

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	<u>2023</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>	<u>2027</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 Budget? Yes _____ No X
 Does this item include the use of federal funds? Yes _____ No X

Budget Account No: Fund _____ Department _____ Unit _____ Object _____
 Reporting Category _____

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

*There is no Fiscal Impact for this item.

C. Departmental Fiscal Review: Wendee Johnson

III. REVIEW COMMENTS

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

ASDella 5/12/23
 OFMB PA 511
 EHW 5-12-23

Ar. S. Jacobson 5/16/23
 Contract Dev. and Control
 5/16/23

B. Legal Sufficiency:

Anne Delgant 5/17/23
 Assistant County Attorney

C. Other Department Review:

 Department Director

REVISED 11/17

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

**AMENDMENT NO. 11 TO THE CONTRACT
BETWEEN
PALM BEACH COUNTY DEPARTMENT OF AIRPORTS AND
THE MORGANTI GROUP, INC.
FOR
CONSTRUCTION MANAGEMENT SERVICES
MISCELLANEOUS AIRPORT IMPROVEMENTS PROJECT NO. DOA 18-13**

This Amendment No. 11 to the Contract is made as of the 13~~th~~ day of June, 2023, by and between Palm Beach County, Florida (COUNTY) and The Morganti Group, 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 at 1662 North U.S. Highway 1, Suite C, Jupiter, FL 33469.

WHEREAS, the Owner and CONSTRUCTION MANAGER acknowledge and agree that the Contract between Owner and **THE MORGANTI GROUP, INC.** dated August 20, 2019 (R-2019-1221) is in full force and effect and that this merely supplements said Contract; and

WHEREAS, on June 2, 2020, the County entered into Amendment #1 (R-2020-0556) with the CONSTRUCTION MANAGER and that this merely supplements said Contract; and

WHEREAS, on June 16, 2020, the County entered into Amendment #2 (R-2020-0634) with the CONSTRUCTION MANAGER and that this merely supplements said Contract; and

WHEREAS, on November 17, 2020, the County entered into Amendment #3 (R-2020-1778) with the CONSTRUCTION MANAGER and that this merely supplements said Contract; and

WHEREAS, on April 6, 2021, the County entered into Amendment #4 (R-2021-0463) with the CONSTRUCTION MANAGER and that this merely supplements said Contract; and

WHEREAS, on April 6, 2021, the County entered into Amendment #5 (R-2021-0418) with the CONSTRUCTION MANAGER and that this merely supplements said Contract; and

WHEREAS, on August 17, 2021, the County entered into Amendment #6 (R-2021-1023) with the CONSTRUCTION MANAGER exercising the first one (1) year renewal option and that this merely supplements said Contract; and

WHEREAS, on August 17, 2021, the County entered into Amendment #7 (R-2021-1161) with the CONSTRUCTION MANAGER and that this merely supplements said Contract; and

WHEREAS, on December 21, 2021, the County entered into Amendment #8 (R-2021-1951) with the CONSTRUCTION MANAGER and that this merely supplements said Contract; and

WHEREAS, on April 12, 2022, the County entered into Amendment #9 (R-2022-0373) with the CONSTRUCTION MANAGER and that this merely supplements said Contract; and

WHEREAS, on July 11, 2022, the County entered into Amendment #10 (R-2022-0677) with the CONSTRUCTION MANAGER and that this merely supplements said Contract; and

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

NOW THEREFORE, in considerations of the mutual covenants herein contained, and such other good and valuable consideration, 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 third and final one (1) year renewal option for the continuation of services provided by the CONSTRUCTION MANAGER under this Contract.
- (2) Except as specifically amended herein, all other terms and conditions of the Contract shall remain in 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: _____
Gregg K. Weiss, Mayor

**APPROVED AS TO FORM
AND LEGAL SUFFICIENCY**

**APPROVED AS TO TERMS
AND CONDITIONS**

By: Anne Delgant
County Attorney

By: Anna Buda
Director of Airports

WITNESS:

**FOR CONSTRUCTION MANAGER
SIGNATURE**

CONSTRUCTION MANAGER:

Prudena Hisel
Signature

[Signature]
Signature

Fulvia Susana Hisel
Name (type or print)

Stephen Sines
Name (type or print)

Vice President of Operations
Title

(Corporate Seal)

DEPARTMENT OF AIRPORTS
 MISCELLANEOUS AIRPORT IMPROVEMENTS - CMAR (LOCAL OEBO PROGRAM)
 THE MORGANTI GROUP INC.
 PB NO: DOA 18-13
 CONTRACT HISTORY

ORIGINAL CONTRACT		YEAR 1-2		1 st EXT YR		2 nd EXT YR		3 rd EXT YR							
RESOLUTION NO		R-2019-1221		R-2021-1023		R-2022-0677		R-2022-0677							
DATE APPROVED		8/20/2019		8/17/21		7/12/22		7/12/22							
SBE Goal		15.00%		8/20/2022		8/20/2023		8/20/2024							
EXPIRATION		8/20/2021		8/20/2022		8/20/2023		8/20/2024							
REF DOC	API-GSC	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	TO/WHO CLOSED
Amendment No 1 SMC-01	75% of which 4% MBE (AA and HA)	SMC 01 Terminal Condensation Phase 1	90	8/9/20	12/14/20	1/15/21	\$1,383,500.00						\$1,383,500.00	June 2, 2020 Board (R2020-0655)	
		CO NO 1	0		12/22/20			\$34,898.07	\$42,896.07		\$14,898.07				
		CO NO 2	0		12/22/20	1/21/21		\$72,829.17	\$72,829.17				\$72,829.17	3/12/21 Board Meeting 2021-0653	
		GMP Adjustments						-\$19,006.41		\$1,471,119.83				CRC 7/7/21	CRC 7/7/2021
Amendment No 2 SMC-02	20%	SMC 02 Walts Road Improvements-Phase 1	100	7/14/20	10/21/20	11/20/20	\$434,700.00						\$434,700.00	June 16, 2020 Board (R2020-0634)	
		GMP Adjustments								\$392,238.33					CRC 7/7/2021
WO SMC 03		SMC 03 Domestic Water Valve Replacement-Field Investigation					\$16,712.00				\$16,712.00			Approved 9/1/2020	
		GMP Adjustments						\$0.00		\$16,712.00					DOA Closed
WO SMC 04	N/A under \$100k	SMC 04 Domestic Water Valve Replacement-Phase 1 Priority Valves	60	9/16/20	11/14/20	12/14/20	\$93,976.00				\$93,976.00			Approved on 9/15/2020.	
		GMP Adjustments						(\$16,074.79)		\$76,891.21					DOA Closed on 6/17/21
Amend No 3 (SMC 05)	20% of which 5% is for M/WBE	SMC 05 Terminal Condensation Phase 2	370	11/30/20	12/10/21	1/9/22	\$3,148,984.00						\$3,148,984.00	R2020-1778 November 17, 2020 Board	
		CO No 1	0					\$43,186.78	\$0.00		\$43,186.78			Approved on 10/14/21	
		CO No 2	0					\$59,007.56	\$0.00			\$59,007.56		Approved by CRC 10/20/21	
		CO No 3	60					\$0.00	\$60,000.00			\$0.00		Approved by CRC 11/30/21	
		CO No. 4- time to final	30		2/9/22	4/9/22		\$0.00			\$0.00				
		CO No. 5- time to final	60			6/9/22		\$0.00					\$0.00	7/12/22 Board Meeting (R-2022-0689)	
		GMP Adjustments								\$3,261,177.34					CRC closed out 11/16/22

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ORIGINAL CONTRACT RESOLUTION NO DATE APPROVED SBE Goal EXPIRATION	YEAR 1-2 R-2021-1023 8/20/2019 15.00%	1 st EXT YR R-2021-1023 8/17/21	2 nd EXT YR R-2022-0677 7/12/22	3 rd EXT YR 8/20/2024	CONTRACT HISTORY														
					REF DOC	APL-OSC	DESCRIPTION	TIME(GAL Days) for Substantial	RTP	Substantial Completion Date	Final Completion Date	AMOUNT	CHANGE ORDER OR ADJUSTMENT	CHANGE ORDER VALUE PLUS TIME	REVISED AMOUNT	LEAS COST APPROVAL	CRC APPROVAL	BIC APPROVAL	STATUS
Task Order SMC 06	MA under \$10K	SMC 06 Security Phase 2 - Continuum Upgrade	11/6/20									\$97,630.00						Approved by CRC on 11/04/2020	
		GMP Adjustments																	
		SMC 07 Security Phase 3 - Replace 26 cameras	50	11/9/20	17/21	2/6/21						\$89,100.00						Approved by the Dept on 12/02/20	
		Change Order No 1	57		3/6/21	4/1/21							\$0.00						
		GMP Adjustments																	
Amendment No 4 (SMC 08)	SBE Price Preference	SMC 08 Building 046 UPS Upgrade	145	4/12/21	3/3/21	10/2/21						\$438,151.00						Close-out by Lead Dept on 12/8/21	
		CO No 1 Time suspended as of 02/23/21. Resumed 10/2/21	89		4/22/2022	6/22/22													
		CO No 2 Time Extension	70		7/1/2022	7/1/22													
		GMP Adjustments																	
Amendment No 6 (SMC 10)	SBE Price Preference	SMC 10 LTO 3 Structural repair	101	4/23/21	7/21/21	8/20/21						\$221,117.00						4/0/21 Board R3021-0419	
		CO No 1	28		8/10/21	9/17/21												Approved on 02/1/21	
		CO No 2	92		11/10/21	12/16/21												Approved by CRC on 1/20/21	
		GMP Adjustments																Approved by CRC 4/13/22	
Amend No 6	10% SBE	First year time extension																8/17/21 Board Meeting R3021-1023	
Amend No 7 (SMC 09)	SBE 10%	SMC 09 Fire Pump Replacement	214	9/25/21	3/2/22	4/28/22						\$605,800.00						8/17/21 Board Meeting R3021-1023	
		CO No 1 Material Delay	145		8/18/22	9/17/22												02/20/22 Board Meeting R3021-1023	
		CO No 2 Permitting revision	50		11/16/22	12/16/22												Approved at CRC 11/16/2021	
		CO No 3	243		2/17/23	6/16/23													
		GMP Adjustments																	

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ORIGINAL CONTRACT		YEAR 1-2		1 st EXT YR		2 nd EXT YR 4		3 rd EXT YR 5							
RESOLUTION NO		R-2019-1221		R-2021-1023		R-2022-0677									
DATE APPROVED		8/20/2019		8/17/21		7/12/22									
SBE Goal		15.00%													
EXPIRATION		8/20/2021		8/20/2022		8/20/2023		8/20/2024							
REF DOC	API-GSC	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 SEPT APPROVAL	CRC APPROVAL	BCC APPROVAL	STATUS	TO/NO CLOSED
Amend No. 8 (SMC 11)		SMC 11 Generator Controllers	135	1/3/22	6/17/21	6/16/22	\$717,000.00						\$717,000.00	12/21/21 Board (R2021-1951)	
		CO No 1	137		10/1/22	10/01/22								10/4/22 Board R2022-1107	
		CO No 2													
		GMP Adjustments								\$717,000.00					
Amend No 8 (SMC12)		SMC 12 West People Tube Repairs	145	4/10/22	9/9/22	10/9/22	\$889,840.00						\$889,840.00	04/12/22 Board (R2022-0373)	
		CO No 1						\$10,000.00			\$10,000.00			Executed 8/23/22	
		CO No 2	14		8/23/22	10/23/22			\$14,000.00		\$0.00			Executed 11/28/2022	
		GMP Adjustments						(\$61,282.57)		\$848,557.43					Closed out on 11/30/23
		SMC 13 CUUPS Expansion	30	8/19/22	10/19/22	10/18/22	\$87,514.00						\$87,514.00		
		CO No 1	90		1/18/23	2/15/23						\$0.00		Approved by CRC on 1/4/23	
		GMP Adjustments													
SMC 16		SMC 16 F45 Building Repairs - Investigation services					\$38,033.00						\$38,033.00	Approved 1/27/22	
		GMP Adjustments								\$38,033.00					

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ORIGINAL CONTRACT	YEAR 1-2	1 st EXT YR	2 nd EXT YR 4	3 rd EXT YR 5												
RESOLUTION NO	R-2019-1221	R-2021-1023	R-2022-0677													
DATE APPROVED	8/20/2019	8/17/21	7/12/22													
SBE Goal	15.00%															
EXPIRATION	8/20/2021	8/20/2022	8/20/2023	8/20/2024												
REF DOC	APN-GSC	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	TO/WO CLOSED	
Amend 10		Second One (1) Year renewal														7/12/2023 Board R2022-0677
WO SMC 18		SMC 18 Tile Replacement	130	7/25/22	12/1/22	12/1/22	\$160,200.00					\$160,200.00				
		GMP Adjustments						(\$5,070.34)		\$164,129.66						2/16/23 CRC
Amend 11		Third and Final (1) year renewal														
Total							\$5,232,023.00	\$38,510.70		\$8,182,599.70	\$382,496.85	\$158,537.56	\$7,912,607.17			

Notes:
 Canceled projects
 Items in Blue are draft

Approval Authority for Task Authorizations (CM @ Risk) - No cumulative tracking

Document	Authority	
Task Order	Lead Dept	less than \$100,000
Task Order	CRC	\$100,000 - \$200,000
Amendment	BCC	≥ \$200,000

Approval Authority	CQ Value	Authority	Cumulative Days	Authority
*Time	\$0-50,000	Lead Dept	0-30 days	Lead Dept
	\$50,001-100,000	CRC	31-90	CRC
	> \$100,001	BCC	120	BCC

Time Extensions in excess of 90 Days must be approved by the Board and does not count towards the Cumulative Limit Completely Value - Revised as of 6/24/23

1 When the cumulative value of changes or additional work approved by the Lead or CRC exceeds the greater of \$250,000 or 6% of the original contract an agenda item notifying the board that the item falls in the excess category must be prepared and forwarded as a Receive and File item