Memorandum

MIAMI-DADE COUNTY

Date: March 2, 2010

Agenda item No. 8(M)3b

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

From: George M. Burgess
County Manager

Subject: Retroactive, Unilateral Change Order No: Two (2) and Final for Camp Owaissa Bauer Renovate and Upgrade Facilities - Project No: 693001-03-001; Contract No: 693001-03-001, to **Zurqui Construction Services, Inc.**

Recommendation

The attached Retroactive, Unilateral Change Order No. Two (2) and Final on a contract between **Zurqui Construction Services, Inc.** and Miami-Dade County has been prepared by the Park and Recreation Department (PRD) and is recommended for approval.

CHANGE ORDER NUMBER: Two (2) and Final

Scope

PROJECT NAME: Camp Owaissa Bauer Renovate and Upgrade Facilities

PROJECT NO: 693001-03-001

CONTRACT NO: 693001-03-001

PROJECT DESCRIPTION: Upgrades and renovations to existing cabins, dining hall, kitchen, bathrooms and walkways.

PROJECT LOCATION: 17001 S. W. 264 Street, Miami, Fl. 33031

PRIMARY COMMISSION DISTRICT: District 8 Katy Sorenson

APPROVAL PATH: Board of County Commissioners

USING DEPARTMENT: Park and Recreation Department

MANAGING DEPARTMENT: Park and Recreation Department

Fiscal Impact / Funding Source

CHANGE ORDER FUNDING SOURCE: Building Better Communities General Obligation Bond (GOB) , Safe Neighborhood Park Bond (SNP)

PTP FUNDING: No

GOB FUNDING: Yes

ARRA FUNDING: No

CHANGE ORDER DESCRIPTION: Increase the contract amount by $22,969.32 from $1,616,195.49 to $1,639,164.81, and extend the contract time by two-hundred and three (203) calendar days from May 2, 2008 to November 21, 2008.

MONETARY JUSTIFICATION: The Department recommends an increase of $22,969.32 to the contract award amount for extended general conditions as follows:

Staff performed a detailed cost and schedule analysis on the claims submitted by the contractor totaling $389,542.68. After extensive review and multiple negotiation meetings, staff recognized the contractor's entitlement for extended general conditions (costs/day to contractor) for the added scope of work at $437.36 per day which included coordination with local gas utility for installation of generator tank; repairs to existing concrete joists found to be structurally compromised; reconfiguration to existing walkways to enhance accessibility for disabled patrons; additional modifications to waste and water distribution systems; replacement of inefficient light fixtures; and upgrading of cross ventilation in the existing restrooms. The cost for the actual work was paid from the contingency allowance.

Based on the one-hundred and five (105) calendar days of compensable delays recommended (see Time Justification - Item No.2 Compensable Delays below) the total of $45,922.80 ($437.36 X 105 calendar days) was validated, of which $22,953.48 will be paid from the remaining contingency allowance. An increase to the contract amount for the difference of $22,969.32 is hereby recommended.

TIME JUSTIFICATION: The Department recommends a retroactive time extension of two-hundred and three (203) calendar days from May 2, 2008 to November 21, 2008 based on its review of multiple claims submitted by the contractor. The following is recommended for approval:

1. Non-Compensable Delays:

   a) Ninety eight (98) calendar days of time extension for additional design, plumbing, and mechanical revisions necessary to upgrade the existing bathhouse interiors to minimize future maintenance costs. The upgrades consisted of replacing malfunctioning and corroded light fixtures, cracked and corroded plumbing fixtures; and corroded galvanized lines which were

identified after interior demolition work began. Pursuant to the agreement, these delays are defined as "Concurrent Delays" and a non-compensable time extension constitutes sole remedy for these delays.

2. Compensable Delays:

   a) One-hundred five (105) calendar days of time extension to revise permit drawings, re-route underground electrical lines, and replace existing wall mounted exhaust fans. Also included in this time frame is the replacement of existing and installation of additional exterior security lights. Pursuant to the agreement, these delays are defined as "Compensable Delays" and a compensable time extension constitutes sole remedy for these delays.

	Original Contract Values	Previous Adjustments To Values	This Change Order Values	Current Totals	Total Paid	Balance After Change Order
BASE:	$1,242,869.00	+ $240,960.94	$22,969.32	$1,506,799.26	$1,000,588.60	$506,210.66
CONTINGENCY:	$124,286.90	$0.00	$0.00	$124,286.90	$110,614.31	$13,672.59
DEDICATED:	$8,078.65	$0.00	$0.00	$8,078.65	$0.00	$519,883.25
TOTALS:	$1,375,234.55	$240,960.94	$22,969.32	$1,639,164.81	$1,119,281.56	$519,883.25

	Original Contract Duration	Previous Adjustments To Duration	This Change Order Duration	Current Totals
BASE DURATION:	240	455	203	898
CONTINGENCY:	24	0	0	24
TOTAL DURATION:	264	455	203	922

INITIATING FACTOR(S) FOR CHANGE ORDER

Reason	Cost	Duration
Other Agency Requested Change	$22,969.32	203
	$22,969.32	203

Track Record / Monitor

PERFORMANCE RECORD: The CIIS database lists four (4) evaluations for an average of 2.6 out of 4.0.

PRIME CONTRACTOR: Zurqui Construction Service, Inc.

COMPANY PRINCIPAL: Eddy Gonzalez, Jr., Ana Gonzalez

COMPANY QUALIFIERS: Eddy Gonzalez, Jr.

COMPANY EMAIL ADDRESS: None

COMPANY STREET ADDRESS: 9755 SW 40th Terrace

COMPANY CITY-STATE-ZIP: Miami, FL 33165

YEARS IN BUSINESS AT TIME OF AWARD: 16

PREVIOUS CONTRACTS WITH COUNTY IN THE LAST FIVE YEARS AT TIME OF AWARD: Ten (10) contracts for a Total Award Amount of $18,671,814 and Total Change Orders Approved by BCC of $4,559,297. See Firm History Report (Attachment A).

SUB CONTRACTORS AND SUPPLIERS (SECTION 10-34 MIAMI DADE COUNTY CODE): A-1 Duran Roofing; ABS Metal Fabricators, Inc; Statewide Electrical Services Inc, Sunshine State A/C; Diaza Drywall; Dopico Services, Inc; Ready Window Sales and Service, Corp; Miami Water Heater, Inc; Guaranteed Fence, Corp; Cellucrete, Corp; Barreiro Concrete Corporation; All Specialty Sales, Inc; Sunshine Windows and Doors.

REVIEW COMMITTEE ASSIGNED CONTRACT MEASURES:

TYPE	GOAL	ESTIMATED VALUE	ACHIEVED
CSBE	22.00%	$300,774.30	22%
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:

This contract's Notice to Proceed was dated June 6th, 2006, with a duration of 240 calendar days. The original contract expiration date was February 1st, 2007. The purpose of this contract was to renovate and upgrade four (4) of the existing six (6) cabins; the dining hall; the bathhouse; and the walkways.

The renovation work under contract was impacted by multiple unforeseen conditions, as extensive destructive sampling could not be performed during the design phase due to the operational schedule of camp activities. Destructive sampling was performed during the construction phase to discover and analyze the structural soundness of these forty-five (45) year old cabins and bathrooms. Based on the deteriorated conditions found, the Department concentrated on addressing the necessary improvements to maximize life expectancy and minimize long-term maintenance costs. Change Order No.1 for the subject contract was approved by the Board on June 3, 2008 under Agenda Item No. 8 (M) 3b. The completed facility was successfully opened to the public on January, 2009.

Submission of this item was delayed due to the large number of pending Claims and Notices of Potential Claims submitted by the contractor. The contractor's original claims, totaling $389,542.32, were reduced to the recommended $45,922.80 after extensive and thorough analysis by staff as well as multiple negotiation meetings with the contractor. Since the contractor refused to endorse the subject change order, it is recommended for unilateral approval.

BUDGET APPROVAL FUNDS AVAILABLE: _____ 1/5/10
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

MIAMI-DADE COUNTY

CHANGE ORDER NO: 2 and Final - Retroactive Unilateral **CONTRACT NO:** 693001-03-001 **DATE:** 10/15/2009

PROJECT TITLE: Camp Owaissa Bauer Renovate and Upgrade Facilities

TO CONTRACTOR: ZURQUI CONSTRUCTION SERVICE, INC. 9755 SW 40th Terrace Miami, Florida 33165

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 $22,969.32 from $1,616,195.49 to $1,639,164.81, and extend the contract time by two-hundred and three (203) calendar days from May 2, 2008 to November 21, 2008 is recommended.

Monetary Justification: The Department recommends an increase of $22,969.32 to the contract award amount for extended general conditions as follows:

Staff performed a detailed cost and schedule analysis on the claims submitted by the contractor totaling $389,542.68. After extensive review and multiple negotiation meetings, staff recognized the contractor's entitlement for extended general conditions (costs/day to contractor) for the added scope of work at (Continued below)

Time Justification: The Department recommends a retroactive time extension of two-hundred and three (203) calendar days from May 2, 2008 to November 21, 2008 based on its review of multiple claims submitted by the contractor. The following is recommended for approval:

1. Non-Compensable Delays:

a) Ninety eight (98) calendar days of time extension for additional design, plumbing, and mechanical (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	$1,375,234.55
COST OF CHANGES PREVIOUSLY ORDERED	$240,960.94
ADJUSTED CONTRACT AMOUNT PRIOR TO THIS CHANGE	$1,616,195.49
COST OF CHANGES WITH THIS DOCUMENT	$22,969.32
ADJUSTED CONTRACT AMOUNT INCLUDING THIS CHANGE	$1,639,164.81
PERCENT INCREASE WITH THIS CHANGE	1%
TOTAL PERCENT INCREASE TO DATE	19%
TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE	240 / 455 / 203
CONTINGENCY TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE	24 / 0 / 0
ADJUSTED DURATION INCLUDING THIS CHANGE	922

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 Rafael Pueno Date: 10-16-09

TO BE FILLED OUT BY PARK AND RECREATION DEPARTMENT

FUNDS BUDGET CODE _____

CERTIFIED BY DEPARTMENT'S FINANCE DIVISION: [signature] Date: 11/12/09

Accepted By:

Organization	Name	Title	Date
Zurqui Construction Service, Inc.		Contractor	
Surety		Surety	

	Title	Name	Date
Reviewed By:	Division, Chief		11/2/09
Approved By:	Deputy ~~Assistant~~ Director		11/4/09
Approved By:	Director		11/4/09
Approved By:	Director, SBD		12/9/09
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)

revisions necessary to upgrade the existing bathhouse interiors to minimize future maintenance costs. The upgrades consisted of replacing malfunctioning and corroded light fixtures, cracked and corroded plumbing fixtures; and corroded galvanized lines which were identified after interior demolition work began. Pursuant to the agreement, these delays are defined as "Concurrent Delays" and a non-compensable time extension constitutes sole remedy for these delays.

2. Compensable Delays:

a) One-hundred five (105) calendar days of time extension to revise permit drawings, re-route underground electrical lines, and replace existing wall mounted exhaust fans. Also included in this time frame is the replacement of existing and installation of additional exterior security lights. Pursuant to the agreement, these delays are defined as "Compensable Delays" and a compensable time extension constitutes sole remedy for these delays.

Monetary Justification: (Continued)

$437.36 which included coordination with local gas utility for installation of generator tank; repairs to existing concrete joists found to be structurally compromised; reconfiguration to existing walkways to enhance accessibility for disabled patrons; additional modifications to waste and water distribution systems; replacement of inefficient light fixtures; and upgrading of cross ventilation in the existing restrooms. The cost for the actual work was paid from the contingency allowance.

Based on the one-hundred and five (105) calendar days of compensable delays recommended (see Time Justification - Item No.2 Compensable Delays below) the total of $45,922.80 ($437.36 X 105 calendar days) was validated, of which $22,953.48 will be paid from the remaining contingency allowance. An increase to the contract amount for the difference of $22,969.32 is hereby recommended.

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.

DBD
DEPARTMENT OF BUSINESS DEVELOPMENT

MIAMI DADE COUNTY
Firm History Report

From: 12/12/2000 **To:** 12/12/2005

FIRM NAME: ZURQUI CONSTRUCTION SERVICE, INC.
9755 SW 40th Ter
Miami, FL 33165

PRIMES

PROJECT #	CONTRACT	DEPT	MEASURES	AWARD DATE	AWARD AMOUNT
* 99169	1	PR	GOAL CSBE 10%	07/10/2001	$2,121,315.00
COUNTRY CLUB OF MIAMI-DRIVING RANGE AND PARKING LOT (RESUBMITTAL FROM 9/29/99) (SIC 17)					
Change Order # 2	FEB-12-02	69 days			$628,155.00
Change Order # 3	SEP-24-02	234 days			
					$2,749,470.00
* 99155	1	PR	GOAL CSBE 24%	11/03/2001	$1,368,836.00
KENDALL SOCCER PARK FIELD CENTER (SIC 15)					
Change Order # 3	DEC-17-02	0 days			$1,460,849.10
					$2,829,685.10
* 49280101001	1	PR	GOAL CSBE 16%	11/04/2001	$1,217,314.00
WESTWIND LAKES LARGE RECREATION CENTER & LIGHTED PARKING LOT (SIC 15)					
Change Order # 1	APR-13-04	170 days			$293,436.97
					$1,510,750.97
* 30200101002	1	PR	GOAL CSBE 16%	11/14/2001	$307,055.00
DORAL PARK REST ROOM AND STORAGE COMPONENT BUILDING					
Change Order # 3	JUL-22-03	45 days			$56,395.25
					$363,450.25

* Indicates closed or expired contracts

ATTACHMENT A

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DBD
DEPARTMENT OF BUSINESS DEVELOPMENT

MIAMI DADE COUNTY
Firm History Report

From: 12/12/2000 **To:** 12/12/2005

PRIMES

FIRM NAME: ZURQUI CONSTRUCTION SERVICE, INC.
9755 SW 40th Ter
Miami, FL 33165

PROJECT #	CONTRACT	DEPT	MEASURES	AWARD DATE	AWARD AMOUNT
* 99054	1	PR	GOAL CSBE 14%	06/19/2002	$6,154,948.00
COUNTRY CLUB OF MIAMI STORM WATER IMPROVEMENT (RESUBMITTAL FROM 3/15/00, 8/03/00) (SIC 16)					
Change Order # 1 APR-22-03					$2,025,000.00
Change Order # 2 JUL-22-03		112 days			
Change Order # 3 SEP-21-04		195 days			$56,392.90
					$8,236,340.90
* A01-PARK-08	1	PR	GOAL CSBE 9%	01/16/2003	$30,000.00
AFRICAN HERITAGE CULTURAL ARTS CENTER MUSIC HALL ADDITION (SIC 15)					
					$30,000.00
* 31150998001-A PH 2	1	PR	GOAL CSBE 18%	01/16/2003	$1,762,323.64
AFRICAN HERITAGE CULTURAL ARTS CENTER MUSIC HALL ADDITION					
Change Order # 1 MAR-06-06		81 days			$3,293.04
					$1,765,616.68
31150998001 PH 1	1	PR	LEVEL 1 SET ASIDE CSBE 100%	01/16/2003	$75,570.90
AFRICAN HERITAGE CULTURAL ARTS CENTER MUSIC HALL ADDITION - PHASE 1 NEW TRAILERS INSTALLATION (SIC 15)					
					$75,570.90
FL 5-019A	1	HD	NO MEASURE	06/11/2003	$3,449,336.00
LINCOLN GARDENS					
					$3,449,336.00

* Indicates closed or expired contracts

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DBD
DEPARTMENT OF BUSINESS DEVELOPMENT

MIAMI DADE COUNTY
Firm History Report

From: 12/12/2000 **To:** 12/12/2005

PRIMES

FIRM NAME: ZURQUI CONSTRUCTION SERVICE, INC.
9755 SW 40th Ter
Miami, FL 33165

PROJECT #	CONTRACT	DEPT	MEASURES	AWARD DATE	AWARD AMOUNT
31160802002	1	PR	GOAL CSBE 18%	01/28/2004	$809,881.00
MARTIN LUTHER KING PARK MEDIUM RECREATION CENTER (SIC 15)					
Change Order # 1	APR-25-05	25 days			$35,774.82
					$845,655.82
69300103001	1	PR	GOAL CSBE 22%	09/29/2005	$1,375,234.55
CAMP OWAISSA BAUER, RENOVATE AND UPGRADE FACILITIES (SIC 15)					
					$1,375,234.55

Total Award Amount	$18,671,814.09
Total Change Orders Approved by BCC	$4,559,297.08
	$23,231,111.17

* Indicates closed or expired contracts

Memorandum

MIAMI-DADE COUNTY

Date: December 8, 2009

To: Jack Kardys, Director
Park and Recreation Department

From: Penelope Townsley, Director
Department of Small Business Development

Subject: Project No. 693001-03-001, 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. This project was awarded to Zurqui Construction Services, Inc. (Zurqui) with a 22% CSBE goal.

This change order increases the contract amount by $22,969.32 from $1,616,195.49 to $1,639,164.81 and extends the contract time by two-hundred and three (203) calendar days. The CSBE goal will not apply to the change order amount. Based on the latest paid to date information, Zurqui has achieved 23.15% or $338,083.52 in CSBE utilization and is in compliance with required CSBE goal. The prime contractor, Zurqui Construction Services, Inc. (Zurqui) and its subcontractors are 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, CMC Division Director, SBD
Betty Alexander, PRA Division Director, SBD
Patrice King, Administrative Officer, SBD

T:\CCDiv\CO-AMND\693001-03-001 CO MEMO (Change No 2).doc

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: Camp Owaissa Bauer – Renovate and Upgrade Facilities

Consultant: Architeknics

P & R Project #: 693001-03-001

Bid Open Date: 09/07/05 @ 2:00 P.M.

Bid Valid Thru: 03/06/06

	Latest Approved Cost Estimate Prior To Bidding	Contractor's Name, Address & Telephone Number				
		Zurqui Construction	ABC Construction, Inc.	SA Consultants, LLC		
Base Bid	$1,105,044.53	$1,242,869	$1,348,447.56	$1,370,000		
Alt. #						
Alt. #						
Alt. #						
Alt. #						
Alt. #						

Remarks:

Prepared By: Clerk 4

Title: Eduardo De La Vega

Copy:

Sheet 1 of 1

Document-10d

ATTACHMENT C

MEMORANDUM

MIAMI-DADE COUNTY

CLERK OF THE BOARD
2005 DEC 12 PM 3:00
CLERK, CIRCUIT & COUNTY COURTS
DADE COUNTY, FLA.

Date: 11/8/2005

To: George M. Burgess
County Manager

Attn: Roger T. Hernstadt
Office of Capital Improvements

From: Vivian Donnell Rodriguez
Director
Park and Recreation

Subject: Contract Award Recommendation for Camp Owaissa Bauer, Renovate and Upgrade Facilities - Project No: 693001-03-001; Contract No: 693001-03-001

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

PROJECT NAME: Camp Owaissa Bauer, Renovate and Upgrade Facilities

PROJECT NO: 693001-03-001

CONTRACT NO: 693001-03-001

PROJECT DESCRIPTION: Upgrades and renovations to existing cabins, dining hall, kitchen, bathrooms and walkways.

PROJECT LOCATION: 17001 SW 264 Street, Miami, FL 33031

PROJECT SITES:

LOCATION	COMM DIST	COST ESTIMATE	T-S-R
17001 SW 264 ST 33031	8	$1,375,234.55	56-30-39

PRIMARY COMMISSION DISTRICT: District 8 Katy Sorenson

APPROVAL PATH: Expedite

USING DEPARTMENT: Park and Recreation

MANAGING DEPARTMENT: Park and Recreation

FUNDING SOURCE: SNP05, SNP02

PTP FUNDING: No

GOB FUNDING: No

RECEIVED
2005 NOV 30 PM 4:03
CMO-CAPITAL IMPROVEMENTS

CAPITAL BUDGET PROJECT NO:

BUDGET PROJECT / DESCRIPTION	AMOUNT
9341061-SNP BOND PROGRAM - METROPOLITAN PARK IMPROVEMENTS Book Page: 184, 514 Funding Year: 2005-2006	$1,375,234.55

PROJECT TECHNICAL CERTIFICATION REQUIREMENTS: Not Applicable

BID PACKAGES ISSUED:	17			
BIDS RECEIVED:	3			
CONTRACT PERIOD:	240	Calendar Days		
CONTINGENCY PERIOD:	24			
IG FEE INCLUDED IN BASE CONTRACT:	YES			
BASE ESTIMATE:	$1,105,044.53			
BASE CONTRACT AMOUNT:	$1,242,869.00			
OPTION TO EXTEND:	Not Applicable			
CONTINGENCY ALLOWANCE (SECTION 2-8.1 MIAMI DADE COUNTY CODE):	**TYPE**	**PERCENT**	**AMOUNT**	**COMMENT**
	Renovation	10%	$124,286.90	
ART IN PUBLIC PLACES :	$0.00	0.00%	Not Applicable	
PERMIT FEES :	$8,078.65	0.65%	of Base Contract Amount	
TOTAL DEDICATED ALLOWANCE:	$8,078.65			
TOTAL AMOUNT:	$1,375,234.55			

EXPLANATION:

The bids were opened on 9/7/2005. The bids ranged from $1,242,869 to $1,370,000 with Zurqui Construction Services, Inc (ZCS) having the low bid of $1,242,869. The Parks architectural consultant, Architeknics, Inc estimated that the project would cost $1,105,044.53. After performing an analysis on Zurqui's bid, it was concluded that the disparity was due to the rise in material and labor costs throughout the construction industry. Hence, the bid is in alignment with the original Architeknics estimate prepared a year ago.

The low bidder was able to comply with all applicable County Ordinances, and regulations. We then presented the required documents to the Department of Business Development (DBD) for compliance review. It was determined by DBD that all documents were in compliance with the CSBE Participation Provisions. See attachments 1 through 7.

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

BID OPEN DATE:	9/7/2005
BID BOND EXPIRES:	3/6/2006
BID VALID UNTIL:	3/6/2006
ESTIMATED NOTICE TO PROCEED:	1/14/2006
PRIME CONTRACTOR:	Zurqui Construction Services, Inc.
COMPANY PRINCIPAL(S):	Eddy Gonzalez,Jr, Ana Gonzalez
COMPANY QUALIFIERS(S):	Eddy Gonzalez,Jr
COMPANY EMAIL ADDRESS:	None
COMPANY STREET	9755 SW 40th Terrace

ADDRESS:	
COMPANY CITY-STATE-ZIP:	Miami, Florida 33165
YEARS IN BUSINESS:	16
PREVIOUS EXPERIENCE WITH COUNTY IN THE LAST FIVE YEARS:	Eight (8) Contracts Valued at $21,383,168
SUBCONTRACTORS AND SUPPLIERS (SECTION 10-34 MIAMI DADE COUNTY CODE):	Statewide Electrical Services Inc, Sunshine State A/C, Coast to Coast, J&Q Garage Industrial Doors, Diaza Framing, Miles Enterprise, Central Supermix,Daltile
MINIMUM QUALIFICATIONS EXCEED LEGAL REQUIREMENTS:	No
STANDARD PAYMENT AND PERFORMANCE BOND:	Yes Applicable
REVIEW COMMITTEE:	**MEETING DATE:** 5/4/2005 **SIGNOFF DATE:** 5/9/2005
RESPONSIBLE WAGES:	Yes
REVIEW COMMITTEE ASSIGNED CONTRACT MEASURES:	**MEASURE GOAL** **COMMENT** CSBE 22.00% 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. Leahy 11-9-05 **FINANCE OFFICER:** **DATE:** **ACTION:** **FINANCE COMMENT:**
INDEX CODES:	CPE357935162, CPE356935119

BUDGET APPROVAL FUNDS AVAILABLE:	**OSBM DIRECTOR:**	11/21/05 **DATE:**
APPROVED AS TO LEGAL SUFFICIENCY:	**COUNTY ATTORNEY:**	11/29/5 **DATE:**
CAPITAL IMPROVEMENTS CONCURRENCE:	**OCI DIRECTOR:**	12/2/05 **DATE:**
APPROVED PURSUANT TO THE EXPEDITE ORDINANCE (SECTION 2-	**COUNTY MANAGER:**	12/12/05 **DATE:**

8.2.7 OF THE MIAMI
DADE COUNTY CODE):

CLERK DATE: _____

DATE:

MIAMI-DADE COUNTY, FLORIDA

PARK AND RECREATION DEPARTMENT

CHANGE ORDER TO ORIGINAL CONTRACT

MIAMI-DADE COUNTY

CHANGE ORDER NO: One (1) CONTRACT NO: 693001-03-001 DATE: 2/29/2008

PROJECT TITLE: Camp Owaissa Bauer Renovate and Upgrade Facilities.

TO CONTRACTOR: ZURQUI CONSTRUCTION SERVICE, INC. 9755 SW 40th Terrace Miami, Florida 33165

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 $240,960.94 from $1,375,234.55 to $1,616,195.49 and extend the contract time by four-hundred and fifty five (455) calendar days from February 1, 2007 to May 1, 2008 is recommended.

Monetary Justification: PRD recommends an increase of $240,960.94 to the contract award amount for the following changes:

A. Department Requested Changes:

1. Upgrade interior wall and shower tile to conform to the new park standards. These upgrades will minimize maintenance and cleaning efforts. The total negotiated cost for this work, including structural reinforcement is $10,812.38.

2. Redesign of the septic tanks and drain field systems due to site constraints. (Continued below)

Time Justification: The PRD recommends a retroactive time extension to the contract of four-hundred and fifty five (455) calendar days from February 1, 2007 to May 1, 2008. This time extension is further described below.

1. Forty-five (45) calendar days of time extension for delays pertaining to the re-design of the septic tank system (See Department Requested Changes – Item No. (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	$1,375,234.55
COST OF CHANGES PREVIOUSLY ORDERED	$0.00
ADJUSTED CONTRACT AMOUNT PRIOR TO THIS CHANGE	$1,375,234.55
COST OF CHANGES WITH THIS DOCUMENT	$240,960.94
ADJUSTED CONTRACT AMOUNT INCLUDING THIS CHANGE	$1,616,195.49
PERCENT INCREASE WITH THIS CHANGE	18%
TOTAL PERCENT INCREASE TO DATE	18%
TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE	240 / 0 / 455
CONTINGENCY TIME: ORIGINAL CONTRACT / PREVIOUS CHANGES / THIS CHANGE	24 / 0 / 0
ADJUSTED DURATION INCLUDING THIS CHANGE	719

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 _____ Date: 3/20/08

TO BE FILLED OUT BY PARK AND RECREATION DEPARTMENT

FUNDS BUDGET CODE See attachment "D"

CERTIFIED BY DEPARTMENT'S FINANCE DIVISION: _____ Date: 3/26/08

Accepted By: ZURQUI CONSTRUCTION SERVICES — Contractor

Accepted By: Surety — Surety — 3/11/08

Hartford Casualty Insurance Company Michael Bonet, Attorney-In-Fact and Florida Resident Agent

Reviewed By: Division Chief — 3/20/08

Approved By: Assistant Director — 4/1/08

Approved By: Director — 4/14/08

Approved By: Director, DBD — 4/17/08

Approved By: Director, OSBM — 4/21/08

Approved By: County Attorney — 4/21/08

Approved By: County Manager — 6/10

Attested By: Clerk of the Board — 6/19/08

COUNTY COMMISSIONERS DADE COUNTY FLORIDA

Time Justification: (Continued)

A2 above). Of these forty-five (45) calendar days of time extension, twenty-four (24) were assigned from the time contingency allowance. Upon approval of this change order, a departmental draw will be made to replenish the time contingency for these days (24 days). The remaining twenty-one (21) calendar days of time extension (45 – 24 = 21) are recommended for approval. A non-compensable time extension was negotiated for these delays that otherwise would have been defined as compensable.

2. An additional four hundred and ten (410) calendar days of time extension are recommended in order to adequately extend the contractual completion date. Several claims have been filed by the contractor for potential entitlement to extended general conditions resulting from delays associated with the septic tanks' re-design (See Department Requested Changes - Item No. A2); the substitution of the roofing system (See Design Errors - Item No. C2); and the added reinforcement to the cabin walls (See Other Actions Recommended - Item No. E1). The PRD is reviewing and assessing these claims towards a final determination of responsibility. 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 County to extend the contract in order to minimize additional/potential losses (See Background below.) 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's Office (CAO) to recover any and all damages resulting from errors/omissions/actions committed during the performance of the contract.

Beginning Balance: 24
Total Amount Used to Date: 24
Requested Replenishment: 24
Ending Bal. after Change Order: 24

Monetary Justification: (Continued)

. The four individual systems were consolidated into two pump assisted systems and relocated to a new area to avoid encroaching into a Natural Forest Community. The negotiated cost, including the credit for the originally designed system, is $120,547.95 of which $90,568.44 was paid from the original contingency allowance. Upon approval of this change order a departmental draw will be made to replenish the contingency for that amount ($90,568.44).

B. Unforeseen Conditions:

Note: Extensive destructive sampling could not be performed during the design phase due to the operational schedule of camp activities. Destructive sampling was performed during the construction phase to discover and analyze the soundness of the existing structural components of these forty-five (45) year old cabins and bathrooms.

1. Relocation of the damaged water shut-off valve for the bathhouse to allow for post-construction access. The negotiated cost for this work is $3,986.68 and was paid from the original contingency allowance. Upon approval of this change order a departmental draw will be made to replenish the contingency for this amount.

2. Replace corroded cast iron water service and distribution lines with new CVPC water lines in the bathhouse. The estimated cost for this work currently under negotiation is $13,500.00. The Contractor's ultimate entitlement and compensation shall be based on amounts confirmed and approved by the PRD.

3. Replace deteriorated shower partition walls with Park's standard bathroom wall partitions. The negotiated cost for this work is $2,898.00 and was paid out from the original contingency allowance. Upon approval of this change order a departmental draw will be made to replenish the contingency for this amount.

4. Replace damaged metal partitions and substrate at the bathhouse that were found to be structurally compromised. The negotiated cost for the replacement work needed is $23,911.93 of which $7,911.93 was paid from the original contingency allowance. Upon approval of this change order a departmental draw will be made to replenish the contingency for this amount ($7,911.93). The remaining cost is $16,000.00.

5. Replace corroded conduit and wire insulation. The negotiated cost for this replacement work is $1,357.76 and was paid out from the original contingency allowance. Upon approval of this change order a departmental draw will be made to replenish the contingency for this amount.

6. Remove structurally compromised sections of the existing cabin roof slabs. The negotiated cost for this work is $3,891.50 and was paid out from the original contingency allowance. Upon approval of this change order a departmental draw will be made to replenish the contingency for this amount.

C. Design Errors:

1. Relocation of above-ground propane fuel tank to meet Code requirements for minimum separation between fuel lines and other utilities. The negotiated cost for this relocation work is $5,298.38.

2. Substitution of specified light-weight insulating concrete roof system for tapered-roof insulation system for all four cabins. The additional negotiated cost for this work is $18,417.00.

D. Design Omissions: N/A

E. Other Actions Recommended:

1. Reinforcement of exterior masonry walls in all four cabins. The negotiated cost for the structural reinforcement is $13,346.36.

2. Extension of Insurance Policies: Cost associated with renewal of insurances due to delays beyond the contractor's control (See Time Justification – Item No.1). The cost to renew and extend these policies for a one (1) year period is $22,993.00.

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.

CAMP OWAISSA BAUER
RENOVATE AND UPGRADES FACILITIES
ZURQUI CONSTRUCTION SERVICES
693001-03-001

	TOTAL DISTRIBUTION	TOTAL DISTRIBUTION DETAIL	SNP02 INDEX CODE CPE356935119	WO#	SNP05 INDEX CODE CPE357935162	WO#	GOB 31-73120 SERIES "A" INDEX CODE CPA031PR0801	WO#	GOB 31-73120 SERIES "C" INDEX CODE CPC031PR0801	WO#	GOB 31-73120 SERIES "D" INDEX CODE CPD031PR0801	WO#
BASE CONTRACT:	$1,242,869.00	$1,242,869.00	$ 153,698.03	40191	$ 987,459.10	37009	$ 101,513.01	59813	$ -		$ 198.86	71600
CHANGE ORDER #1: BASE		$116,674.04	$ -		$ -		$ -		$ 106,458.65	64737	$ 10,215.39	71601
CHANGE ORDER #1: CONTINGENCY	$240,960.94	$124,286.90	$ -		$ -		$ -		$ 109,729.60	64738	$ 14,557.30	71602
PERMIT FEES	$8,078.65	$8,078.65	$ -		$ 8,078.55	37019	$ -		$ -		$ -	
ORIGINAL CONTINGENCY WHICH BECAME PART OF BASE AS A RESULT OF CO#1	$124,286.90	$124,286.90	$ -		$ 113,614.44	37017	$ 10,672.46	62646	$ -		$ -	
CHANGE ORDER #2:	$22,969.32	$22,969.32	$ -		$ -		$ -		$ -		$ 22,969.32	73863
TOTAL	$1,639,164.81	$1,639,164.81	$ 153,698.03		$ 1,109,152.09		$ 112,185.47		$ 216,188.25		$ 47,940.87	

TOTAL SNP:	$ 1,262,850.12
TOTAL GOB:	$ 376,314.59
GRAND TOTAL:	$ 1,639,164.71

ATTACHMENT D