

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

Meeting Date: September 12, 2023

Consent

Regular

Workshop

Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to receive and file:

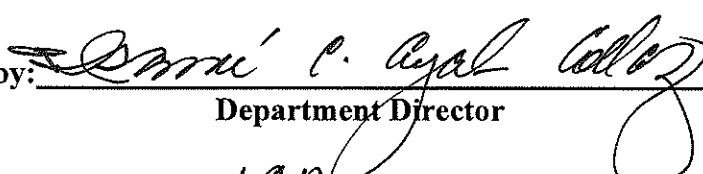
- A) zero-dollar value (\$0) Change Order No. 6 Contingency Use Directive (CUD) No. 6 documenting an increase in the amount of \$120,979.64 to the contingency fund of Amendment No. 3 (R2021-0803) for the continuing Construction Manager (CM) at Risk Services contract (R2020-1690) with Robling Architecture Construction, Inc. for the Water Utilities Department (WUD) Water Treatment Plant (WTP) No. 3 Generator Storage Pavilion project; and
- B) zero-dollar value (\$0) Change Order No. 7 CUD No. 7 documenting a decrease in the amount of \$117,709.84 to the contingency fund of Amendment No. 3 (R2021-0803) for the continuing CM at Risk Services contract (R2020-1690) with Robling Architecture Construction, Inc. for the WUD WTP No. 3 Generator Storage Pavilion project


Summary: On June 15, 2021, the Board of County Commissioners (Board) approved Amendment No. 3 (R2021-0803) to the continuing CM at Risk Services contract (R2020-1690) with Robling Architecture Construction, Inc. in the amount of \$2,348,120, establishing a Guaranteed Maximum Price (GMP) for construction management services for a new pre-engineered metal generator storage pavilion and minor improvements to the existing warehouse building at WUD WTP No. 3. Change Order No. 6 to Amendment No. 3 (Change Order No. 6) authorizes the reconciliation of cost savings left in the GMP by reallocating unused/unpurchased funds to the construction contingency for the WUD WTP No. 3 Generator Storage Pavilion project. Change Order No. 7 to Amendment No. 3 (Change Order No. 7) authorizes the subcontractor buyout reconciliation for the WUD WTP No. 3 Generator Storage Pavilion project. In accordance with Policy and Procedure Memorandum (PPM) CW-F-050, Lead Departments are authorized to approve \$0 Change Orders associated with a CUD (CUD Change Orders), then an agenda item notifying the Board of such \$0 Change Orders must be presented as a receive and file. Change Orders No. 6 and No. 7 are \$0 CUD Change Orders. This agenda item is being submitted to notify the Board of a \$0 CUD Change Order established by PPM CW-F-050. This continuing CM at Risk Services contract was solicited pursuant to the requirements of the Equal Business Opportunity (EBO) Ordinance. This continuing CM at Risk Services contract was presented to the Goal Setting Committee on December 4, 2019 and the Committee established Affirmative Procurement Initiatives (APIs) of a small business enterprise (SBE) evaluation preference of 10 points for the selection and a mandatory 20% SBE subcontracting goal on the contract. There is no SBE participation for Change Order No. 6. The SBE participation for this Change Order No. 7 is 86.41%. To date, the overall SBE participation on this contract is 83.82%. Robling Architecture Construction, Inc. is a Palm Beach County business. The funding source for this project is Capital Improvements Fund. **(Capital Improvements Division) District 5 (MWJ)**

Background and Justification: Construction Management at Risk is a project delivery method in which the CM provides design phase assistance, evaluation of cost, schedule and implications of alternate designs, systems and materials, and serves as general contractor bidding the subcontracts for construction.

Attachments:

- 1. Change Order No. 6
- 2. Change Order No. 7

Recommended by:  8/14/23
 Department Director Date

Approved by:  8/22/23
 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)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u>* _____</u>	<u>-0- _____</u>	<u>-0- _____</u>	<u>-0- _____</u>	<u>-0- _____</u>
# 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 4011 Dept 721 Unit W003 Object 6541

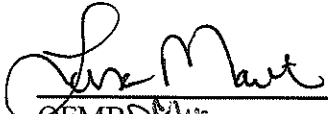
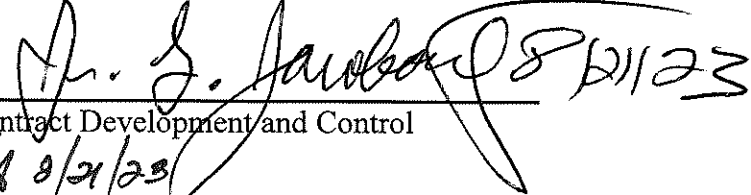
B. Recommended Sources of Funds/Summary of Fiscal Impact:

* There is no fiscal impact associated with this item. Funding for this project is from the Capital Improvements Fund.


C. Departmental Fiscal Review: 

III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development Comments:

 8/17/2023
 OFMB 8/17/23
 8/21/23
 Contract Development and Control
8/21/23

B. Legal Sufficiency:

 8/22/23
 Assistant County Attorney

C. Other Department Review:

 Department Director

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