

Memorandum



Date: March 2, 2010

To: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

Agenda Item No. 8(M)3a

From: George M. Burgess
County Manager

Subject: Retroactive Change Order No. Two (2) for Haulover Marina Expansion Phase II - Project No: 222302-00-002 GOB; Contract No: 222302-00-002, to **Shoreline Foundation Inc.**

Recommendation

The attached Retroactive Change Order No: Two (2) for time only on a contract between **Shoreline Foundation Inc.** and Miami-Dade County has been prepared by the Park and Recreation Department and is recommended for approval.

CHANGE ORDER NUMBER: 2

Scope

PROJECT NAME: Haulover Marina Expansion Phase II

PROJECT NO: 222302-00-002 GOB

CONTRACT NO: 222302-00-002

PROJECT DESCRIPTION: Demolition of existing steel sheet pile seawalls, piers, marginal docks, mooring piles and marina related utilities; construction of new concrete pile and panel seawall with tiebacks to deadman anchors; construction of new piers, docks, mooring piles and other marina appurtenances; construction of new areas including power, drainage and striping, and all other work necessary to complete construction of the facility.

PROJECT LOCATION: 10801 Collins Avenue, Miami Beach, FL 33154

PRIMARY COMMISSION DISTRICT: District 4 Sally A. 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: Capital Outlay Reserve, Building Better Communities General Obligation Bonds.

PTP FUNDING: No

GOB FUNDING: Yes

ARRA FUNDING: No

CHANGE ORDER DESCRIPTION: Retroactive non-compensable time extension of eighty-six (86) calendar days, from July 25, 2009 to October 19, 2009.

MONETARY JUSTIFICATION: Not applicable

TIME JUSTIFICATION: The Department recommends a retroactive time extension of eighty-six (86) calendar days, from July 25, 2009 to October 19, 2009 inclusive of the time contingency allowance account as follows:

1. Fifty-seven (57) calendar days of time extension associated with multiple modifications to the fire suppression system requested by the Miami-Dade Fire Department to improve and enhance the safety and functionality of the system beyond the originally approved concept. Of these fifty-seven (57) calendar days, forty-one (41) calendar days were deducted from the remaining balance of the time contingency allowance account and are not part of the recommended time extension. The remaining balance of sixteen (16) calendar days is recommended as a time extension to the contract time. Pursuant to the agreement, these sixteen (16) calendar days of delays are defined as a "Concurrent Delay" and a non-compensable time extension constitutes sole remedy for this delay.

2. Eleven (11) calendar days of time extension for unusual weather (rain delays). Pursuant to the agreement, these days are defined as "Excusable Delay(s)" and a non-compensable time extension constitutes sole remedy for these days. These eleven (11) calendar days are recommended as a time extension to the contract time.

3. Fourteen (14) calendar days of time extension due to an FP&L requirement for replacement of an existing splice box at the new parking lot area. Pursuant to the agreement, this delay is defined as "Concurrent Delay" and a non-compensable time extension constitutes sole remedy for this delay. These fourteen (14) calendar days are recommended as a time extension to the contract time.

4. Forty-five (45) calendar days of time extension to implement additional scope of work requested by the Public Works Department to improve and enhance the safety of the north parking lot beyond the originally approved concept. Pursuant to the agreement, this delay is defined as "Concurrent Delay" and a non-compensable time extension constitutes sole remedy for this delay. These forty-five (45) calendar days are recommended as a time extension to the contract time.

	<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>
BASE:	\$9,182,824.09	\$579,925.79	\$0.00	\$9,762,749.88	\$8,848,908.10	\$913,841.78
CONTINGENCY:	\$459,141.20	\$0.00	\$0.00	\$459,141.20	\$389,216.82	\$69,924.38
DEDICATED:	\$68,871.18	\$0.00	\$0.00	\$68,871.18	\$2,436.07	\$66,435.11
TOTALS:	\$9,710,836.47	\$579,925.79	\$0.00	\$10,290,762.26	\$9,240,560.99	\$1,050,201.27

	<u>Original Contract Duration</u>	<u>Previous Adjustments To Duration</u>	<u>This Change Order Duration</u>	<u>Current Totals</u>
BASE DURATION:	480	268	86	834
CONTINGENCY:	48	0	0	48
TOTAL DURATION:	528	268	86	882

INITIATING FACTOR(S) FOR CHANGE ORDER

<u>Reason</u>	<u>Cost</u>	<u>Duration</u>
Other Agency Requested Change	\$0.00	75
<u>Other</u>	<u>\$0.00</u>	<u>11</u>
	\$0.00	86

Track Record / Monitor

PERFORMANCE RECORD: There are seven (7) performance evaluations in CIIS reflecting that the Contractor has an Overall Performance Average of: 3.5 out of 4.0, which is an above satisfactory performance.

PRIME CONTRACTOR: Shoreline Foundation Inc.

COMPANY PRINCIPAL: James A. Royo

COMPANY QUALIFIERS: James A. Royo

COMPANY EMAIL ADDRESS: info@shorelinefoundation.com

COMPANY STREET ADDRESS: 2781 SW 56 Avenue

COMPANY CITY-STATE-ZIP: Pembroke Park, FL 33023

YEARS IN BUSINESS AT TIME OF AWARD: 20 years

**PREVIOUS CONTRACTS WITH
COUNTY IN THE LAST FIVE**

YEARS AT TIME OF AWARD: \$26,151,009 in contracts for the last five years. (See Attachment A – DBD Firm History Report)

**SUB CONTRACTORS AND
SUPPLIERS (SECTION 10-34**

MIAMI DADE COUNTY CODE): Serll Electric, Horizon Plumbing, M&R, Central Florida, Robert Traffic Marking, Jaffer Associates, Sunny State Nursery, Jones

**REVIEW COMMITTEE
ASSIGNED CONTRACT
MEASURES:**

<u>TYPE</u>	<u>GOAL</u>	<u>ESTIMATED VALUE</u>	<u>ACHIEVED</u>
CSBE	8.00%	\$771,357.22	11%
CWP	0.00%	0	

**CONTRACT MANAGER NAME
/ PHONE / EMAIL:**

John Gutierrez (305) 755-7830 Jgx@miamidade.gov

**PROJECT MANAGER NAME /
PHONE / EMAIL:**

Joel Arango (305)755-5453 JArango@miamidade.gov

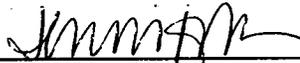
Background

BACKGROUND:

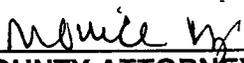
The scope of work under this contract is Phase II of the Haulover Marina expansion and improvements. Phase I was completed in May of 2005 and consisted of two new wave-baffle piers that provided 44 slips for recreational boats; installation of a water main extension along both sides of the marina; water and fire service mains; new lighting and telecommunications systems along the proposed piers; and restoration of green areas, curbs, and asphalt surfaces affected by the construction. Phase II work adds 95 new boat slips, and includes seawall demolition, dredging, utilities, lighted parking lots, drainage, landscape and an ADA accessible floating dock.

The Notice to Proceed for this project (Phase II) was issued on May 21st, 2007, with an original duration of four-hundred and eighty (480) calendar days. Change Order No.1 approved on August 4th, 2008 increased the contract duration by two-hundred sixty-eight (268) calendar days to July 25, 2009. The time extension was necessary to accommodate a negotiated phasing plan to maintain the marina operational while the construction work was ongoing.

BUDGET APPROVAL
FUNDS AVAILABLE:

 1/5/09
OSBM DIRECTOR DATE

APPROVED AS TO
LEGAL SUFFICIENCY:

 12/28/09
COUNTY ATTORNEY DATE

CAPITAL
IMPROVEMENTS
CONCURRENCE:

Not Applicable /
OCI DIRECTOR DATE

 _____
ASSISTANT COUNTY MANAGER DATE

CLERK DATE

DATE

MIAMI-DADE COUNTY, FLORIDA

PARK AND RECREATION DEPARTMENT

CHANGE ORDER TO ORIGINAL CONTRACT



CHANGE ORDER NO: 2 CONTRACT NO: 222302-00-002 DATE: 11/3/2009
 PROJECT TITLE: Haulover Marina Expansion Phase II
 TO CONTRACTOR: Shoreline Foundation Inc. 2781 SW 56 Avenue, Pembroke Park, FL 33023

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: Retroactive non-compensable time extension of eighty-six (86) calendar days, from July 25, 2009 to October 19, 2009
Monetary Justification: Not applicable.
Time Justification: The Department recommends a retroactive time extension of eighty-six (86) calendar days, from July 25, 2009 to October 19, 2009 inclusive of the time contingency allowance account as follows:
 1. Fifty-seven (57) calendar days of time extension associated with multiple modifications to the fire suppression system requested by the Miami-Dade Fire Department to improve and enhance (Continued below)

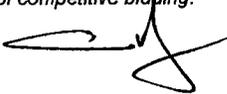
This change order includes not only all direct costs of contractor such as labor, material, job overhead, and profit markup; but also includes any costs for modifications or changes in sequence of work to be performed, delays, rescheduling, disruption, extended direct overhead or general overhead, acceleration, 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-----	\$9,710,836.47
COST OF CHANGES PREVIOUSLY ORDERED-----	\$579,925.79
ADJUSTED CONTRACT AMOUNT PRIOR TO THIS CHANGE-----	\$10,290,762.26
COST OF CHANGES WITH THIS DOCUMENT-----	\$0.00
ADJUSTED CONTRACT AMOUNT INCLUDING THIS CHANGE-----	\$10,290,762.26
PERCENT INCREASE WITH THIS CHANGE-----	0%
TOTAL PERCENT INCREASE TO DATE-----	6%
TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE-----	480 / 268 / 86
CONTINGENCY TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE-----	48 / 0 / 0
ADJUSTED DURATION INCLUDING THIS CHANGE-----	882

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: 11/6/09
 Recommended By:  Date: 11/4/09

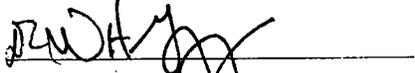
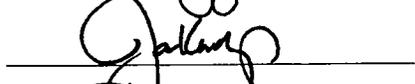
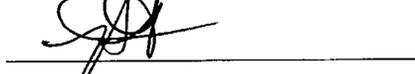
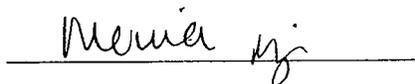
TO BE FILLED OUT BY PARK AND RECREATION DEPARTMENT

FUNDS BUDGET CODE

CERTIFIED BY DEPARTMENT'S FINANCE DIVISION: Maria S. Diaz "FOR" C. MORENO Date: 11/30/09

Accepted By:

Organization	Name	Title	Date
Shoreline Foundation, Inc.		Contractor <u>6</u>	<u>Nov 10, 2009</u>
Surety		Surety	<u>NOVEMBER 17, 2009</u>

<u>Title</u>	<u>Name</u>	<u>Date</u>
Reviewed By: Division, Chief		11/4/09
Approved By: Deputy Director		11/8/09
Approved By: Director		12/11/09
Approved By: Director, SBD		12/15/09
Approved By: Director, OSBM		12/24/09
Approved By: County Attorney		12/28/09
Approved By: County Manager		
Attested By: Clerk of the Board		

Time Justification: (Continued)

the safety and functionality of the system beyond the originally approved concept. Of these fifty-seven (57) calendar days, forty-one (41) calendar days were deducted from the remaining balance of the time contingency allowance account and are not part of the recommended time extension. The remaining balance of sixteen (16) calendar days is recommended as a time extension to the contract time. Pursuant to the agreement, these sixteen (16) calendar days of delays are defined as a "Concurrent Delay" and a non-compensable time extension constitutes sole remedy for this delay.

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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.



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

From: 01/01/2001 To: 01/23/2007

FIRM NAME: SHORELINE FOUNDATION, INC.
 2781 SW 56th Ave
 Pembroke Park, FL 33023-4166

PRIMES

Contract No	Contract Description	Start Date	End Date	Contract Value
* 629116	CANAL DREDGING CONTRACT NO 10 (SIC 16)	11/03/2001		\$7,500,000

\$7,500,000

Contract No	Contract Description	Start Date	End Date	Contract Value
* CF002280	SUNSET PARK CANAL DREDGING	10/29/2002	05/01/2004	\$2,260,934

\$2,404,024

-\$16

\$2,404,009

Contract No	Contract Description	Start Date	End Date	Contract Value
* CF002320	CORAL WAY DITCH CANAL DREDGING	10/29/2002	05/01/2004	\$738,526

\$3,514,101

\$9,514,101

* Indicates closed or expired contracts
 Tuesday, January 23, 2007

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MIAMI DADE COUNTY

Firm History Report
(excluding A&E)

From: 01/01/2001 To: 01/23/2007

FIRM NAME: SHORELINE FOUNDATION, INC.
2781 SW 56th Ave
Pembroke Park, FL 33023-4166

PRIMES

DATE	REQ TO DATE	REPORTED	SUBCONTRACTORS
01/01/2001	03/10/2006	\$2,963,388	* HORIZON CONTRACTORS, INC. - \$0.00 * PRE-CAST SPECIALTIES, INC. - \$0.00 * SOLARIS ELECTRICAL SERVICES, INC. - \$443,728.00

DATE	REQ TO DATE	REPORTED	SUBCONTRACTORS
01/27/2005	11/28/2006	\$6,731	* EVERGLADES STEEL CORPORATION - \$0.00 * R. L. SAUM CONSTRUCTION CO. - \$765,765.77 * SKYLINE STEEL, INC. - \$0.00

DATE	REQ TO DATE	REPORTED	SUBCONTRACTORS
08/03/2005	11/28/2006	\$235,637	

DATE	REQ TO DATE	REPORTED	SUBCONTRACTORS
08/03/2005	11/28/2006	\$283,160	

DATE	REQ TO DATE	REPORTED	SUBCONTRACTORS
08/03/2005	11/28/2006	\$17,468	

CSP1
CANAL STABILIZATION CONTRACT (SIC 16)

38872 (7380)
PELICAN HARBOR PARK BOAT RAMM REPAIR DOCKS
#2,3,4,4

* Indicates closed or expired contracts
Tuesday, January 23, 2007

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MIAMI DADE COUNTY

Firm History Report

(excluding A&E)

From: 01/01/2001 To: 01/23/2007

FIRM NAME: SHORELINE FOUNDATION, INC.

2781 SW 56th Ave

Pembroke Park, FL 33023-4166

PRIMES

PR	NO MEASURE	04/25/2008	\$480,000
EN2763-PR			
HAULOVER MARVA HURRICANE REPAIRS - WILMA			
			\$480,000

DATE	DESCRIPTION	AMOUNT
04/25/2008	HAULOVER MARVA HURRICANE REPAIRS - WILMA	\$480,000
		\$480,000

* Indicates closed or expired contracts
Tuesday, January 23, 2007

10

Memorandum



Date: December 15, 2009

To: Jack Kardys, Director
Parks and Recreation

From: Penelope Townsley, Director
Department of Small Business Development

Subject: Project No. 222302-00-002, Haulover Marina Expansion – Phase II

The subject project was reviewed by the Department of Small Business Development (SBD) for compliance with the Community Small Business Enterprise (CSBE) and Responsible Wages and Benefits Programs, §10-33.02 and 2-11.16 of the Code of Miami-Dade County. This project was awarded to Shoreline Foundation, Inc. with an 8% CSBE goal to be met by S.E.R.L.L. Electric, Inc., and Quality Construction and Performance, Inc. The 8% goal has been satisfied.

Shoreline Foundation, Inc. and its subcontractors are also in compliance with the Responsible Wages and Benefits 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, CMC Division Director, SBD
Betty Alexander, PR&A Division Director, SBD
Patrice King, Administrative Officer, SBD



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 Haulover Marina Expansion - Phase II Consultant: Consulting Engineering & Science, Inc

P & R Project # 222302-00-002 Bid Open Date 01/16/07 @ 2:00 P.M.

Bid Valid Thru 07/15/07

	Latest Approved Cost Estimate Prior To Bidding	Contractor's Name, Address & Telephone Number			
		Shoreline Foundation, Inc.	Kiewit Southern Co.		
Base Bid	\$8,377,211.71	\$8,374,331.00	\$12,626,790.00		
Opt. #1	\$113,673.48	\$691,611.00	\$285,181.00		
Opt. #2A	\$129,750.32	\$152,517.00	\$232,482.00		
Opt. #2B	\$2,714,693.21	\$808,493.09	\$965,015		
Opt. #3	\$605,190.20	\$1,525,187.00	\$972,869.00		
Opt. #4	\$1,756,367.95	\$63,140.00	\$523,000.00		
Total	\$13,696,886.87	\$11,615,279.09	\$15,605,337.00		

Remarks:

Prepared By: Eduardo De La Vega *EDV*

Title: Clerk 4

Copy:

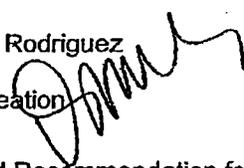
RECEIVED MIAMI-DADE COUNTY
MEMORANDUM

2007 JAN 25 PM 7:14

Date: 1/25/2007
To: George M. Burgess
 County Manager
Attn: Roger T. Hernstadt
 Office of Capital Improvements

CMO-CAPITAL IMPROVEMENTS

MEMBER OF THE BOARD
 2007 JAN 26 PM 3:47
 CLERK OF THE BOARD
 DADE COUNTY, FLA.
 #1

From: Vivian Donnell Rodriguez
 Director
 Park and Recreation 

Subject: Contract Award Recommendation for Haulover Marina Expansion Phase II - Project No. 20-70738 (BBC-GOB); Contract No: 222302-00-002

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: Haulover Marina Expansion Phase II

PROJECT NO: 20-70738 (BBC-GOB)

CONTRACT NO: 222302-00-002

PROJECT DESCRIPTION: Demolition of existing steel sheet pile seawalls, piers, marginal docks, mooring piles and marina related utilities; construction of new concrete pile and panel seawall with tiebacks to deadman anchors; construction of new piers, docks, mooring piles and other marina appurtenances; construction of new areas including power, drainage and striping, and all other work necessary to complete construction of the facility.

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

<u>PROJECT SITES:</u>	<u>LOCATION</u>	<u>DIST</u>	<u>ESTIMATE</u>	<u>T-S-R</u>
	#70738- 10800 COLLINS AVE	4	\$2,943,000.00	52-23-42
	#70738- 10800 COLLINS AVE	4	\$6,767,836.47	52-23-42
	Total:		\$9,710,836.47	

PRIMARY COMMISSION DISTRICT: District 4 Sally A. Heyman

APPROVAL PATH: Expedite

USING DEPARTMENT: Park and Recreation

MANAGING DEPARTMENT: Park and Recreation

FUNDING SOURCE: FIND,FBIP,SUNSHINE.STATE LOAN,GOB-05,Future GOB, ADA Barrier Removal

PTP FUNDING: No

GOB FUNDING: Yes

GOB PROJECT
DESCRIPTION

GOB PROJECT / DESCRIPTION
20-GOB - Haulover Park

GOB
ALLOCATION
\$2,943,000.00

CAPITAL BUDGET PROJECTS:

<u>BUDGET PROJECT / DESCRIPTION</u>	<u>AWARD ESTIMATE</u>
999999999- Book Page:369 - ADA BARRIER REMOVAL - Project #1986520 Funding Year: FY 2007-08	\$103,000.00
932740-HAULOVER PARK - BUILDING BETTER COMMUNITIES BOND PROGRAM Book Page:225 Funding Year: FY 2008-09	\$808,000.00
932740-HAULOVER PARK - BUILDING BETTER COMMUNITIES BOND PROGRAM Book Page:225 Funding Year: 2006-07 Prior Years' Funding	\$220,000.00
932740-HAULOVER PARK - BUILDING BETTER COMMUNITIES BOND PROGRAM Book Page:225 Funding Year: 2006-07	\$380,000.00
932740-HAULOVER PARK - BUILDING BETTER COMMUNITIES BOND PROGRAM Book Page:225 Funding Year: FY 2007-2008	\$1,535,000.00
9347371-HAULOVER PARK IMPROVEMENTS Book Page:192 - FIND Funding Year: 2006-07 Prior Years' Funding	\$1,135,000.00
9347371-HAULOVER PARK IMPROVEMENTS Book Page:192 - FBIP Funding Year: 2006-07 Prior Years' Funding	\$2,931,901.38
9347371-HAULOVER PARK IMPROVEMENTS Book Page:192 - Sunshine State Financing Funding Year: 2006-07 Prior Years' Funding	\$1,700,000.00
932660-MARINA CAPITAL PLAN Book Page:226 - Sunshine State Financing Funding Year: FY2006-07	<u>\$897,935.09</u>
Project Totals: \$9,710,836.47	

PROJECT TECHNICAL CERTIFICATION REQUIREMENTS: N/A

BID PACKAGES ISSUED: 14

BIDS RECEIVED: 2

CONTRACT PERIOD: 480 Calendar Days

CONTINGENCY PERIOD: 48

IG FEE INCLUDED IN BASE CONTRACT: Yes

ART IN PUBLIC PLACES: No

GOB PROJECT
BASE ESTIMATE: \$8,377,211.71

GOB PROJECT
Base estimate - All options were prioritized and implemented based on the availability of funds at the time of Award.

BASE CONTRACT AMOUNT: \$9,182,824.09

GOB PROJECT
Base Bid including Option 2B "Tipping Fees & Haul Away Fill" submitted by Shoreline Foundation Inc.

CONTINGENCY ALLOWANCE (SECTION 2-8.1 MIAMI DADE COUNTY CODE):	TYPE	PERCENT	AMOUNT	COMMENT
	New Construction	5%	\$459,141.20	

PERMIT FEES : \$68,871.18

0.75% Permit Allowance for Base Bid plus Option 2B "Tipping Fees & Haul Away Fill"

TOTAL DEDICATED ALLOWANCE:

\$68,871.18

TOTAL AMOUNT:

\$9,710,836.47

EXPLANATION:

The bid opening occurred on 1/16/2007 with the two base bids of \$8,374,331 and \$12,626,790. Shoreline Foundation Inc (Shoreline) submitted the low base bid of \$8,374,331. Parks architectural consultant, Consulting Engineering & Science, Inc. (CES) estimated that the base construction would cost \$8,377,212.

The bid package also included Options 1, 2A or 2B, 3 and 4 for Parks to exercise, if funding permitted (See Attachment 1 for Option descriptions). The Department could not exercise Option 1 "Four Gateways" because of insufficient funding and Shoreline's bid amount of \$691,611 is 508% above the engineer's base estimate of \$113,673 (See Attachment 4). The Department is accepting Option 2B "Tipping Fees & Haul Away Fill". The engineer's original estimate of \$2,714,693 was calculated using a \$58 per ton tipping fee. Prior to the Bid Opening Date, Addendum No. 1 required the contractor to use a reduced tipping fee of \$10/ton for the excavated material per an agreement with the Miami-Dade Department of Solid Waste Management (See Attachment 9). Using the new tipping fee, Option 2B estimated cost became \$858,538, which is 6% above Shoreline's bid of \$808,493. Due to funding availability, Options 3 and 4 were not accepted.

After reviewing Shoreline's bid, it was concluded that the Base Contract Amount of \$9,182,824 is in alignment with the engineer's estimate prepared in September 2006 and the revised estimate for Option 2B (see Attachment 4). During the pre-Award verification, a current Department of Business Development (DBD) Firm History Report shows Shoreline receiving \$26,151,009 in awards for similar projects over the last five years.

The low bidder was able to comply with all applicable County Ordinances, and regulations. The Department presented the required documents to DBD for a compliance review. Subsequently, DBD determined that all documents complied with the CSBE Participation Provisions. See attachments 1 through 9.

The Department recommends that the County Manager award this project to the low bidder, Shoreline Foundation Inc. and present the contract award to the Board for ratification at the next available meeting.

BID OPEN DATE: 1/16/2007

BID BOND EXPIRES: 7/15/2007

BID VALID UNTIL: 7/15/2007

ESTIMATED NOTICE TO PROCEED: 4/25/2007

308 PROJECT
308 PROJECT
308 PROJECT

PRIME CONTRACTOR: Shoreline Foundation, Inc.
COMPANY PRINCIPAL(S): James A. Royo (President), S. Michael Betancourt (Vice President), John R. McGee (Treasure), Barry S. Reed (Secretary)

COMPANY QUALIFIERS(S): James A. Royo
COMPANY EMAIL ADDRESS: info@shorelinefoundation.com

COMPANY STREET ADDRESS: 2781 SW 56 Avenue,
COMPANY CITY-STATE-ZIP: Pembroke Park, FL 33023

YEARS IN BUSINESS: 20 years
PREVIOUS EXPERIENCE WITH COUNTY IN THE LAST FIVE YEARS: \$26,151,009 in contracts for the last five years.

SUBCONTRACTORS AND SUPPLIERS (SECTION 10-34 MIAMI DADE COUNTY CODE): Serll Electric, Horizon Plumbing, Central Florida, Sunny State Nursery, Critical Path Services, Inc., Florida Rock & Sand, S&S Structural, Overland Trucking

MINIMUM QUALIFICATIONS EXCEED LEGAL REQUIREMENTS: No

STANDARD PAYMENT AND PERFORMANCE BOND: Yes

REVIEW COMMITTEE: **MEETING DATE:** 9/1/2004 **SIGNOFF DATE:** 9/16/2004
RESUBMIT DATE: 10/11/2006 **RESUBMIT SIGNOFF:** 10/16/2006

RESPONSIBLE WAGES: Yes

REVIEW COMMITTEE ASSIGNED CONTRACT MEASURES:	MEASURE GOAL	COMMENT
CSBE	8.00% 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 1/25/07
DEPT FINANCE OFFICER: DATE:

INDEX CODES: PRE130935169 (FIND), PRE130935014(FBIP), CPE101931001 (Sunshine State Loan), CPA020PR1755 (GOB-05), CPE313GS5330 (ADA), Future GOB (Index Code TBD)

BUDGET APPROVAL FUNDS AVAILABLE: [Signature] 1-25-07
OSBM DIRECTOR: DATE:

APPROVED AS TO
LEGAL SUFFICIENCY:

COUNTY ATTORNEY:

1/25/07
DATE:

CAPITAL
IMPROVEMENTS
CONCURRENCE:

(Bm)

OCI DIRECTOR:

01/26/07
DATE:

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

COUNTY MANAGER:

1/26/07
DATE:

CLERK DATE:

DATE:

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



CHANGE ORDER NO: One (1) **Retroactive** **CONTRACT NO:** 222302-00-002
PROJECT TITLE: Haulover Marina Expansion Phase II
TO CONTRACTOR: Shoreline Foundation Inc. 2781 SW 56 Avenue, Pembroke Park, FL 33023

DATE: 3/11/2008

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: Extend the contract time by two-hundred sixty-eight (268) calendar days from September 12, 2008 to June 7, 2009; and increase the contract amount by \$579,925.79 from \$9,710,836.47 to \$10,290,762.26.

Monetary Justification: The Park and Recreation Department (PRD) recommends the following changes:
 A net increase of \$579,925.79 to the original contract amount for additional work performed. See detailed breakdown below:
 A. Department Requested Changes:

1. Implementation of phasing plan modifying work sequence to minimize operational disruptions, and temporary relocation of long term lessees. The negotiated cost for the phasing plan is \$272,326.39 (Continued below)

Time Justification: The PRD recommends the following changes:

1. Two-hundred and sixty-eight (268) calendar days of time extension to stage the work in two phases, minimizing operational disruptions to the marina patrons (See Department Requested Changes – Item No.1). Of these two-hundred and sixty-eight (268) calendar days of time extension, forty-eight (48) calendar days were assigned from the time (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 -----	\$9,710,836.47
COST OF CHANGES PREVIOUSLY ORDERED -----	\$0.00
ADJUSTED CONTRACT AMOUNT PRIOR TO THIS CHANGE -----	\$9,710,836.47
COST OF CHANGES WITH THIS DOCUMENT -----	\$579,925.79
ADJUSTED CONTRACT AMOUNT INCLUDING THIS CHANGE -----	\$10,290,762.26
PERCENT INCREASE WITH THIS CHANGE -----	6%
TOTAL PERCENT INCREASE TO DATE -----	6%
TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE -----	480 / 0 / 268
CONTINGENCY TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE -----	48 / 0 / 0
ADJUSTED DURATION INCLUDING THIS CHANGE -----	796

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: 3/18/08

Recommended By: PROJECT MANAGER Date: 3/31/08

TO BE FILLED OUT BY PARK AND RECREATION DEPARTMENT

FUNDS BUDGET CODE See Attachment "D"

CERTIFIED BY DEPARTMENT'S FINANCE DIVISION: M. Ding "Fox" L. LEAHY Date: 5-05-08

Accepted By: Shoreline Foundation Inc.

Contractor

Accepted By: Surety

Surety

Travelers Casualty and Surety Company of America - D.W. Matson III, Attorney-In-Fact

Reviewed By: Division Chief

Approved By: Assistant Director

Approved By: Director

Approved By: Director, DBD

Approved By: Director, OSBM

Approved By: County Attorney

Approved By: County Manager

Attested By: Clerk of the Board

Handwritten signature: Jacobo

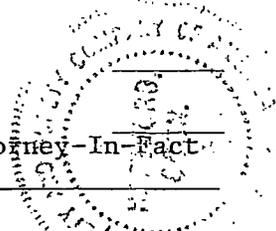
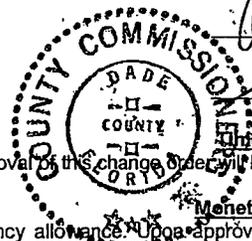
Handwritten signature: [unclear]

Handwritten signature: [unclear]

Handwritten signature: [unclear]

Handwritten signature: Monica Rijo

Handwritten signature: [unclear]



5/12/08

5/8/08

5/3/08

5/15/08

6/3/08

6/6/08

8/4/07

8/4/08

Time Justification: (Continued)

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

Monetary Justification: (Continued)

and was paid out from the contingency allowance. Upon approval of this change order a departmental draw will be made to replenish the contingency.

2. Construction of equipment mock-up for coordination purposes. The negotiated cost for this work is \$7,213.79. The PRD recommends utilizing the negotiated credits described within this change order (See Other Actions Recommended - Items No. 2) to offset the \$7,213.79 as follows: \$144,573.56 - \$7,213.79 = \$137,359.77 of remaining credit balance.

B. Additional Work Requested by Regulatory Agencies: N/A

C. Unforeseen Conditions:

1. Partial removal and structural modifications to existing seawall and cap. The negotiated cost for the work is \$118,886.14. The PRD recommends utilizing the negotiated credits described within this change order (See Department Requested Changes - Item No. 3 and Other Actions Recommended - Item No. 2) to offset this \$118,886.14 as follows: \$137,359.77 - \$118,886.14 = \$18,473.63 of remaining credit balance.

2. Costs to resolve elevation conflicts between proposed stormwater lines and existing FPL lines. The estimated cost for this work currently under negotiation is \$23,627.52. Actual disbursement to contractor shall be based on amounts confirmed and approved by the PRD.

D. Design Errors: N/A

E. Design Omissions:

The following actions/changes have been preliminarily identified as potential design omissions while PRD's staff reviews and analyzes factors involved to reach a final determination.

1. Installation of 2" PVC drain pipes for the ice machines and fish cleaning stations. The estimated cost for this work currently under negotiation is \$13,235.02. Actual disbursement to contractor shall be based on amounts confirmed and approved by the PRD.

2. Additional reinforcing steel and concrete to fill depressions at south and north ends of the pier for safety purposes. The estimated cost for this work currently under negotiation is \$20,821.66. Actual disbursement to contractor shall be based on amounts confirmed and approved by the PRD.

3. Additional concrete bollards to house electrical outlets, hose bibs and drainage pipes for ice making machines. The estimated cost for this work currently under negotiation is \$21,759.53. Actual disbursement to contractor shall be based on amounts confirmed and approved by the PRD.

F. Other Actions Recommended:

1. The cost of increased pile lengths. The additional cost is \$246,629.30 of which \$186,814.81 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 further reducing the remaining cost of \$59,814.49 by utilizing the remaining credit balance of \$18,473.63 (See Unforeseen Conditions - Item No. C.1.) as follows: \$59,814.49 - \$18,473.63 = \$41,340.86. An increase to the contract amount for the new difference of \$41,340.86 is hereby recommended.

LINK TO:

DOCUMENT INQUIRY

12:59 PM

FISCAL MO/YEAR : 02 2010 CREATE/UPDTE DT: 03/07/2008 11/25/2009
DOCUMENT : PCPR0800005 01 DUE DATE : 11/25/2009
INDX CPE343935013 P&R IMPACT FEE IM DIS SINGLE CHK IND : N NOTEPAD IND:
VEND 650337706 02 BEA INTERNATIONAL INC TREAS NO :
G/L 440 ENCUMBRANCES USCD PR080111 IVES ESTATES PARK
SUBJ 94114 BASIC FEE ARCHITECTUR SBSB
PROJ GRNT
PRDT GRDT

S	NOV 2009	DEC 2009	PRIOR YEAR
ORIGINAL AMOUNT	1,000.00	1,000.00	1,000.00
ADJUSTMENTS	.00	.00	-1,000.00
LIQUIDATIONS	-522.00	-522.00	.00
REMAINING BAL	478.00	478.00	.00
PAYMENT/RECEIPT	522.00	522.00	.00
RETAINAGE	.00	.00	.00
DELINQUENT CHGS	.00	.00	.00

F1-HELP

F2-SELECT

F4-PRIOR

F5-NEXT

F9-LINK

G014 - RECORD FOUND