

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

Meeting Date: November 21, 2023	<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Regular
	<input type="checkbox"/> Workshop	<input type="checkbox"/> Public Hearing

Department: Facilities Development & Operations

I. EXECUTIVE BRIEF

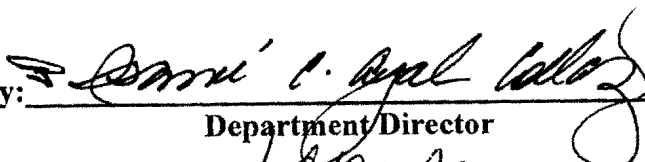
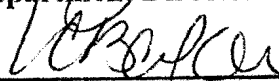
Motion and Title: Staff recommends motion to approve: Change Order No. 6 to Amendment No. 3 (R2021-0345) to the Construction Manager (CM) at Risk Services contract (R2020-0249.1) with Kast Construction Company LLC for the Palm Beach Sheriff's Office (PBSO) Headquarters Renovations-Exterior and Interior project in the amount of \$696,293.57, increasing the project duration by 90 calendar days.

Summary: On March 9, 2021, the Board of County Commissioners (Board) approved Amendment No. 3 (R2021-0345) to the CM at Risk Services contract (R2020-0249.1) with Kast Construction Company LLC in the amount of \$33,653,791 establishing a Guaranteed Maximum Price (GMP) for construction management services for the PBSO Headquarters Renovations-Exterior and Interior project. The PBSO Headquarters Renovations-Exterior and Interior project entails interior and exterior work including, but not limited to, hardening the existing exterior wall and window systems including new wall cladding to be installed for hurricane protection; adding new reinforced concrete walls; replacement of the existing roofing system; replacement and upgrades to the Heating, Ventilation and Air Conditioning (HVAC) systems; renovation of the fire suppression and lighting systems; and renovations and modifications to the interior of all three levels of the facility to accommodate additional offices, workstations and conference spaces. Change Order No. 6 to Amendment No. 3 (Change Order No. 6) authorizes the labor and materials necessary for additional work and modifications to the low voltage, electrical, plumbing and HVAC systems as well as additional general contracting work for the PBSO Headquarters Renovations-Exterior and Interior project that were unforeseen and unknown at the scope development phase. Change Order No. 6 also increases the project duration by 90 calendar days as a result of the long lead procurement time items. The project is currently in the close out phase, with occupancy expected by the end of calendar year 2023. Staff is currently working with the CM in final project reconciliation. The CM at Risk Services contract with Kast Construction Company LLC was awarded pursuant to the Small Business Enterprise (SBE) ordinance however Amendment No. 3, having been initiated after January 1, 2019, is subject to the requirements of the Equal Business Opportunity (EBO) Ordinance. Kast Construction Company LLC is not an SBE, but has partnered with All-Site Construction, Inc., an SBE CM. In September 2020, prior to subcontractor advertisement and bidding, the Goal Setting Committee applied an Affirmative Procurement Initiative (API) to the construction subcontracts of 25% SBE participation, of which 5% must be a Minority Business Enterprise (MBE) African American or Hispanic American. SBE participation on this Change Order is 23.96% of which (12.25) % is MBE participation (African American and/or Hispanic American). To date, the overall SBE participation on this project is 25.80% SBE subcontracting participation of which 4.64% is MBE participation (African American and/or Hispanic American). Kast Construction Company LLC is a Palm Beach County business. Funding for this project is from the Public Building Improvement Fund. (Capital Improvements Division) District 3 (MWJ)

Background and Justification: Continued on Page 3

Attachments:

1. Location Map
2. Budget Availability Statement
3. Change Order No. 6
4. Change Order History

Recommended by:		10/25/26
	Department Director	Date
Approved by:		11/14/23
	County Administrator	Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2024	2025	2026	2027	2028
Capital Expenditures	\$696,294	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u>\$696,294</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 _____
 Is this item using Federal Funds? Yes _____ No X
 Is this item using State Funds? Yes _____ No X

Budget Account Nos:

<u>Fund</u> 3804 <u>Dept</u> 411 <u>Unit</u> B573 <u>Object</u> 4907	\$53,300.00
<u>Fund</u> 3804 <u>Dept</u> 411 <u>Unit</u> B577 <u>Object</u> 4907	\$35,000.00
<u>Fund</u> 3804 <u>Dept</u> 411 <u>Unit</u> B611 <u>Object</u> 4907	\$589,057.15
<u>Fund</u> 3804 <u>Dept</u> 411 <u>Unit</u> B620 <u>Object</u> 4907	\$18,936.42

CONSTRUCTION	\$696,293.57
STAFF COST	\$ 0.00
CONTINGENCY	\$ 0.00
TOTAL	<u>\$696,293.57</u>

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

Funding for this project is from the Public Building Improvement Fund.

C. Departmental Fiscal Review: Robert Eric McMillan
 RBM

III. REVIEW COMMENTS:

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

Lisa M. [Signature] 10/30/23
 OFMB JFA 11/6/23 DAP/23

[Signature] 11/7/23
 Contract Administrator

B. Legal Sufficiency:

[Signature] 11/13/23
 Assistant County Attorney

C. Other Department Review:

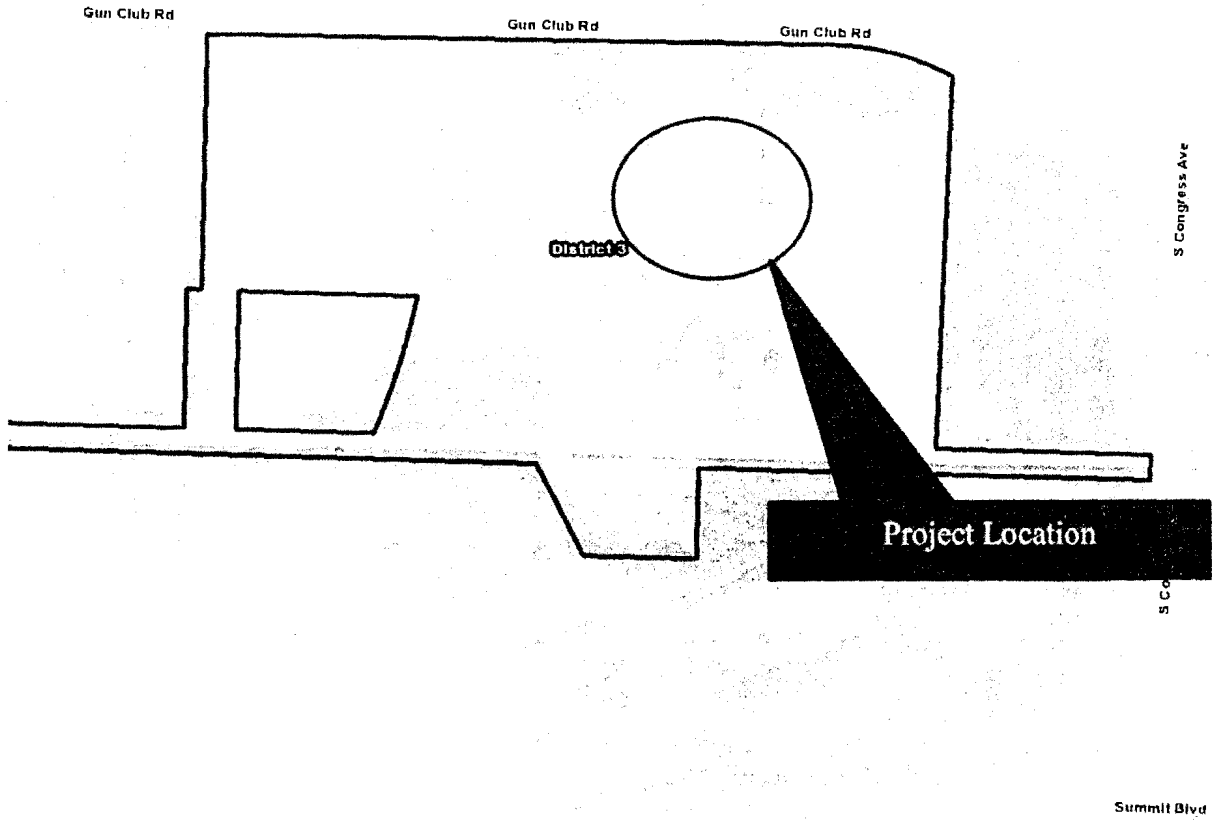
 Department Director

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

Background and Justification: Construction Management at Risk is a project delivery method in which the construction manager 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. Change Order No. 6 authorizes the labor and materials necessary for additional work and modifications to the low voltage, electrical, plumbing and HVAC systems as well as additional general contracting work for the PBSO Headquarters Renovations-Exterior and Interior project that were unforeseen and unknown at the scope development phase. Change Order No. 6 also increases the project duration by 90 calendar days as a result of the long lead procurement time items. As the project entails renovation of an existing facility, funding for Change Order No. 6 was identified from sources dedicated to countywide facilities renewal/replacement efforts.

LOCATION MAP

Project No: 11206
Project Name: PBSO Headquarters Renovations-Exterior and Interior
Location: 3228 Gun Club Road, West Palm Beach, Florida 33406



BUDGET AVAILABILITY STATEMENT

REQUEST DATE: ^{9/11/23} 7/5/23 REQUESTED BY: Terri Wolfe PHONE: 233-4408

PROJECT TITLE: PBSO - HQ RENOVATION
(Same as CIP or IST, if applicable)

ORIGINAL CONTRACT AMOUNT: \$ IST PLANNING NO.:
REQUESTED AMOUNT: \$697,357.15 BCC RESOLUTION#: R2020-0249.1
~~696,313.40~~ DATE: 03/09/21
696,293.57 9/22/23

eFDO #: 2020-009171

CSA or CHANGE ORDER NUMBER: #06-REV

LOCATION: 3228 Gun Club Road West Palm Beach

BUILDING NUMBER: A

DESCRIPTION OF WORK/SERVICE LOCATION: PBSO HQ Renovation

PROJECT/W.O. NUMBER: 11206

CONSULTANT/CONTRACTOR: Kast Construction Company, LLC

PROVIDE A BRIEF STATEMENT OF THE SCOPE OF SERVICES TO BE PROVIDED BY THE CONSULTANT/CONTRACTOR:

These fee are support added Construction Cost Increases, for required scopes of work that has been now included in the project and associated with CO#6. (Updated)

CONSTRUCTION	\$ 697,357.15	3804-411-B573-4907	- \$53,300
PROFESSIONAL SERVICES	\$ 696,313.40	3804-411-B577-4907	- \$35,000
STAFF COSTS*	\$ 696,293.57	3804-411-B611-4907	- \$589,057.15
EQUIP. / SUPPLIES	\$	3804-411-B620-4907	- \$18,936.42
CONTINGENCY	\$		
TOTAL	\$ 697,357.15		

Kast
9/14/2023

* By signing this BAS your department agrees to these CID staff charges and your account will be charged upon receipt of this BAS by FD&O. Unless there is a change in the scope of work, no additional staff charges will be billed. If this BAS is for construction costs of \$250,000 or greater, staff charges will be billed as actual and reconciled at the end of the project. If the project requires Facilities Management or ESS staff your department will be billed actual hours worked upon project completion.

BUDGET ACCOUNT NUMBER(S) (Specify distribution if more than one and order in which funds are to be used):

FUND: DEPT: UNIT: OBJ:
See above

IDENTIFY FUNDING SOURCE FOR EACH ACCOUNT: (check and provide detail for all that apply)

Ad Valorem (Amount \$ _____) Infrastructure Sales Tax (Amount \$ _____)
State (source/type: _____ Amount \$ _____) Federal (source/type: _____ Amount \$ _____)
Grant (source/type: _____ Amount \$ _____) Impact Fees: (Amount \$ _____)
Other (source/type: _____ Amount \$ _____)

Department: FD&O

BAS APPROVED BY: *[Signature]*

ENCUMBRANCE NUMBER: _____

DATE 7/5/2023
[Signature]
9/14/2023 ✓

**CHANGE ORDER BRIEF
 PBSO HQ RENOVATION
 PROJECT NO. 11206
 DATE: 10/11/23**

CONTRACT NO.: R2020-0249.1 - AMENDMENT # 3.: R2021-0345

RESOLUTION NO.:R2020-0249.1

R2021-0345 (Amendment 3)

Prime Contractor----- Kast Construction Company, LLC
 Change Order----- 06
 Change Order Amount ----- \$696,293.57
 Changed Contract Time----- 90 calendar days

Description of Construction Change Proposals (CCPs):

01. CCP #099	Cost For Addition of Battery Operated Motion Sensing Faucets -----	\$35,005.61
02. CCP #141	Cost For New Conduit System For New Exterior Cameras -----	\$199,327.45
03. CCP#141B	Credit For Reduction in Exterior Camera Conduit-----	(\$20,113.08)
04. CCP #158	Cost For Portable Rental AC Units For Data Center-----	\$34,063.70
05. CCP #162	Cost for Ballistic Doors Hardware at Sherriff's Office and Reception-----	\$32,045.77
06. CCP #182	Cost for Bulletin #008 Drawings Added to Scope of Work-----	\$95,872.52
07. CCP #184	Cost for Design Changes to Electrical/Low Voltage for Access Control Equipment -----	\$104,564.21
08. CCP #195	Cost for Required Owner Requested Temp A/C Connection to Data and 911 Room-----	\$9,365.11
09. CCP #197	Cost for Device/ Hardware Changes per Final Access Control Design----	\$57,494.22
10. CCP #202	Cost To Increase TV Locations on 3 rd Fl. After Value Engineering-----	\$40,513.30
11. CCP #207	Cost For Additional Roof / Deck/ Curb Angles For Proper Mechanical Unit Fit-----	\$42,966.50
12. CCP #212	Credit For Use of Laminate VS Solid Surface Counter Tops-----	(\$80,785.12)
13. CCP #218	Cost To Add Out Of Scope AHUs and Duct Cleaning and Sealing-----	\$77,703.71
14. CCP #220	Cost For Added Wall Framing/Structural Post Window Wall in 911-----	\$9,043.62
15. CCP #226	Cost To Waterproof Wall between Lobby Restroom and Data Center-----	\$9,733.91
16. CCP #230B	KAST Time Substantial Completion Time Extension Due To Long Lead Items (90 Day Contract Extension)-----	\$0.00
17. CCP 231	Credit for No Changes to Terminal Boxes A5.1, A5.2 and A7.5 (RFI 396)	(\$11,506.35)
18. CCP #242	Cost for Mechanical -Sub Contractor Permit Fees-----	\$26,894.39
19. CCP #263	Cost To Add/ Changes to TV Locations Fusion Center / RTTC- 3 rd Fl-----	\$31,369.25
20. CCP #264	Cost to Add Waterproofing To Communications Room 1S-123- Fl.-----	\$2,734.85
Total CCPS	-----	\$696,293.57
Increase Construction Contingency By	-----	\$0.00
Total Amount of this Change Order	-----	\$696,293.57

Reason for Change and Code:

- (O) 01.CCP #099- Cost for addition of battery operated motion sensing faucets which were not part of the original project requirements but became a need as a result of the pandemic.
- (D) 02.CCP #141 - Cost for new conduit system for new exterior cameras as a result of existing conduit being in poor condition. This was an unforeseen condition.

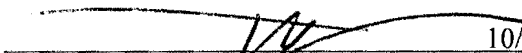
- (X) 03. CCP #141B - Credit for reduction in exterior camera conduit.
- (O) 04. CCP #158 - Cost for portable rental A/C units for Data Center as a result of owner requests during their abatement process.
- (O) 05. CCP #162 - Cost for ballistic doors hardware at Sherriff's office and reception.
- (O) 06. CCP #182 - Cost for Bulletin #008 drawings which includes owner requested revisions to scope of work.
- (O) 07. CCP #184 - Cost for design changes to electrical/low voltage for access control equipment.
- (O) 08. CCP #195 - Cost for PBSO requested temp A/C connection to data and 911 room.
- (O) 09. CCP #197 - Cost for PBSO requested device/ hardware changes per final access control design.
- (O) 10. CCP #202 - Cost to increase TV locations on 3rd Fl. after Value Engineering as requested by PBSO.
- (D) 11. CCP #207 - Cost for additional roof / deck/ curb angles for proper mechanical unit fit.
- (X) 12. CCP #212 - Credit for use of laminate vs solid surface counter tops at select locations.
- (O) 13. CCP #218 - Owner requested cost to add out of scope AHUs and duct cleaning and sealing.
- (D) 14. CCP #220 - Cost for added wall framing/structural post window wall in 911.
- (O) 15. CCP #226 - PBSO requested to add waterproofing to Data Room wall which is located adjacent to restroom.
- (Q) 16. CCP #230B - KAST time substantial completion time extension due to long lead items.
- (D) 17. CCP #231 - Credit for Bulletin #06 Terminal Boxes TB-A 1/2 and TB-A7.5 - Not required as requested by PBSO.
- (R) 18. CCP #242 -Cost for Mechanical -Subcontractor Permit Fees related to owner changes made.
- (O) 19. CCP #263 - Cost to add/ changes to TV locations Fusion Center / RTTC- 3rd Fl.
- (O) 20. CCP #264 - Cost to add waterproofing to Communications Room 1S-123- Fl.

Reason-for-change codes:

- | | |
|--------------------------------|---|
| D = Differing Site Conditions | R = Request by another Agency/Outside Party |
| E = Errors/Omissions in Design | X = Other (Value Eng) |
| O = Owner-Initiated | Z = Zoning/Code/Ordinance Change |
| Q = Quantity Adjustments | |

Estimated premium value of errors/omissions for this change order: \$0.00

SUBMITTED:



 Terri Wolfe, Project Manager 10/16/23
Date

If applicable:

API applicable to original contract: 25% SBE participation, of which 5% is for African American or Hispanic MBE's.

Original S/M/WBE participation for this Project: 41.34% SBE, 7.64% MBE

S/M/WBE participation for this Change Order: 23.96% SBE, (12.25)% MBE

Cumulative S/M/WBE participation for Project: 25.80% SBE, 4.64%

Capital Improvements Division

PALM BEACH COUNTY

CHANGE ORDER

ISSUED TO: Kast Construction Company, LLC 701 Northpoint Parkway, Suite 400 West Palm Beach, FL 33407	CHANGE ORDER NO.: 6 AMENDMENT NO: 3 (R2021-0345)
PROJECT: Palm Beach Sherriff's Office (PBSO) Headquarter (HQ) Renovation	REFERENCE CCP NO.: 99,141,141B,158,162,182,184,195,197,202,207,212 218,220,226 ,230B, 231,242,263 and 264
PROJECT NO.:11206	RESOLUTION NO.: R2020-0249.1 DISTRICT NO.: 3

The completion date, contract price, and all terms, covenants, and conditions of the above referenced contract, except as duly modified by this and previous Change Orders, if any, shall remain in full force and effect.

DESCRIPTION OF CHANGE:

1.	CCP #099	Cost For Addition of Battery Operated Motion Sensing Faucets -----	\$35,005.61
2.	CCP #141	Cost For New Conduit System For New Exterior Cameras -----	\$199,327.45
3.	CCP #141-B	Credit For Reduction in Exterior Camera Conduit-----	(\$20,113.08)
4.	CCP #158	Cost For Portable Rental AC Units For Data Center-----	\$34,063.70
5.	CCP #162	Cost for Ballistic Doors Hardware at Sherriff's Office and Reception-----	\$32,045.77
6.	CCP #182	Cost for Bulletin #008 Drawings Added to Scope of Work-----	\$95,872.52
7.	CCP #184	Cost for Design Changes to Electrical/Low Voltage for Access Control Equipment	\$104,564.21
8.	CCP #195	Cost for Required Temp A/C Connection to Data and 911 Room-----	\$9,365.11
9.	CCP #197	Cost for Device/ Hardware Changes per Final Access Control Design-----	\$57,494.22
10.	CCP #202	Cost To Increase TV Locations on 3 rd Fl. After Value Engineering-----	\$40,513.30
11.	CCP #207	Cost For Additional Roof / Deck/ Curb Angles For Proper Mechanical Unit Fit----	\$42,966.50
12.	CCP #212	Credit For Use of Laminate VS Solid Surface Counter Tops-----	(\$80,785.12)
13.	CCP #218	Cost To Add Out Of Scope AHUs and Duct Cleaning and Sealing-----	\$77,703.71
14.	CCP #220	Cost For Added Wall Framing/Structural Post Window Wall in 911-----	\$9,043.62
15.	CCP #226	Cost To Waterproof Wall between Lobby Restroom and Data Center-----	\$9,733.91
16.	CCP #230B	KAST Substantial Completion Time Extension Due To Long Lead Items(90 Days)-	\$00.00
17.	CCP #231	Credit For Bulletin #06 Unneeded Terminal Boxes TB-A 1/2 and TB-A7.5-----	(\$11,506.35)
18.	CCP #242	Cost for Mechanical -Sub Contractor Permit Fees-----	\$26,894.39
19.	CCP #263	Cost To Add/ Changes to TV Locations Fusion Center / RTTC- 3 rd Fl.-----	\$31,369.25
20.	CCP #264	Cost to Add Waterproofing To Communications Room 1S-123- 1 st Fl.-----	\$2,734.85
	Total -----		\$696,293.57

CONTRACT PRICE		COMPLETION DATE	
Original Contract Price (TO 1-4):	\$338,638.00	Contract Completion Date will be increased by insert <u>90</u> calendar days. Contract Notice to Proceed Date: <u>3/16/2021</u> Contract Substantial Completion Date: <u>5/16/2023</u> ADJUSTED Substantial Completion Date: <u>8/14/2023</u>	
Previous Amendment #1-through 2:	\$712,367.20		
Amendment #3	\$33,653,791.00		
CO #1 through #5	\$5,241,885.96		
This Change Order No. 6:	\$696,293.57		
ADJUSTED Contract Price:	\$40,642,975.73		

CONTRACTOR

Execution of this change order acknowledges final settlement of, and releases, all claims for costs and time associated, directly or indirectly, with the above stated modification(s), including all claims for cumulative delays or disruptions resulting from, caused by, or incident to such modifications(s), and including any claim that the above stated modification(s) constitutes, in whole or part, a cardinal change to the contract. The above changes are accepted:

DESIGN PROFESSIONAL

The above changes are recommended for approval by the Owner:

PALM BEACH COUNTY

Recommended By:

By: [Signature]
Title: Project Manager Date: 9/22/23

By: [Signature]
Title: Director - CID Date: 10-18-23

By: [Signature]
Title: Director, FD&O Date: _____

By: [Signature]
Legal Sufficiency - CAO Date: _____

Approved By:
By: _____
Title: Mayor, BCC Date: _____

Kast Construction Company, LLC
Contractor

By: [Signature]
Print Name: Sean Martin

Title: VP Date: 9/11/23

Leo A. Daly Company
Design Professional

By: [Signature]
Print Name: Michael Schmidt

Title: Proj. Mgr. Date: 9/12/23

INCREASE PENALTY RIDER

BOND AMOUNT \$40,596,213.14 BOND NO. 107354833

To be attached and form a part of Bond No. 107354833 dated the 7th Day of November, 2020, executed by Travelers Casualty and Surety Company of America as surety, on behalf of Kast Construction Company, LLC as current principal of record, and in favor of Palm Beach County Board of County Commissioners, as Obligee for Palm Beach Sheriff Office (PBSO) Headquarters (HQ) Exterior Hurricane Hardening Project, and in the amount of Forty million five hundred ninety-six thousand two hundred thirteen and 14/100 (\$40,596,213.14).

In consideration of the agreed premium charged for this bond, it is understood and agreed that Travelers Casualty and Surety Company of America hereby consents that effective from the 21st Day of February, 2023, said bond shall be amended as follows:

THE BOND PENALTY SHALL BE INCREASED:

FROM: Forty million five hundred ninety-six thousand two hundred thirteen and 14/100 (\$40,596,213.14)

TO: Forty million six hundred fifty-five thousand four hundred seven and 14/100 (\$40,655,407.14)

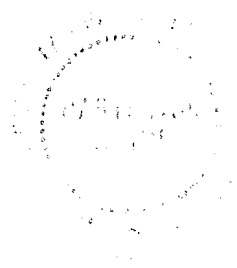
The INCREASE of said bond penalty shall be effective as of the 21st Day of February, 2023, and does hereby agree that the continuity of protection under said bond subject to changes in penalty shall not be impaired hereby, provided that the aggregate liability of the above mentioned bond shall not exceed the amount of liability assumed by it at the time the act and/or acts of default were committed and in no event shall such liability be cumulative.

Signed, sealed and dated this 21st Day of February, 2023

Kast Construction Company, LLC
PRINCIPAL

BY [Signature]
Travelers Casualty and Surety Company of America
SURETY

BY [Signature]
Brett Rosenhaus, ATTORNEY-IN-FACT





**Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company**

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, and St. Paul Fire and Marine Insurance Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint **KEVIN R WOJTOWICZ** of **ST PETERSBURG**, Florida, their true and lawful Attorney(s)-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this 21st day of April, 2021.



State of Connecticut

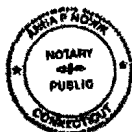
City of Hartford ss.

By:
Robert L. Raney, Senior Vice President

On this the 21st day of April, 2021, before me personally appeared Robert L. Raney, who acknowledged himself to be the Senior Vice President of each of the Companies, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission expires the 30th day of June, 2026



Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of each of the Companies, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

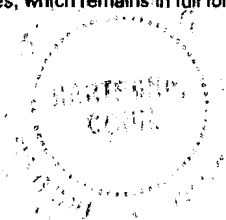
FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kevin E. Hughes, the undersigned, Assistant Secretary of each of the Companies, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this 21st day of February, 2023



Kevin E. Hughes, Assistant Secretary

**To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney(s)-in-Fact and the details of the bond to which this Power of Attorney is attached.**

ATTACHMENT #4

10/18/2023

CHANGE ORDER HISTORY
 FBSO Headquarter - Renovations
 Project No. 11206

No.	Description	Date Approved	Contingency Use Directive (CUD)	Amount Approved by Director	Amount Approved by CRC	Amount Approved by BCC	Days Approved by Director	Days Approved by CRC	Days Approved by BCC	\$ S/M/WBE (TOTAL)	SBE % for CO / CUD (B/H)	SBE % (B/H)	\$ S/M/WBE (Black/Hispanic)	SBE % for CO / CUD (Total)	SBE % (Total)
TO01	Task Order #01	11/15/2016		\$65,447.00						\$2,917.00	2.70%	4.46%	\$2,917.00	4.46%	4.46%
TO02	Task Order #02	10/27/2017		\$89,985.00						\$26,529.00	18.55%	17.80%	\$26,529.00	26.53%	17.80%
A01	Amendment #01	3/22/2020				\$126,594.65				\$5,000.00	2.93%	11.80%	\$3,500.00	2.76%	11.28%
TO03	Task Order # 03	4/13/2020		\$59,194.00						\$18,164.00	17.61%	30.69%	\$2,917.00	4.93%	4.93%
A02	Amendment #02	4/13/2020				\$585,772.55				\$0.00	0.00%	5.61%	\$0.00	0.00%	3.83%
TO04	Task Order #04	9/23/2020			\$114,012.00					\$24,518.00	15.51%	7.34%	\$24,518.00	21.50%	5.75%
A03	Amendment #03	3/9/2021				\$33,653,791.00				\$11,391,244.00	33.80%	33.05%	\$1,584,069.00	4.71%	4.74%
CO01	CO #01	5/18/2021				\$142,850.84				\$0.00	0.00%	38.83%		0.00%	4.72%
CUD001	CUD #001- Credit	10/26/2021	(\$729,375.00)	\$0.00						\$0.00	0.00%	38.83%	\$0.00	0.00%	4.72%
CO02	CO #02, CUD #002	9/29/2022	\$391,202.17	\$0.00						\$148,710.71	34.11%	38.83%	\$0.00	0.00%	4.72%
CO03	CO #03	3/31/2022				\$2,692,416.62				\$1,163,977.38	42.53%	36.05%	\$0.00	0.00%	4.38%
CO04	CO #04	8/23/2022				\$2,406,618.50				\$824,706.33	33.64%	33.88%	\$233,728.00	9.53%	4.70%
CO05	CO #05, CUD #003 - Credit	Pending	(\$83,494.95)	\$0.00						(\$223,943.76)	26.21%	33.88%	\$0.00	0.00%	4.70%
CO06	CO06	Pending				\$696,293.57		90		\$150,375.04	21.60%	33.30%	(\$76,865.00)	-11.04%	4.43%
Totals			(\$421,667.78)	\$224,626.00	\$ 114,012.00	\$39,608,044.16	0	0	0	\$13,532,187.70	--	33.30%	\$1,801,313.00	--	4.43%

DIR + CRC DOLLARS TO DATE	DIR + CRC TOTAL DAYS TO DATE
\$338,638.00	0

API Applicable to Original Contract 25% SBE Participation; 5.6% Black/Hispanic
 ORIGINAL CONTRACT PRICE

(TO01, TO02, TO3 TO04.)	\$338,638.00
AMENDMENTS # 1 & 2	\$712,367.20
AMENDMENT #03	\$33,653,791.00
PREVIOUS CHANGE ORDERS (01-05)	\$5,241,885.96
PREVIOUS DOP's (N/A)	\$0.00
THIS CHANGE ORDER (06)	\$696,293.57
ADJUSTED CONTRACT PRICE	\$40,642,975.73

Description	Total Subcontractor Participation Only				
	Sub (\$)	SBE (\$)	SBE (%)	MBE (\$)	MBE (%)
Amendment #03	\$ 27,556,011.00	\$ 11,391,244.00	41.34%	\$ 2,104,932.00	7.64%
CUD2/CO2	\$ 391,202.37	\$ 148,710.71	38.01%	\$ 82,038.00	20.97%
Change No. 3	\$ 2,442,534.55	\$ 1,163,977.38	47.65%	\$ 173,285.20	7.09%
Change No. 4	\$ 21,183,897.25	\$ 824,706.33	3.89%	\$ 136,800.66	0.64%
CUD 3/CO5	\$ (83,494.95)	\$ (233,943.76)	280.19%	\$ -	0.00%
Change No. 6	\$ 627,562.27	\$ 150,375.04	23.96%	\$ (76,865.00)	-12.25%
	\$ 52,117,712.49	\$ 13,445,069.70	25.80%	\$ 2,419,190.88	4.64%

\$ 60,608.12
 \$ 120,645.97
 \$ 43,827.92
 \$ 2,158.03
 \$ (76,865.00)
 \$ 150,375.04

	<u>CUD Balance</u>
1	\$ 1,471,762.00
2	\$ 729,375.00
3	\$ (391,202.17) \$ 338,172.83
4	\$ 79,564.50
5	\$ 1,889,499.33
6	
7	
8	
9	
10	