frames , total of 12 frames and 6 fans dra \$ 39,690.00 \$ 0.00 \$ 39,690.00 3.0 Fabricate, furnish and install new steel 3x3 angle iron \$ 9.570.00 1 \$ 0.00 \$ 9.570.00 \$ 4,268.00 4.0 Increase access doors size from 24 x24 to 36 x 36 to received new access door \$ 4,268.00 \$ 0.00 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: \$58,032.00 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. Price or Percentage: Name of 2<sup>nd</sup>/3<sup>rd</sup> tier Subcontractor/subconsultant Big Air Mechanical Lebolo Construction Management, Inc Print name of Prime me of Subcontractor/subconsultant C Authorized Signature Authorized Signature Maria Manjon George (Ward) Print name Prir name

President

Date: 10/19/2022

**Project Executive** 

Date: 10/19/2022

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SOLICITATION/PROJECT NUMBER: DOA 18-13 (SL-07)										
SOLICITATION/PROJECT NUMBER: Terminal Building 4th Level Exterior Wall Repairs at Palm Beach International Airport										
Name of Prime: Lebolo Construction Management, Inc										
[Check box(s) that apply]  □ SBE □ WBE □ MBE □ M/WBE □ Non-S/M/WBE □ Date of Palm Beach County Certification (if applicable): 11/25/2019										
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					
1.0	Furnish and install new pre-fab Bird Screen protectors for interior of louvers	32,230.00	1	\$ 0.00	32,230.00					
-										
L		L								
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: \$32,230.00										
If the undersigned intends to subcontract any portion of this work to another Subcontractor/subconsultant, please list the business name and the										
A Round below accompanied by a separate properly executed Schedule 2.  Price or Percentage:										
Lebolo Çonstruction Management, Inc Big Air Mechanical										
Print name of Subcontractor/subconsultant										
1	By: Action Color By:									
_	Authorized Signature  Maria Manjon  George (Ward) Hude									
	Print name Print name									
-	Project Executive	dent								
	Title Title  Date: 10/19/2022  Date: 10/19/2022									
		-								

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Authorized Signature

Maria Manjon

**Project Executive** 

Date: \_\_\_\_10/19/2022

Print name

Title

Revised 12/31/2018

**Authorized Signature** 

Ron Pearson Print name

President

Date: \_\_\_\_10/19/2022

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President

Date: \_\_\_\_

Title

**Project Executive** 

Date: \_\_\_\_

Title

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SOLICITATION/PROJECT NUMBER: DOA 18-13 (SL-07)									
SOLICITA	TION/PROJECT NAME: Terminal Building 4th Level Exte	erior Wall Rep	airs at Palm B	each International Air	port				
Name of Prime: Lebolo Construction Management, Inc									
(Check box(s) that apply)  ☑SBE ☐ WBE ☑MBE ☐M/WBE ☐Non-S/M/WBE Date of Palm Beach County Certification (if applicable): 5/18/20									
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									
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Line Item	Item Description	Unit Price	Qty./Units	Contingencies/ Allowances	Total Price/Percentage				
1.0	Credit for Concrete Pad for MCC Equipment removed from scope	(\$ 6,185.00)	1	\$ 0.00	(\$ 6,185.00)				
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: (\$ 6,185.00)									
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.									
Price or Percentage:  Name of 2 <sup>nd</sup> /3 <sup>rd</sup> tier Subcontractor/subconsultant									
Name of 2 /3 their Subcontractor/subconstitution									
Lebolo Construction Management, Inc I.Q. Constructions									
Print name of Prime Print name of Symboontrantor/subconsultant									
By: By: By:									
Authorized Signature  Maria Manjon  Claudia Mendoza									
Print name Print name									
F	Project Executive President								
T	Title Title								
D	<sub>late:</sub> 12/07/2022	Date:	12/07/2022						