

# MEMORANDUM



**Date:** April 8, 2008

**To:** Honorable Chairman Bruno A. Barreiro,  
and Members, Board of County Commissioners

**From:** George M. Burgess  
County Manager

**Agenda Item No. 8(M)3(A)**

**Subject:** Retroactive Change Order No: One (1) and Final for Haulover Park Four New Bathrooms -  
Project No: Haulover GOB Project No. 20, GOB Site No. 71630; Contract No: 222302-02-002 to ABC Construction, Inc.

## Recommendation

The attached Retroactive Change Order No: One (1) and Final on a contract between **ABC Construction, Inc.** and Miami-Dade County has been prepared by the Park and Recreation and is recommended for approval.

**CHANGE ORDER NUMBER:** One (1) and Final

### Scope

**PROJECT NAME:** Haulover Beach Park Four New Bathrooms

**PROJECT NO:** Haulover GOB Project No. 20, GOB Site No. 71630

**CONTRACT NO:** 222302-02-002

**PROJECT DESCRIPTION:** Construction of four new public bathrooms, each with approximately 1,250 square feet (total of 5,000 sq. ft), consisting of men's and women's restrooms, storage facilities and showers.

**PROJECT LOCATION:** 10800 Collins Avenue, Miami Beach, FL 33154

**PRIMARY COMMISSION DISTRICT:** District 4 Sally Heyman

**APPROVAL PATH:** Board of County Commissioners

**USING DEPARTMENT:** Park and Recreation Department

**MANAGING DEPARTMENT:** Park and Recreation Department

### Fiscal Impact / Funding Source

**CHANGE ORDER FUNDING SOURCE:** Building Better Communities General Obligation Bonds (GOB)

**PTP FUNDING:** No

**GOB FUNDING:** Yes

<b>GOB PROJECT:</b>	<b>GOB PROJECT / DESCRIPTION</b>	<b>GOB ALLOCATION</b>
	20 – GOB – Haulover Park	\$1,201,209.76

**CHANGE ORDER DESCRIPTION:** Increase the contract amount by \$42,897.87 from \$1,970,131.00 to \$2,013,028.87, and extend the contract time by one hundred and eighty-five (185) calendar days from June 2, 2007 to December 4, 2007.

**MONETARY JUSTIFICATION:** PRD recommends an increase of \$42,897.87 to the contract amount for the items/reasons outlined below:

A. Department Requested Changes:

1. Exterior enhancements to the original scheme including upgrade of interlocking pavers' material and installation method to increase service life. The negotiated cost of this work is \$65,129.60 of which \$41,274.55 was paid from the contingency allowance. The remaining \$23,855.05 balance ( $\$65,129.60 - \$41,274.55 = \$23,855.05$ ) is recommended for approval.
2. Temporary fence installation to manage park patrons' safe access to the beach areas. The negotiated cost of this work is \$1,100.00.

B. Additional work requested by regulatory agencies:

1. Supply and install additional signage to electrical panels. The negotiated cost of this work is \$720.75.

C. Unforeseen Conditions:

1. Surveying cost to locate existing sheet piling and avoid conflicts with the proposed location of the cast-in-place piles for the south bathroom. The negotiated cost of this work is \$1,650.00 and was paid from the contingency allowance.
2. Relocation of existing 4" PVC water line not shown in as-built drawings and found in conflict with new foundations. The negotiated cost of this work is \$3,801.00 and was paid from the contingency allowance.

D. Design Errors:

1. Additional wall reinforcement. The negotiated cost of this work is \$7,560.00 and was paid from the contingency allowance. Upon approval of this change order, a departmental draw will be made to replenish the contingency for \$7,560.00.

2. Modifications to door frames required due to error in plans that called for non-lockable exterior doors. The negotiated cost of this work is \$3,476.83.
3. Replacement of specified grounding wire from size No.8 to size No.4 to comply with electrical codes. The negotiated cost for upsizing these wires is \$768.24.

E. Design Omissions:

1. Installation of shower slab at north station for relocated existing showers not shown on the construction plans. The negotiated cost of this work is \$1,573.00 and was paid from the contingency allowance.
2. Raise water valve pit to match existing elevation at south-central station. The negotiated cost of this work is \$1,410.00.
3. Installation of leveling concrete around benches to avoid tripping hazards. The negotiated cost of this work is \$2,205.00.
4. Additional cost associated for water proofing material not specifically addressed in the contract documents. The negotiated cost of this work is \$3,464.00.

F. Other Actions Recommended:

1. Additional cost for quality and performance tests usually procured by the PRD through the County-wide testing contract. This was assigned to the contractor in order to avoid delays because the County-wide contract was not available. The negotiated cost of these tests was \$10,024.00 of which \$4,126.00 was paid from the contingency allowance. The remaining \$5,898.00 balance (\$10,024.00 - \$4,126.00 = \$5,898.00) is recommended for approval.
2. Extension of Insurance Policies: Cost associated with renewal of insurances due to delays beyond the contractor's control (See Time Justification – Item No.1). The cost to renew and extend these policies for a one (1) year period is \$38,522.00 and was paid from the contingency allowance.

**TIME JUSTIFICATION:**

The PRD recommends a retroactive time extension to the contract of one-hundred and eighty-five (185) calendar days from June 2, 2007 to December 4, 2007. This time extension is further described below.

1. Eighty-one (81) calendar days of time extension for delays associated with the unforeseen conditions

encountered at the south station (See Unforeseen Conditions – Item No.1) Thirty-seven (37) of these eighty-one (81) calendar days were assigned from the time contingency allowance. Upon approval of this change order, a departmental draw will be made to replenish the time contingency for these days (37 days). The remaining forty-four (44) calendar days of time extension ( $81 - 37 = 44$ ) are recommended for approval. These eighty-one (81) calendar days of time extension are defined as a Compensable Delays, but staff was able to negotiate for no additional cost beyond the extension of the insurance requirements (See Other Actions Recommended – Item No.2).

2. Two (2) calendar days of time extension for delays associated with the work to raise the water valve pit at the south-central station (See Design Omissions – Item No.2). These two (2) calendar days of time extension are defined as a Concurrent Delays and no compensation is required.
3. Forty-seven (47) calendar days of time extension for delays associated with obtaining final electrical inspections for the north station. The existing electrical rack to which the contractor was connecting required corrective work to pass inspections. The PRD performed the corrective work through its in-house trades staff. These forty-seven (47) calendar days of time extension are defined as a Concurrent Delays and no compensation is required.
4. Nineteen (19) calendar days of time extension for delays associated with weather more severe than the norm (rain delays). These nineteen (19) calendar days of time extension are defined as a Justifiable Delays and no compensation is required.
5. Twenty four (24) calendar days of time extension for delays associated with the modified exterior scope of work (See Department Requested Changes – Item No.1). These twenty-four (24) calendar days of time extension are defined as a Concurrent Delays and no compensation is required.
6. Twelve (12) calendar days of time extension for delays in resubmitting revisions to the plans to the Miami-Dade Fire Department for subsequent re-approval. These twelve (12) calendar days of time extension will require no compensation.

Time contingency summary: 37 calendar days

Beginning Balance: 37 calendar days

Total Amount Used to Date: 37 calendar days  
 Requested Replenishment: 37 calendar days  
 Ending Bal. after Change Order: 37 calendar days

	<u>Original Contract Values</u>	<u>Previous Adjustments To Values</u>	<u>This Change Order Values</u>	<u>Current Totals</u>	<u>Total Paid</u>	<u>Balance After Change Order</u>
<b>BASE:</b>	\$1,970,131.00	\$0.00	\$42,897.87	\$2,013,028.87	\$1,958,038.02	\$54,990.85
<b>CONTINGENCY:</b>	\$98,506.55	\$0.00	\$0.00	\$98,506.55	\$98,506.55	\$0.00
<b>DEDICATED:</b>	<u>\$42,062.29</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$42,062.29</u>	<u>\$5,784.70</u>	<u>\$36,277.59</u>
<b>TOTALS:</b>	\$2,110,699.84	\$0.00	\$42,897.87	\$2,153,597.71	\$2,062,329.27	\$91,268.44

	<u>Original Contract Duration</u>	<u>Previous Adjustments To Duration</u>	<u>This Change Order Duration</u>	<u>Current Totals</u>
<b>BASE DURATION:</b>	365	0	185	550
<b>CONTINGENCY:</b>	<u>37</u>	<u>0</u>	<u>0</u>	<u>37</u>
<b>TOTAL DURATION:</b>	402	0	185	587

**INITIATING FACTOR(S) FOR CHANGE ORDER**

<u>Reason</u>	<u>Cost</u>	<u>Duration</u>
Other Agency Requested Change	\$720.75	47
Design Error Change	\$4,245.07	0
Design Omission Change	\$7,079.00	0
County Requested Change	\$24,955.05	24
Unforeseen/Unforeseeable Change	\$0.00	81
<u>Other</u>	<u>\$5,898.00</u>	<u>31</u>
<b>Total:</b>	<b>\$42,897.87</b>	<b>185</b>

**Track Record / Monitor**

**PERFORMANCE RECORD:** There are twelve (12) performance evaluations in CIIS reflecting that the Contractor has an overall performance average of 3.2

**PRIME CONTRACTOR:** ABC Construction, Inc.

**COMPANY PRINCIPAL:** Jorge Gonzalez, President

**COMPANY QUALIFIERS:** Jorge Gonzalez, President

Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners  
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**COMPANY EMAIL ADDRESS:** None

**COMPANY STREET ADDRESS:** 7280 NW 8<sup>th</sup> Street

**COMPANY CITY-STATE-ZIP:** Miami, FL 33126

**YEARS IN BUSINESS AT TIME OF AWARD:** 15

**PREVIOUS EXPERIENCE WITH COUNTY IN THE LAST FIVE YEARS AT TIME OF AWARD:** Fourteen (14) Contracts Valued at \$8,713,016.60

**SUBCONTRACTORS AND SUPPLIERS (SECTION 10-34 MIAMI DADE COUNTY CODE):** Peoples Plumbing, Statewide Electrical Services, Shoreline Foundation, Dopico Services, Florida Roofing Solutions

**CONTRACT MANAGER NAME/PHONE/EMAIL:** Andrew Burgess 305-755-7817 aburges@miamidade.gov

**PROJECT MANAGER NAME/PHONE/EMAIL:** Joel Arango 305-755-5456 JArango@miarnidade.gov

**BACKGROUND:** This contract's Notice to Proceed was dated June 2nd, 2006, with duration of 365 calendar days. The original contract expiration date was June 2nd, 2007. The objective of this contract is to provide four (4) new public bathroom facilities (stations) for the beach area. The current percentage of completion and overall status of each station is indicated below:

Element	% of Completion	Status
North Station	99%	Pending final regulatory approval
North-Central Station	99%	Pending final regulatory approval
South-Central Station	99%	Pending final regulatory approval
South Station	99%	Pending final regulatory approval

The subject Retroactive Change Order No. One and Final to this contract will increase the original contract amount by \$42,897.87 from \$1,970,131.00 to \$ 2,013,028.87 for:

- Department Requested Changes
- Additional work requested by regulatory agencies
- Unforeseen Conditions
- Design Errors
- Design Omissions
- Other Actions Recommended

Refer to attachments "A" through "D"





**MIAMI DADE COUNTY**  
**Firm History Report**  
*(excluding A&E)*

**ATTACHMENT A**

**FIRM NAME: A B C CONSTRUCTION, INC.**

**7280 NW 8th St  
 Miami, FL 33126**

**From: 11/20/2002 To: 11/20/2007**

**PRIMES**

PROJECT #	CONTRACT	DEPT	MEASURES	AWARD DATE	AWARD AMOUNT	PAID TO PRIME AS OF	REQ TO DATE REPORTED	DATE	SUBCONTRACTORS
* 6123-203-POA	PRR0108655	1	PR	SET ASIDE CSBE 100%	01/16/2003	\$377,734		08/21/2002	<ul style="list-style-type: none"> <li>CITY AIR, INC. - \$0.00</li> <li>PEOPLES PLUMBING, INC. - \$0.00</li> <li>STAR PAVING CORP. - \$0.00</li> <li>STATEWIDE ELECTRICAL SERVICES, INC. - \$0.00</li> </ul>
					<u>\$377,734</u>				

* CICC 7043-007-	ROBEN	1	PR	SET ASIDE CSBE 100%	01/30/2003	\$500,089		08/29/2003	<ul style="list-style-type: none"> <li>CITY AIR, INC. - \$22,885.00</li> <li>FLORIDA ROOFING SOLUTIONS, INC. - \$12,500.00</li> <li>PEOPLES PLUMBING, INC. - \$29,314.13</li> <li>STATEWIDE ELECTRICAL SERVICES, INC. - \$62,400.00</li> </ul>
					<u>\$500,089</u>				

5334201001	1	PR	GOAL CSBE 20%	01/31/2003	\$1,209,408	\$1,106,498	11/28/2006	10/27/2004	<ul style="list-style-type: none"> <li>AJI CONSTRUCTION INC. - \$0.00</li> <li>ALL SPECIALTY SALES, INC. - \$0.00</li> <li>ALLEN DOOR CO., INC. - \$0.00</li> <li>AMERICAN OVERHEAD DOOR CO., INC. - \$0.00</li> <li>BEST TRUSS COMPANY - \$0.00</li> <li>CENTRAL AIR REPAIR, INC. - \$120,940.80</li> <li>CITY AIR, INC. - \$0.00</li> <li>GLASS TECH ENGINEERING, INC. - \$0.00</li> <li>HABER &amp; SONS PLUMBING, INC. - \$0.00</li> <li>MIAMI STRIPING, INC. - \$0.00</li> <li>MOONLITE PAINTING &amp; WATERPROOFING, INC. - \$0.00</li> <li>STAR PAVING CORP. - \$145,128.98</li> <li>SURE ELECTRICAL CONTRACTORS, INC. - \$133,034.88</li> <li>TRIANGLE FIRE, INC. - \$0.00</li> </ul>
					<u>\$1,209,408</u>				

\* Indicates closed or expired contracts  
 Thursday, February 28, 2008

Change Orders without dates are pending BCC approval  
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# MIAMI DADE COUNTY

Firm History Report  
(excluding A&E)

From: 11/20/2002 To: 11/20/2007

FIRM NAME: A B C CONSTRUCTION, INC.

7280 NW 8th St  
Miami, FL 33126

**PRIMES**

PROJECT #	CONTRACT	DEPT	MEASURES	AWARD DATE	AWARD AMOUNT	PAID TO PRIME AS OF	REQ TO DATE	DATE REPORTED	SUBCONTRACTORS
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* MA-776A-1	1	AV-AA	LEVEL 1 SET ASIDE CSBE 100%	04/30/2003	\$571,002	\$571,002 03/31/2005	\$571,002	02/19/2004	<ul style="list-style-type: none"> <li>ALEX FIRE PROTECTION, INC. - \$22,840.08</li> <li>ARRFRAN, II, INC. - \$22,840.08</li> <li>CITY AIR, INC. - \$51,390.18</li> <li>QUESTA CONSTRUCTION CORP. - \$0.00</li> <li>D. K. G. &amp; ASSOCIATES, LTD. - \$22,840.08</li> <li>HONEYWELL, INC. - \$0.00</li> <li>J. &amp; Q GARAGE &amp; INDUSTRIAL DOORS CORPORATION - \$0.00</li> <li>LISMARC, INC. - \$17,130.06</li> <li>MIAMI OFFICE MOVING, INC. - \$0.00</li> <li>PLUMBERS ENTERPRISE CORPORATION - \$0.00</li> <li>SOLARES ELECTRICAL SERVICES, INC. - \$79,940.28</li> <li>STATEWIDE ELECTRICAL SERVICES, INC. - \$0.00</li> <li>SUPREME CEILING &amp; INTERIOR, INC. - \$5,710.02</li> </ul>
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\$571,002

POPR04009520	1	PR	SET ASIDE CSBE 100%	10/24/2003	\$167,510	\$154,577 05/17/2005	\$444,307	05/22/2004	<ul style="list-style-type: none"> <li>CITY AIR, INC. - \$0.00</li> <li>FLORIDA ROOFING SOLUTIONS, INC. - \$0.00</li> <li>PEOPLES PLUMBING, INC. - \$0.00</li> <li>STATEWIDE ELECTRICAL SERVICES, INC. - \$0.00</li> </ul>
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\$167,510

* MIA-776L	1	AV-AA	SET ASIDE CSBE 100%	03/29/2004	\$61,684	\$61,684 03/31/2005	\$374,190	06/19/2005	<ul style="list-style-type: none"> <li>ARRFRAN, II, INC. - \$4,275.00</li> <li>COMFORT TECH AIR CONDITIONING, INC. - \$30,960.00</li> <li>CREATIVE HOME BY DESIGN - \$9,577.00</li> <li>D. C. ELECTRIC, INC. - \$13,181.00</li> <li>PGC MECHANICAL, INC. - \$4,860.00</li> <li>SOLARES ELECTRICAL SERVICES, INC. - \$65,160.00</li> </ul>
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\$61,684

\* Indicates closed or expired contracts  
Thursday, February 28, 2008

Change Orders without dates are pending BCC approval  
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# MIAMI DADE COUNTY

## Firm History Report (excluding A&E)

From: 11/20/2002 To: 11/20/2007

### PRIMES

FIRM NAME: A B C CONSTRUCTION, INC.  
7280 NW 8th St  
Miami, FL 33126

PROJECT #	CONTRACT	DEPT.	MEASURES	AWARD DATE	AWARD AMOUNT	PAID TO PRIME AS OF	REQ TO DATE	DATE REPORTED	SUBCONTRACTORS
* 418-03	1	ND	GOAL CSBE 12%	05/18/2004	\$1,748,000			10/20/2004	<ul style="list-style-type: none"> <li>• DOME ENTERPRISES, INC. - \$209,760.00</li> <li>• STATEWIDE ELECTRICAL SERVICES, INC. - \$0.00</li> </ul>
NARANJA LAKES COMMUNITY REDEVELOPMENT (SIC 15)									
					<u>\$1,748,000</u>				

12320302001	1	PR	GOAL CSBE 14%	08/24/2004	\$3,319,183	\$2,888,096	11/28/2006	11/30/2007	<ul style="list-style-type: none"> <li>• AL HILL ENTERPRISE CORP. - \$0.00</li> <li>• AM WIRE LATH INC. - \$0.00</li> <li>• CENTRAL AIR REPAIR, INC. - \$0.00</li> <li>• DEL CASTILLO SPRINKLERS CONTRACTOR CORP. - \$0.00</li> <li>• DUPICO TRUCKING - \$0.00</li> <li>• GLASS TECH ENGINEERING, INC. - \$0.00</li> <li>• MIAMI SKYLINE CONSTRUCTION CORP. - \$0.00</li> <li>• STATEWIDE ELECTRICAL SERVICES, INC. - \$494,985.62</li> </ul>
VES ESTATE PARK YOUTH BALLFIELD COMPLEX (SIC 17)									
Change Order #	1		AUG-21-06	90 days	\$29,073				
Change Order #	2		SEP-18-06	63 days	\$144,182				
Change Order #	3		JUL-10-07	583 days	\$895,800				
					<u>\$4,398,238</u>				

20040427 (7360)	1	PW	NO MEASURE	10/01/2004	\$823,000	\$613,924	11/28/2006		
NEW MAINTENANCE SHED & SUPPORT FACILITIES									
					<u>\$823,000</u>				

* MIA-7761 (1&2)	1	AV/AA	SET ASIDE CSBE 100%	12/02/2004	\$206,701	\$211,123	04/12/2007	05/18/2005	<ul style="list-style-type: none"> <li>• ARFRAN, II, INC. - \$6,261.03</li> <li>• COMFORT TECH AIR CONDITIONING, INC. - \$6,261.03</li> <li>• JULIANA ENTERPRISES, INC. DB/BA POWER PRO - \$48,001.23</li> <li>• PGC MECHANICAL, INC. - \$2,087.01</li> </ul>
AERPOSTAL OFFICE									
					<u>\$206,701</u>				

\* Indicates closed or expired contracts  
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# MIAMI DADE COUNTY

Firm History Report  
(excluding A&E)

From: 11/20/2002 To: 11/20/2007

FIRM NAME: A B C CONSTRUCTION, INC.

7280 NW 8th St  
Miami, FL 33126

**PRIMES**

PROJECT #	CONTRACT	DEPT	MEASURES	AWARD DATE	AWARD AMOUNT	PAID TO PRIME AS OF	REQ TO DATE	DATE REPORTED	SUBCONTRACTORS
* POAV0500293	021-4620398	1 AV	SET ASIDE CSBE 100%	01/04/2005	\$654,500		\$117,231	02/17/2005	* FLORIDA ROOFING SOLUTIONS, INC. - \$0.00 * SUNSHINE STATE AIR CONDITIONING, INC. - \$0.00
MISCELLANEOUS CONSTRUCTION CONTRACT FOR PRE-QUALIFICATION OF GENERAL BUILDING GENERAL ENGINEERING AND SPECIALTY TRADE CONTRACTORS FOR A FIVE (5) YEAR PERIOD FOR VARIOUS COUNTY DEPARTMENTS									

\$654,500

* MIA-776 N2	1	AV/AA	SET ASIDE CSBE 100%	01/21/2005	\$395,000	\$416,926	04/12/2007	\$416,926	09/19/2005	* ARFRAN, II, INC. - \$4,740.00 * COMFORT TECH AIR CONDITIONING, INC. - \$35,945.00 * CREATIVE HOME BY DESIGN - \$17,775.00 * PGC MECHANICAL, INC. - \$5,530.00 * SOLARES ELECTRICAL SERVICES, INC. - \$72,285.00
AA CABIN SERVICES RELOCATION										

\$395,000

POPR0601789	42167	1	PR	SET ASIDE CSBE 100%	01/23/2006	\$418,200				
MISCELLANEOUS CONSTRUCTION CONTRACT FOR PRE-QUALIFICATION OF GENERAL BUILDING GENERAL ENGINEERING AND SPECIALTY TRADE CONTRACTORS FOR A FIVE (5) YEAR PERIOD FOR VARIOUS COUNTY DEPARTMENTS										

\$418,200

\* Indicates closed or expired contracts

Change Orders without dates are pending BCC approval

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**MIAMI DADE COUNTY**  
**Firm History Report**  
 (excluding A&E)

From: 11/20/2002 To: 11/20/2007

**FIRM NAME: ABC CONSTRUCTION, INC.**  
 7280 NW 8th St  
 Miami, FL 33126

**PRIMES**

PROJECT #	CONTRACT	DEPT	MEASURES	AWARD DATE	AWARD AMOUNT	PAID TO PRIME AS OF	REQ TO DATE	DATE REPORTED	SUBCONTRACTORS
W50197	1	GS	GOAL CSBE 30%	01/31/2006	\$2,741,309	\$2,163,087.09/18/2007	\$2,393,287	02/08/2008	<ul style="list-style-type: none"> <li>* ALL GREEN NURSERY, INC. - \$0.00</li> <li>* ALMEIDA INDUSTRIES, INC. - \$0.00</li> <li>* COMFORT TECH AIR CONDITIONING, INC. - \$289,683.25</li> <li>* DOPICO TRUCKING AND EQUIPMENT CORP. - \$0.00</li> <li>* GLASS TECH ENGINEERING, INC. - \$0.00</li> <li>* GOMEZ QUALITY INSULATION, INC. - \$0.00</li> <li>* PEOPLES PLUMBING, INC. - \$0.00</li> <li>* STATEWIDE ELECTRICAL SERVICES, INC. - \$239,737.86</li> </ul>
PROTOTYPE BRANCH LIBRARY - GC - INTERNATIONAL MALL (SIC 15) Change Order # 1 APR-24-07 30 days \$360,056 Change Order # 2 OCT-16-07 60 days \$0 Change Order # 3 OCT-16-07 60 days \$3,101,365									

22230202002	1	PR	GOAL CSBE 21%	03/07/2006	\$2,110,700	\$1,835,632.09/25/2007	\$2,062,963	10/31/2007	<ul style="list-style-type: none"> <li>* ALL GREEN NURSERY, INC. - \$0.00</li> <li>* DIAMOND BUILDING INC. - \$0.00</li> <li>* DOPICO SERVICES, INC. - \$0.00</li> <li>* FLORIDA ROOFING SOLUTIONS, INC. - \$0.00</li> <li>* OLIVA BRICK, INC. - \$0.00</li> <li>* PEOPLES PLUMBING, INC. - \$340,832.66</li> <li>* SHORELINE FOUNDATION, INC. - \$0.00</li> <li>* SOLUTION CONSTRUCTION, INC. - \$0.00</li> <li>* STATEWIDE ELECTRICAL SERVICES, INC. - \$0.00</li> </ul>
HAU LOVER PARK - FOUR NEW BATHROOMS (SIC 15) \$2,110,700									
MDDAD H11C	1	AV	GOAL CSBE 12%	10/10/2006	\$1,129,627	\$0.11/28/2007			<ul style="list-style-type: none"> <li>* MATRIX SYSTEMS, INC. - \$0.00</li> <li>* STATEWIDE ELECTRICAL SERVICES, INC. - \$407,800.18</li> </ul>
OFF (OPA LOCK) SECURITY PROJECT (SIC 15) \$1,129,627									

\* Indicates closed or expired contracts  
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Change Orders without dates are pending BCC approval  
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# MIAMI DADE COUNTY

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(excluding A&E)

From: 11/20/2002 To: 11/20/2007

## PRIMES

FIRM NAME: A B C CONSTRUCTION, INC.  
7280 NW 8th St  
Miami, FL 33126

PROJECT #	CONTRACT	DEPT.	MEASURES	AWARD DATE	AWARD AMOUNT	PAID TO PRIME AS OF	DATE REPORTED	SUBCONTRACTORS
				Total Award Amount		\$16,435,627		
				Total Change Orders Approved by BCC		\$1,429,111		
						\$17,864,737		

\* Indicates closed or expired contracts

Thursday, February 28, 2008

Change Orders without dates are pending BCC approval

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Miami- Dade County  
 Parks & Recreation Department  
 Planning & Development  
 275 NW 2nd Street, 4th Floor  
 Miami, FL 33128  
 Ph: (305) 755-7817

**BID TABULATION**

Project Name Haulover Park - Four New Bathrooms Consultant R.J. Heisenbottle Architects  
 P & R Project # 222302-02-002 Bid Open Date 12/21/05 @ 2:00 P.M.  
 Bid Valid Thru 06/19/06

	Latest Approved Cost Estimate Prior To Bidding	Contractor's Name	
		ABC Construction	Aventura Engineering
Base Bid	\$1,648,433.50	\$1,970,131.00	\$2,343,808.00
Deduct Alt. No.1	\$425,587.93	\$425,000.00	\$304,027.00
Grand Total less Alt. No. 1	\$1,222,845.57	\$1,545,131.00	\$2,039,781.00

Remarks:

The Park & Recreation Department or the Department of Business Development  
 (DBD) has not reviewed the above bids for compliance.

Prepared By: Andrew Burgess 

Title: Parks Construction Contract Specialist

Copy:

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MEMORANDUM



CLERK OF THE BOARD  
2006 MAR 28 PM 3:43  
CLERK, CIRCUIT & COUNTY COURTS  
DADE COUNTY, FLA.  
MI

**Date:** 3/7/2006  
**To:** George M. Burgess  
 County Manager  
**Attn:** Roger T. Hernstadt  
 Office of Capital Improvements  
**From:** Vivian Donnell Rodriguez  
 Director  
 Park and Recreation  
**Subject:** Contract Award Recommendation for Haulover Park, Four New Bathrooms - Contract No: 222302-02-002

This Recommendation for Award of a Construction Contract has been prepared by the Park and Recreation Department and is recommended for approval pursuant to the Expedite Ordinance No. 00-104 Sections 2-8.2.6 and 2-8.2.7 of the Code of Miami-Dade County.

**PROJECT NAME:** Haulover Park, Four New Bathrooms  
**PROJECT NO:** Haulover GOB Project No. 20, GOB Site No. 71630  
**CONTRACT NO:** 222302-02-002  
**PROJECT DESCRIPTION:** Construction of four new public bathrooms, each with approximately 1,250 square feet (total of 5000 sq. ft), consisting of men's and women's restrooms, storage facilities and showers.  
**PROJECT LOCATION:** 10800 Collins Avenue, Miami Beach, FL 33154

PROJECT SITES:	LOCATION	COMM DIST	COST ESTIMATE	T-S-R
	10800 COLLINS AVE 33154	4	\$1,648,433.50	52-23-42

**PRIMARY COMMISSION DISTRICT:** District 4 Sally A. Heyman  
**APPROVAL PATH:** Expedite  
**USING DEPARTMENT:** Park and Recreation  
**MANAGING DEPARTMENT:** Park and Recreation  
**FUNDING SOURCE:** SNP01, SNP02, SNP05, GOB, GOB Future  
**PTP FUNDING:** No  
**GOB FUNDING:** Yes

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2006 MAR 17 AM 10:47  
CMO-CAPITAL IMPROVEMENTS

GOB PROJECT:	GOB PROJECT / DESCRIPTION	ALLOCATION
	20-GOB - Haulover Park	\$1,201,209.76

CAPITAL BUDGET PROJECTS:	BUDGET PROJECT / DESCRIPTION	ALLOCATION
	932740-HAULOVER PARK Book Page: 181, 530 Funding Year: 2005-2006	\$1,201,209.76
	9341071-SNP BOND PROGRAM - BAY SIDE PARK	\$909,490.08

Project Totals: \$2,110,699.84

**PROJECT TECHNICAL  
 CERTIFICATION  
 REQUIREMENTS:**

**BID PACKAGES ISSUED:** 9  
**BIDS RECEIVED:** 2  
**CONTRACT PERIOD:** 365 Calendar Days  
**CONTINGENCY PERIOD:** 37  
**IG FEE INCLUDED IN BASE CONTRACT:** YES  
**ART IN PUBLIC PLACES:** YES  
**BASE ESTIMATE:** \$1,538,717.44  
**BASE CONTRACT AMOUNT:** \$1,970,131.00  
**OPTION TO EXTEND:** Not Applicable

CONTINGENCY ALLOWANCE (SECTION 2-8.1 MIAMI DADE COUNTY CODE):	TYPE	PERCENT	AMOUNT	COMMENT
	New Construction	5%	\$98,506.55	
<b>ART IN PUBLIC PLACES :</b>			\$31,029.56	1.50%
<b>PERMIT FEES :</b>			\$11,032.73	0.56%
<b>TOTAL DEDICATED ALLOWANCE:</b>			\$42,062.29	
<b>TOTAL AMOUNT:</b>			\$2,110,699.84	

**EXPLANATION:** The bids were opened on 12/21/2005. The bids ranged from \$1,970,131 to \$2,343,808 with ABC Construction Inc., having the low bid of \$1,970,131.00. The Parks architectural consultant, Heisenbottle Architects provided a base estimate of \$1,538,717.44. After performing an analysis on ABC Construction's bid, it was concluded that the disparity was due to the rise in material and labor costs throughout the construction industry. Hence, the bid is in alignment with the original Heisenbottle Architects estimate prepared a year ago.

The low bidder was able to comply with all applicable County Ordinances, and regulations. We then presented the required documents to the Department of Business Development (DBD) for compliance review. It was determined by DBD that all documents were in compliance with the CSBE Participation Provisions. See attachments 1 through 8.

We recommend that the County Manager award this project to the low bidder, ABC Construction Inc. and present the contract award to the Board for ratification at the next available meeting.

**BID OPEN DATE:** 12/21/2005  
**BID BOND EXPIRES:** 6/19/2006  
**BID VALID UNTIL:** 6/19/2006

ESTIMATED NOTICE TO PROCEED: 5/23/2006

PRIME CONTRACTOR: ABC Construction Inc.

COMPANY PRINCIPAL(S): Jorge Gonzalez, President

COMPANY QUALIFIERS(S): Jorge Gonzalez, President

COMPANY EMAIL ADDRESS: None

COMPANY STREET ADDRESS: 7280 NW 8th Street

COMPANY CITY-STATE-ZIP: Miami, Fl. 33126

YEARS IN BUSINESS: 15

PREVIOUS EXPERIENCE WITH COUNTY IN THE LAST FIVE YEARS: Fourteen (14) Contracts Valued at \$8,713,016.60

SUBCONTRACTORS AND SUPPLIERS (SECTION 10-34 MIAMI DADE COUNTY CODE): Peoples Plumbing, Solution Construction

MINIMUM QUALIFICATIONS EXCEED LEGAL REQUIREMENTS: No

STANDARD PAYMENT AND PERFORMANCE BOND: Yes

REVIEW COMMITTEE: MEETING DATE: 8/24/2005 SIGNOFF DATE: 8/30/2005

RESPONSIBLE WAGES: Yes

REVIEW COMMITTEE ASSIGNED CONTRACT MEASURES:	MEASURE GOAL	COMMENT
	CSBE 21.00% Applicable	
	CWF 0.00% Not Applicable	

MANDATORY CLEARING HOUSE: Yes

TECHNICAL CONTACT NAME/PHONE/EMAIL: Andrew Burgess 305-755-7817 aburges@miamidade.gov

DEPARTMENTAL CONTACT NAME/PHONE/EMAIL: Andrew Burgess 305-755-7817 aburges@miamidade.gov

DEPARTMENT FINANCE: L. Leaky 3/9/06  
 FINANCE OFFICER: DATE: ACTION: FINANCE COMMENT:

INDEX CODES: CPE355935105,CPE356935125,CPE357935166,CPA020PR1753

BUDGET APPROVAL FUNDS AVAILABLE: [Signature] OSBM DIRECTOR: 3/17/06 DATE:

APPROVED AS TO LEGAL SUFFICIENCY: [Signature] COUNTY ATTORNEY: 3/10/06 DATE:

CAPITAL  
IMPROVEMENTS  
CONCURRENCE:

*3/22/06*

*Approved Pursuant to 032306*  
OCI DIRECTOR: \_\_\_\_\_ DATE: \_\_\_\_\_

APPROVED PURSUANT  
TO THE EXPEDITE  
ORDINANCE (SECTION 2-  
8.2.7 OF THE MIAMI  
DADE COUNTY CODE):

*[Signature]*

\_\_\_\_\_  
COUNTY MANAGER:

*3/28/06*

DATE:

CLERK DATE:

\_\_\_\_\_  
DATE:

**ATTACHMENT D**

HAULOVER PARK  
FOUR NEW BATHROOMS  
222302-02-002

CONTRACT AWARD BREAKDOWN	TOTAL DISTRIBUTION	SNP 01 INDEX CODE CPE356935105 \$ AMOUNT	WO#	SNP 02 INDEX CODE CPE356935125 \$ AMOUNT	WO#	SNP 05 INDEX CODE CPE357935166 \$ AMOUNT	WO#	GOB SERIES "A" SITE: 20-71630 INDEX CODE CPA020PR1753 \$ AMOUNT	WO#
ORIGINAL BASE CONTRACT:	\$1,970,131.00	156,203.49	40209	82,972.83	40208	660,232.20	40212	1,070,722.48	39687
CHANGE ORDER #1:	\$42,897.87	-		-		-		42,897.87	
ART IN PUBLIC PLACES:	\$31,029.56	-		6,794.76	47513	24,234.80	37915	-	
PERMIT FEES	\$11,032.73	-		-		-		11,032.73	47512
IPSIG	\$0.00	-		-		-		-	
CONTINGENCY	\$98,506.55	-		-		98,506.55	52055	-	
<b>TOTAL</b>	<b>\$2,153,597.71</b>	<b>\$156,203.49</b>		<b>\$89,767.59</b>		<b>\$782,973.55</b>		<b>\$1,124,653.08</b>	

TOTAL SNP: \$1,028,944.63  
 TOTAL GOB: \$1,124,653.08  
**GRAND TOTAL: \$2,153,597.71**

NOTE (1): Funding allocated to this project has been accelerated, however it is not yet reflected in the Adopted Capital Budget Book. Please refer to copy of GOB Project Report 6 attached.  
 NOTE (2): As a result of Change Order #1, the base contract was increased by \$42,897.87 and will be funded by GOB Series "A", WO#39687. The revised base contract is now \$2,013,028.87 (\$1,970,131 plus \$42,897.87).

STRATEGIC AREA: Recreation and Culture  
 DEPARTMENT: Park and Recreation

\*\*\*\*\* FUNDED PROJECTS \*\*\*\*\*  
 (dollars in thousands)

**\* HAULOVER PARK - BUILDING BETTER COMMUNITIES BOND PROGRAM**

**PROJECT # 932740**

DESCRIPTION: Construct park improvements including building construction and renovation, vehicle and pedestrian circulation, beach area, development of the great lawn, landscaping, and jetty pier

LOCATION: 10801 Collins Ave  
 Unincorporated Miami-Dade County

DISTRICT LOCATED: 4  
 DISTRICT(S) SERVED: Countywide

ESTIMATED ANNUAL OPERATING IMPACT: \$369

REVENUE SCHEDULE:	PRIOR	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	FUTURE	TOTAL
Building Better Communities GOB Program	744	4,022	1,229	162	780	447	176	15,440	23,000

<b>TOTAL REVENUE:</b>	<b>744</b>	<b>4,022</b>	<b>1,229</b>	<b>162</b>	<b>780</b>	<b>447</b>	<b>176</b>	<b>15,440</b>	<b>23,000</b>
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EXPENDITURE SCHEDULE:	PRIOR	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	FUTURE	TOTAL
Planning and Design	298	181	217	112	780	447	176	682	2,893
Construction	446	3,841	1,012	50	0	0	0	14,758	20,107

<b>TOTAL EXPENDITURES:</b>	<b>744</b>	<b>4,022</b>	<b>1,229</b>	<b>162</b>	<b>780</b>	<b>447</b>	<b>176</b>	<b>15,440</b>	<b>23,000</b>
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**MARINA CAPITAL PLAN**

**PROJECT # 932660**

DESCRIPTION: Plan, develop, and construct improvements to each of the marinas

LOCATION: Various Sites  
 Various Sites

DISTRICT LOCATED: 4, 5, 6, 7, 8, 9  
 DISTRICT(S) SERVED: Countywide

ESTIMATED ANNUAL OPERATING IMPACT: Minimal

REVENUE SCHEDULE:	PRIOR	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	FUTURE	TOTAL
Sunshine State Financing	8,900	3,100	0	0	0	0	0	0	12,000
Operating Revenue	3,600	537	500	500	500	0	0	0	5,637

<b>TOTAL REVENUE:</b>	<b>12,500</b>	<b>3,637</b>	<b>500</b>	<b>500</b>	<b>500</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>17,637</b>
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EXPENDITURE SCHEDULE:	PRIOR	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	FUTURE	TOTAL
Planning and Design	1,000	300	300	300	0	0	0	0	1,900
Construction	2,060	3,000	4,200	3,700	2,777	0	0	0	15,737

<b>TOTAL EXPENDITURES:</b>	<b>3,060</b>	<b>3,300</b>	<b>4,500</b>	<b>4,000</b>	<b>2,777</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>17,637</b>
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**BUDGET PROJECT 932740**

Project Title: 932740-HAULOVER PARK

Project Desc: Construct areawide park improvements include building construction and renovation, vehicle and pedestrian circulation, beach area, great lawn, landscaping, and jetty pier

Project(\$\$ in 000's)	Start:	End:	Prior:	07-08:	08-09:	09-10:	10-11:	Total:
Expenditures	N/A	N/A	744	4,022	1,229	162	780	23,000
Revenue			744	4,022	1,229	162	780	23,000

Project Type:

**CDPWeb Project Milestones (\$ IN 000'S)**

Milestone:	Start:	End:	Prior:	07-08:	08-09:	09-10:	10-11:	Total:
Planning/Design	N/A	N/A	298	181	217	112	780	2,893
Construction	N/A	N/A	446	3,841	1,012	50	0	20,107

**Current Contracts for Project 932740**

Dept	ContractNo	Contract Name	RTA Budget Allocation	Award Budget Allocation	CIIS Award
PR	<u>222302-00-002</u>	Haulover Marina Expansion Phas	\$220,000.00	\$0.00	\$9,182,824.09
PR	<u>222302-00-002</u>	Haulover Marina Expansion Phas	\$1,080,000.00	\$0.00	\$9,182,824.09
PR	<u>222302-00-002</u>	Haulover Marina Expansion Phas	\$1,643,000.00	\$0.00	\$9,182,824.09
PR	<u>222302-00-002</u>	Haulover Marina Expansion Phas	\$0.00	\$220,000.00	\$9,182,824.09
PR	<u>222302-00-002</u>	Haulover Marina Expansion Phas	\$0.00	\$380,000.00	\$9,182,824.09
PR	<u>222302-00-002</u>	Haulover Marina Expansion Phas	\$0.00	\$1,535,000.00	\$9,182,824.09
PR	<u>222302-00-002</u>	Haulover Marina Expansion Phas	\$0.00	\$808,000.00	\$9,182,824.09
PR	<u>222302-02-002</u>	Haulover Park Four New Bathroo	\$1,201,209.76	\$0.00	\$1,970,131.00
PR	<u>222302-02-002</u>	Haulover Park Four New Bathroo	\$0.00	\$1,201,209.76	\$1,970,131.00
PR	<u>222302-03-003</u>	Haulover Marina Dockmaster Com	\$50,000.00	\$0.00	\$2,541,595.00
PR	<u>222302-03-003</u>	Haulover Marina Dockmaster Com	\$1,170,000.00	\$0.00	\$2,541,595.00
PR	<u>222302-03-003</u>	Haulover Marina Dockmaster Com	\$0.00	\$130,500.00	\$2,541,595.00
PR	<u>222302-03-003</u>	Haulover Marina Dockmaster Com	\$0.00	\$643,976.00	\$2,541,595.00
PR	<u>222302-03-003</u>	Haulover Marina Dockmaster Com	\$0.00	\$423,770.51	\$2,541,595.00
PR	<u>222302-03-003</u>	Haulover Marina Dockmaster Com	\$0.00	\$50,000.00	\$2,541,595.00

Total Allocated: \$5,364,209.76 \$5,392,456.27

**There are no Sites for Project 932740**

**BUDGET PROJECT 9341071**

Project Title: 9341071-SNP BOND PROGRAM - BAY SIDE PARK IMPROVEMENTS

Project Desc: Renovate and upgrade regional park facilities that provide access to Biscayne Bay (See Appendix for details)

Project(\$\$ in 000's)	Start:	End:	Prior:	07-08:	08-09:	09-10:	10-11:	Total:
Expenditures	10/1/1997	9/30/2008	7,113	4,287	1,500	0	0	12,900
Revenue			12,900	0	0	0	0	12,900

Project Type:

**CDPWeb Project Milestones (\$ IN 000'S)**

Milestone:	Start:	End:	Prior:	07-08:	08-09:	09-10:	10-11:	Total:
Planning/Design	N/A	N/A	1,391	237	0	0	0	1,628
Construction	N/A	N/A	5,722	4,050	1,500	0	0	11,272

**Current Contracts for Project 9341071**

Dept	ContractNo	Contract Name	RTA Budget Allocation	Award Budget Allocation	CIIS Award
PR	222302-02-002	Haulover Park Four New Bathroo	\$0.00	\$909,490.08	\$1,970,131.00
PR	222302-02-002	Haulover Park Four New Bathroo	\$909,490.08	\$0.00	\$1,970,131.00
PR	510601-00-001	Matheson Hammock Park, Roadway	\$909,589.52	\$0.00	\$2,440,000.00
PR	510601-00-001	Matheson Hammock Park, Roadway	\$0.00	\$454,326.36	\$2,440,000.00

Total Allocated: \$1,819,079.60 \$1,363,816.44

**Current Sites for Project 9341071**

Site	Location
69135	Various Locations

## Gibboney, Anita (OSBM)

---

**From:** Cutie, Ralph (OCI)  
**Sent:** Thursday, February 14, 2008 12:04 PM  
**To:** Gibboney, Anita (OSBM)  
**Cc:** Navarrete, George (OCI); Finol, Ana (OCI); Gutierrez, John (MDPR); Mora, Jorge (MDPR)  
**Subject:** Haulover Park Change Order #1 and Final

Sorry Anita. There was a typographical error in the previous e-mail. Below is the corrected version. The actual expenditures for this site are as of February 4, 2008.

-----Original Message-----

From: Cutie, Ralph (OCI)  
Sent: Thursday, February 14, 2008 11:50 AM  
To: Gibboney, Anita (OSBM)  
Cc: Navarrete, George (OCI); Finol, Ana (OCI); Gutierrez, John (MDPR); Mora, Jorge (MDPR)  
Subject: Haulover Park Change Order #1 and Final

Anita,

Ana and I have reviewed the subject change order prepared by Parks for the Haulover Park Restrooms (GOB Project #20 - Site 71630) and we have verified in the GOB Database that there are sufficient funds available to cover the \$42,897.87 for this change order. Please see the link below from the GOB Database reflecting the Series A allocation for this site of \$1,472,000. The current FAMIS expenditures for this site as of February 4th, 2008 total \$1,305,082.84 (less than the allocation). Based on this, we recommend that you approve this change order.

If you have any questions or if there is anything else we can help you with, please let us know.

Thanks.

Ralph.

Ralph Cutié  
Manager, Project Scheduling and Compliance  
Office of Capital Improvements (OCI)  
General Obligation Bond (GOB) Division  
111 N.W. 1st Street  
Suite 2130  
Miami, Florida 33128-1926  
Office: 305-375-1457, Fax: 305-372-6130  
e-mail: rcutie@miamidade.gov  
"Delivering Excellence Every Day"

Shortcut to: <http://intra/ciis/GOB/frmGOBRevenue.asp?SelPSKey=71630>

## Gibboney, Anita (OSBM)

---

**From:** Cutie, Ralph (OCI)  
**Sent:** Thursday, February 14, 2008 11:50 AM  
**To:** Gibboney, Anita (OSBM)  
**Cc:** Navarrete, George (OCI); Finol, Ana (OCI); Gutierrez, John (MDPR); Mora, Jorge (MDPR)  
**Subject:** Haulover Park Change Order #1 and Final

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If you have any questions or if there is anything else we can help you with, please let us know.

Thanks.

Ralph.

Ralph Cutié  
Manager, Project Scheduling and Compliance Office of Capital Improvements (OCI) General  
Obligation Bond (GOB) Division  
111 N.W. 1st Street  
Suite 2130  
Miami, Florida 33128-1926  
Office: 305-375-1457, Fax: 305-372-6130  
e-mail: rcutie@miamidade.gov  
"Delivering Excellence Every Day"

Shortcut to: <http://intra/ciis/GOB/frmGOBRevenue.asp?SelPSKey=71630>



Site #71630 Milestones

Milestone:	Start:	End:	2004-05																	Total:		
			2005-06:	2006-07:	2007-08:	2008-09:	2009-10:	2010-11:	2011-12:	2012-13:	2013-14:	2014-15:	2015-16:	2016-17:	2017-18:	2018-19:						
Design	11/2/2004	5/12/2005	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Dry Run/Permit	5/13/2005	9/30/2005	16,652	-10,268	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	6,384	
Contractor Selection	10/1/2005	5/29/2006	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Construction	5/30/2006	5/25/2007	44,447	1,026,007	645,162	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1,715,616
Final Construction	5/26/2007	7/25/2007	0	0	50,000	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	50,000
Project Admin	11/2/2004	5/29/2006	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
GOB MSTONE Total	5/13/2005	9/30/2005	61,099	1,015,739	695,162	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1,772,000
NG-Dry Run/Permit	5/13/2005	9/30/2005	30,000	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	30,000
NG-Const On Going	5/30/2006	5/25/2007	0	1,170,000	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1,170,000
NG-Design	11/2/2004	5/12/2005	100,000	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	100,000
Non GOB MSTONE			130,000	1,170,000	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1,300,000
Milestone: 9			191,099	2,185,739	695,162	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	3,072,000

Site #71630 Funding

Funding:	2004-05																	Total:			
	2005-06:	2006-07:	2007-08:	2008-09:	2009-10:	2010-11:	2011-12:	2012-13:	2013-14:	2014-15:	2015-16:	2016-17:	2017-18:	2018-19:							
SERIES A	1,472,000	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1,472,000
SERIES B	0	0	300,000	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	300,000
GOB FUNDING	1,472,000	0	300,000	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1,772,000
Non GOB 1	130,000	1,170,000	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1,300,000
Non GOB 2	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
Non GOB Funding	130,000	1,170,000	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	1,300,000
Funding Total: 4	1,602,000	1,170,000	300,000	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	3,072,000

26

Department: Park and Recreation Department

GOB Project No: 20 - GOB Site: #71630 Contracts for GOB Site: 222302-02-002-\$1,201,210 - FAMIS Index Code: CPA020PR1753

Site Type: GOB

Date Added - Userid: 8/18/2005 4:20:58 PM -

Last Updated: 2/4/2008 11:23:54 AM - rcuite

Description: Haulover Park Phase I - New beach side restrooms consisting of four public bathrooms, consisting of showers,

men and women toilets, and janitorial storage rooms. Each bathroom will be approximately 1,250 square feet and is a signature building, designed to resemble a cruise ship smoke stack.  
 Comment: 2/3/2008 (JMORA) - Construction sub. completion issued in November 2007. Contractor is in final punch list phase. 11/16/07-This project is scheduled for completion in late-2007 (RCutie). Metropolitan Park  
 Location Type: Address

GIS Data - Site No: 71630			
Comm District	Council	Municipality	Zoning Township Range Section Zipcode
1	District 04	Council District 02	Unincorporated Miami-Dade County GU 52 42 23 33154
Site Location		XCoord	YCoord
1 10800 COLLINS AVE		9433995.5625	571527
			
			

Site Last Updated: 2/4/2008 11:23:54 AM-rcutie

**Site #71634 (CPA020PR1755) Detail Information**

Site Location: #71634 - 10800 COLLINS AVE

Site Description: Haulover Park-Phase I - Dockmaster & Park Office is a new two-story 6000 plus sqft building w/ elevator that will house Marina operations and provide space for the administrative park staff. The building will also include restrooms, showers, storage, laundry amenities and a multipurpose room for programming opportunities.

Site Comments: 11/16/07-Parks has received bids for this project and is requesting the acceleration of \$150k to fund the contract award (RCutie).

Site Physical Commission: District 4 Commission District Impacted: Not Entered

Anticipated Start Date: 10/31/2005 End Date: 3/15/2009

Fiscal Years:

MILESTONES:	2004-05																		Total:
	2005-06	2006-07	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	2013-14	2014-15	2015-16	2016-17	2017-18	2018-19					
Recs:	11	39,976	78,145	847,000	1,544,879	110,000	0	0	0	0	0	0	0	0	0	0	0	2,620,000	
FUNDING:	4	220,000	70,000	693,976	1,526,024	110,000	0	0	0	0	0	0	0	0	0	0	0	2,620,000	

**Site #71634 Milestones**

Fiscal Years:

Milestone:	2004-05																		Total:
	2005-06	2006-07	2007-08	2008-09	2009-10	2010-11	2011-12	2012-13	2013-14	2014-15	2015-16	2016-17	2017-18	2018-19					
Design	10/31/2005	6/28/2006	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
Dry Run/Permit	6/27/2006	6/22/2007	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	

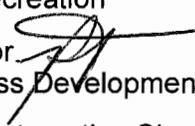
2

# Memorandum



**Date:** February 13, 2008

**To:** Jack Kardys, Director  
Department of Parks and Recreation

**From:** Penelope Townsley, Director   
Department of Small Business Development

**Subject:** Project No. 22230202002, Retroactive Change Order No. 1

---

The subject project was reviewed by the Department of Small Business Development (SBD) for compliance with the following sections of the Code of Miami-Dade County - the Responsible Wage and Benefits §2-11.16 and the Community Small Business Enterprise (CSBE) Program §10-33.02. This project was awarded to ABC Construction, Inc. (ABC) with a contract amount of \$2,110,669.84 and a 21% CSBE goal.

Retroactive Change Order no. 1 increases the contract value by \$42,897.87 from \$2,110,669.84 to \$2,153,597.71 and extends the contract time by one hundred and eighty-five (185) calendar days from June 2, 2007 to December 4, 2007. ABC's CSBE participation increases from \$443,246.95 to \$452,225.51. Based on the latest Monthly Utilization Report, ABC has achieved 29% or \$534,382.85 CSBE utilization and exceeded the 21% goal.

In addition, SBD has one (1) open Notice to Cure issued to ABC's subcontractor Oliva Brick for the underpayment of four (4) employees totaling \$1,075.00. A response to this Notice is due by February 25, 2008.

Please do not hesitate to contact me at 305-375-3134 if you need additional information.

c: Alice Hidalgo-Gato, CRC Division Director, SBD  
Betty Alexander, BPD Division Director, SBD  
Patrice King, Administrative Officer, SBD

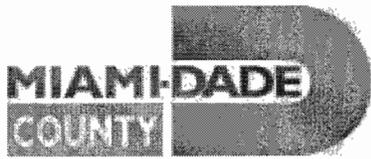
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Status View

Exit

Projects

Goto Bottom



# MIAMI-DADE COUNTY, FLORIDA

## Capital Improvements Information System

All Contracts for FEIN 650234721

ABC Construction, Inc.

<u>DST</u>	<u>DPT</u>	<u>Contract</u>	<u>Name</u>	<u>Location / Contractor</u>	<u>Estimated Completion Date</u>	<u>Total Award</u>	<u>Last Status Award Date</u>	<u>% Complete / Status *</u>
0	AV	7040: <u>0211-620388</u>	Cargo Buildign Repairs Bldg. 7	ABC Construction, Inc.	7/8/2005	\$748,240	6/8/2006	100% / Closed
1	PR	<u>123203-02-001</u>	Ives Estates Park Youth Ballfi	ABC Construction, Inc.	12/20/2007	\$3,965,343	5/4/2007	99% / Work Complete: Pending Change
0	PW	7360: <u>20040427</u>	NEW Maintenace Shed & Support	ABC Construction, Inc.	9/20/2006	\$855,589	7/10/2007	100% / Complete
4	PR	<u>222302-02-002</u>	Haulover Park Four New Bathroo	ABC Construction, Inc.	12/4/2007	\$2,013,029	10/31/2007	95% / Behind Schedule
30	PR	<u>593402-01-001</u>	Eureka Villas Park Field Cente	ABC Construction, Inc.	7/22/2004	\$1,152,505	2/11/2005	100% / Complete
0	PR	7040: <u>73273, 71048</u>	Eureka Park Field House/Lighti	ABC Construction, Inc.	N/A	\$495,362		0% / N/A
0	PR	7040: <u>74655Re-Bid2</u>	Metro Zoo Giraffe Feeding Stat	ABC Construction, Inc.	7/31/2006	\$418,200	10/3/2006	100% / On Schedule
7	WS	<u>W-876</u>	South LeJeune Road Office Buil	ABC Construction, Inc.	N/A	\$0	8/22/2006	0% / Cancelled
12	GS	<u>W50197</u>	Construction of the new Protot	ABC Construction, Inc.	10/29/2007	\$2,838,537	12/17/2007	100% / Complete
Totals:					9	\$12,486,805		

\* Yellow Status=Inactive Contract

Status View

Exit

Projects

Goto Top



# MIAMI-DADE COUNTY, FLORIDA

## Capital Improvements Information System

### Park and Recreation Department

#### Project Evaluation

Evaluation Type: Standard Evaluation

Contract: 222302-02-002  
 Contract Name: Haulover Park Four New Bathrooms  
 Award Amount: \$2,013,028.87  
 Contract Type: CONSTRUCTION  
 Contractor: ABC Construction, Inc.  
 Consultant:

Work Order No: 1  
 Contact: Andrew Burgess  
 305-755-7817  
 FEIN: 650234721

Evaluator ID: GOUTHRO

Date: 10/18/2007

Period: Interim

Rating *						
	4	3	2	1	N/A	Criteria
1-		✓				Schedule - Quality of schedule & adherence to schedule resulting in timeliness and minimizing delay to the owner and community.
2-		✓				Cost effectiveness & efficiency - Budget compliance & value of work.
3-					✓	Vision - Design - Concepts or adherence to criteria.
4-		✓				Cooperation - Teamwork & relationship with owner, subs and suppliers.
5-		✓				Coordination - Ability to organize, schedule and complete tasks in adherence to the schedule.
6-		✓				Accuracy & Technical Skills - Cost estimating, scheduling, shop and other drawings, plans, manuals, project documentation and conflict resolution.
7-		✓				Completeness - Compliance with contract documents, permits, Codes & standards.
8-		✓				Responsiveness - Timely, clear & concise responses to owner comments and correspondence.
9-		✓				Commitment - Intangibles & contribution to project success.
10-		✓				Personnel - Quality and dedication of project staff.
11-		✓				Management - Leadership ability.
12-		✓				Quality - Work performed correctly the first time.

Overall Performance Average: 3.0

Documentation that supports this evaluation and Contractor's/Consultant's comments can be obtained by contacting:

LaTonya Bradley at Phone# 305-755-5464

Evaluation Reviewed by: Supervisor  Division Chief  Assistant Director  Director

The method of delivery of this evaluation to contractor/consultant: Certified Mail  EMail  Fax  Hand

(Unresponsive Performance by contractor/consultant requires 2 delivery methods)

Exit



# Capital Improvements Information System

## Contractor Evaluations Report

<u>Dept</u>	<u>Contract</u>	<u>Type</u>	<u>Contractor / Architect Name</u>	<u>Date</u>	<u>Rater</u>	<u>Period</u>	<u>Rate</u>
PR	593402-01-001	CON	ABC Construction, Inc.	10/20/2005	John Gouthro	Completion of construction	4.0
PR	123203-02-001	CON	ABC Construction, Inc.	2/23/2007	Eduardo de la Vega	Interim	3.1
PR	123203-02-001	CON	ABC Construction, Inc.	5/25/2007	John Gutierrez	Interim	3.8
GS	W50197	CON	ABC Construction, Inc.	8/3/2007	Alice Arguelles	Interim	3.7
PR	222302-02-002	CON	ABC Construction, Inc.	10/18/2007	John Gouthro	Interim	3.0
GS	W50197	CON	ABC Construction, Inc.	10/29/2007	Alice Arguelles	Interim	3.8
PR	222302-02-002	CON	ABC Construction, Inc.	12/26/2007	John Gouthro	Completion of construction	3.0
GS	W50197	CON	ABC Construction, Inc.	2/13/2008	Alice Arguelles	Completion of construction	3.7
PW	20040427	7360	ABC Construction, Inc.	8/24/2005	Juan Paan	Interim	2.3
PW	20040427	7360	ABC Construction, Inc.	8/24/2005	Juan Paan	Interim	2.3
PR	74655Re-Bid2	7040	ABC Construction, Inc.	9/28/2006	Vivian Forhat-Diaz	Project conclusion or closeout	3.8
PW	20040427	7360	ABC Construction, Inc.	6/8/2007	Luis E. Baldo	Project conclusion or closeout	1.9

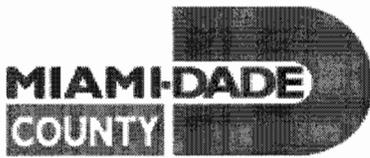
Evaluation Count: 12 Contractors: 1 Average Evaluation: 3.2

Exit

Evaluation delivered to:

\* Rating Key

- 4 Superior performance - Exemplary quality, no intervention required - project completed on time or early at or below budget with no change orders or amendments other than owner requested changes.
- 3 Satisfactory performance - Minor errors noted, addressed with timely corrective action. No serious errors noted or corrective action needed.
- 2 Guarded performance Errors and Omissions documented in writing with timely corrective action.
- 1 Unresponsive performance documented in writing without timely corrective action.
- N/A. No Information



# MIAMI-DADE COUNTY, FLORIDA

## Capital Improvements Information System

### Park and Recreation Department

#### Project Evaluation

Evaluation Type: Standard Evaluation

Contract: 222302-02-002  
 Contract Name: Haulover Park Four New Bathrooms  
 Award Amount: \$2,013,028.87  
 Contract Type: CONSTRUCTION  
 Contractor Consultant: ABC Construction, Inc.

Work Order No: 1  
 Contact: Andrew Burgess  
 305-755-7817  
 FEIN: 650234721

Evaluator ID: GOUTHRO

Date: 12/26/2007

Period: Completion of construction

Rating *						Criteria
4	3	2	1	N/A		
1-		✓				Schedule - Quality of schedule & adherence to schedule resulting in timeliness and minimizing delay to the owner and community.
2-		✓				Cost effectiveness & efficiency - Budget compliance & value of work.
3-					✓	Vision - Design - Concepts or adherence to criteria.
4-		✓				Cooperation - Teamwork & relationship with owner, subs and suppliers.
5-		✓				Coordination - Ability to organize, schedule and complete tasks in adherence to the schedule.
6-		✓				Accuracy & Technical Skills - Cost estimating, scheduling, shop and other drawings, plans, manuals, project documentation and conflict resolution.
7-		✓				Completeness - Compliance with contract documents, permits, Codes & standards.
8-		✓				Responsiveness - Timely, clear & concise responses to owner comments and correspondence.
9-		✓				Commitment - Intangibles & contribution to project success.
10-		✓				Personnel - Quality and dedication of project staff.
11-		✓				Management - Leadership ability.
12-		✓				Quality - Work performed correctly the first time.

Overall Performance Average: 3.0

Documentation that supports this evaluation and Contractor's/Consultant's comments can be obtained by contacting:

LaTonya Bradley at Phone# 305-755-5464

Evaluation Reviewed by: Supervisor  Division Chief  Assistant Director  Director

The method of delivery of this evaluation to contractor/consultant: Certified Mail  EMail  Fax  Hand

(Unresponsive Performance by contractor/consultant requires 2 delivery methods)

Evaluation delivered to:

\* Rating Key

- 4 Superior performance - Exemplary quality, no intervention required - project completed on time or early at or below budget with no change orders or amendments other than owner requested changes.
- 3 Satisfactory performance - Minor errors noted, addressed with timely corrective action. No serious errors noted or corrective action needed.
- 2 Guarded performance Errors and Omissions documented in writing with timely corrective action.
- 1 Unresponsive performance documented in writing without timely corrective action.
- N/A. No Information

**MIAMI-DADE COUNTY, FLORIDA**  
**PARK AND RECREATION DEPARTMENT**  
**CHANGE ORDER TO ORIGINAL CONTRACT**



**CHANGE ORDER NO:** One (1) and Final **CONTRACT NO:** 222302-02-002 **DATE:** 12/26/2007  
**PROJECT TITLE:** Haulover Park Four New Bathrooms  
**TO CONTRACTOR:** ABC Construction, Inc. 7280 NW 8th Street Miami, FL 33126

YOU ARE HEREBY REQUESTED TO MAKE THE FOLLOWING CHANGES IN THE PLANS AND SPECIFICATIONS FOR THIS PROJECT AND TO PERFORM THE WORK ACCORDINGLY, SUBJECT TO ALL CONTRACT STIPULATIONS AND COVENANTS.

**Description of work authorized:** Increase the contract amount by \$42,897.87 from \$1,970,131.00 to \$2,013,028.87, and extend the contract time by one hundred and eighty-five (185) calendar days from June 2, 2007 to December 4, 2007.

**Monetary Justification:** PRD recommends an increase of \$42,897.87 to the contract amount for the items/reasons outlined below.

**A. Department Requested Changes:**

1. Exterior enhancements to the original scheme including upgrade of interlocking pavers' material and installation method to increase service life. The negotiated cost of this work is \$65,129.60 of which \$41,274.55 was paid from the contingency allowance. (Continued below)

**Time Justification:** The PRD recommends a retroactive time extension to the contract of one-hundred and eighty-five (185) calendar days from June 2, 2007 to December 4, 2007. This time extension is further described below.

1. Eighty-one (81) calendar days of time extension for delays associated with the unforeseen conditions encountered at the south station (See Unforeseen Conditions – Item No. 1) (Continued below)

**This change order includes not only all direct costs of contractor such as labor, material, job overhead, and profit markup; but also includes any costs for modifications or changes in sequence of work to be performed, delays, rescheduling, disruption, extended direct overhead or general overhead, acceleration, material or other escalation which include wages and other impact costs.**

**Contractor hereby waives, fully releases, discharges and acquits Miami-Dade County of any and all liability for claims, additional costs, and any requests for additional time arising out of the fulfillment of the contract and this change order from the date of the contract award to and including execution of this change order.**

**SUMMARY OF CONTRACT AMOUNT / TIME**

ORIGINAL CONTRACT AMOUNT -----	\$2,110,699.84
COST OF CHANGES PREVIOUSLY ORDERED-----	\$0.00
ADJUSTED CONTRACT AMOUNT PRIOR TO THIS CHANGE-----	\$2,110,699.84
COST OF CHANGES WITH THIS DOCUMENT-----	\$42,897.87
ADJUSTED CONTRACT AMOUNT INCLUDING THIS CHANGE-----	\$2,153,597.71
PERCENT INCREASE WITH THIS CHANGE-----	2%
TOTAL PERCENT INCREASE TO DATE-----	2%
TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE-----	365 / 0 / 185
CONTINGENCY TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE-----	37 / 0 / 0
ADJUSTED DURATION INCLUDING THIS CHANGE-----	587

**CERTIFYING STATEMENT:** *I hereby certify that the changes and supporting cost data included is, in my considered opinion, necessary and accurate; that the prices quoted are fair and reasonable and in proper ratio to the cost of the original work contracted for under benefit of competitive bidding.*

Approved: ENGINEER OR CONSULTING ENGINEER *[Signature]* Date: 02/01/08

Recommended By: PROJECT MANAGER *[Signature]* Date: 2/1/08

**TO BE FILLED OUT BY PARK AND RECREATION DEPARTMENT**

**FUNDS BUDGET CODE** See attachment "D"

CERTIFIED BY DEPARTMENT'S FINANCE DIVISION: *L. Leaky* <sup>rah</sup> Date: 2-11-08

Accepted By: ABC Construction, Inc.  
Carolina Casualty Insurance Company

Contractor

1/29/08

Accepted By: Surety

Surety

1/30/08

Charles D. Nielson,  
Attorney-in-Fact

Reviewed By: Division Chief

[Signature]

2/11/08

Approved By: Assistant Director

[Signature]

2/13/08

Approved By: Director

[Signature]

2/12/08

Approved By: Director, DBD

[Signature]

2/13/08

Approved By: Director, OSBM

[Signature]

2/14/08

Approved By: County Attorney

[Signature]

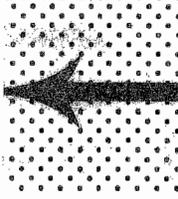
2/14/08

Approved By: County Manager

[Signature]

Attested By: Clerk of the Board

[Signature]



**Time Justification: (Continued)**

Thirty-seven (37) of these eighty-one (81) calendar days were assigned from the time contingency allowance. Upon approval of this change order, a departmental draw will be made to replenish the time contingency for these days (37 days). The remaining forty-four (44) calendar days of time extension (81 - 37 = 44) are recommended for approval. These eighty-one (81) calendar days of time extension are defined as a Compensable Delays, but staff was able to negotiate for no additional cost beyond the extension of the insurance requirements (See Other Actions Recommended - Item No. 2).

2. Two (2) calendar days of time extension for delays associated with the work to raise the water valve pit at the south-central station (See Design Omissions - Item No. 2). These two (2) calendar days of time extension are defined as a Concurrent Delays and no compensation is required.

3. Forty-seven (47) calendar days of time extension for delays associated with obtaining final electrical inspections for the north station. The existing electrical rack to which the contractor was connecting required corrective work to pass inspections. The PRD performed the corrective work through its in-house trades staff. These forty-seven (47) calendar days of time extension are defined as a Concurrent Delays and no compensation is required.

4. Nineteen (19) calendar days of time extension for delays associated with weather more severe than the norm (rain delays). These nineteen (19) calendar days of time extension are defined as a Justifiable Delays and no compensation is required.

5. Twenty four (24) calendar days of time extension for delays associated with the modified exterior scope of work (See Department Requested Changes - Item No. 1). These twenty-four (24) calendar days of time extension are defined as a Concurrent Delays and no compensation is required.

6. Twelve (12) calendar days of time extension for delays in resubmitting revisions to the plans to the Miami-Dade Fire Department for subsequent re-approval. These twelve (12) calendar days of time extension will require no compensation.

Time contingency summary: 37 calendar days

Beginning Balance: 37 calendar days  
Total Amount Used to Date: 37 calendar days  
Requested Replenishment: 37 calendar days  
Ending Bal. after Change Order: 37 calendar days

**Monetary Justification: (Continued)**

The remaining \$23,855.05 balance (\$65,129.60 - \$41,274.55 = \$23,855.05) is recommended for approval.

2. Temporary fence installation to manage park patrons' safe access to the beach areas. The negotiated cost of this work is \$1,100.00.

B. Additional work requested by regulatory agencies:

1. Supply and install additional signage to electrical panels. The negotiated cost of this work is \$720.75.

C. Unforeseen Conditions:

1. Surveying cost to locate existing sheet piling and avoid conflicts with the proposed location of the cast-in-place piles for the south bathroom. The negotiated

cost of this work is \$1,650.00 and was paid from the contingency allowance.

2. Relocation of existing 4" PVC water line not shown in as-built drawings and found in conflict with new foundations. The negotiated cost of this work is \$3,801.00 and was paid from the contingency allowance.

D. Design Errors:

1. Additional wall reinforcement. The negotiated cost of this work is \$7,560.00 and was paid from the contingency allowance. Upon approval of this change order, a departmental draw will be made to replenish the contingency for \$7,560.00.

2. Modifications to door frames required due to error in plans that called for non-lockable exterior doors. The negotiated cost of this work is \$3,476.83.

3. Replacement of specified grounding wire from size No.8 to size No.4 to comply with electrical codes. The negotiated cost for upsizing these wires is \$768.24.

E. Design Omissions:

1. Installation of shower slab at north station for relocated existing showers not shown on the construction plans. The negotiated cost of this work is \$1,573.00 and was paid from the contingency allowance.

2. Raise water valve pit to match existing elevation at south-central station. The negotiated cost of this work is \$1,410.00.

3. Installation of leveling concrete around benches to avoid tripping hazards. The negotiated cost of this work is \$2,205.00.

4. Additional cost associated for water proofing material not specifically addressed in the contract documents. The negotiated cost of this work is \$3,464.00.

F. Other Actions Recommended:

1. Additional cost for quality and performance tests usually procured by the PRD through the County-wide testing contract. This was assigned to the contractor in order to avoid delays because the County-wide contract was not available. The negotiated cost of these tests was \$10,024.00 of which \$4,126.00 was paid from the contingency allowance. The remaining \$5,898.00 balance ( $\$10,024.00 - \$4,126.00 = \$5,898.00$ ) is recommended for approval.

2. Extension of Insurance Policies: Cost associated with renewal of insurances due to delays beyond the contractor's control (See Time Justification – Item No.1). The cost to renew and extend these policies for a one (1) year period is \$38,522.00 and was paid from the contingency allowance.

**Time Justification Declaration:**

A time extension is provided for additional work performed outside the scope of the original Contract that affects the critical path schedule of the contracted work or previously approved changes. Should additional work be required which does not affect the critical path schedule, no time extension will be granted. Should one item of additional work run concurrent with another item of additional work, only time not duplicated can be provided.

CAROLINA CASUALTY INSURANCE COMPANY  
JACKSONVILLE, FLORIDA

KNOW ALL MEN BY THESE PRESENTS: that CAROLINA CASUALTY INSURANCE COMPANY ("Company") a corporation duly organized and existing under the laws of the State of Florida, having its principal office in Jacksonville, Florida, has made, constituted and appointed, and does by these presents make, constitute and appoint:

Charles J. Nielson, Charles D. Nielson, Warren M. Alter, Joseph P. Nielson or Kevin R. Wojtowicz of Nielson & Company, Inc. of Miami Lakes, FL

its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed Fifteen Million and 00/100 Dollars (\$15,000,000.00), to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

This Power of Attorney is granted pursuant to the Minutes of the Special Meeting of the Board of Directors of Carolina Casualty Insurance Company held on March 30, 1966, to wit:

RESOLVED: "That the following Officers of the Carolina Casualty Insurance Company, Chairman of the Board, President, Secretary and Treasurer, or either of them, are hereby authorized to execute on behalf of Carolina Casualty Insurance Company, Powers of Attorney authorizing and qualifying the Attorney-in-Fact named therein to execute bonds on behalf of the Carolina Casualty Insurance Company, and further, that the said Officers of the Company mentioned, are hereby authorized to affix the corporate seal of the said Company to Powers of Attorney executed pursuant hereto".

RESOLVED FURTHER, this Power of Attorney limits the acts of those named therein to the bonds and undertakings specifically named therein, and they have no authority to bind the company except in the manner and to the extent therein stated.

RESOLVED FURTHER, this Power of Attorney revokes all previous powers issued in behalf of the Attorney-in-Fact named above.

RESOLVED FURTHER, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have ceased to be such at the time when such instruments shall be issued.

IN WITNESS WHEREOF the Carolina Casualty Insurance Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 9th day of August, 2006.



Attest:  
By: Betty C. Sutherland  
Betty C. Sutherland  
Vice President and Secretary

Carolina Casualty Insurance Company  
By: William F. Murray  
William F. Murray  
President and Chief Executive Officer

WARNING: THIS POWER OF ATTORNEY INVALID IF NOT PRINTED ON GREEN "MONITOR" SECURITY PAPER. STATE OF FLORIDA)

SS

COUNTY OF DUVAL)

On this 9th day of August, 2006, before me personally came Betty C. Sutherland to me known, who, being by me duly sworn, did depose and say: that she is Secretary of Carolina Casualty Insurance Company, the Corporation described in and which executed the above instrument; and that she knows the seal of said Corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Corporation and that she signed his/her name thereto by like order.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal; the day and year herein first above written.



Sharon P Francis  
My Commission DD156722  
Expires November 23, 2006

Sharon P. Francis  
Notary Public, State of Florida at Large

CERTIFICATE

I, the undersigned, Secretary of CAROLINA CASUALTY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a just, true, correct and complete copy of original Power of Attorney; that the said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond to which this Power of Attorney is attached, is in full force and effect as of this date.

Given under my hand and the seal of the Company, this 30th day of January, 2008.



Betty C. Sutherland  
Betty C. Sutherland, Secretary