

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

**Meeting Date:** April 4, 2023

Consent

Regular

Ordinance

Public Hearing

**Department:** Facilities Development & Operations

**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to:

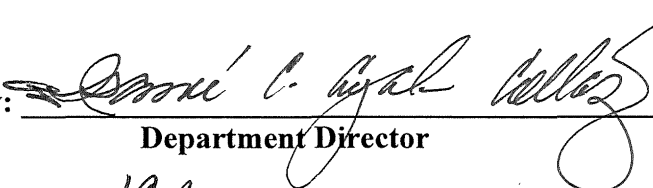
- A) Consider/Waive Conflict disclosed by Verdex Construction, LLC (Verdex) in its proposal in response to the County’s Request for Proposals (RFP) for Construction Manager (CM) at Risk Services, the Vista Center Expansion (Building Division) Project No. 2022-020957 (Project);
- B) Ratify the Final Selection Committee’s recommendation for award to Verdex;
- C) Authorize the Facilities Development & Operations Department (FDO) to prepare a contract with Verdex for the Project.


**Summary:** The RFP to select a CM for the Project was advertised on November 6, 2022 with Final Selection taking place on January 31, 2023; all in accordance with the County’s policy and procedures memorandum (PPM) CW-O-092. The County’s Final Selection Committee recommended award to Verdex. In its proposal, Verdex disclosed a conflict of interest and its receipt of an ethics opinion from the County’s Committee on Ethics (COE). Under PPM CW-O-092, FDO is required to disclose this conflict to the Board of County Commissioners (Board) for consideration/waiver of the conflict, ratification of the Final Selection Committee’s recommendation and authorization for FDO to prepare a contract with the recommended awardee which contract will be submitted to the Board for approval. The Project involves the selection of a CM to provide construction management at risk services consisting of pre-construction services, developing a guaranteed maximum price, and construction for the approximately 20,000 square foot expansion of office and support space to serve the needs of the Building Division in the County’s Planning, Zoning and Building Department (Vista Office Building) located at 2300 North Jog Road in West Palm Beach. Verdex in its proposal disclosed that its President, Rex Kirby, is a member of both the County’s Construction Board of Adjustments and Appeals (CBAA) and the Infrastructure Surtax Independent Citizen Oversight Committee (ISICOC) and that Verdex had obtained an ethics opinion from the County’s COE. The COE found that both boards were purely advisory with 1) the CBAA being purely advisory and having no contract oversight for this contract, requiring the conflict to be disclosed to the Board; and 2) the ISICOC being advisory but having contract oversight therefore, requiring the conflict to be disclosed to, and waived by, the Board. **(Capital Improvements Division) District 7 (MWJ)**

**Background and Policy Issues:** PPM CW-O-092 requires FDO to disclose to the Board any conflict that a proposer may include in its response to an RFP and to request that the Board consider/waive the conflict, ratify the Final Selection Committee’s recommendation and authorize FDO to prepare a contract with the recommended respondent.

**Attachments:**

1. Verdex Disclosure and COE Opinion 22-023
2. Final Selection Committee Minutes and Scoresheets

**Recommended By:**  3/19/23  
Department Director Date

**Approved By:**  3/20/23  
County Administrator Date

**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	2023	2024	2025	2026	2027
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<b>*_____</b>	<b>-0-_____</b>	<b>-0-_____</b>	<b>-0-_____</b>	<b>-0-_____</b>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget: Yes   X   No \_\_\_\_\_  
 Does this item include use of federal funds? Yes \_\_\_\_\_ No   X  

Budget Account No: **Fund** \_\_\_\_\_ **Dept** \_\_\_\_\_ **Unit** \_\_\_\_\_ **Object** \_\_\_\_\_

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

\* There is no fiscal impact associated with this agenda item. If authorized by the Board, FDO will prepare a contract which will be submitted to the Board for approval and fiscal impact will be addressed at that time.

**C. Departmental Fiscal Review:** Robert Eric Mollis  
 HBBM

**III. REVIEW COMMENTS**

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

Lex Mota 3/15/2023  
 OFMB JA 3/14  
 SW 3-15-2023

Ar. J. Jawlan 3/16/23  
 Contract Development and Control  
 AW 3/16/23

**B. Legal Sufficiency:**

[Signature] 3/17/23  
 Assistant County Attorney

**C. Other Department Review:**

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

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

TAB 16 | **CONFLICT OF INTEREST DISCLOSURE**

**RFP ATTACHMENT E  
CONFLICT OF INTEREST DISCLOSURE FORM**

CONTRACTOR/SUBCONTRACTOR represents that it presently has no interest, either direct or indirect, which would or could conflict in any manner with the performance of services for the County, except as follows:


Rex Kirby is a volunteer member of the Palm Beach County Infrastructure Surtax Independent Citizen Oversight Committee (ISICOC) as well as volunteer member of the Palm Beach County Construction Board of Adjustments and Appeals (CBAA). To ensure that neither Verdex Construction, nor him as President, have any conflicts of interest to pursue capital projects, we reached out to the County staff (Brenda Znachko, Director of Business Operations for FDO) for an opinion and she redirected Mr. Kirby to the Palm Beach Commission on Ethics. After a full review of Rex's involvement and the role of the committees, it was determined that Verdex Construction and Rex as its President has no conflict of interest pursuing projects. (See Ethics Rendered Opinion to follow). The only contingent is that when Verdex wins a project and it goes to the County Commission for approval, the Board will need to give Mr. Kirby a waiver to allow him to continue to serve on the ISICOC. There is no issue for Verdex to build projects for the county. (Attach additional sheets as needed.)

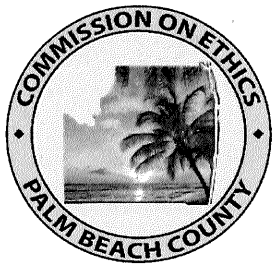
CONTRACTOR/SUBCONTRACTOR further represents that no person having any interest shall be employed for said performance. By signing below, CONTRACTOR/SUBCONTRACTOR certifies that the information contained herein is true and correct and constitutes all current potential conflicts of interest which may influence or appear to influence CONTRACTOR's/SUBCONTRACTOR's judgment or quality of services being provided to the County.

CONTRACTOR/SUBCONTRACTOR shall promptly notify the COUNTY in writing by certified mail of all potential conflicts of interest that may arise in the future through any prospective business association, interest or other circumstance which may influence or appear to influence CONTRACTOR's/SUBCONTRACTOR's judgment or quality of services being provided to the County. Such written notification shall identify the prospective business association, interest or circumstance, the nature of work that CONTRACTOR/SUBCONTRACTOR may undertake and request an opinion of the COUNTY as to whether the association, interest or circumstance would, in the opinion of the COUNTY, constitute an unacceptable conflict of interest if entered into by the CONTRACTOR/SUBCONTRACTOR.

If, in the sole opinion of the COUNTY, the prospective business association, interest or circumstance of CONTRACTOR/SUBCONTRACTOR would constitute an unacceptable conflict of interest to the COUNTY, the COUNTY shall so state in the notification and the CONTRACTOR/SUBCONTRACTOR shall not enter into said association, interest or circumstance.

This DISCLOSURE is submitted by (Name of Individual:) Rex B. Kirby, Jr., as (Title/Position:) Manager & President of (Name of Firm:) Verdex Construction, LLC who hereby certifies that any misrepresentation by the CONTRACTOR/SUBCONTRACTOR on this Disclosure is considered an unethical business practice and is grounds for sanctions against future County business with the CONTRACTOR/SUBCONTRACTOR.

  
Signature  
December 21, 2022  
Date



# Palm Beach County Commission on Ethics

## Commissioners

Rodney G. Romano, Chair  
Michael H. Kugler, Vice Chair  
Peter L. Cruise  
Michael S. Kridel  
Danielle A. Sherriff

## Executive Director

Christie E. Kelley

*Honesty - Integrity - Character*

October 7, 2022

Mr. Rex Kirby, President  
Verdex Construction  
1545 Centrepark Drive N.  
West Palm Beach, FL 33401

Re: RQO 22-023  
Advisory Board Waiver

Dear Mr. Kirby,

Your request for an advisory opinion to the Palm Beach County Commission on Ethics (COE) has been received and reviewed. The opinion rendered is as follows:

### **QUESTION:**

Does a conflict of interest arise for you as a member of both the Palm Beach County Construction Board of Adjustments and Appeals (CBAA) and the Infrastructure Surtax Independent Citizen Oversight Committee (ISICOC) if Verdex Construction (Verdex) submits bids in response to Requests for Proposals (RFP) with Palm Beach County (County) when you are the president of Verdex?

### **BRIEF ANSWER:**

The Palm Beach County Code of Ethics does not prohibit Verdex from submitting a bid and entering into a contract with the County as long as you meet certain requirements. Should the contract ultimately be awarded to Verdex, these requirements are dependent on the roles of both the CBAA and the ISICOC and are determined by whether the boards are purely advisory and whether they play any role in the oversight of the subject contract(s).

### **FACTS:**

You are the president of Verdex and are a member of two Palm Beach County advisory boards, the CBAA and the ISICOC. Verdex wishes to submit bids to the County in response to public RFPs for a Construction Manager at Risk for the Vista Center Expansion project and the 45th Street Complex.

The CBAA's function is to render interpretations and hear appeals of the provisions of various building, electrical, plumbing, and other construction codes. It also hears appeals of decisions and interpretations of the building official, consider variances of the technical codes, serves as the Local Construction Regulation Board, and disciplines contractors that willfully violate the building code or commit fraud. Finally, the board considers variance requests and appeals in accordance with possible flood issues arising during land development.

The ISICOC's function is to provide oversight and review expenditure reports produced by the County to determine if the expenditure of proceeds are correctly allocated and if those expenditures are in compliance with the surtax plan. Along with this, it makes funding and expenditure recommendations to the Palm Beach County Board of County Commissioners (BCC). Additionally, the committee submits annual reports to the BCC and County Administrator regarding the County's compliance with the requirements of ballot measures. The committee also provides a summary of the Committee's funding recommendations, proceedings, and activities.

---

300 North Dixie Highway, Suite 450, West Palm Beach, FL 33401 561.355.1915 FAX: 561.355.1904

**Hotline: 877.766.5920 E-mail: [ethics@pbcgov.org](mailto:ethics@pbcgov.org)**

**Website: [palmbeachcountyethics.com](http://palmbeachcountyethics.com)**

**ANSWER:**

As a member of either the CBAA or the ISICOC, you would be considered an official under the Code. Section 2-443(d), Contractual relationships, prohibits public officials or employees or their outside employer or business from entering into any contract or other transaction for goods or services with the public entity they serve, unless certain criteria are met or an exception applies. In general, depending on the type of advisory board it is and whether the advisory board has any contract oversight, there are three possible requirements for advisory board members to overcome this contractual relationship prohibition: a disclosure, a waiver, or resignation from the board.<sup>1</sup>

To determine which requirement would apply to your situation, it must be determined whether the CBAA and the ISICOC are purely advisory. A purely advisory board is authorized to only make recommendations to another board or a government administrator. A board with any measure of final decision-making authority is not purely advisory. Additionally, it must be determined whether the CBAA or the ISICOC have any contract oversight. A board has contract oversight if it plays any role in the oversight, regulation, management, or policy-setting recommendations regarding the subject contract. A disclosure by the advisory board member is required when the advisory board does not have any contract oversight, regardless of whether the board is purely advisory or not.<sup>2</sup> A waiver is required if the advisory board is purely advisory and has contract oversight.<sup>3</sup> If the advisory board is not purely advisory and has contract oversight, then the advisory board member must resign from the advisory board or withdraw the bid to contract with the public entity they serve.<sup>4</sup>

Here, based on the facts provided, because of the limited statutory authority granted to both the CBAA and the ISICOC, it appears both boards are purely advisory. Because both boards are purely advisory, it must be determined whether a waiver or a disclosure is required.

Based on the facts provided, while the CBAA has authority to hear appeals of the provisions of various construction codes and building official decisions and considers variances, the CBAA does not have any authority to oversee, regulate, manage, or make policy-setting recommendations regarding the subject construction management contract(s) themselves. As such, the CBAA would not be considered as having contract oversight. Therefore, because the CBAA is purely advisory and does not have any contract oversight, your membership on the CBAA does not prohibit such a contractual relationship between the County and Verdex as long as the existence of the subject contract is disclosed at a duly noticed public meeting of the BCC.

However, although the ISICOC also appears to be purely advisory, unlike the CBAA, the ISICOC appears to have contract oversight regarding the subject contract(s). Because of the ISICOC's authority to set policy and make funding and expenditure recommendations to the BCC, the ISICOC has the potential for oversight, regulation, management, or policy-setting recommendations regarding the subject contract(s). Because of this contract oversight, you must obtain a waiver if Verdex is awarded any contracts. According to Section 2-443(e) of the Code, a waiver will require the BCC, upon full disclosure of the contract at a public meeting, to waive the conflict of interest by an affirmative vote of a majority plus one (1) of the total membership of the BCC. If you were appointed by only one member of the BCC, the appointing board member alone can waive this conflict of interest. Thus, as long as the conflict of interest between your board membership and Verdex's contractual relationship with the County is properly waived, the Code does not prohibit you from continuing to serve as a member of the ISICOC.

Finally, in the event Verdex does enter into the contract with the County, you are reminded that you will have an ongoing responsibility to refrain from using your official position as a CBAA or ISICOC member in any way to give a special financial benefit to yourself or your outside business, Verdex.<sup>5</sup> For example, if any matter comes before the CBAA or the ISICOC that would give Verdex a special financial benefit, then you must

---

<sup>1</sup> Sec. 2-443(d); Sec. 2-443(e)

<sup>2</sup> Sec. 2-443(d)

<sup>3</sup> Sec. 2-443(e)

<sup>4</sup> Id.

<sup>5</sup> Sec. 2-443(a); Sec. 2-443(c)

disclose the nature of the conflict, refrain from participating in discussions and voting on the matter, and file a State of Florida Commission on Ethics Form 8B pursuant to the requirements of Section 112.3143, Florida Statutes.

**LEGAL BASIS:**

The legal basis for this opinion is found in §2-443(a), §2-443(c), §2-443(d), and §2-443(e) of the Code:

Sec. 2-443. Prohibited conduct.

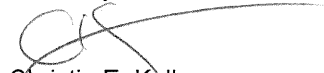
- (a) **Misuse of public office or employment.** An official or employee shall not use his or her official position or office, or take or fail to take any action, or influence others to take or fail to take any action, or attempt to do any of these things, in a manner which he or she knows or should know with the exercise of reasonable care will result in a special financial benefit, not shared with similarly situated members of the general public, for any of the following persons or entities:
- (1) Himself or herself;
  - (4) An outside employer or business of his or hers, or of his or her spouse or domestic partner, or someone who is known to such official or employee to work for such outside employer or business;
- (c) **Disclosure of voting conflicts.** County and municipal officials as applicable shall abstain from voting and not participate in any matter that will result in a special financial benefit as set forth in subsections (a)(1) through (7) above. The term "participate" as used in this section shall be defined as: "To take any action, or to influence others to take any action, or to attempt to do any of these things, in order to affect the passage or defeat of the specific matter before the voting body in which the official is required to abstain from voting." The official shall publicly disclose the nature of the conflict and when abstaining from the vote, shall complete and file a State of Florida Commission on Ethics Conflict Form 8B pursuant to the requirements of Florida Statutes, §112.3143. Simultaneously with filing Form 8B, the official shall submit a copy of the completed form to the county commission on ethics. Officials who abstain and disclose a voting conflict as set forth herein, shall not be in violation of subsection (a), provided the official does not otherwise use his or her office to take or fail to take any action, or influence others to take or fail to take any action, in any other manner which he or she knows or should know with the exercise of reasonable care will result in a special financial benefit, not shared with similarly situated members of the general public, as set forth in subsections (a)(1) through (7).
- (d) **Contractual relationships.** No official or employee shall enter into any contract or other transaction for goods or services with their respective county or municipality. This prohibition extends to all contracts or transactions between the county or municipality as applicable or any person, agency or entity acting for the county or municipality as applicable, and the official or employee, directly or indirectly, or the official or employee's outside employer or business. Any such contract, agreement, or business arrangement entered into in violation of this subsection may be rescinded or declared void by the board of county commissioners pursuant to section 2-448(c) or by the local municipal governing body pursuant to local ordinance as applicable. This prohibition shall not apply to employees who enter into contracts with Palm Beach County or a municipality as part of their official duties with the county or that municipality. This prohibition also shall not apply to officials or employees who purchase goods from the county or municipality on the same terms available to all members of the public. This prohibition shall also not apply to advisory board members provided the subject contract or transaction is disclosed at a duly noticed public meeting of the governing body and the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction.
- (e) **Exceptions and Waiver.** The requirements of subsection (d) above may be waived as it pertains to advisory board members where the advisory board member's board is purely advisory and provides regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction. No waiver shall be allowed where the advisory board member's board is not purely advisory and provides regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction. Waiver may be effected by the board of county commissioners or by the local municipal governing body as applicable upon full disclosure of the contract or transaction prior to

the waiver and an affirmative vote of a majority plus one (1) of the total membership of the board of county commissioners or the local municipal governing body as applicable. In instances in which appointment to the advisory board is made by an individual, waiver may be effected, after full disclosure of the contract or transaction at a public hearing, by the appointing person.

This opinion construes the Palm Beach County Code of Ethics Ordinance and is based upon the facts and circumstances that you have submitted. The COE does not investigate the facts and circumstances submitted but assume they are true for purposes of this advisory opinion. It is not applicable to any conflict under state law. Inquiries regarding possible conflicts under state law should be directed to the State of Florida Commission on Ethics.

Please feel free to contact me at 561-355-1915 if I can be of any further assistance in this matter.

Sincerely,



Christie E. Kelley,  
Executive Director

RG/gal



INTER-OFFICE COMMUNICATION  
 PALM BEACH COUNTY  
 FACILITIES DEVELOPMENT & OPERATIONS

DATE: February 1, 2023  
 TO: Memo to the File  
 FROM: Fernando Del Dago, Director  
 Capital Improvements Division  
 RE: **Construction Manager at Risk Services for Vista Center Expansion  
 Project No. 2022-020957  
 Subj.: Report of Final Selection Committee Meeting**

A Final Selection Committee Meeting was held on January 31, 2023 and attended by:

- Steve Carrier, Assistant County Engineer, PBC Engineering Department
- Fernando Del Dago, Director, Capital Improvement Division, FD&O
- Irwin Jacobowitz, Director, Contract Development & Control
- Deirdre Kyle, Small Business Development Specialist III, Office of Small Business Assistance
- Mitch Silverman, Project Manager, Capital Improvements Division, FD&O

The Final Selection Committee heard presentations by the following short listed firms:

- Hedrick Brothers Construction Co., Inc.
- OHLA Building, Inc.
- Verdex Construction, LLC

The meeting was conducted in accordance with the requirements of the County's policy (PPM# CW-O-092 for the selection of Construction Managers). The Committee Chair, Steve Carrier, opened up the meeting for public comments, but there were no comments from the public. Irwin Jacobowitz requested clarification related to how the pricing component of the RFP was calculated. Gigi Jones from CID provided a description with no additional comments issued by the selection committee. After hearing presentations by all consultants and following discussion by Committee members, each Committee member determined a total point score for each of the firms, as follows:

	Hedrick Brothers Construction Co., Inc.	OHLA Building, Inc.	Verdex Construction, LLC
Steve Carrier	82	84	85
Fernando Del Dago	80	79	78
Irwin Jacobowitz	79	76	85
Deirdre Kyle	82	79	85
Mitch Silverman	82	81	84



Based on the total point score as individually assigned by each Committee member, the firms were then ranked from one (highest) to three (lowest), and the rankings of all Committee members were tallied. Following is the breakdown of individual committee member's ranking and total ranked score:

	Hedrick Brothers Construction Co., Inc.	OHLA Building, Inc.	Verdex Construction, LLC
Steve Carrier	3	2	1
Fernando Del Dago	1	2	3
Irwin Jacobowitz	2	3	1
Deirdre Kyle	2	3	1
Mitch Silverman	2	3	1
<b>TOTAL</b>	10	13	7

Based on the above score, the ranked order of firms as recommended by the Final Selection Committee is as follows:

Verdex Construction, LLC  
Hedrick Brothers Construction Co., Inc.  
OHLA Building, Inc.

Attached is a copy of the Ordinal Score Tally Sheet and a copy of the Consultant Score Tally Sheet prepared by each Committee member.

Attachments

c: Rachel Richards, Contract Management Specialist, CID

# CONSTRUCTION MANAGER AT RISK SERVICES VISTA CENTER EXPANSION (BUILDING DIVISION)


PROJECT # 2022-020957

## FINAL SELECTION SCORESHEET

January 31, 2023

	Hedrick Brothers Construction Co., Inc.	OHLA Building, Inc.	Verdex Construction, LLC
Steve Carrier	3	2	1
Fernando Del Dago	1	2	3
Irwin Jacobowitz	2	3	1
Deirdre Kyle	2	3	1
Mitch Silverman	2	3	1

<b>TOTAL</b>	10	13	7
--------------	----	----	---

<b>RANKED ORDER</b>	<u><b>2</b></u>	<u><b>3</b></u>	<u><b>1</b></u>
Recorded By:  Print Name: Gigi Jones, Contract Manager			

**CONSTRUCTION MANAGER AT RISK SERVICES  
VISTA CENTER EXPANSION (BUILDING DIVISION)  
PROJECT # 2022-020957**

**FINAL SELECTION SCORESHEET**

	Max. Pts.	Hedrick Brothers Construction Co., Inc.	OHLA Building, Inc.	Verdex Construction, LLC
Volume of previous work awarded or funded by the County over the past 6 years (The firm with the most work receives the lowest score)	10	3	10	10
Location of the firm's office where work will be accomplished	5	5	0	5
<b>EBO PROGRAM - EVALUATION PREFERENCE AS APPLIED BY THE GOAL SETTING COMMITTEE.</b> - SBE Evaluation Preference for Mentoring: 5 points for CM/SBE Partner - SBE Evaluation Preference for SBE Participation: up to 10 points for SBE Participation Plan	15	14	8	15
<b>PRICING</b> <i>The Proposer with the lowest overall price will receive the maximum number of points listed, and proposals with higher prices will receive fewer points based on how much higher they are than the lowest price</i>	20	10	20	8
<b>SUBTOTAL</b>	<b>50</b>	<b>32</b>	<b>38</b>	<b>38</b>
<b>Qualifications of the Firm - Areas of Consideration in the Evaluation:</b> Successful completion of similar projects using the Construction Management process; Recommendation of previous Owners and Architects; Other similar factors including litigation history	20	20	17	18
<b>Proposed Project Staff and Functions - Areas of consideration in the evaluation:</b> The Project Management team's experience with similar projects, with public projects, and overall Construction Management experience; Recommendations from previous Owners and Architects	25	25	24	24
<b>Comprehensive Project Management Services - Areas of consideration in the evaluation:</b> ability and history of the firm and its staff to deliver projects using effective management tools and techniques; firm's scheduling system and cost control system including methods for assuring subcontractors' adherence to schedule; ability of firm to hold to original schedules and budgets; firm's approach to establishing a Guaranteed Maximum Price including methods of Cost Control and Reporting Systems	5	5	5	5
<b>GRAND TOTAL</b>	<b>100</b>	<b>87</b>	<b>84</b>	<b>85</b>
<b>RANKED ORDER (ORDINAL)</b>		3	2	1

Committee Member (Print): Steven Carrier Signature: [Signature] Date: 1/31/23

**CONSTRUCTION MANAGER AT RISK SERVICES  
VISTA CENTER EXPANSION (BUILDING DIVISION)**

**PROJECT # 2022-020957**

**FINAL SELECTION SCORESHEET**

	Max. Pts.	Hedrick Brothers Construction Co., Inc.	OHLA Building, Inc.	Verdex Construction, LLC
Volume of previous work awarded or funded by the County over the past 6 years (The firm with the most work receives the lowest score)	10	3	10	10
Location of the firm's office where work will be accomplished	5	5	0	5
<b>EBO PROGRAM - EVALUATION PREFERENCE AS APPLIED BY THE GOAL SETTING COMMITTEE.</b> - SBE Evaluation Preference for Mentoring: 5 points for CM/SBE Partner - SBE Evaluation Preference for SBE Participation: up to 10 points for SBE Participation Plan	15	14	8	15
<b>PRICING</b> <i>The Proposer with the lowest overall price will receive the maximum number of points listed, and proposals with higher prices will receive fewer points based on how much higher they are than the lowest price</i>	20	10	20	8
<b>SUBTOTAL</b>	<b>50</b>	<b>32</b>	<b>38</b>	<b>38</b>
<b>Qualifications of the Firm - Areas of Consideration in the Evaluation:</b> Successful completion of similar projects using the Construction Management process; Recommendation of previous Owners and Architects; Other similar factors including litigation history	20	20	15	15
<b>Proposed Project Staff and Functions - Areas of consideration in the evaluation:</b> The Project Management team's experience with similar projects, with public projects, and overall Construction Management experience; Recommendations from previous Owners and Architects	25	24	22	21
<b>Comprehensive Project Management Services - Areas of consideration in the evaluation:</b> ability and history of the firm and its staff to deliver projects using effective management tools and techniques; firm's scheduling system and cost control system including methods for assuring subcontractors' adherence to schedule; ability of firm to hold to original schedules and budgets; firm's approach to establishing a Guaranteed Maximum Price including methods of Cost Control and Reporting Systems	5	4	4	4
<b>GRAND TOTAL</b>	<b>100</b>	<b>80</b>	<b>79</b>	<b>78</b>
<b>RANKED ORDER (ORDINAL)</b>		<b>1</b>	<b>2</b>	<b>3</b>

Committee Member (Print):

FERNANDA DELGADO

Signature:



Date:

1.31.23

**CONSTRUCTION MANAGER AT RISK SERVICES  
VISTA CENTER EXPANSION (BUILDING DIVISION)  
PROJECT # 2022-020957**

**FINAL SELECTION SCORESHEET**

	Max. Pts.	Hedrick Brothers Construction Co., Inc.	OHLA Building, Inc.	Verdex Construction, LLC
Volume of previous work awarded or funded by the County over the past 6 years (The firm with the most work receives the lowest score)	10	3	10	10
Location of the firm's office where work will be accomplished	5	5	0	5
<b>EBO PROGRAM - EVALUATION PREFERENCE AS APPLIED BY THE GOAL SETTING COMMITTEE.</b> - SBE Evaluation Preference for Mentoring: 5 points for CM/SBE Partner - SBE Evaluation Preference for SBE Participation: up to 10 points for SBE Participation Plan	15	14	8	15
<b>PRICING</b> <i>The Proposer with the lowest overall price will receive the maximum number of points listed, and proposals with higher prices will receive fewer points based on how much higher they are than the lowest price</i>	20	10	20	8
<b>SUBTOTAL</b>	<b>50</b>	<b>32</b>	<b>38</b>	<b>38</b>
<b>Qualifications of the Firm - Areas of Consideration in the Evaluation:</b> Successful completion of similar projects using the Construction Management process; Recommendation of previous Owners and Architects; Other similar factors including litigation history	20	19	15	19
<b>Proposed Project Staff and Functions - Areas of consideration in the evaluation:</b> The Project Management team's experience with similar projects, with public projects, and overall Construction Management experience; Recommendations from previous Owners and Architects	25	23	20	24
<b>Comprehensive Project Management Services - Areas of consideration in the evaluation:</b> ability and history of the firm and its staff to deliver projects using effective management tools and techniques; firm's scheduling system and cost control system including methods for assuring subcontractors' adherence to schedule; ability of firm to hold to original schedules and budgets; firm's approach to establishing a Guaranteed Maximum Price including methods of Cost Control and Reporting Systems	5	5	3	4
<b>GRAND TOTAL</b>	<b>100</b>	<b>79</b>	<b>76</b>	<b>85</b>
<b>RANKED ORDER (ORDINAL)</b>		<b>2</b>	<b>3</b>	<b>1</b>
Committee Member (Print): <u>Irwin Jacobowitz</u>	Signature: <u>[Signature]</u>	Date: <u>11/31/23</u>		

**CONSTRUCTION MANAGER AT RISK SERVICES  
VISTA CENTER EXPANSION (BUILDING DIVISION)**

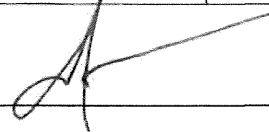
PROJECT # 2022-020957

**FINAL SELECTION SCORESHEET**

	Max. Pts.	Hedrick Brothers Construction Co., Inc.	OHLA Building, Inc.	Verdex Construction, LLC
Volume of previous work awarded or funded by the County over the past 6 years (The firm with the most work receives the lowest score)	10	3	10	10
Location of the firm's office where work will be accomplished	5	5	0	5
<b>EBO PROGRAM - EVALUATION PREFERENCE AS APPLIED BY THE GOAL SETTING COMMITTEE.</b> - SBE Evaluation Preference for Mentoring: 5 points for CM/SBE Partner - SBE Evaluation Preference for SBE Participation: up to 10 points for SBE Participation Plan	15	14	8	15
<b>PRICING</b> <i>The Proposer with the lowest overall price will receive the maximum number of points listed, and proposals with higher prices will receive fewer points based on how much higher they are than the lowest price</i>	20	10	20	8
<b>SUBTOTAL</b>	<b>50</b>	<b>32</b>	<b>38</b>	<b>38</b>
<b>Qualifications of the Firm - Areas of Consideration in the Evaluation:</b> Successful completion of similar projects using the Construction Management process; Recommendation of previous Owners and Architects; Other similar factors including litigation history	20	20	15	20
<b>Proposed Project Staff and Functions - Areas of consideration in the evaluation:</b> The Project Management team's experience with similar projects, with public projects, and overall Construction Management experience; Recommendations from previous Owners and Architects	25	25	21	22
<b>Comprehensive Project Management Services - Areas of consideration in the evaluation:</b> ability and history of the firm and its staff to deliver projects using effective management tools and techniques; firm's scheduling system and cost control system including methods for assuring subcontractors' adherence to schedule; ability of firm to hold to original schedules and budgets; firm's approach to establishing a Guaranteed Maximum Price including methods of Cost Control and Reporting Systems	5	5	5	5
<b>GRAND TOTAL</b>	<b>100</b>	82	79	85
<b>RANKED ORDER (ORDINAL)</b>		2	3	1
Committee Member (Print): <u>Deirdre D. Kyle</u>	Signature: <u>[Signature]</u>	Date: <u>1/31/2023</u>		

**CONSTRUCTION MANAGER AT RISK SERVICES  
VISTA CENTER EXPANSION (BUILDING DIVISION)  
PROJECT # 2022-020957**

**FINAL SELECTION SCORESHEET**

	Max. Pts.	Hedrick Brothers Construction Co., Inc.	OHLA Building, Inc.	Verdex Construction, LLC
Volume of previous work awarded or funded by the County over the past 6 years (The firm with the most work receives the lowest score)	10	3	10	10
Location of the firm's office where work will be accomplished	5	5	0	5
EBO PROGRAM - EVALUATION PREFERENCE AS APPLIED BY THE GOAL SETTING COMMITTEE. - SBE Evaluation Preference for Mentoring: 5 points for CM/SBE Partner - SBE Evaluation Preference for SBE Participation: up to 10 points for SBE Participation Plan	15	14	8	15
<b>PRICING</b> <i>The Proposer with the lowest overall price will receive the maximum number of points listed, and proposals with higher prices will receive fewer points based on how much higher they are than the lowest price</i>	20	10	20	8
<b>SUBTOTAL</b>	<b>50</b>	<b>32</b>	<b>38</b>	<b>38</b>
<b>Qualifications of the Firm - Areas of Consideration in the Evaluation:</b> Successful completion of similar projects using the Construction Management process; Recommendation of previous Owners and Architects; Other similar factors including litigation history	20	20	18	18
<b>Proposed Project Staff and Functions - Areas of consideration in the evaluation:</b> The Project Management team's experience with similar projects, with public projects, and overall Construction Management experience; Recommendations from previous Owners and Architects	25	25	20	23
<b>Comprehensive Project Management Services - Areas of consideration in the evaluation:</b> ability and history of the firm and its staff to deliver projects using effective management tools and techniques; firm's scheduling system and cost control system including methods for assuring subcontractors' adherence to schedule; ability of firm to hold to original schedules and budgets; firm's approach to establishing a Guaranteed Maximum Price including methods of Cost Control and Reporting Systems	5	5	5	5
<b>GRAND TOTAL</b>	<b>100</b>	<b>82</b>	<b>81</b>	<b>84</b>
<b>RANKED ORDER (ORDINAL)</b>		<b>2</b>	<b>3</b>	<b>1</b>
Committee Member (Print): <u>MITCH SILVERMAN</u>	Signature: 	Date: <u>4/31/23</u>		