

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: December 19, 2023

Consent Regular
 Workshop Public Hearing

Submitted By: Department of Airports

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Change Order No. 7 to Amendment No. 1 to the Construction Manager (CM) at Risk Contract (Contract) with Suffolk Construction Company Inc. (Suffolk) for CM at Risk Services in the amount of \$464,366.94 and 190 Calendar Days for Work Order SCC 01 Concourse B Expansion – Package 1 at Palm Beach International Airport (PBI).

Summary: Amendment No. 1 (Work Order SCC-01) in the amount of \$12,398,676 and 368 Calendar Days was approved by the Board on February 7, 2023 (R-2023-0217) and provides for the construction of the first phase of the Concourse B Expansion at PBI. This includes expansion of restroom facilities and construction of new concession space between Gates B5 and B7. Change Order No. 1 in the amount of \$802,677 was approved by the Board on April 18, 2023 (R-2023-0531). Change Orders 2-6 in the amount of \$180,945 were approved pursuant to the authority of PPM CW-F-050. Approval of this Change Order will provide a time extension of 190 Calendar Days due to delays to the project beyond Suffolk’s control and compensation for additional CM services. Prior change orders did not provide for a time extension. The Risk Management Department conducted a pre-renovation asbestos survey that identified certain materials requiring abatement prior to the commencement of construction to ensure compliance with Environmental Protection Agency (EPA) / Occupational Safety and Health Administration (OSHA) construction standards during the disturbance of the materials. This Change Order includes the time required to sample the material, procure and complete the required abatement. Suffolk is based in Boston, Massachusetts; however, the work will be directly managed by its regional office in West Palm Beach, FL. An overall Disadvantaged Business Enterprise (DBE) goal of 20% was established for this Contract. Suffolk teamed with MCO Construction (MCO), as its DBE partner, to provide DBE outreach, project management, and construction supervision services in an amount not less 10% of the Suffolk general conditions fee paid by the County for these services. DBE participation for Amendment No. 1, including this Change Order is 17.6%. The total DBE participation for this Change Order is 30.6%. **Countywide (AH)**

Background and Justification: The PBI terminal, including Concourse B, was originally constructed in 1987. The passenger seating areas at the end of the concourse are at capacity, and the concourse has limited concession and restroom space. The full project includes an overall refresh of Concourse B, infrastructure to support two new passenger boarding bridges, expanded seating, concessions and restrooms spaces, and extension of existing building systems. The first phase Work Order SCC-01 includes expansion of restroom facilities and construction of approximately 3,000 square feet of additional concession space between Gates B5 and B7, construction of temporary restaurant space, utilities and apron paving improvements. Asbestos was identified in mastic under the existing floor tile within a concession space. In addition, sprayed-on fireproofing in several areas was reported as containing vermiculite. Vermiculite is a naturally occurring mineral that is utilized in building applications for its insulating and fire-resistant properties. The material was identified to include a trace amount of amphibole requiring removal to comply with OSHA construction standards.

Attachments:

1. Change Order No. 7 to Amend. No. 1 to Contract with Suffolk (w-Contract History) – 3 originals
2. DBE Goal Information

Recommended By: *C. L. Baker* 11/20/23
Department Director Date

Approved By: *A. Baker* 12/5/23
County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	<u>2024</u>	<u>2025</u>	<u>2026</u>	<u>2027</u>	<u>2028</u>
Capital Expenditures	<u>\$464,367</u>	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues (Grants)	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u>\$464,367</u>	_____	_____	_____	_____
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget? Yes X No _____
 Does this item include the use of federal funds? Yes _____ No X
 Does this item include the use of state funds? Yes X No _____

Budget Account No: Fund 4111 Department 121 Unit A394-445 Object 6504
 Reporting Category _____

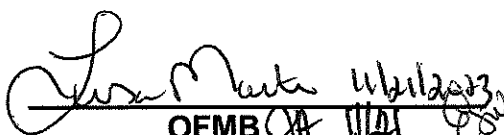
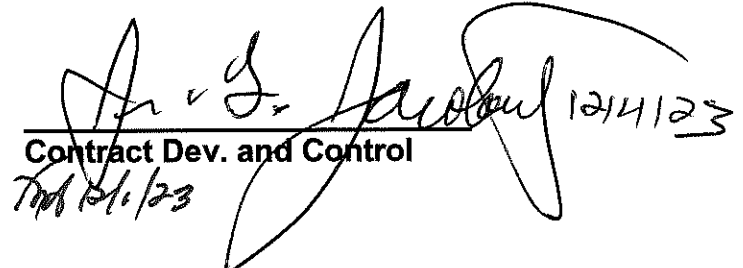
B. Recommended Sources of Funds/Summary of Fiscal Impact:

Approval of this item provides budget for Change Order No. 7 to Amendment No. 1 of the Contract with Suffolk in the amount of \$464,366.94. The funds for this amendment are budgeted in the current year.

C. Departmental Fiscal Review: 

III. REVIEW COMMENTS

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

 OFMB 11/21/23
 Contract Dev. and Control 12/1/23

B. Legal Sufficiency:

 12-5-23
 Assistant County Attorney

C. Other Department Review:

 Department Director

CHANGE ORDER

- | | | | |
|-------------------------------------|-------------------------------|-------------------------------------|--|
| <input type="checkbox"/> | Owner Initiate | <input checked="" type="checkbox"/> | Quantity Overruns/Underruns |
| <input checked="" type="checkbox"/> | Differing Site Conditions | <input type="checkbox"/> | Request By Another Agency/Outside Party |
| <input type="checkbox"/> | Zoning/Code/Ordinance Changes | <input type="checkbox"/> | A. Reimbursable <input type="checkbox"/> B. Non-Reimbursable |
| <input type="checkbox"/> | Errors/Omissions/In Design | <input type="checkbox"/> | Other |

PROJECT: Concourse B Expansion at
Palm Beach International Airport (PBI)
WO SCC-01 Package 1

CHANGE ORDER NO: Seven (7)
COUNTY/FAA PROJECT NO: PB20-11
CONTRACT DATE: June 15, 2021
RESOLUTION NO. R2021-0843 Contract
WO SCC-01: NTP 2/13/2023 R-2023-0217
DISTRICT # Countywide

TO: Suffolk Construction Company
426 Clematis Street
West Palm Beach, FL 33401


Description of Change:


This Change Order includes compensation for two (2) Contract Change Requests (COR) as submitted by Suffolk Construction Company (Suffolk). It also includes adjustment to the contingencies. These modifications are referenced in the attached Exhibit 1 Summary by CCP number along with a description of the CCP, individual cost, category of change, and a brief explanation. The time for this work order will be addressed in a future change order as noted in Exhibit 1.

Total Change in Contract Amount **\$464,366.94**

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 MODIFICATION(S), AND INCLUDING ANY CLAIM THAT THE ABOVE-STATED MODIFICATION(S) CONSTITUTES, IN WHOLE OR PART, A CARDINAL CHANGE TO THE CONTRACT.

The Original Guaranteed Maximum Price (GMP) was **\$12,398,676.00**
 Net change by previous Change Orders **\$983,622.00**
 The GMP prior to this Change Order **\$13,382,298.00**
 The GMP will be **increased/decreased** by this Change Order **\$464,366.94**
 The new GMP including Change Order will be **\$13,846,664.94**
 The Time to complete this Work will be **increased/decreased** by **190 Calendar days.**
 The Date of Substantial Completion of this Change Order therefore is **July 24, 2024**
 The Date of Final Completion of this Change Order therefore is **August 23, 2024**

RS & H
Engineer
3125 W Commercial Blvd, Suite 130
Fort Lauderdale FL 33609
Name and Title: Aaron Jackson, Aviation Structural Engineer
Signature 
Date: 11/15/2023

Suffolk Construction Company
Contractor
426 Clematis Street
West Palm Beach, FL 33401
Name and Title: Juan Diaz - General Counsel
Signature 
Date: 11/16/2023

PBC Bd Of County Commissioners
Owners
PO Box 21229
West Palm Beach, FL 33416-1229
Name and Title: _____/Asst. Secy.
Signature
Date:

PALM BEACH COUNTY DEPARTMENT OF AIRPORTS

Attest: Joseph Abruzzo
Clerk of the Circuit Court
& Comptroller

Approved As To Terms
and Conditions

Approved as to Form and Legal
Sufficiency

By: _____
Deputy Clerk

By: 
Director of Airports

By: 
County Attorney

PROJECT INFORMATION

AIRPORT: PALM BEACH INTERNATIONAL AIRPORT (PBI)
 PROJECT: PB 20-11 WO SCC 01: Concourse B Expansion Package 1 at PBI

CONTRACTOR: SUFFOLK CONSTRUCTION COMPANY (SUFFOLK)
 CONTRACT: RESOLUTION NO: R2021-0843(Contract);WO SCC 01: R2023-2017;NTP 2/14/2023

ITEM #	Ref Doc	DESCRIPTION	EXHIBIT 1 CHANGE ORDER NO 7: SUMMARY				DAYS	CODE	SUMMARY EXPLANATION
			UNIT	QTY	UNIT COST	AMOUNT			
1	COR 008/RFI 10	Re-route existing circuits for selective demolition	LS	1.00	\$7,710.00	\$7,710.00	0	Unforeseen	There are additional circuits and receptacles that were not shown in the plans that would be need to remain in service. This change request is to extend/re-route al necessary circuits to keep all remaining lighting fixtures and receptacles operational
		Builders Risk Insurance	LS	1.00	\$159.00	\$159.00			
		General Liability Insurance	LS	1.00	\$77.00	\$77.00			
		Bonds	LS	1.00	\$52.00	\$52.00			
		CM Fee	LS	1.00	\$173.00	\$173.00			
		Subtotal COR 008							\$8,171.00
2	COR 015	General Conditions - Staff	Months	6.00	\$90,842.50	\$545,055.00	190	Unforeseen	Pursuant to Article 2.2.17 Any hazardous material not specifically shown on the Construction Documents shall be considered a concealed condition and may be the responsibility of the Construction Manager in a change order increasing the Guaranteed Maximum Price for any additional costs incurred. A Pre-renovation Asbestos Survey Report resulted in identifying traces (less than 0.25%) of amphibole in the spray-on fireproofing (SOF) in several areas along with the mastic in tile to be demolished. The time required to complete the survey, procure the services of a licensed abate contractor and complete the work impacted the critical path of the construction schedule. This change order request includes the additional costs for General Conditions, Supervision, Bonds and Insurance due to the impacts. The costs for the abatement were approved under separate change orders pursuant to the authority of PPM CW-F-50
		General Conditions - On Site Office	Months	6.00	\$5,405.00	\$32,430.00			
		Builders Risk Insurance	LS	1.00	\$5,774.85	\$5,774.85			
		General Liability Insurance	LS	1.00	\$11,896.19	\$11,896.19			
		Bonds	LS	1.00	\$3,926.90	\$3,926.90			
		Subtotal COR 015							
Subtotal						\$607,253.94	190		

Construction Contingency Adjustments - Summary

DESCRIPTION	UNIT	QTY	UNIT COST	AMOUNT	ADJUSTMENTS	EXPLANATION
Escalation Contingency				(\$42,887.00)	Contract Adjustments	GMP included a contingency amount for potential escalation costs for materials due to supply chain issues. The remaining funds are no longer needed
Contingency Use				(\$100,000.00)	Contract Adjustments	Funds will be taken from contingency to offset some of these unforeseen costs
Total Change Order No.7				\$464,366.94		

LEGEND	
	Error
\$0.00	Omission/recommended and/or required in project.
\$0.00	Other Agency
\$0.00	Department of Airports
\$607,253.94	Conditions not normally anticipated or encountered in construction.
(\$142,887.00)	Quantity Underruns, contract adjustments,
\$464,366.94	Total Change Order #7

August 23, 2023

Ms. Cynthia M. Portnoy, PE
Project Manager

Palm Beach County Department of Airports, 846 Palm Beach International Airport West
Palm Beach, FL 33406

RE: GMP Concourse B Expansion - Package 1 | Project No. PB 20-11
Change Order Request 8

Dear Ms. Portnoy:

Attached please find the revised change order request #8 for rerouting existing circuits for demolition per RFI #10 in the amount of \$8,172.00 per our discussion in the OAC meeting this afternoon.

We look forward to reviewing these documents with you and the next steps moving forward

Sincerely,


Suffolk Construction Company, Inc.

Michael Buckley

Project Manager



AMERICA'S CONTRACTOR

Change Order Request
NO. 8

To: Cynthia Portnoy
Date 07/12/2023
Palm Beach County - Dept. of Airports
846 Palm Beach International
West Palm Beach, FL 33406-1470

Project # PB20-11.
Project GMP Concourse B Expansion
Package No. 1

Phone: 561.471.7420

Issue: rerouting existing circuits for selective demolition per RFI #10

Fax: 561.471.7427
Email: cportnoy@pbia.org

CC: George Santos

Below is the detail for our proposal to complete the following changes in contract work:
Rerouting existing electrical circuits per RFI #10

COR Item	Status	Change (in Days)	Amount
1. rerouting existing circuits for selective demolition per RFI #10	PENDING	3	\$7,710.00
2. warranty fee			\$0.00
2. General Liability	PENDING		\$77.00
3. Builder's Risk	PENDING		\$159.00
4. Payment and Performance Bond	PENDING		\$52.00
5: Fee	PENDING		\$173.00

Total Change Order \$ 8,172.00

Submitted By: Michael Buckley Date 8/23/23

Approved By: Cynthia Portnoy Date Palm Beach County - Dept. of Airports

November 07, 2023

Ms. Cynthia M. Portnoy, PE
Project Manager

Palm Beach County Department of Airports. 846 Palm Beach International Airport West
Palm Beach, FL 33406

RE: GMP Concourse B Expansion - Package 1 Project No. PB 20-11
Change Order Request #015R

Dear Ms. Portnoy:

Please see the attached Suffolk change order request #15 for Time Impact Analysis (TIA) #3 for the delays due to ACM survey & Lab test results in the amount of \$599,082.94.

We look forward to reviewing these documents with you and the next steps moving forward.

Sincerely,



Michael E. Bowen
Vice President / Project Executive
Suffolk Construction Company, Inc.

Change Order Request
NO. 015

To: Cynthia Portnoy
Date 11/07/2023
Palm Beach County - Dept. of Airports
846 Palm Beach International
West Palm Beach, FL 33406-1470

Project # PB20-11.
Project Name:
GMP Concourse B Expansion
Package No. 1

Phone: 561.471.7420
Fax: 561.471.7427
Email: cportnoy@pbia.org

Subject: CE #033 - TIA "3" - Abatement Remediation Report Delay

CC: George Santos

Below is the detailed breakdown for our proposal to complete the following changes in contract work:

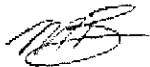
- Time impact analysis "TIA-3" regarding the schedule critical path of the project that has been impacted by 190 calendar days due to ACM survey & Lab test results.
- Additional General Condition due to time delay extension per attached PPCO-010.

COR Item	Status	Change (inDays)	Amount
1. General Conditions	Pending In Review	190	\$577,485.00
2.		0	
3.		0	
4.		0	
5.		0	
6. Warranty	N/A		\$0.00
7. General Liability	Pending In Review		\$ 5,774.85
8. Builder's Risk	Pending In Review		\$ 11,896.19
9. Payment and Performance Bond	Pending In Review		\$ 3,926.90
10: Fee	N/A		\$0.00

Total Change Order

\$599,082.94

Submitted By:



Approved By:

Michael Bowen
Suffolk Construction

Date 11.07.23

Cynthia Portnoy
Palm Beach County —Dept. of Airports

Date

**PBI Airport - Concourse B Expansion
Change Order Request #15 - TIA for Asbestos Abatement**

CODE	DESCRIPTION	QNTY	UOM	UNIT COST	TOTAL
100	General Conditions - Staff	6.00	Months	\$90,842.50	\$ 545,055.00
100	General Conditions - Non Staff	6.00	Months	\$ 5,405.00	\$ 32,430.00

SUBTOTAL CONSTRUCTION PHASE MANAGEMENT FEE **\$ 577,485.00**

	Construction Phase Management Fee				\$ 577,485.00
0.00%	Sub Bonds				\$ -
2.06%	Builder's Risk Insurance Including Deductible				\$ 5,774.85
1.00%	General Liability Insurance				\$ 11,896.19
0.68%	Performance & Payment Bonds				\$ 3,926.90
0.00%	Warranty Reserve				\$ -
0.00%	Fee 2.25%				\$ -
0.00%	Construction Contingency				\$ -

TOTAL CHANGE ORDER COST **\$ 599,082.94**

Signatory Authorization(s)



[Department of State](#) / [Division of Corporations](#) / [Search Records](#) / [Search by Entity Name](#) /

Detail by Entity Name

Foreign Profit Corporation

SUFFOLK CONSTRUCTION COMPANY, INC.

Filing Information

Document Number F94000001902

FEI/EIN Number 04-2776356

Date Filed 04/13/1994

State MA

Status ACTIVE

Principal Address

65 Allerton St.
Boston, MA 02119

Changed: 05/15/2020

Mailing Address

65 Allerton St.
Boston, MA 02119

Changed: 05/15/2020

Registered Agent Name & Address

CT CORPORATION SYSTEM
1200 S PINE ISLAND RD
PLANTATION, FL 33324

Name Changed: 06/11/2009

Address Changed: 06/11/2009

Officer/Director Detail

Name & Address

Title Treasurer

Mahajan, Puneet
65 Allerton St.
Boston, MA 02119

Title Secretary

Tangney, Jr, John J
65 Allerton St.
Boston, MA 02119

Title Director

Fish, John
65 Allerton St.
Boston, MA 02119

Title President

Fish, John
65 Allerton St.
Boston, MA 02119

Title Assistant Secretary

Diaz, Juan
426 Clematis Street
West Palm Beach, FL 33401

Annual Reports

Report Year	Filed Date
2022	02/01/2022
2023	03/01/2023
2023	03/08/2023

Document Images

03/08/2023 -- AMENDED ANNUAL REPORT	View image in PDF format
03/01/2023 -- ANNUAL REPORT	View image in PDF format
02/01/2022 -- ANNUAL REPORT	View image in PDF format
01/12/2021 -- ANNUAL REPORT	View image in PDF format
05/29/2020 -- AMENDED ANNUAL REPORT	View image in PDF format
05/15/2020 -- ANNUAL REPORT	View image in PDF format
02/14/2019 -- ANNUAL REPORT	View image in PDF format
05/29/2018 -- AMENDED ANNUAL REPORT	View image in PDF format
04/07/2018 -- ANNUAL REPORT	View image in PDF format
06/26/2017 -- AMENDED ANNUAL REPORT	View image in PDF format
04/19/2017 -- ANNUAL REPORT	View image in PDF format
10/04/2016 -- Off/Dir Resignation	View image in PDF format
01/06/2016 -- ANNUAL REPORT	View image in PDF format
12/07/2015 -- AMENDED ANNUAL REPORT	View image in PDF format
01/08/2015 -- ANNUAL REPORT	View image in PDF format
01/20/2014 -- ANNUAL REPORT	View image in PDF format
05/06/2013 -- ANNUAL REPORT	View image in PDF format
01/03/2012 -- ANNUAL REPORT	View image in PDF format
02/16/2011 -- ANNUAL REPORT	View image in PDF format

01/04/2010 -- ANNUAL REPORT	View image in PDF format
06/11/2009 -- Reg. Agent Change	View image in PDF format
03/19/2009 -- ANNUAL REPORT	View image in PDF format
01/04/2008 -- ANNUAL REPORT	View image in PDF format
01/11/2007 -- ANNUAL REPORT	View image in PDF format
01/16/2006 -- ANNUAL REPORT	View image in PDF format
07/01/2005 -- ANNUAL REPORT	View image in PDF format
03/22/2004 -- ANNUAL REPORT	View image in PDF format
04/02/2003 -- ANNUAL REPORT	View image in PDF format
04/02/2002 -- ANNUAL REPORT	View image in PDF format
07/05/2001 -- ANNUAL REPORT	View image in PDF format
02/16/2000 -- ANNUAL REPORT	View image in PDF format
02/10/1999 -- ANNUAL REPORT	View image in PDF format
02/09/1998 -- ANNUAL REPORT	View image in PDF format
04/11/1997 -- ANNUAL REPORT	View image in PDF format
06/19/1996 -- ANNUAL REPORT	View image in PDF format
03/13/1995 -- ANNUAL REPORT	View image in PDF format

Bond Rider

INCREASE RIDER

To be attached to and form a part of Bond Number 9420463 / 12212776 / K41644837 in the amount of Thirteen Million, Three Hundred Eighty Two Thousand, Two Hundred Ninety Eight and 00/100 (\$13,382,298.00) Dollars issued by Fidelity and Deposit Company of Maryland / Liberty Mutual Insurance Company / Federal Insurance Company on behalf of Suffolk Construction Company, Inc. in favor of Palm Beach County for the Concourse B Expansion - Package 1 project.

It is understood and agreed that the bond described above is hereby modified to Increase bond amount:

FROM: Thirteen Million, Three Hundred Eighty Two Thousand, Two Hundred Ninety Eight and 00/100 (\$13,382,298.00) Dollars

TO: Thirteen Million, Eight Hundred Forty Six Thousand, Six Hundred Sixty Four and 94/100 (\$13,846,664.94) Dollars

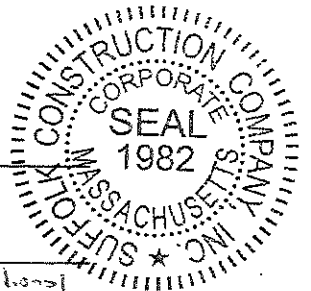
It is further expressly understood and agreed that the aggregate liability of the company under said bond to the obligee herein mentioned and any additional obligees listed on the bond shall not exceed the amount stated above. Nothing herein contained shall be held to vary, alter, waive, or extend any of the terms, agreements, conditions or limitations of the above-mentioned bond, other than as above stated.

Signed, Sealed, and dated this 15th day of November, 2023.

ATTEST:



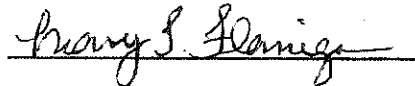
Suffolk Construction Company, Inc.
Principal



Juan Diaz, General Contract - S / National
Building - ASST. SECY
Fidelity and Deposit Company of Maryland
Liberty Mutual Insurance Company
Federal Insurance Company

Surety

ATTEST:



Debra J. Scarborough, Attorney-in-Fact



**ZURICH AMERICAN INSURANCE COMPANY
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY
FIDELITY AND DEPOSIT COMPANY OF MARYLAND
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Illinois, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Illinois (herein collectively called the "Companies"), by Robert D. Murray, Vice President, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint Debra J. SCARBOROUGH, Kellie A. MEYER, Christy M. BRAILE, Mary T. FLANIGAN, Tahitia M. FRY, Charissa D. LECUYER, Rebecca S. LEAL, C. STEPHENS GRIGGS, Lauren SCOTT, Veronica LAWVER, Danielle R. CAPPS, Kristin D. THURBER, Patrick T. PRIBYL, Evan D. SIZEMORE, Jeffrey C. CAREY, Charles R. TETER, III, Hillary D. SHEPARD, Erin C. LAVIN, all of Kansas City, Missouri, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 21st day of April, A.D. 2023.



ATTEST:
ZURICH AMERICAN INSURANCE COMPANY
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY
FIDELITY AND DEPOSIT COMPANY OF MARYLAND

By: Robert D. Murray
Vice President

By: Dawn E. Brown
Secretary

**State of Maryland
County of Baltimore**

On this 21st day of April, A.D. 2023, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Robert D. Murray, Vice President and Dawn E. Brown, Secretary** of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

Iva Behe, Notary Public
My Commission Expires September 30, 2023



Authenticity of this bond can be confirmed at bondvalidator.zurichna.com or 410-559-8790

EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies.
this 15th day of November, 2023.



MJ Pethick

By: Mary Jean Pethick
Vice President

TO REPORT A CLAIM WITH REGARD TO A SURETY BOND, PLEASE SUBMIT A COMPLETE DESCRIPTION OF THE CLAIM INCLUDING THE PRINCIPAL ON THE BOND, THE BOND NUMBER, AND YOUR CONTACT INFORMATION TO:

Zurich Surety Claims
1299 Zurich Way
Schaumburg, IL 60196-1056
reportsfelaims@zurichna.com
800-626-4577

Authenticity of this bond can be confirmed at bondvalidator.zurichna.com or 410-559-8790



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: 8210508 - 674009

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, C. Stephens Griggs, Charles R. Teter, III, Christy M. Braille, Danielle R. Capps, Debra J. Scarborough, Erin C Lavin, Evan D. Sizemore, Hillary D Shepard, Jeffrey C. Carey, Kellie A. Meyer, Kristin D Thurber, Lauren Scott, Mariana Walker, Mary T. Flanigan, Patrick T. Pribyl, Rebecca S. Leal, Tahitia M. Fry, Veronica Lawver

all of the city of Kansas City state of MO each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 28th day of July, 2023.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey
David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

State of PENNSYLVANIA
County of MONTGOMERY ss

On this 28th day of July, 2023 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2025
Commission number 1126044
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV – OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII – Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 15th day of November, 2023.



By: Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.

CHUBB

Power of Attorney

Federal Insurance Company | Vigilant Insurance Company | Pacific Indemnity Company
Westchester Fire Insurance Company | ACE American Insurance Company

Know All by These Presents, that FEDERAL INSURANCE COMPANY, an Indiana corporation, VIGILANT INSURANCE COMPANY, a New York corporation, PACIFIC INDEMNITY COMPANY, a Wisconsin corporation, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY corporations of the Commonwealth of Pennsylvania, do each hereby constitute and appoint Christy M. Braille, Danielle R. Capps, Jeffrey C. Carey, Mary T. Flanigan, Tahitia M. Fry, C. Stephens Griggs, Erin C. Lavin, Veronica Lawver, Rebecca S. Leal, Kellie A. Meyer, Patrick T. Pribyl, Debra J. Scarborough, Lauren Scott, Hillary D. Shepard, Evan D. Sizemore and Kristin D. Thurber of Kansas City, Missouri

each as their true and lawful Attorney-in-Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.

In Witness Whereof, said FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY have each executed and attested these presents and affixed their corporate seals on this 6th day of June, 2023.

Dawn M. Chloros

Dawn M. Chloros, Assistant Secretary

Stephen M. Haney

Stephen M. Haney, Vice President



STATE OF NEW JERSEY
County of Hunterdon

SS.

On this 6th day of June 2023 before me, a Notary Public of New Jersey, personally came Dawn M. Chloros and Stephen M. Haney, to me known to be Assistant Secretary and Vice President, respectively, of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY, the companies which executed the foregoing Power of Attorney, and the said Dawn M. Chloros and Stephen M. Haney, being by me duly sworn, severally and each for herself and himself did depose and say that they are Assistant Secretary and Vice President, respectively, of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY and know the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of said Companies; and that their signatures as such officers were duly affixed and subscribed by like authority.

Notarial Seal



Albert Contursi
NOTARY PUBLIC OF NEW JERSEY
No 50202369
Commission Expires August 22, 2027

Albert Contursi
Notary Public

CERTIFICATION

Resolutions adopted by the Boards of Directors of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY on August 30, 2016; WESTCHESTER FIRE INSURANCE COMPANY on December 11, 2006; and ACE AMERICAN INSURANCE COMPANY on March 20, 2009:

"RESOLVED, that the following authorizations relate to the execution, for and on behalf of the Company, of bonds, undertakings, recognizances, contracts and other written commitments of the Company entered into in the ordinary course of business (each a "Written Commitment"):

- (1) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise.
- (2) Each duly appointed attorney-in-fact of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise, to the extent that such action is authorized by the grant of powers provided for in such person's written appointment as such attorney-in-fact.
- (3) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to appoint in writing any person the attorney-in-fact of the Company with full power and authority to execute, for and on behalf of the Company, under the seal of the Company or otherwise, such Written Commitments of the Company as may be specified in such written appointment, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (4) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to delegate in writing to any other officer of the Company the authority to execute, for and on behalf of the Company, under the Company's seal or otherwise, such Written Commitments of the Company as are specified in such written delegation, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (5) The signature of any officer or other person executing any Written Commitment or appointment or delegation pursuant to this Resolution, and the seal of the Company, may be affixed by facsimile on such Written Commitment or written appointment or delegation.

FURTHER RESOLVED, that the foregoing Resolution shall not be deemed to be an exclusive statement of the powers and authority of officers, employees and other persons to act for and on behalf of the Company, and such Resolution shall not limit or otherwise affect the exercise of any such power or authority otherwise validly granted or vested."

I, Dawn M. Chloros, Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY (the "Companies") do hereby certify that

- (i) the foregoing Resolutions adopted by the Board of Directors of the Companies are true, correct and in full force and effect,
- (ii) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Whitehouse Station, NJ, this November 15, 2023



Dawn M. Chloros

Dawn M. Chloros, Assistant Secretary

IN THE EVENT YOU WISH TO VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT:
Telephone (908) 903-3493 Fax (908) 903-3656 e-mail: surety@chubb.com

DBE Schedules

**SCHEDULE 1
LIST OF PROPOSED DBE FIRMS**

Project/Bid Name: CMAR Concourse B Expansion at PBI Project/Bid No: PB 20-11 Work Order SCC-01
 Name of Prime Bidder: Suffolk Construction Company Inc Change Order/Task/Amendment No. (if applicable): CO No 7
 Contact Person: Michael Buckley Bid Opening Date: N/A
 Address: 426 Clematis St. West Palm Beach, FL 33401 Department: Airports
 Phone No.: 561-676-2818 Fax No: _____ E-mail Address: mbuckley@suffolk.com

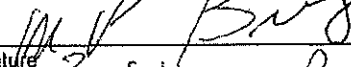
Name, Address & Phone No. of DBE Firm	Description of Type of Work	Classification (Check applicable box)	Dollar Amount			
			Black	Hispanic	Women	Other (Please Specify)
MCO Construction & Svc Anne McNeill 1450 N Magnolia Dr West Palm Beach FL 330401 561-717-0625	Outreach and CM services	<input type="checkbox"/> Prime Contractor <input checked="" type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer	\$141,922.63	\$	\$	\$
		<input type="checkbox"/> Prime Contractor <input checked="" type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer		\$	\$	\$
		<input type="checkbox"/> Prime Contractor <input type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer		\$	\$	\$
		<input type="checkbox"/> Prime Contractor <input type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer		\$	\$	\$

Total Value of DBE Participation: \$ \$141,922.63

Notes:

- The amounts listed on this form for each DBE Firm must be supported by the price included on Schedule 2, "Letter of Intent to Perform as a Disadvantaged Business Enterprise", in order to be counted toward attainment of the DBE goal.
- Firms identified on this form must be certified as a DBE by the State of Florida's Unified Certification Program.
- If materials or supplies are proposed to be purchased from a DBE regular dealer, sixty percent (60%) of the proposed expenditure is counted toward attainment of the DBE goal. Reduce dollar amount to 60% of supplier's quote for purposes of determining value of DBE participation. Amounts listed on Schedule "2" should reflect the full expenditure (i.e., do not reduce supplier's quote).

By signing this form the undersigned Prime Bidder is committing to utilize the above referenced DBE Firms on the Project and that the Prime Bidder will monitor the DBE Firms to ensure that the work is actually performed by the by the DBE Firms.

By: 
 Signature
Michael Buckley Project Manager
 Print Name/Title of Person Executing on Behalf of the Prime

Date: 11/15/23

*Additional sheets may be used if necessary

Insurance Compliance Document



**Palm Beach County
Compliance Summary Report**

Vendor Number	Vendor Name	AM Best Rating	Insurance Carrier	Policy #	Eff. Date	Exp. Date	Coverage	Contract Number	Contract Name
DX00001463	Suffolk Construction Co., Inc.	Modified	Compliant					PB 20-11 (BR SCC 01)	Concourse B Expansion at Palm Beach International Airport
		Ap , XV	Liberty Mutual Fire Insurance Company	AS2641444149053	8/31/2023	8/31/2024	Auto Liability		
		A+g , XV	Zurich American Insurance Company	MBR 3105346-01	3/29/2023	2/16/2024	Builders Risk		
		A , XV	Starr Indemnity & Liability Company	1000584589231	8/31/2023	8/31/2024	Excess Liability		
		A+g , XV	XL Insurance America, Inc.	US00035484L123A	8/31/2023	8/31/2024	Excess Liability		
		Ap , XV	Liberty Mutual Fire Insurance Company	TB2641444149043	8/31/2023	8/31/2024	General Liability		
		Ap , XV	Liberty Mutual Fire Insurance Company	WC2641444149073	8/31/2023	8/31/2024	Workers Comp		

Risk Profile : Standard - Construction Services
Required Additional Insured : Palm Beach County Board of County Commissioners
Ownership Entity :

Contract History

