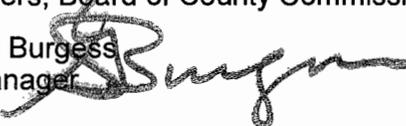


# MEMORANDUM



**Date:** June 3, 2008

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

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

**Subject:** Unilateral Retroactive Change Order No. One (1) for Crandon Park Central Restroom / Park Office / Dock Master and Existing Restroom Upgrades - Contract No: 422801-02-010, to **Miami Skyline Construction Corp.**

Agenda Item No. 8(M)3a

## Recommendation

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

**CHANGE ORDER NUMBER:** 1

## Scope

**PROJECT NAME:** Crandon Park Central Restroom / Park Office / Dock Master and Existing Restroom Upgrades

**PROJECT NO:** 422801-02-010

**CONTRACT NO:** 422801-02-010

**PROJECT DESCRIPTION:** Construction of a new 1,550 square foot central restroom building and a 900 square foot park office building on the east side of Crandon Blvd. On the west side of Crandon Blvd, construct a two-story 2,250 square foot Dock Master / Bait and Tackle building along with two existing restroom upgrades.

**PROJECT LOCATION:** 4000 Crandon Boulevard, Key Biscayne, FL

**PRIMARY COMMISSION DISTRICT:** District 7 Carlos A. Gimenez

**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:** MARINA MOU, Sunshine State Loan (Dock Master)

**PTP FUNDING:** No

**GOB FUNDING:** No

**CHANGE ORDER DESCRIPTION:** Increase the contract amount by \$847,681.69, from \$3,004,981.95 to \$3,852,663.64, and extend the contract time by 570 calendar days from January 31<sup>st</sup>, 2007 to August 23rd, 2008.

**MONETARY JUSTIFICATION:** PRD recommends an increase of \$847,681.69 to the original contract amount for the items outlined below.

A. Department Requested Changes:

1. Upgrade parking light poles at the marina from metal to concrete poles and increase the number of poles. The long term benefits of the upgrade are: increased reliability and reduced maintenance in the marina's highly corrosive coastal environment; improved weather resistance; and superior protection for electrical components within the base. The material cost for this upgrade is \$432,429.64, of which \$117,278.63 was allocated from the original contingency allowance. Upon approval of this change order a departmental draw for this amount will be made to replenish the contingency. The PRD recommends utilizing the negotiated credits described within this change order (See F - Other Actions Recommended – items No. 1, 2, 3, and C - Unforeseen Conditions – Item No. 8 below) to offset the remaining difference of \$315,151.01 ( $\$315,151.01 - \$123,364.37 = \$191,786.64$ ). An increase to the contract amount for the new difference of \$191,786.64 is hereby recommended.
2. Safety bollards to coordinate the current and future traffic and parking patterns at the marina. The negotiated cost for this work is \$34,932.10.
3. Temporary signage redirecting patrons to portable restroom facilities during the renovation of the marina's north restroom building. The negotiated cost for this work is \$1,518.00.
4. Additional exterior security lights at existing north and south marina restroom buildings, replacement of interior light fixtures at existing north restroom building, and installation of phone lines at park office building. The negotiated cost for this work is \$12,382.07.
5. Addition of concrete slab, safety bollards and landscape buffer around existing backflow preventer at the central restroom building; and replacement of existing damaged

backflow preventer at the marina's north restroom. The negotiated cost for this work is \$3,033.30

6. Reimbursement of connection charges for the installation of electrical transformers at park office and central restroom buildings by the utility company (FP&L). The actual cost of the reimbursement is \$1,353.38.
7. Cost for the temporary work suspension and enhancements around the park office building in preparation for the 2007 Sony-Ericsson Tennis Tournament. The negotiated cost for the suspension and the work is \$12,678.44.
8. Paint park office building roof to match. The negotiated cost for this work is \$1,575.00.
9. Installation of lightning protection systems. The negotiated cost for adding lightning protection systems to all elements under contract is \$9,345.00.
10. Monthly aerial photography to document all active elements. The negotiated cost for this added requirement over a period of sixteen (16) months is \$15,021.43.

B. Additional work requested by regulatory agencies:

1. Upgrade the air conditioning units' SEER (Seasonal Energy Efficiency Ratio) from 12.00 to 13.00 to meet new federal requirements. The negotiated cost change was \$572.25 and was paid from the contingency allowance. Upon approval of this change order a departmental draw will be made to replenish the contingency.
2. Changes to the Florida Building Code elevator regulations required a change from mechanical single swing door to double sliding doors. The negotiated cost for the difference is \$13,456.50.

C. Unforeseen Conditions:

1. Removal and disposal of sub-grade concrete slabs and foundations at the new central restroom facility. The negotiated cost for the work performed under Force Account terms was \$12,417.04 and was paid from the contingency allowance. Upon approval of this change order a departmental draw will be made to replenish the contingency.
2. Verification surveys to confirm the contractor's mistake in placing the forms for the dockmaster building 6" lower

than specified in the plans. The surveys confirmed the mistake but also revealed that the existing adjacent seawall had shifted up as a result of wave action produced by recent storms/hurricanes. To accommodate the higher seawall elevation and avoid the potential for flooding, the Department requested that the elevation of the dockmaster building be raised another 6". The cost for the PRD requested height increase was separated from those that were not the result of the contractor's error and negotiated at \$82,847.33.

3. Additional surveying work required to coordinate revisions to the sewer lines layout for the dockmaster building once the elevation changes (See C- Unforeseen Conditions- Item No.2) were coordinated. The negotiated cost of this work is \$946.08.
4. Cost to re-route an existing 3" water main not shown on available as-built information in conflict with the dockmaster building's pilings. The negotiated cost for this work is \$4,341.25.
5. Repair an electrical line for the marina's existing sewer lift station which was found to be damaged. The negotiated cost for this work is \$5,592.17.
6. Cost to replace a toilet and faucet at the existing north restroom building, and adjustments required by concealed conditions within the existing walls. The negotiated cost for this work is \$4,237.45.
7. Cost associated with exploratory work performed by the contractor under WASD's supervision to locate a connection point for the park office building. The cost for this additional exploratory work is \$5,345.20.
8. A credit for connecting to a closer private water service point for the park office building. The PRD recommends the \$4,037.80 credit be utilized to offset the cost of other additional work identified in this change order.
9. Cost for increased distance and diameter of the sewer line from the park office building to a manhole. The negotiated cost for these changes is \$11,287.10.

D. Design Errors:

Structural Changes:

1. Increase the specified concrete strength from 3000 psi to 5000 psi pursuant to the engineer of record's

recommendation. The negotiated cost for these changes at the park office, the central restroom, and the north restroom buildings was \$9,726.58 and was paid from the contingency allowance. Upon approval of this change order a departmental draw will be made to replenish the contingency.

2. Increase the specified concrete strength from 3000 psi to 5000 psi pursuant to the engineer of record's recommendation. The negotiated cost for these changes for the foundation of the light poles at the marina parking lot is \$6,945.50.
3. Change from specified Concrete Masonry Unit (CMU) construction for footings and columns at central restroom to cast-in-place concrete. The negotiated cost for this change is \$3,965.20.
4. Structural modifications to the roof structures of the central restroom, park office, and north restroom buildings. The negotiated cost for these changes is \$17,936.17.
5. Structural modifications to substitute a window in conflict with a proposed water fountain and a non-fire rated door for a fire-rated door at the park office building. The negotiated cost for these changes is \$3,544.97.
6. Based on approved changes to the dockmaster building's elevator (See B - Additional work requested by regulatory agencies – Item 2 above), timely structural modifications to elevator shaft, pit, and slab were not issued by the architect of record. These delays resulted in additional cost to modify affected work. The negotiated cost for these changes is \$7,475.47.

#### Electrical Changes:

1. Additional electrical lines to power the water fountain and hand dryer at the central restroom building; increase the main breaker panel at central restroom from 60 AMPS to 100 AMPS; installation of additional electrical grounding wire for electrical system; additional electrical cost for elevating the A/C units at the park office building; and upsizing the electrical wires for the lighting system at the marina parking lot. The negotiated cost for these changes was \$6,600.40.

#### Mechanical Changes:

1. Cost for elevating the air conditioning units for the park

office building above flood criteria and relocating venting for the system due to a conflict with a steel beam. The negotiated cost for these changes was \$2,381.40.

E. Design Omissions:

1. Additional flood proofing for the air conditioning units and park office building. The negotiated cost for this work is \$2,635.31.
2. Cost for code required openings for cross-ventilation purposes in the crawl spaces underneath the dockmaster building. The negotiated cost for this change is \$3,142.34.

F. Other Actions Recommended:

1. A credit for the removal of two specimen trees intended for relocation, but were found to be in poor health. A \$441.00 credit was negotiated for the reduced scope of work. The PRD recommends utilizing this credit to offset the cost of other additional work identified in this change order.
2. A monetary deduction was assessed for misaligned roof metal edges that did not meet the visual effect required. The negotiated credit for the central restroom and the north restroom buildings is \$2,000.00. The PRD recommends utilizing this credit to offset the cost of other additional work identified in this change order.
3. Deletion of landscaping work for the park office building and adjacent areas. The targeted amount for the yet to be negotiated credit is \$116,885.57. The PRD recommends utilizing this credit to offset the cost of other additional work identified in this change order.
4. IG (Inspector General) fees: IG calculations fees unintentionally omitted by the contractor from approved change proposal requests. The cost of these IG fees is \$1,975.75.
5. Renewal of insurance policies (Builder's Risk and Owner's Comprehensive Coverage - OCP) for the extended construction duration period. The actual cost of extending these policies is \$77,121.95. It is recommended that this amount be authorized pending a final determination of responsibility for the delays. If the final determination places responsibility for the delays with the contractor or architect of record, staff has been directed to coordinate with the County Attorney Office

(CAO) to recover any and all damages resulting from errors/omissions/actions committed during the performance of the contract.

6. Due to delays in resolving the elevation issues at the dockmaster building (C - Unforeseen Conditions - Item No. 2), the rebar foundation for the structural grade beams, which had remained exposed to the corrosive atmosphere longer than anticipated, required cleaning through a sandblasting process. The negotiated cost of the preparation, testing, and sandblasting is \$22,289.89. If the final determination places responsibility for the delays with the contractor or architect of record, staff has been directed to coordinate with the County Attorney Office (CAO) to recover any and all damages resulting from errors/omissions/actions committed during the performance of the contract.
7. The PRD recommends increasing the contingency allowance from 5% to 10%. The additional amount is \$139,994.50. The increase is requested due to the significant number of unforeseen and design issues encountered with this project.

**TIME JUSTIFICATION:**

Recommended Time Adjustments and Justifications:

1. Twenty (20) calendar days of time extension for the removal and disposal of sub-grade concrete slabs and foundations at the central restroom facility (See Unforeseen Conditions – Item No. 1 above). These twenty (20) calendar days were assigned from the time contingency allowance and upon approval of this change order will be restored to replenish the time contingency.
2. Two (2) calendar days of time extension for unusual weather (rain delays). These two (2) calendar days were assigned from the time contingency allowance and upon approval of this change order will be restored to replenish the time contingency.
3. Six (6) calendar days of time extension for the relocation of an existing 3" water main (See Unforeseen Conditions - Item No. 4). These six (6) calendar days were assigned from the time contingency allowance and upon approval of this change order will be restored to replenish the time contingency.
4. Three (3) calendar days of time extension for the adjustments to the plumbing at the north restroom (See Unforeseen Conditions - Item No. 6). These three (3) calendar days were assigned from the time contingency

allowance and upon approval of this change order will be restored to replenish the time contingency.

5. Two (2) calendar days of time extension for the structural modifications at the park office building (See Design Errors Item - Structural - No. 4). These two (2) calendar days were assigned from the time contingency allowance and upon approval of this change order will be restored to replenish the time contingency.
6. One (1) calendar day of time extension for the installation of phone lines at the park office building (See Department Requested Changes - Item No. 4). This one (1) calendar day was assigned from the time contingency allowance and upon approval of this change order will be restored to replenish the time contingency.
7. Twenty-three (23) calendar days of time extension for the increased number of light poles at the marina (See Department Requested Changes - Item No. 1). Of these twenty-three (23) calendar days, three (3) were assigned from the time contingency allowance and upon approval of this change order will be restored to replenish the time contingency. The remaining twenty (20) are recommended for approval of time extension.
8. Three (3) calendar days of time extension to raise the air conditioning units and the relocation of the vent at the park office building (See Design Errors - Mechanical and Electrical - Items No. 1).
9. Twenty-eight (28) calendar days of time extension for the changes to the Dockmaster foundations (See Other Actions Recommended - Item No. 6).
10. Forty-two (42) calendar days of time extension for the installation of concrete bollards added at the marina parking lot (See Department Requested Changes - Item No. 2).
11. Three (3) calendar days of time extension for the repairs to the electrical lines for the existing lift station (See Unforeseen Conditions - Item No. 5)
12. An additional four hundred and thirty nine (439) calendar days of time extension are recommended to extend the contractual completion date. Several claims have been filed by the contractor for entitlement to extended general conditions. The PRD is unilaterally reviewing and assessing these claims. The PRD is also attempting to obtain timely responses from the architect of record for

pending corrections of design errors and omissions and inadequate construction administration representation. A future change order will describe the actions recommended to finalize the project's contractual and administrative close-outs; however, it is in the best interest of the PRD and Miami-Dade County to extend the contract in order to minimize additional/potential losses (See Background below.)

Time contingency summary:

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>	\$2,799,890.00	\$0.00	\$707,687.19	\$3,507,577.19	\$2,275,940.00	\$1,231,637.19
<b>CONTINGENCY:</b>	\$139,994.50	\$0.00	\$139,994.50	\$279,989.00	\$139,994.50	\$139,994.50
<b>DEDICATED:</b>	<u>\$65,097.45</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$65,097.45</u>	<u>\$0.00</u>	<u>\$65,097.45</u>
<b>TOTALS:</b>	\$3,004,981.95	\$0.00	\$847,681.69	\$3,852,663.64	\$2,415,934.50	\$1,436,729.14

	<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	570	935
<b>CONTINGENCY:</b>	<u>37</u>	<u>0</u>	<u>0</u>	<u>37</u>
<b>TOTAL DURATION:</b>	402	0	570	972

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

<u>Reason</u>	<u>Cost</u>	<u>Duration</u>
Other Agency Requested Change	\$ 14,028.75	0
Design Omissions	\$ 5,777.55	0
Design Errors	\$ 58,575.69	5
County Requested Change	\$ 400,903.99	66
Unforeseen/Unforeseeable	\$ 127,013.62	60
<u>Other</u>	<u>\$ 241,382.09</u>	<u>439</u>
<b>Total</b>	<b>\$ 847,681.69</b>	<b>570</b>

**Track Record / Monitor**

**PERFORMANCE RECORD:** There are 3 (three) performance evaluations in CIIS reflecting that the Contractor has an Overall Performance Average of 2.2 out of 4.

**PRIME CONTRACTOR:** Miami Skyline Construction Corp.

**COMPANY PRINCIPAL:** Claudio S. Rodriguez

**COMPANY QUALIFIERS:** Claudio S. Rodriguez

**COMPANY EMAIL ADDRESS:** miamiskyline@bellsouth.net

**COMPANY STREET ADDRESS:** 705 NE 130th Street

**COMPANY CITY-STATE-ZIP:** North Miami, FL 33161

**YEARS IN BUSINESS AT TIME OF AWARD:** 10

**PREVIOUS EXPERIENCE WITH COUNTY IN THE LAST FIVE YEARS AT TIME OF AWARD:** Five (5) contracts with a Total Award Amount of \$7,217,620 with a Total Change Orders Approved by BCC of \$770,177 (See Attachment A – DBD Firm History Report)

**SUBCONTRACTORS AND SUPPLIERS (SECTION 10-34 MIAMI DADE COUNTY CODE):** Sure Electrical Contractors, Inc., Plumbers Enterprise, Southeastern Mechanical Service, Aeicor, Nachon Lumber, John Able, All Specialty, Doorstyles

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

**PROJECT MANAGER NAME/PHONE/EMAIL:** Edgar Lugo 305-755-7850 lugoe@miamidade.gov

**Background**

**BACKGROUND:** This contract's Notice to Proceed was dated January 31<sup>st</sup>, 2006, with duration of three-hundred and sixty-five (365) calendar days. The original contract expiration date was January 31<sup>st</sup>, 2007. The scope of work under this contract included five elements in two separate areas of the park. The composition of these elements, their location, current percentage of completion, and overall status is indicated below:

Element	Location	%of Completion	Status
Central Restrooms	Park Side	100%	In use
Park Office	Park Side	95%	Completion expected by 2/08
North Restroom	Marina Side	100%	In use
Dockmaster Building	Marina Side	45%	Completion expected by 5/08
South Restroom	Marina Side	0%	Completion expected by 5/08

This retroactive Change Order includes a time extension of five-hundred and seventy (570) calendar days from January 31st, 2007 to August 23<sup>rd</sup>, 2008, and an increase of \$847,681.69 to the original contract amount from \$3,004,981.95 to \$3,852,663.64 for:

- Department Requested Changes
- Regulatory Changes
- Unforeseen Conditions
- Errors/Omissions
- Other

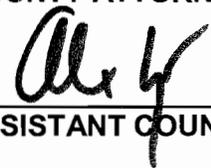
The design firm's Professional Services Agreement was terminated by the PRD after multiple requests and demands to cure performance deficiencies were not corrected. Several claims have been filed by the contractor and are pending a final assignment of responsibility that will determine potential entitlement to extended general conditions resulting from delays. The analysis of those claims will also determine the PRD's position with respect to the design firm's responsibility for losses attributed to design errors and omissions, and/or administrative inefficiencies related to the oversight of the construction process. The PRD is working with the County Attorney's Office (CAO) to prepare for possible litigation to recover potential damages.

Miami Skyline, Inc. the contractor declined to execute this change order. Therefore, in accordance with construction contract Paragraph I of Article 36, CHANGES this change order is being recommended for approval as a unilateral change order. Refer to attachments "A" through "D"

**BUDGET APPROVAL FUNDS AVAILABLE:** 4/18   
OSBM DIRECTOR 4/21/08  
DATE

**CAPITAL IMPROVEMENTS CONCURRENCE:**   
OCI DIRECTOR 4-24-08  
DATE

**APPROVED AS TO LEGAL SUFFICIENCY:**   
COUNTY ATTORNEY 4/21/08  
DATE

  
ASSISTANT COUNTY MANAGER 4/29/09  
DATE

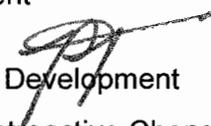
**CLERK DATE:** \_\_\_\_\_  
DATE

# Memorandum



**Date:** April 17, 2008

**To:** Jack Kardys, Director  
Park and Recreation Department

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

**Subject:** Project No. 422801-02-010, Retroactive Change Order No. 2

---

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 Community Small Business Enterprise (CSBE) Program and the Responsible Wage and Benefits Ordinances, §10-33.02 and 2-11.16. The County Manager through the expedite process awarded this project to Miami Skyline Construction Corp. (Miami Skyline) with an 18% CSBE goal. The CSBEs on this project are performing the mechanical, plumbing, and electrical work. The change order includes work in these scopes; therefore the goal applies to the change order and increases the required CSBE participation to \$681,761.

Miami Skyline previously requested to substitute the original CSBE on this project, Sure Electrical, because they could not obtain bonding and withdrew from the project. Miami Skyline has submitted a request to add three (3) CSBEs that performed work on this project. Based on payments reported to these CSBEs, CSBE utilization is currently 18%. The prime contractor and subcontractors are currently in compliance with the wage requirements applicable to this project.

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

ATTACHMENT 4



Dept. of Business Development  
Project Worksheet

Project/Contract Title: CRANDON PARK CENTRAL RESTROOM / PARK OFFICE / DOCKMASTER AND EXISTING RESTROOM UPGRADES (SIC 15) RC Date: 07/28/2004  
 Project/Contract No: 422801-02-010 Funding Source: Item No: 3-02  
 Department: PARKS & RECREATION SNP Resubmittal Date(s):  
 Estimated Cost of Project/Bid: \$2,627,534.00  
 Description of Project/Bid: TO ESTABLISH A CONTRACT FOR THE CONSTRUCTION OF A NEW 1550 SQUARE FOOT CENTRAL RESTROOM BUILDING AND A 900 SQUARE FOOT PARK OFFICE BUILDING ON THE EAST SIDE OF CRANDON BLVD. ON THE WEST SIDE OF CRANDON BOULEVARD, CONSTRUCT A TWO-STORY 2250 SQUARE FEET DOCKMASTER/BAIT AND TACKLE BUILDING ALONG WITH TWO EXISTING RESTROOM UPGRADES.

Contract Measures Recommendation		
Measure	Program	Goal Percent
Goal	CSEB	18.17%

**Reasons for Recommendation**

An analysis of the factors contained in Section VI C of Administrative Order 3-22 indicated that a goal on this project is appropriate in the trades of concrete, masonry, carpentry, doors and windows, painting, plumbing, heating, AC, electrical, and highway and street construction (asphalt parking lot).

CWP: An analysis of the factors contained in Section II A of Administrative Order 3-37 indicate that a Community Workforce Program (CWP) goal does not apply. This project is not located in a Designated Target Area.

Analysis for Recommendation of a Goal				
Subtrade	Cat.	Estimated Value	% of Items to Base Bid	Availability
Carpentry Contractors	CSBE	\$75,672.98	2.88%	13
Concrete Contractors	CSBE	\$71,468.92	2.72%	23
Plumbing, Heating, and Air-Conditioning Contractors	CSBE	\$68,053.13	2.59%	39
Painting and Wall Covering Contractors	CSBE	\$131,376.70	5.00%	57
Electrical Contractors	CSBE	\$33,632.44	1.28%	64
Masonry and Stone Contractors	CSBE	\$63,586.32	2.42%	11
Highway and Street Construction	CSBE	\$33,632.44	1.28%	29
Total:		\$477,422.93	18.17%	236

Living Wages: YES  NO  Highway: YES  NO  Heavy Construction: YES  NO   
 Responsible Wages: YES  NO  Building: YES  NO

Ordinance 90-143 is applicable to all construction projects over \$100,000 that do not utilize Federal Funds

REVIEW COMMITTEE RECOMMENDATION			
Set Aside _____	Level 1 _____	Level 2 _____	Level 3 _____
Trade Set Aside (MCC) _____	Goal <u>18 0/16</u>	Bid Preference _____	
No Measure _____	Deferred _____	Selection Factor _____	
	<u>7/28/04</u>		<u>7/28/04</u>
Chairperson, Review Committee	Date	County Manager	Date



# MIAMI DADE COUNTY

# ATTACHMENT A

## Firm History Report (excluding A&E)

From: 09/28/2000 To: 09/28/2005

**FIRM NAME:** MIAMI SKYLINE CONSTRUCTION CORP.  
705 NE 130 St  
North Miami, FL 33161

### PRIMES

PROJECT #	CONTRACT	DEPT.	MEASURES	AWARD DATE	AWARD AMOUNT	PAID TO PRIME AS OF	REQ TO DATE	DATE REPORTED	SUBCONTRACTORS
* 96031	1	PR	GOAL CSBE 20%	11/03/2001	\$1,151,406	\$1,233,162 02/21/2006	\$1,082,964	01/21/2004	* A. V. GARDNER PAINTING & PAPER HANGING - \$238,270.00 * CITY AIR, INC. - \$19,200.00 * GANCCEDO TECHNOLOGIES, INC. - \$59,813.00 * GROUP 11, INC. - \$47,500.00 * PLUMBERS ENTERPRISE CORPORATION - \$114,000.00
GREYNOLDS PARK CAMPGROUND RESTORATION (SIC 15) Change Order # 3 APR-13-04 198 days \$453,127 \$1,604,532									
* 97023	1	PR	GOAL CSBE 23%	11/03/2001	\$1,025,979	\$1,378,197 02/21/2006	\$788,637	06/02/2003	* ABLE ELECTRIC OF SOUTH FLORIDA, INC. - \$87,550.00 * AL HILL ENTERPRISE CORP. - \$0.00 * AXIS BUILDERS, INC. - \$0.00 * C & F DECORATING SERVICES, INC. - \$58,000.00 * CITY AIR, INC. - \$0.00 * COOPER CONTRACTING, INC. - \$21,200.00 * ELIAS CONSTRUCTION - \$0.00 * PLUMBERS ENTERPRISE CORPORATION - \$0.00 * SCHINDLER ELEVATOR D/B/A MILLAR ELEVATOR - \$0.00 * STAR PAVING CORP. - \$0.00 * TESCO PLUMBING CORP. - \$105,000.00 * UNITECH MECHANICAL SYSTEMS - \$29,375.00
TROPICAL PARK FIELD HOUSE, PRESS BOX AND ELEVATOR RETROFIT (SIC 15) Change Order # 1 JAN-23-03 240 days \$217,906 \$1,243,885									
60180602003	1	PR	GOAL CSBE 18%	02/05/2004	\$1,385,047	\$1,489,802 11/28/2006	\$1,298,898	02/23/2006	* ALFA GLASS & MIRROR CORP. - \$0.00 * CERRANO, INC. - \$0.00 * FLORIDA ROOFING SOLUTIONS, INC. - \$83,102.82 * GANCCEDO TECHNOLOGIES, INC. - \$138,504.70 * GENERAL CONTRACTORS & CONSTRUCTION MGMT., INC. - \$0.00 * J & E PLASTERING, INC. - \$0.00 * PLUMBERS ENTERPRISE CORPORATION - \$69,252.35 * UNITECH MECHANICAL SYSTEMS - \$0.00
GOULDS PARK WINGS ADDITION PHASE II (SIC 15) Change Order # 1 SEP-04-07 267 days \$69,268 \$1,454,315									

\* Indicates closed or expired contracts

Change Orders without dates are pending BCC approval

Tuesday, March 4, 2008

Page 1

Ver: 1

15



# MIAMI DADE COUNTY

## Firm History Report (excluding A&E)

From: 09/28/2000 To: 09/28/2005

**PRIMES**

FIRM NAME: MIAMI SKYLINE CONSTRUCTION CORP.  
705 NE 130 St  
North Miami, FL 33161

PROJECT #	CONTRACT	DEPT.	MEASURES	AWARD DATE	AWARD AMOUNT	PAID TO PRIME AS OF	REQ TO DATE	DATE REPORTED	SUBCONTRACTORS
12330202001	1	PR	GOAL CSBE 22.11%	01/31/2005	\$650,206	\$681,787 09/29/2007	\$723,324	11/08/2007	* FIRE DOOR, LLC - \$0.00 * FLORIDA LEMARK CORP. - \$0.00 * JULIANA ENTERPRISES, INC. D/B/A POWER PRO - \$0.00 * NACHON ENTERPRISES, INC. - \$0.00 * PLUMBERS ENTERPRISE CORPORATION - \$0.00 * UNITECH MECHANICAL SYSTEMS - \$0.00
Change Order # 1 AUG-21-06 13 days									
					\$29,876				
					\$680,081				
42280102010	1	PR	GOAL CSBE 18%	09/21/2005	\$3,004,982	\$2,260,278 09/29/2007			* AEICOR METAL PRODUCT - \$0.00 * ALL SPECIALTY SALES, INC. - \$0.00 * BRISK CONSTRUCTION SERVICES, INC. - \$0.00 * C.P.S. ELECTRIC INC. - \$0.00 * CERTIFIED DEMOLITION, INC. - \$0.00 * CITY AIR, INC. - \$0.00 * EVERLASTING RAIN SYSTEMS, INC. - \$0.00 * FDC ELECTRIC ENTERPRISES, INC. - \$0.00 * MACTEC ENGINEERING AND CONSULTING, INC. - \$0.00 * NACHON ENTERPRISES, INC. - \$0.00 * PLUMBERS ENTERPRISE CORPORATION - \$0.00 * SHORELINE FOUNDATION, INC. - \$0.00 * SOLARES ELECTRICAL SERVICES, INC. - \$0.00 * SOUTH FLORIDA PILES, INC. - \$0.00 * SOUTHEASTERN MECHANICAL SERVICES, INC. - \$0.00 * SURE ELECTRICAL CONTRACTORS, INC. - \$503,980.20
					\$3,004,982				

16

\* Indicates closed or expired contracts

Change Orders without dates are pending BCC approval



# MIAMI DADE COUNTY

## Firm History Report (excluding A&E)

From: 09/28/2000 To: 09/28/2005

PRIMES

FIRM NAME: MIAMI SKYLINE CONSTRUCTION CORP.  
705 NE 130 St  
North Miami, FL 33161

PROJECT #	CONTRACT	DEPT.	MEASURES	AWARD DATE	AWARD AMOUNT	PAID TO PRIME	AS OF	REQ TO DATE	DATE REPORTED	SUBCONTRACTORS
				Total Award Amount		\$7,217,620				
				Total Change Orders Approved by BCC		\$770,177				
						\$7,888,652				

\* Indicates closed or expired contracts

Tuesday, March 4, 2008

Change Orders without dates are pending BCC approval

# ATTACHMENT B



**Miami- Dade County**  
**Parks & Recreation Department**  
 Planning & Development  
 275 NW 2nd Street, 4th Floor  
 Miami, Fl. 33128  
 Ph: (305) 755-7830

## BID TABULATION

Project Name Crandon Park - Central Restroom / Park Office / Dockmaster And Existing Restroom Upgrades Consultant \_\_\_\_\_  
 P & R No. 422801-02-010 Bid Open Date 04/20/05 @ 2:00 P.M.  
 Bid Valid Thru 10/17/05

	Latest Approved Cost Estimate Prior To Bidding	Contractor's Name, Address & Telephone Number				
		Metro Equipment Service Inc.	Miami Skyline Construction Corp.	JCI International	Fonticella Construction	N & J Construction
Base Bid	\$2,683,369	\$2,787,644	\$2,799,890	\$3,423,374	\$3,476,681.84	\$3,659,600
Alt. #						
Alt. #						
Alt. #						
Alt. #						
Alt. #						

Remarks:

---



---



---



---



---

Prepared By: Clerk 4  
 Title: Eduardo De La Vega

Copy:

# ATTACHMENT C

## MEMORANDUM



**Date:** 9/21/2005  
**To:** George M. Burgess  
 County Manager  
**Attn:** Roger T. Hernstadt  
 Office of Capital Improvements  
**From:** Vivian Donnell Rodriguez *[Signature]*  
 Director  
 Park and Recreation  
**Subject:** Contract Award Recommendation for Crandon Park Central Restroom / Park Office / Dock Master and Existing Restroom Upgrades Contract No: 422801-02-010

CLERK OF THE BOARD  
 2005 SEP 23 PM 12:11  
 CLERK OF THE BOARD

The attached 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:** Crandon Park Central Restroom / Park Office / Dock Master and Existing Restroom Upgrades  
**PROJECT NO:** 422801-02-010  
**CONTRACT NO:** 422801-02-010  
**PROJECT DESCRIPTION:** Construction of a new 1550 square foot central restroom building and a 900 square foot park office building on the east side of Crandon Blvd. On the west side of Crandon Blvd, construct a two-story 2250 square foot Dock Master / Bait and Tackle building along with two existing restroom upgrades.  
**PROJECT LOCATION:** 4000 Crandon Boulevard, Key Biscayne, FL

PROJECT SITES:	LOCATION	COMM DIST	COST ESTIMATE	T-S-R
	4000 Crandon Blvd	7	\$3,032,980.85	54-21-42

**PRIMARY COMMISSION DISTRICT:** District 7 Carlos A. Gimenez

**APPROVAL PATH:** Expedite

**USING DEPARTMENT:** Park and Recreation

**MANAGING DEPARTMENT:** Park and Recreation

**FUNDING SOURCE:** SNP 05, SNP 01, MARINA MOU, Sunshine State Loan (Dockmaster)

**PTP FUNDING:** No

**GOB FUNDING:** No

CAPITAL BUDGET PROJECT NO:	BUDGET PROJECT / DESCRIPTION	AMOUNT
	9347101-CRANDON PARK IMPROVEMENTS Book Page: 177,514 Funding Year: FY2005-2006	\$600,000.00
	9347101-CRANDON PARK IMPROVEMENTS	\$790,633.87

RECEIVED  
 2005 SEP 26 PM 3:16  
 CMO-CAPITAL IMPROVEMENTS

932660-MARINA CAPITAL IMPROVEMENTS \$1,134,215.00  
 Book Page: 194 Funding Year: FY2005-06

932660-MARINA CAPITAL IMPROVEMENTS \$508,131.98  
 Book Page: 194 Funding Year: FY2005-06

Project Totals: \$3,032,980.85

**PROJECT TECHNICAL  
 CERTIFICATION  
 REQUIREMENTS:**

Not Applicable

**BID PACKAGES ISSUED:** 34

**BIDS RECEIVED:** 7

**CONTRACT PERIOD:** 365 Calendar Days

**CONTINGENCY PERIOD:** 37

**IG FEE INCLUDED IN BASE  
 CONTRACT:** YES

**BASE ESTIMATE:** \$3,094,157.00 Includes Bldg Dept mandated 65 add'l parking lot light pole installation

**BASE CONTRACT AMOUNT:** \$2,799,890.00 Includes Bldg Dept mandated 65 add'l parking lot light pole installation

**OPTION TO EXTEND:** Not Applicable

CONTINGENCY ALLOWANCE (SECTION 2-8.1 MIAMI DADE COUNTY CODE):	TYPE	PERCENT	AMOUNT	COMMENT
	New Construction	5.00%	\$139,994.50	

**ART IN PUBLIC PLACES - :** \$44,098.27 1.50% Base Contract Amount + Contingency

**PERMIT FEES :** \$20,999.18 0.00% 0.75% of Base Contract Amount

**IPSIG ALLOWANCE :** ~~\$27,998.90~~ 1.00% ~~Base Contract Amount~~ No longer required

**IG :** \$0.00 0.00% Included in Base Contract Amount

**TOTAL DEDICATED  
 ALLOWANCE:** ~~\$93,998.05~~ 65,047.45

**TOTAL AMOUNT:** ~~\$3,032,980.85~~ 3,004,981.95

**EXPLANATION:** The original project scope, when advertised, did not include parking lot lighting; however, the Building Department has since required parking lot lighting for the Dockmaster Building. The cost estimate was revised from \$2,496,157 to \$3,094,157.

The lowest bidder withdrew their proposal due to a clerical error. The next lowest bid, \$2,799,890, was submitted by Miami Skyline Construction Corp (MSCC). At a publicly advertised meeting with MSCC and the consultant, The Corradino Group, Parks requested that MSCC provide additional information, including a Buy-Out Schedule and Schedule of Values to further evaluate the responsiveness of the bid. Corradino has determined that MSCC's bid has no exclusions. The remaining lesser variances were also clarified and do not represent any omissions or exclusions within the overall scope of work.

MSCC has complied with all applicable County Ordinances and regulations. The Department of Business Development (DBD) has determined that MSCC is in compliance with the CSBE Participation Provisions. Therefore, the MSCC bid is responsive. See attachments 1 through 7.

It is recommended that the County Manager award this project to MSCC, and present the contract award to the Board for ratification at the next available meeting.

**BID OPEN DATE:** 4/20/2005

**BID BOND EXPIRES:** 10/17/2005

**BID VALID UNTIL:** 10/17/2005

**ESTIMATED NOTICE TO PROCEED:** 10/14/2005

**PRIME CONTRACTOR:** Miami Skyline Construction Corp.

**COMPANY PRINCIPAL(S):** Claudio S. Rodriguez

**COMPANY QUALIFIERS(S):** Claudio S. Rodriguez

**COMPANY EMAIL ADDRESS:** miamiskyline@bellsouth.net

**COMPANY STREET ADDRESS:** 705 NE 130th Street

**COMPANY CITY-STATE-ZIP:** North Miami, FL 33161

**YEARS IN BUSINESS:** 10

**PREVIOUS EXPERIENCE WITH COUNTY IN THE LAST FIVE YEARS:** 5

**SUBCONTRACTORS AND SUPPLIERS (SECTION 10-34 MIAMI DADE COUNTY CODE):** Sure Electric, Plumbers Enterprise, Southeastern Mechanical Service, Aeicor, Nachon Lumber, John Able, All Specialty, Doorstyles

**MINIMUM QUALIFICATIONS EXCEED LEGAL REQUIREMENTS:** No

**STANDARD PAYMENT AND PERFORMANCE BOND:** Yes Applicable

**REVIEW COMMITTEE:** **MEETING DATE:** 7/28/2004 **SIGNOFF DATE:** 7/28/2004

**RESPONSIBLE WAGES:** Yes

<b>REVIEW COMMITTEE ASSIGNED CONTRACT MEASURES:</b>	<b>MEASURE GOAL</b>	<b>COMMENT</b>
	CSBE 18.00%	Applicable
	CBE 0.00%	Not Applicable
	DBE 0.00%	Not Applicable
	CWF 0.00%	Not Applicable

**MANDATORY CLEARING HOUSE:** Yes

**TECHNICAL CONTACT NAME/PHONE/EMAIL:** Andrew Burgess 305-755-7817 aburges@miamidadegov

21

DEPARTMENTAL CONTACT  
NAME/PHONE/EMAIL:

Andrew Burgess

305-755-7817

aburges@miamidade.gov

DEPARTMENT FINANCE:

L. Leakey  
FINANCE OFFICER

9/21/05

DATE: ACTION: FINANCE COMMENT:

INDEX CODES:

CPE357935163, CPE355935100, PREMAI488899, CPE101931002

BUDGET APPROVAL  
FUNDS AVAILABLE:

[Signature]  
OSBM DIRECTOR:

9/26/05  
DATE:

APPROVED AS TO  
LEGAL SUFFICIENCY:

[Signature]  
COUNTY ATTORNEY:

9/26/05  
DATE:

CAPITAL  
IMPROVEMENTS  
CONCURRENCE:

[Signature]  
OCI DIRECTOR:

9/27/05  
DATE:

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

[Signature]  
COUNTY MANAGER:

9/27/05  
DATE:

CLERK DATE:

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

CONTRACT AWARD	TOTAL DISTRIBUTION	DOCKMASTER & RESTROOM MARINA MOU INDEX CODE PREMA1488899 \$ AMOUNT	WO #	MARINA MOU SUNSHINE LOAN INDEX CODE CPE101931002 \$ AMOUNT	WO #	CENTRAL BATHHOUSE & PARK OFFICE SNP01 INDEX CODE CPE355935100 \$ AMOUNT	WO #	CENTRAL BATHHOUSE & PARK OFFICE SNP 05 INDEX CODE CPE357935163 \$ AMOUNT	WO #	MARINA MOU SUNSHINE LOAN 07 INDEX CODE CPE104931001 \$ AMOUNT	WO #
BASE CONTRACT:	\$2,799,890.00	\$ 381,914.22	38420/50804	\$ 1,134,215.00	38234	\$ 388,112.10	38424	\$ 895,648.68	38426	\$ -	
BASE CONTRACT - CHANGE ORDER #1	\$707,687.19	\$ -		\$ 170,078.34		\$ -		\$ -		\$ 537,608.85	61079
ART IN PUBLIC PLACES:	\$44,098.27	\$ 23,879.04	38421	\$ -		\$ -		\$ 20,219.23	38425	\$ -	
PERMIT FEES	\$20,999.18	\$ 20,174.25	38422/41555	\$ -		\$ -		\$ 824.93	38427	\$ -	
IPSIG	N/A	N/A	38423	\$ -		\$ -		N/A	38428	\$ -	
CONTINGENCY	\$139,994.50	\$ 75,806.46	38230	\$ -		\$ -		\$ 64,188.04	38429	\$ -	
CONTINGENCY - CHANGE ORDER #1	\$139,994.50	\$ -		\$ -		\$ -		\$ -		\$ 139,994.50	61082
<b>TOTAL</b>	<b>\$3,852,663.64</b>	<b>\$ 501,773.97</b>		<b>\$ 1,304,293.34</b>		<b>\$ 388,112.10</b>		<b>\$ 980,880.88</b>		<b>\$ 677,603.35</b>	

GF MOU	\$ 501,773.97
SNP01	\$ 388,112.10
SNP05	\$ 980,880.88
SUNSHINE LOAN 02	\$ 1,304,293.34
SUNSHINE LOAN 07	\$ 677,603.35
<b>GRAND TOTAL:</b>	<b>\$ 3,852,663.64</b>

23

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>
-----------------------	------------	--------------	--------------	------------	------------	------------	------------	---------------	---------------

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>
----------------------------	------------	--------------	--------------	------------	------------	------------	------------	---------------	---------------

**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>
-----------------------	---------------	--------------	------------	------------	------------	----------	----------	----------	---------------

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>
----------------------------	--------------	--------------	--------------	--------------	--------------	----------	----------	----------	---------------

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	<u>601806-02-003</u>	CON	<u>Miami Skyline Construction Corp.</u>	<u>2/23/2007</u>	<u>Eduardo de la Vega</u>	<u>Completion of construction</u>	<u>2.1</u>
PR	<u>422801-02-010</u>	CON	<u>Miami Skyline Construction Corp.</u>	<u>2/23/2007</u>	<u>Eduardo de la Vega</u>	<u>Interim</u>	<u>2.0</u>
PR	<u>123302-02-001</u>	CON	<u>Miami Skyline Construction Corp.</u>	<u>3/1/2007</u>	<u>John Gouthro</u>	<u>Completion of construction</u>	<u>2.5</u>

Evaluation Count: 3 Contractors: 1 Average Evaluation: 2.2

Exit

# MIAMI-DADE COUNTY, FLORIDA

## PARK AND RECREATION DEPARTMENT

### CHANGE ORDER TO ORIGINAL CONTRACT



CHANGE ORDER NO: 1

CONTRACT NO: 422801-02-010

DATE: 3/10/2008

PROJECT TITLE: Crandon Park Central Restroom / Park Office / Dock Master and Existing Restroom Upgrades

TO CONTRACTOR: Miami Skyline Construction Corp. 705 NE 130th Street North Miami, FL 33161

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 \$847,681.69, from \$3,004,981.95 to \$3,852,663.64, and extend the contract time by 570 calendar days from January 31st, 2007 to August 23rd, 2008.

**Monetary Justification:** PRD recommends an increase of \$847,681.69 to the original contract amount for the items outlined below.

A. Department Requested Changes:

1. Upgrade parking light poles at the marina from metal to concrete poles and increase the number of poles. The long term benefits of the upgrade are: increased reliability and reduced maintenance in the marina's highly corrosive coastal environment; improved weather resistance; and superior protection for electrical components within the base. (Continued below)

**Time Justification:** Recommended Time Adjustments and Justifications:

1. Twenty (20) calendar days of time extension for the removal and disposal of sub-grade concrete slabs and foundations at the central restroom facility (See Unforeseen Conditions – Item No. 1 above). These twenty (20) calendar days were assigned from the time contingency allowance and upon approval of this change order will be (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-----	\$3,004,981.95
COST OF CHANGES PREVIOUSLY ORDERED-----	\$0.00
ADJUSTED CONTRACT AMOUNT PRIOR TO THIS CHANGE-----	\$3,004,981.95
COST OF CHANGES WITH THIS DOCUMENT-----	\$847,681.69
ADJUSTED CONTRACT AMOUNT INCLUDING THIS CHANGE-----	\$3,852,663.64
PERCENT INCREASE WITH THIS CHANGE-----	28%
TOTAL PERCENT INCREASE TO DATE-----	28%
TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE-----	365 / 0 / 570
CONTINGENCY TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE-----	37 / 0 / 0
ADJUSTED DURATION INCLUDING THIS CHANGE-----	972

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 \_\_\_\_\_ Date: \_\_\_\_\_

Recommended By: PROJECT MANAGER Edgar Lopez Date: 3/11/08

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

FUNDS BUDGET CODE See attachment D

CERTIFIED BY DEPARTMENT'S FINANCE DIVISION: L. Leahy Date: 3/12/08 *RLH*

**Monetary Justification: (Continued)**

The material cost for this upgrade is \$432,429.64, of which \$117,278.63 was allocated from the original contingency allowance. Upon approval of this change order a departmental draw for this amount will be made to replenish the contingency. The PRD recommends utilizing the negotiated credits described within this change order (See F - Other Actions Recommended – items No. 1, 2, 3, and C - Unforeseen Conditions – Item No. 8 below) to offset the remaining difference of \$315,151.01 (\$315,151.01 - \$123,364.37 = \$191,786.64). An increase to the contract amount for the new difference of \$191,786.64 is hereby recommended.

2. Safety bollards to coordinate the current and future traffic and parking patterns at the marina. The negotiated cost for this work is \$34,932.10.
3. Temporary signage redirecting patrons to portable restroom facilities during the renovation of the marina's north restroom building. The negotiated cost for this work is \$1,518.00.
4. Additional exterior security lights at existing north and south marina restroom buildings, replacement of interior light fixtures at existing north restroom building, and installation of phone lines at park office building. The negotiated cost for this work is \$12,382.07.
5. Addition of concrete slab, safety bollards and landscape buffer around existing backflow preventer at the central restroom building; and replacement of existing damaged backflow preventer at the marina's north restroom. The negotiated cost for this work is \$3,033.30
6. Reimbursement of connection charges for the installation of electrical transformers at park office and central restroom buildings by the utility company (FP&L). The actual cost of the reimbursement is \$1,353.38.
7. Cost for the temporary work suspension and enhancements around the park office building in preparation for the 2007 Sony-Ericsson Tennis Tournament. The negotiated cost for the suspension and the work is \$12,678.44.
8. Paint park office building roof to match. The negotiated cost for this work is \$1,575.00.
9. Installation of lightning protection systems. The negotiated cost for adding lightning protection systems to all elements under contract is \$9,345.00.
10. Monthly aerial photography to document all active elements. The negotiated cost for this added requirement over a period of sixteen (16) months is \$15,021.43.

**B. Additional work requested by regulatory agencies:**

1. Upgrade the air conditioning units' SEER (Seasonal Energy Efficiency Ratio) from 12.00 to 13.00 to meet new federal requirements. The negotiated cost change was \$572.25 and was paid from the contingency allowance. Upon approval of this change order a departmental draw will be made to replenish the contingency.
2. Changes to the Florida Building Code elevator regulations required a change from mechanical single swing door to double sliding doors. The negotiated cost for the difference is \$13,456.50.

**C. Unforeseen Conditions:**

1. Removal and disposal of sub-grade concrete slabs and foundations at the new central restroom facility. The negotiated cost for the work performed under Force Account terms was \$12,417.04 and was paid from the contingency allowance. Upon approval of this change order a departmental draw will be made to replenish the contingency.
2. Verification surveys to confirm the contractor's mistake in placing the forms for the dockmaster building 6" lower than specified in the plans. The surveys confirmed the mistake but also revealed that the existing adjacent seawall had shifted up as a result of wave action produced by recent storms/hurricanes. To accommodate the higher seawall elevation and avoid the potential for flooding, the Department requested that the elevation of the dockmaster building be raised another 6". The cost for the PRD requested height increase was separated from those that were not the result of the contractor's error and negotiated at \$82,847.33.
3. Additional surveying work required to coordinate revisions to the sewer lines layout for the dockmaster building once the elevation changes (See C- Unforeseen Conditions- Item No.2) were coordinated. The negotiated cost of this work is \$946.08.
4. Cost to re-route an existing 3" water main not shown on available as-built information in conflict with the dockmaster building's pilings. The negotiated cost for this work is \$4,341.25.
5. Repair an electrical line for the marina's existing sewer lift station which was found to be damaged. The negotiated cost for this work is \$5,592.17.
6. Cost to replace a toilet and faucet at the existing north restroom building, and adjustments required by concealed conditions within the existing walls. The negotiated cost for this work is \$4,237.45.
7. Cost associated with exploratory work performed by the contractor under WASD's supervision to locate a connection point for the park office building. The cost for this additional exploratory work is \$5,345.20.
8. A credit for connecting to a closer private water service point for the park office building. The PRD recommends the \$4,037.80 credit be utilized to offset the cost of other additional work identified in this change order.
9. Cost for increased distance and diameter of the sewer line from the park office building to a manhole. The negotiated cost for these changes is \$11,287.10.

**D. Design Errors:**

**Structural Changes:**

1. Increase the specified concrete strength from 3000 psi to 5000 psi pursuant to the engineer of record's recommendation. The negotiated cost for these changes at the park office, the central restroom, and the north restroom buildings was \$9,726.58 and was paid from the contingency allowance. Upon approval of this change order a departmental draw will be made to replenish the contingency.
2. Increase the specified concrete strength from 3000 psi to 5000 psi pursuant to the engineer of record's recommendation. The negotiated cost for these changes for the foundation of the light poles at the marina parking lot is \$6,945.50.

3. Change from specified Concrete Masonry Unit (CMU) construction for footings and columns at central restroom to cast-in-place concrete. The negotiated cost for this change is \$3,965.20.

4. Structural modifications to the roof structures of the central restroom, park office, and north restroom buildings. The negotiated cost for these changes is \$17,936.17.

5. Structural modifications to substitute a window in conflict with a proposed water fountain and a non-fire rated door for a fire-rated door at the park office building. The negotiated cost for these changes is \$3,544.97.

6. Based on approved changes to the dockmaster building's elevator (See B - Additional work requested by regulatory agencies – Item 2 above), timely structural modifications to elevator shaft, pit, and slab were not issued by the architect of record. These delays resulted in additional cost to modify affected work. The negotiated cost for these changes is \$7,475.47.

**Electrical Changes:**

1. Additional electrical lines to power the water fountain and hand dryer at the central restroom building; increase the main breaker panel at central restroom from 60 AMPS to 100 AMPS; installation of additional electrical grounding wire for electrical system; additional electrical cost for elevating the A/C units at the park office building; and upsizing the electrical wires for the lighting system at the marina parking lot. The negotiated cost for these changes was \$6,600.40.

**Mechanical Changes:**

1. Cost for elevating the air conditioning units for the park office building above flood criteria and relocating venting for the system due to a conflict with a steel beam. The negotiated cost for these changes was \$2,381.40.

**E. Design Omissions:**

1. Additional flood proofing for the air conditioning units and park office building. The negotiated cost for this work is \$2,635.31.

2. Cost for code required openings for cross-ventilation purposes in the crawl spaces underneath the dockmaster building. The negotiated cost for this change is \$3,142.34.

**F. Other Actions Recommended:**

1. A credit for the removal of two specimen trees intended for relocation, but were found to be in poor health. A \$441.00 credit was negotiated for the reduced scope of work. The PRD recommends utilizing this credit to offset the cost of other additional work identified in this change order.

2. A monetary deduction was assessed for misaligned roof metal edges that did not meet the visual effect required. The negotiated credit for the central restroom and the north restroom buildings is \$2,000.00. The PRD recommends utilizing this credit to offset the cost of other additional work identified in this change order.

3. Deletion of landscaping work for the park office building and adjacent areas. The targeted amount for the yet to be negotiated credit is \$116,885.57. The PRD recommends utilizing this credit to offset the cost of other additional work identified in this change order.

4. IG (Inspector General) fees: IG calculations fees unintentionally omitted by the contractor from approved change proposal requests. The cost of these IG fees is \$1,975.75.

5. Renewal of insurance policies (Builder's Risk and Owner's Comprehensive Coverage - OCP) for the extended construction duration period. The actual cost of extending these policies is \$77,121.95. It is recommended that this amount be authorized pending a final determination of responsibility for the delays. If the final determination places responsibility for the delays with the contractor or architect of record, staff has been directed to coordinate with the County Attorney Office (CAO) to recover any and all damages resulting from errors/omissions/actions committed during the performance of the contract.

6. Due to delays in resolving the elevation issues at the dockmaster building (C - Unforeseen Conditions - Item No. 2), the rebar foundation for the structural grade beams, which had remained exposed to the corrosive atmosphere longer than anticipated, required cleaning through a sandblasting process. The negotiated cost of the preparation, testing, and sandblasting is \$22,289.89. If the final determination places responsibility for the delays with the contractor or architect of record, staff has been directed to coordinate with the County Attorney Office (CAO) to recover any and all damages resulting from errors/omissions/actions committed during the performance of the contract.

7. The PRD recommends increasing the contingency allowance from 5% to 10%. The additional amount is \$139,994.50. The increase is requested due to the significant number of unforeseen and design issues encountered with this project.

**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.

Accepted By: Miami Skyline Construction Corp.

Contractor

Accepted By: Surety

Surety

Reviewed By: Division Chief

SA [Signature]

3/12/08

Approved By: Assistant Director

[Signature]

4/11/08

Approved By: Director

[Signature]

4/14/08

Approved By: Director, DBD

[Signature]

4/17/08

Approved By: Director, OSBM

[Signature]

4/21/08

Approved By: County Attorney

[Signature]

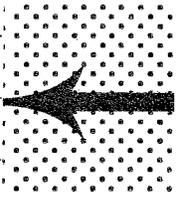
4/21/08

Approved By: County Manager

[Signature]

Attested By: Clerk of the Board

\_\_\_\_\_



**Time Justification: (Continued)**

restored to replenish the time contingency.

2. Two (2) calendar days of time extension for unusual weather (rain delays). These two (2) calendar days were assigned from the time contingency allowance and upon approval of this change order will be restored to replenish the time contingency.

3. Six (6) calendar days of time extension for the relocation of an existing 3" water main (See Unforeseen Conditions - Item No. 4). These six (6) calendar days were assigned from the time contingency allowance and upon approval of this change order will be restored to replenish the time contingency.

4. Three (3) calendar days of time extension for the adjustments to the plumbing at the north restroom (See Unforeseen Conditions - Item No. 6). These three (3) calendar days were assigned from the time contingency allowance and upon approval of this change order will be restored to replenish the time contingency.

5. Two (2) calendar days of time extension for the structural modifications at the park office building (See Design Errors Item - Structural - No. 4). These two (2) calendar days were assigned from the time contingency allowance and upon approval of this change order will be restored to replenish the time contingency.

6. One (1) calendar day of time extension for the installation of phone lines at the park office building (See Department Requested Changes - Item No. 4). This one (1) calendar day was assigned from the time contingency allowance and upon approval of this change order will be restored to replenish the time contingency.

7. Twenty-three (23) calendar days of time extension for the increased number of light poles at the marina (See Department Requested Changes - Item No. 1). Of these twenty-three (23) calendar days, three (3) were assigned from the time contingency allowance and upon approval of this change order will be restored to replenish the time contingency. The remaining twenty (20) are recommended for approval of time extension.

8. Three (3) calendar days of time extension to raise the air conditioning units and the relocation of the vent at the park office building (See Design Errors - Mechanical and Electrical - Items No. 1).

9. Twenty-eight (28) calendar days of time extension for the changes to the Dockmaster foundations (See Other Actions Recommended - Item No. 6).

10. Forty-two (42) calendar days of time extension for the installation of concrete bollards added at the marina parking lot (See Department Requested Changes - Item No. 2).

11. Three (3) calendar days of time extension for the repairs to the electrical lines for the existing lift station (See Unforeseen Conditions - Item No. 5)

12. An additional four hundred and thirty nine (439) calendar days of time extension are recommended to extend the contractual completion date. Several claims have been filed by the contractor for entitlement to extended general conditions. The PRD is unilaterally reviewing and assessing these claims. The PRD is also attempting to obtain timely responses from the architect of record for pending corrections of design errors and omissions and inadequate construction administration representation. A future change order will describe the actions recommended to finalize the project's contractual and administrative close-outs; however, it is in the best interest of the PRD and Miami-Dade County to extend the contract in order to minimize additional/potential losses (See Background below.)

**Time contingency summary:**

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