

DRAFT - SUBJECT TO CHANGE

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

Meeting Date:	August 19, 2025	<input checked="" type="checkbox"/>	Consent	<input type="checkbox"/>	Regular
		<input type="checkbox"/>	Workshop	<input type="checkbox"/>	Public Hearing
Department:	Engineering and Public Works Department				
Submitted By:	Engineering and Public Works Department				
Submitted For:	Roadway Production Division				

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve:

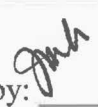
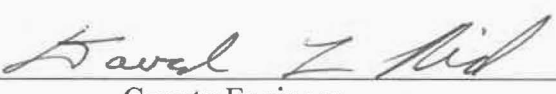
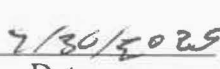
- A) Amendment No. 1 to the Drainage Improvements/Repairs and Minor Construction Continuing Services Contract (R2024-0211), dated March 5, 2024, with Johnson-Davis Incorporated (JDI) to extend the expiration date from September 4, 2025 to March 4, 2027 and increase the contract amount by \$6,000,000; and
- B) Amendment No. 1 to the Drainage Improvements/Repairs and Minor Construction Continuing Services Contract (R2024-0212), dated March 5, 2024, with Hinterland Group Inc. (HGI) to extend the expiration date from September 4, 2025 to March 4, 2027 and increase the contract amount by \$6,000,000.

SUMMARY: Approval of these amendments will extend the expiration date of the contracts from September 4, 2025 to March 4, 2027 and increase the total contract amount from \$12,000,000 to \$18,000,000 for each contract. The increased contract amount, per Section 1 of the special provisions of the contract, is based on updated estimates that exceed the current contract amounts to be expended throughout Palm Beach County by the user departments. This allowable extension, not to exceed 36 months total contract time, is per Section 3 of the special provisions in the contracts that allows for the parties to amend the contract while adhering to all other original terms, conditions, and unit prices of the contracts. This contract was presented to the Goal Setting Committee on August 16, 2023 and the Committee established an Affirmative Procurement Initiative (API) of a 15% minimum mandatory Small Business Enterprise (SBE) participation. JDI committed to 15% SBE participation and HGI committed to 19% SBE participation. To date, the overall SBE participation achieved by JDI is 12.40% and 0% by HGI. JDI expects to meet their SBE participation commitment by the end of the contract. To date, tasks in the amount of \$3,600,000 have been authorized for JDI’s contract, and \$768,850 for HGI’s contract. JDI and HGI both have offices located in Palm Beach County. Countywide (YBH)

Background and Justification: After reviewing the attached amendments and finding them in proper order, the Engineering and Public Works Department recommends approval by the Board of County Commissioners (BCC).

Attachments:

1. JDI Amendment No. 1 and Ebix Insurance Compliance (3)
2. HGI Amendment No. 1 and Ebix Insurance Compliance (3)

Recommended by:			
YBH/TEL		County Engineer	Date
Approved By:	Deputy County Administrator		Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2025	2026	2026	2028	2029
Capital Expenditures	-0-	-0-	-0-	-0-	-0-
Operating Costs	-0-	-0-	-0-	-0-	-0-
External Revenues	-0-	-0-	-0-	-0-	-0-
Program Income (County)	-0-	-0-	-0-	-0-	-0-
In-Kind Match (County)	-0-	-0-	-0-	-0-	-0-
NET FISCAL IMPACT	-0-	-0-	-0-	-0-	-0-
# ADDITIONAL FTE					
POSITIONS (Cumulative)	-0-	-0-	-0-	-0-	-0-

Is Item Included in Current Budget?

Yes☐

No☒

Is this item using Federal Funds?

Yes☐

No☒

Is this item using State Funds?

Yes☐

No☒

Budget Account No :

Fund Dept Unit Object

Recommended Sources of Funds/Summary of Fiscal Impact:

Department Name	Prior Allocation	Expended/Encumbered	New Allocation	Total Once Approved
Engineering & Public Works	\$ 12,000,000.00	\$ 8,040,256.00	\$ 6,000,000.00	\$ 9,959,744.00
			Total New Contract	\$ 18,000,000.00


Note:

A) Amendment No. 1 to the Drainage Improvements/Repairs and Minor Construction Continuing Services Contract (R2024-0211), dated March 5, 2024 with Johnson-Davis Incorporated (JDI)to extend the expiration date from September 4, 2025 to March 4, 2027 and increase the contract amount by \$6,000,000; and

B) Amendment No. 1 to the Drainage Improvements/Repairs and Minor Construction Continuing Services Contract (R2024-0212), dated March 5, 2024 with Hinterland Group Inc. (HGI) to extend the expiration date from September 4, 2025 to March 4, 2027 and increase the contract amount by \$6,000,000.

Allocations are a not to exceed amount and can be expended from various accounting lines for various projects where budget is available. Work is to be performed on a task order basis. **Total fiscal impact will not exceed \$18,000,000

C. Departmental Fiscal Review:



III. REVIEW COMMENTS

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

OFMB

Contract Dev. and Control

B. Approved as to Form and Legal Sufficiency:

Assistant County Attorney

C. Other Department Review:

Department Director

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

**AMENDMENT NO. 1 TO THE
DRAINAGE IMPROVEMENTS/REPAIRS AND MINOR CONSTRUCTION
CONTINUING SERVICES CONTRACT
BY AND BETWEEN PALM BEACH COUNTY
AND JOHNSON-DAVIS INCORPORATED
PROJECT 2023055**

This Amendment No. 1 (AMENDMENT) to the Drainage Improvements/Repairs and Minor Construction Continuing Services Contract (R2024-0211), dated March 5, 2024 (CONTRACT), is made and entered into on _____, by and between Palm Beach County, a political subdivision of the State of Florida, by and through its Board of County Commissioners (COUNTY), and Johnson-Davis Incorporated (CONTRACTOR), a Florida for Profit Corporation, (CONTRACTOR) whose Federal ID is 59-1753888 (individually Party and collectively Parties).

W I T N E S S E T H

WHEREAS, the COUNTY and CONTRACTOR entered into the CONTRACT on March 5, 2024 (R2024-0211); and

WHEREAS, Section 1 of the Special Provisions of the CONTRACT allows increasing the CONTRACT amount upon mutual written agreement through a Board approved CONTRACT amendment; and

WHEREAS, Section 3 of the Special Provisions of the CONTRACT allows extensions and other CONTRACT deviations upon mutual written agreement through a Board approved CONTRACT amendment, while adhering to all other original terms, conditions and unit prices of the CONTRACT; and

WHEREAS, by this AMENDMENT, the CONTRACTOR and the COUNTY mutually agree to amend the CONTRACT, as provided herein.

NOW, THEREFORE, in consideration of the mutual covenants, promises, and agreements herein contained, the Parties agree as follows:

1. The above recitations are true and correct and incorporated herein.
2. The CONTRACT is hereby amended to extend the expiration date of the CONTRACT from September 4, 2025 to March 4, 2027.

3. The CONTRACT is hereby amended to increase the CONTRACT amount by \$6,000,000, from \$12,000,000 to \$18,000,000.
4. It is the intent of the Parties hereto that this AMENDMENT shall not become binding until the date executed by the COUNTY.
5. Except as hereby amended, changed or modified, all other provisions 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 to the CONTRACT on behalf of the COUNTY, and CONTRACTOR has hereunto set its hand the day and year above written.

OWNER:
APPROVED AS TO TERMS
AND CONDITIONS

By: _____
Morton L. Rose, P.E.
Director of Roadway Production

CONTRACTOR:
JOHNSON-DAVIS INCORPORATED

ATTEST WITNESS:

William Cryer, Vice President

Signature

Name (type or print)

(Corp. Seal)

Signature

Name (type or print)

ATTEST:
Joseph Abruzzo
Clerk of the Circuit Court & Comptroller

COUNTY:
Palm Beach County, a Political Subdivision of
the State of Florida, by and through its Board of
County Commissioners

By: _____
Deputy Clerk

By: _____
Maria G. Marino, Mayor

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

(Seal)

By: _____
Yelizaveta B. Herman
Assistant County Attorney



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
DX00002650	Johnson-Davis Inc.		Compliant					2023055	Drainage Improvements/Repairs & Minor Construction Continuing Services Contract
		A , XV	Continental Casualty Company	7033968744	7/1/2025	7/1/2026	Auto Liability		
		A , XV	Continental Casualty Company	7033984636	7/1/2025	7/1/2026	Excess Liability		
		Ag , XV	National Fire Insurance Company of Hartford	7033967643	7/1/2025	7/1/2026	General Liability		
		Ag , XV	Valley Forge Insurance Company	7033972535	7/1/2025	7/1/2026	Workers Comp		

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

**AMENDMENT NO. 1 TO THE
DRAINAGE IMPROVEMENTS/REPAIRS AND MINOR CONSTRUCTION
CONTINUING SERVICES CONTRACT
BY AND BETWEEN PALM BEACH COUNTY
AND HINTERLAND GROUP INC.
PROJECT #2023055**

This Amendment No. 1 (AMENDMENT) to the Drainage Improvements/Repairs and Minor Construction Continuing Services Contract (R2024-0212), dated March 5, 2024 (CONTRACT), is made and entered into on _____, by and between Palm Beach County, a political subdivision of the State of Florida, by and through its Board of County Commissioners (COUNTY) and Hinterland Group Inc., a Florida for Profit Corporation, (CONTRACTOR) whose Federal ID is 20-5156844 (individually Party and collectively Parties).

W I T N E S S E T H

WHEREAS, the COUNTY and CONTRACTOR entered into the CONTRACT on March 5, 2024 (R2024-0212); and

WHEREAS, Section 1 of the Special Provisions of the CONTRACT allows increasing the CONTRACT amount upon mutual written agreement through a Board approved CONTRACT amendment; and

WHEREAS, Section 3 of the Special Provisions of the CONTRACT allows extensions and other contract deviations upon mutual written agreement through a Board approved Contract amendment, while adhering to all other original terms, conditions and unit prices of the CONTRACT; and

WHEREAS, by this AMENDMENT, the CONTRACTOR and the COUNTY mutually agree to amend the CONTRACT, as provided herein.

NOW, THEREFORE, in consideration of the mutual covenants, promises, and agreements herein contained, the Parties agree as follows:

1. The above recitations are true and correct and incorporated herein.
2. The CONTRACT is hereby amended to extend the expiration date of the CONTRACT from September 4, 2025 to March 4, 2027.

3. The CONTRACT is hereby amended to increase the CONTRACT amount by \$6,000,000, from \$12,000,000 to \$18,000,000.
4. It is the intent of the Parties hereto that this AMENDMENT shall not become binding until the date executed by the COUNTY.
5. Except as hereby amended, changed or modified, all other provisions 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 to the CONTRACT on behalf of the COUNTY, and CONTRACTOR has hereunto set its hand the day and year above written.

OWNER:
APPROVED AS TO TERMS
AND CONDITIONS

By: _____
Morton L. Rose, P.E.
Director of Roadway Production

CONTRACTOR:
HINTERLAND GROUP INC.

ATTEST WITNESS:

Daniel Duke, III, President

Signature

Name (type or print)

(Corp. Seal)

Signature

Name (type or print)

{SIGNATURE PAGES CONTINUED}

ATTEST:

Joseph Abruzzo
Clerk of the Circuit Court & Comptroller

COUNTY:

**Palm Beach County, a Political Subdivision of
the State of Florida, by and through its Board of
County Commissioners**

By: _____
Deputy Clerk

By: Maria G. Marino, Mayor

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

(Seal)

By: Yelizaveta B. Herman
Assistant County Attorney



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
DX00002661	Hinterland Group Inc.		Compliant					2023055	Drainage Improvements/Repairs & Minor Construction Continuing Services contract
		A++g , XV	The Charter Oak Fire Insurance Company	8102W5457552526G	1/31/2025	1/31/2026	Auto Liability		
		A++g , XV	Travelers Property Casualty Company of America	CUP2T68316525NF	1/31/2025	1/31/2026	Excess Liability		
		A++g , XV	The Charter Oak Fire Insurance Company	DTCO2W558369COF25	1/31/2025	1/31/2026	General Liability		
		A- , VIII	FFVA Mutual Insurance Co.	WC84008054622025A	1/31/2025	1/31/2026	Workers Comp		

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