

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY**

Meeting Date: February 1, 2022

☐ Consent    ☒ Regular  
☐ Workshop    ☐ Public Hearing

Submitted By: Department of Airports

**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to approve:

(A) Change Order No. 2 to Amendment No. 4 of the Construction Manager (CM) at Risk Contract (Contract) with The Morganti Group, Inc. (MGI) for CM at Risk Services for Airport Improvements for Palm Beach County Department of Airports (Department) in the amount of \$343,870.39 for Work Order MC 15: Escalator Replacement at Palm Beach International Airport (PBI); and

(B) A Budget Transfer of \$343,870 in the Airport's Improvement and Development Fund to provide budget for the project, including a transfer from Reserves in the amount of \$343,870.

**Summary:** Amendment No. 4 (Work Order MC 15) in the amount \$8,145,981 and 907 Calendar Days was approved by the Board on September 15, 2020 (R-2020-1336) for the Escalator Replacement at PBI. Change Order No. 1 to Amendment No. 4 in the amount of \$975,516 was approved by the Board on May 18, 2021 (R-2021-0725). Approval of Change Order No. 2 in the amount of \$343,870.39 is required primarily to address the existing conditions required prior to installing the new handrails. Following the demolition of the existing handrail adjacent to Escalator H during replacement of the escalators, it was determined that additional structural modifications to the curbs are required to support the new handrails. This condition exists at seven of the eight handrails to be replaced. A Disadvantaged Business Enterprise (DBE) goal of 12% was established for this contract. DBE participation for this Change Order is 32.12%. Pursuant to changes to Chapter 332, Florida Statutes, effective October 1, 2020, a governing body of a commercial service airport may not approve purchases of contractual services in excess of the Category Five threshold amount of \$325,000 provided in Section 287.017, Florida Statutes, on a consent agenda. This change order exceeds the threshold amount and must be approved on the regular agenda. **Countywide (AH)**

**Background and Policy Issues:** The existing handrails on eight interior stairways/balconies within the PBI terminal were installed in 1987 as part of the original terminal construction. Following demolition of the existing handrail at Escalator Balcony/Stair H it was noted that additional structural modifications would be required to accommodate the installation of the new handrails. This condition applies to stair/balcony B, C, E, F, and G/K & H. Structural modifications include demolition and replacement of unsuitable concrete curb on each side of the stairs and at the balconies and installation of structural steel members to support the new handrails. This will also require additional temporary partitions to shield the welding operation from the public at the first and second levels, and temporary safety railings on the stairs stringers/balconies, and temporary power for the welding machines and air scrubbers.

**Attachments:**

1. Change Order No. 2 to Amendment No. 4 of CM at Risk Contract with MGI (w/Contract History) – (3 originals)
2. DBE Goal Information w/Schedules 1 & 2
3. Budget Transfer

Recommended By:  12-13-21  
Department Director Date

Approved By: \_\_\_\_\_  
County Administrator Date

## II. FISCAL IMPACT ANALYSIS

### A. Five Year Summary of Fiscal Impact:

Fiscal Years	2022	2023	2024	2025	2026
Capital Expenditures	\$343,870				
Operating Costs					
External Revenues (Grants)					
Program Income (County)					
In-Kind Match (County)					
NET FISCAL IMPACT	\$343,870				
# ADDITIONAL FTE POSITIONS (Cumulative)					

Is Item Included in Current Budget?

Yes ☐ No ☒

Does this item include the use of federal funds?

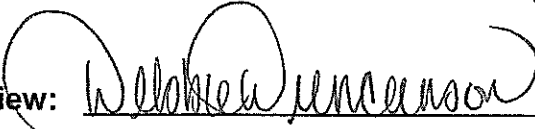
Yes ☐ No ☒

Budget Account No: Fund 4111 Department 121 Unit A348-447 Object 6504  
Reporting Category \_\_\_\_\_

### B. Recommended Sources of Funds/Summary of Fiscal Impact:

Approval of this item provides budget for Change Order No. 2 to Amendment No. 4 of the Contract with MGI in the amount of \$343,870.39. Funding sources consist of Local funds of \$343,870 and include a transfer from Reserves in the amount of \$343,870.

C. Departmental Fiscal Review:



## III. REVIEW COMMENTS

### A. OFMB Fiscal and/or Contract Development and Control Comments:

\_\_\_\_\_  
OFMB

\_\_\_\_\_  
Contract Dev. and Control

### B. Legal Sufficiency:

\_\_\_\_\_  
Assistant County Attorney

### C. Other Department Review:

\_\_\_\_\_  
Department Director

REVISED 11/17

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT)



## Palm Beach County Compliance Summary Report

Vendor Number	Vendor Name	AM Best Rating	Insurance Carrier	Policy #	Eff. Date	Exp. Date	Coverage	Contract Number	Contract Name
DX00000795	The Morganti Group, Inc.	Modified	Compliant					DOA 18-3	CM at Risk Contract for Airport Improvements
		A++ , XV	Federal Insurance Company	54309474	12/31/2021	12/31/2022	Auto Liability		
		Ag , XV	Allied World National Assurance Company	03108098	12/31/2021	12/31/2022	Excess Liability		
		A , XIV	Starr Indemnity & Liability Company	1000584535211	12/31/2021	12/31/2022	Excess Liability		
		A++g , XV	Chubb National Insurance Company	54309475 CT	12/31/2021	12/31/2022	General Liability		
		A++g , XV	Executive Risk Indemnity Inc.	54309476 AOS	12/31/2021	12/31/2022	General Liability		
		A++ , XV	Federal Insurance Company	54309477	12/31/2021	12/31/2022	Workers Comp		

**Risk Profile :** Standard - General Services-AOA

**Required Additional Insured :** Palm Beach County Board of County Commissioners

**Ownership Entity :**



CERTIFICATE  
(Corporation)

The undersigned hereby certifies that the following are true and correct statements:

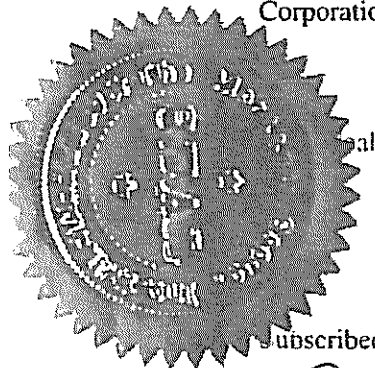
1. That Nabil Takla is the President of The Morganti Group, Inc., a corporation organized and existing in good standing under the laws of the State of Connecticut, hereinafter referred to as the Corporation, and that the following Resolutions are true and correct copies of certain Resolutions adopted by the Board of Directors of the Corporation as of the 9<sup>th</sup> day of November, 2018, in accordance with the laws of the State of Connecticut, the Articles of Incorporation and the By-laws of the Corporation.

RESOLVED that the corporation shall enter into that certain Contract, Palm Beach County DOA18-3 CM at Risk Services for Airport Improvements for the Department of Airports Agreement between Palm Beach County, a political subdivision of the State of Florida and the Corporation (the Agreement), a copy of which is attached hereto: and be it

FURTHER RESOLVED, that Stephen Sines, the Vice President of Operations of the Corporation, is hereby authorized and instructed to execute such Agreement and such other instruments as may be necessary and appropriate for the Corporation to fulfill its obligations under the Agreement,

2. That the foregoing resolutions have not been modified, amended, rescinded, revoked or otherwise changed and remain in full force and effects as of the date hereof.
3. That the Corporation is in good standing under the laws of the State of Florida, and had qualified, if legally required, to do business in the State of Florida and has full power and authority to enter into such Agreement.

IN WITNESS WHEREOF, the undersigned has set his hand and affixed the Corporate Seal of the Corporation on the 3<sup>rd</sup> day of January, 2019.



Nabil Takla  
(Signature)

[Signature]  
(Witness)

Subscribed and sworn before me by Nabil Takla this 3<sup>rd</sup> day of January, 2019.

[Signature]  
Notary Public

JUDITH E. ANNUNZIATA  
NOTARY PUBLIC  
MY COMMISSION EXPIRES OCT. 31, 2021



CHANGE ORDER

- ☒ Owner Initiate
- ☒ Differing Site Conditions
- ☐ Zoning/Code/Ordinance Changes
- ☐ Errors/Omissions/In Design
- ☐ Quantity Overruns/Underruns
- ☒ Request By Another Agency/Outside Party
- ☐ A. Reimbursable ☐ B. Non-Reimbursable
- ☐ Other

PROJECT:

Airport Improvements for  
The Department of Airports  
MC-15 Escalator Replacement  
Palm Beach International Airport (PBI)

CHANGE ORDER NO:

Two (2)

COUNTY/FAA PROJECT NO:

DOA 18-3

CONTRACT DATE:

January 15, 2019

RESOLUTION NO.

R-2019-0042,(Contract)

WO SMC-01:

R2020-1336;NTP 9/15/2020

DISTRICT #

Countywide

TO:

The Morganti Group, Inc.  
1662 North US Highway 1, Suite C  
Jupiter, Florida 33469

**Description of Change:**  
This Change Order includes compensation for one (1) Proposed Change Order (PCO) as submitted by the Morganti Group, Inc. This modification is referenced in the attached Exhibit 1 Summary by PCO number along with a description of the individual cost, category of change, time extension and a brief explanation. There is no time extension included in this change order.

Total Change in Contract Amount .....\$ 343,870.39

EXECUTION OF THIS CHANGE ORDER ACKNOWLEDGES FINAL SETTLEMENT OF, AND RELEASES ALL CLAIMS FOR, COSTS AND TIME ASSOCIATED, DIRECTLY OR INDIRECTLY, WITH THE ABOVE STATED MODIFICATION(S), INCLUDING ALL CLAIMS FOR CUMULATIVE DELAYS OR DISRUPTIONS RESULTING FROM, CAUSED BY, OR INCIDENT TO, SUCH MODIFICATION(S), AND INCLUDING ANY CLAIM THAT THE ABOVE-STATED MODIFICATION(S) CONSTITUTES, IN WHOLE OR PART, A CARDINAL CHANGE TO THE CONTRACT.

The Original Guaranteed Maximum Price (GMP) was .....\$8,145,981.00

Net change by previous Change Orders ..... \$975,516.00

The GMP prior to this Change Order .....\$9,121,497.00

The GMP will be **increased** by this Change Order ..... \$343,870.39

The new GMP including Change Order will be ..... \$9,465,367.39

The Time to complete this Work will be increased/decreased by ..... 0 Calendar days.

The Date of Substantial Completion of this Change Order therefore is ..... February 14, 2023

R S & H	The Morganti Group, Inc	PBC Bd Of County Commissioners
Engineer/Architect	Contractor	Owners
3125 W Commercial Blvd, Suite 130	1662 North US Highway 1, Ste C	PO Box 21229
Fort Lauderdale FL 33609	Jupiter, Florida 33469	West Palm Beach, Fl 33416-1229
Name and Title: Aaron Jackson, Aviation Structural Engineer	Name and Title: Stephen Sines, VP Operations	Name and Title:
Signature DocuSigned by: 65348623A57A464...	Signature DocuSigned by: 6AC5351C41044CA...	Signature
Date: 11/29/2021		Date:


PALM BEACH COUNTY DEPARTMENT OF AIRPORTS

Attest: Joseph Abruzzo  
Clerk of the Circuit Court  
& Comptroller

Approved As To Terms  
Terms and Conditions

Approved as to Form and Legal  
Sufficiency

By: \_\_\_\_\_  
Deputy Clerk

By:   
Director of Airports

By: \_\_\_\_\_  
County Attorney

PROJECT INFORMATION  
AIRPORT: PALM BEACH INTERNATIONAL  
AIRPORT (PBI)  
PROJECT: DDA 18-JAIRPORT IMPROVEMENTS - WO MC 15 Escalator Replacement  
CONTRACTOR: THE MORGANTI GROUP INC.  
CONTRACT: RESOLUTION NO: R-2019-0042(Contract);WO MC-15: R2020-1336;NTP 9/21/2020

EXHIBIT 1 CHANGE ORDER NO 2 SUMMARY						
ITEM #	Ref Doc	DESCRIPTION	AMOUNT	DAYS	CODE	SUMMARY EXPLANATION
The existing handrails on eight (8) interior stairways/balconies within the PBI terminal were installed in 1987 as part of the original terminal construction. Following demolition of the existing handrails at Escalator Balcony/Stair H it was noted that additional structural modifications to the existing curb would be required to accommodate the installation of the new handrails. This condition applies to stair/balcony B, C, E, F, G/K & H. Structural modifications include demolition of unsuitable concrete on the stair stringers and balconies and installation of HSS steel members to support the new handrails. This will also require additional temporary partitions to shield the welding operation from the public at the 1st and second levels and temporary safety railings on the stair stringers/balconies, temporary power for the welding machines and air scrubbers.						
1.1	PCO #2/FB #004	Alen Construction - Demolition of Concrete and Finishes	\$7,826.50	0	Unforeseen	Demolition of unsuitable concrete and overlaying terrazzo flooring at balconies;
1.2	PCO #2/FB #004	Alen Construction - Concrete repairs of curbs at stair stringers and balconies	\$15,543.00		Unforeseen	Repair of concrete curbs at stair stringers and balconies;
1.3	PCO #2/FB #004	Alen Construction - Finishes	\$78,886.56		DOA	Original scope included p-lam at balconies and 3 sides at Esc B and C. The additional p-lam is at the shelf above the fire door enclosure where there is existing ceramic tile. There are also additional costs for the P-lam panels. It was assumed that the existing P-lam panels are 5/8" thick but are actually a 3/4" panel. Reveals were added for aesthetics and there was a change in mounting to facilitate and maintain a flush finish. Also includes the safety railings at balconies and rental costs for lift access, as well as credit for scaffolding not used.
2.1	PCO #2/FB #004	Van Linda Iron Works - Temporary cable railings at (7) stair stringers	\$35,759.06		P2B	The initial scope included construction of a scaffold system along the length of balconies E and H to be used as a working platform and leading edge safety protection for the balcony and upper stair stringer work, disabling the sliding fire doors at B and C to erect the scaffold. The fire marshal would not allow the disabling of the fire door requiring temporary safety rails instead.
2.2	PCO #2/FB #004	Van Linda Iron Works - Structural Steel scope at Stairs/balconies B,C,E,F,G/K,H	\$137,929.70		Unforeseen	Fabrication and installation of steel members for structural support at stairs/balconies B,C,E,F,G/K,H
2.3	PCO #2/FB #004	Van Linda Iron Works - Miscellaneous Metals budget	\$20,000.00		Unforeseen	Budget for unforeseen conditions following demolition of remaining stairs/balconies
3	PCO #2/FB #004	HR Finishes - Temporary Partition Budget	\$15,000.00		Unforeseen	The original scope included placement of stanchions to separate the construction from the public. With the welding required to install the structural scope, temporary partitions will need to be installed for additional protection to the public
4	PCO #2/FB #004	Dato Electric - Temporary Electric	\$6,234.69		Unforeseen	Temp power for welding machines and air scrubbers
5	PCO #2/FB #004	Builders Risk Insurance	\$3,438.70		Unforeseen	
6	PCO #2/FB #004	Bond Rider	\$3,438.70		Unforeseen	
7	PCO #2/FB #004	General Liability Insurance	\$3,438.70		Unforeseen	
		Subtotal	\$327,495.61			
8	PCO #2/FB #004	CM Fee	\$16,374.78		Unforeseen	
Contract Time Adjustments - Summary						
				0		
Total Change Order No.2			343,870.39			

LEGEND	
	Error
\$0.00	Omission/recommended and/or required in project.
\$35,759.06	Other Agency
\$78,886.56	Department of Airports
\$229,224.77	Conditions not normally anticipated or encountered in construction
\$0.00	Quantity Underruns, contract adjustments,
\$343,870.39	Total Change Order #2

PROPOSED CHANGE ORDER  
NO. 2



To: Cynthia Portnoy  
Palm Beach County - Dept. of Airports  
846 Palm Beach International  
West Palm Beach, FL 33406-1470

Date 11/15/2021  
Project # 2020.008.  
Project Task MC15 Terminal Escalator Replacement

Phone: 561.471.7420  
Fax: 561.471.7427  
Email: cportnoy@pbia.org

Issue Field Bulletin #4

CC:

Below is the detail for our proposal to complete the following changes in contract work: All labor, material and equipment required to complete the changes associated with MC15 Field Bulletin #4, including:

- Alen Construction – demolition of unsuitable concrete and overlaying terrazzo flooring at balconies as shown on S101
- Alen Construction – repair of concrete curbs at stair stringers and balconies as shown on S101
- Alen Construction – installation of Class A, Formica Dover White 7197 MicroDot finish p-lam wall panels and Class A, Formica Dover White 7197 smooth, matte finish p-lam horizontal panels, trims, and supportive framing as shown on A504
- Temporary Partition Budget – construction of additional temporary drywall partitions to shield the welding operation from the public at 1<sup>st</sup> and 2<sup>nd</sup> levels
- Van Linda Iron Works – fabrication and installation of temporary safety rails consisting of angle posts with cable railing at seven (7) stair stringers; installation of HSS steel members to provide structural support for new handrail systems per the details shown on S101
- Dato Electric – installation of temporary power for welding machines and air scrubbers to be utilized by Van Linda Iron Works

Stainless steel details shown in FB#4 are not included and will be addressed separately upon receipt of the response to RFI 16 - Stainless Steel Base Styles.

PCO Item	Status	Change (in Days)	Quantity	UM	Unit Price	Amount
1 : Alen Construction – Demo, Concrete, Finishes	PENDING		0.000	LS	0.00000	\$ 102,256.06
2 : Van Linda Iron Works - Misc Metals	PENDING		0.000	LS	0.00000	\$ 193,688.76
3 : Dato Electric- Temporary Electric	PENDING		0.000	LS	0.00000	\$ 6,234.69
4 : HR Finishes – Temp Partition Budget	PENDING		0.000	LS	0.00000	\$ 15,000.00
4 : Builder's Risk	PENDING		0.000	LS	0.00000	\$ 3,438.70
5 : Bond Rider	PENDING		0.000	LS	0.00000	\$ 3,438.70

Approved by: [Signature] Morgan, Inc. • Approved by: [Signature] Portnoy, Cynthia • Budget: \$1,000,000 • Project: MC15 Terminal Escalator Replacement

THE MORGANTI GROUP INC. • WWW.MORGANTI.COM

1450 Centropark Blvd., Suite 260 • West Palm Beach, Florida 33401 • Phone: (561) 689-0200 • Fax: (561) 689-4774

AFFIRMATIVE ACTION / EQUAL OPPORTUNITY EMPLOYER

MC15 PCO 002

PROPOSED CHANGE ORDER  
NO. 2



6 : General Liability	PENDING	0.000	LS	0.00000	\$ 3,438.70
7 : Fee	PENDING	0.000	LS	0.00000	\$ 16,374.78

\$ 343,870.39

Submitted By:

*Jennifer Uman*

11/15/2021

Jennifer Uman

Date

Approved By:

Cynthia Portnoy  
Palm Beach County - Dept. of Airports

Date

Project Manager: Cynthia Portnoy • Financial Review: Doug • Project Manager: Al

THE MORGANTI GROUP INC. • WWW.MORGANTI.COM

1450 Centreport Blvd., Suite 260 • West Palm Beach, Florida 33401 • Phone: (561) 689-0200 • Fax: (561) 689-4774

ALTERNATIVE ACTION / EQUAL OPPORTUNITY EMPLOYER

MC15.PCO.002

## Increase PENALTY RIDER

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BOND AMOUNT \$9,121,497.00

BOND NO. 9355575

To be attached and form a part of Bond No. 9355575 dated the 15th day of September, 2020, executed by Zurich American Insurance Company as surety, on behalf of The Morganti Group, Inc. as current principal of record, and in favor of Palm Beach County - Department of Airports, as Obligee, and in the amount of Nine Million One Hundred Twenty One Thousand Four Hundred Ninety Seven Dollars and 00/100 (\$9,121,497.00).

In consideration of the agreed premium charged for this bond, it is understood and agreed that Zurich American Insurance Company hereby consents that effective from the 15th day of September, 2020, said bond shall be amended as follows:

THE BOND PENALTY SHALL BE Increased:

FROM: Nine Million One Hundred Twenty One Thousand Four Hundred Ninety Seven Dollars and 00/100 (\$9,121,497.00)

TO: Nine Million Four Hundred Sixty Five Thousand Three Hundred Sixty Seven Dollars and 39/100 (\$9,465,367.39)

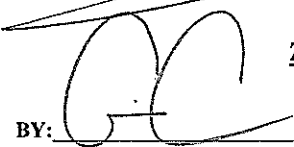
The Increase of said bond penalty shall be effective as of the 15th day of September, 2020, and does hereby agree that the continuity of protection under said bond subject to changes in penalty shall not be impaired hereby, provided that the aggregate liability of the above mentioned bond shall not exceed the amount of liability assumed by it at the time the act and/or acts of default were committed and in no event shall such liability be cumulative.

Signed, sealed and dated this 19th day of November, 2021.

  
The Morganti Group, Inc.  
PRINCIPAL

BY:   
Thamer Rushaidat, President & CEO

  
Zurich American Insurance Company  
SURETY

BY:   
Gabriela Camacho, ATTORNEY-IN-FACT,  
FL Non-Resident License No. W570767

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ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND  
POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Illinois, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Illinois (herein collectively called the "Companies"), by **Robert D. Murray, Vice President**, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint, **Michael J. CUSACK, Eric J. CANTERBURY, John J. GAMBINO, Sandra C. LOPES, Nicole ROY, Natalie CONEYS, Jean M. FEENEY, Nicholas LABBE, Laurie ROTHWELL and Gabriela CAMACHO, all of Boston, Massachusetts, EACH**, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 25th day of June, A.D. 2019.



ATTEST:

ZURICH AMERICAN INSURANCE COMPANY  
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY  
FIDELITY AND DEPOSIT COMPANY OF MARYLAND

By: *Robert D. Murray*  
Vice President

By: *Dawn E. Brown*  
Secretary

State of Maryland  
County of Baltimore

On this 25th day of June, A.D. 2019, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Robert D. Murray, Vice President and Dawn E. Brown, Secretary** of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.



Constance A. Dunn, Notary Public  
My Commission Expires: July 9, 2023

**EXTRACT FROM BY-LAWS OF THE COMPANIES**

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

**CERTIFICATE**

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies.  
this 19th day of November, 2021.



A handwritten signature in cursive script that reads "Brian M. Hodges".

Brian M. Hodges, Vice President

**TO REPORT A CLAIM WITH REGARD TO A SURETY BOND, PLEASE SUBMIT A COMPLETE DESCRIPTION OF THE CLAIM INCLUDING THE PRINCIPAL ON THE BOND, THE BOND NUMBER, AND YOUR CONTACT INFORMATION TO:**

Zurich Surety Claims  
1299 Zurich Way  
Schaumburg, IL 60196-1056  
[www.reportsfclaims@zurichna.com](mailto:www.reportsfclaims@zurichna.com)  
800-626-4577

CONTRACT HISTORY															
ORIGINAL CONTRACT RESOLUTION NO DATE APPROVED EXPIRATION		YEAR 1-2 R-2019-0042 1/16/2019 1/16/2021		YEAR 3 R-2020-1808 12/8/20 1/16/2022		YEAR 4 1/16/2023		YEAR 5 1/16/2024							
REF DOC	FUNDING SOURCE	DESCRIPTION	TIME(Cal Days) for Substantial	NTP	Substantial Completion Date	Final Completion Date	AMOUNT	CHANGE ORDER OR ADJUSTMENT	CHANGE ORDER VALUE PLUS TIME	REVISED AMOUNT	LEAD DEPT APPROVAL	CRC APPROVAL	BCC APPROVAL	STATUS	TOWO CLOSED
Task Order MC01		PM&C Fuel Farm - Cost Estimate													No fees submitted
MC02		LVA NEC Corrections	90										\$0.00	On hold	
Task Order MC03	AP ELIGIBLE - Exhibit A APPLIES	CC 2 Fuel Farm Replacement Presubmission Services	90	01/01/19			137,036.00			\$17,046.00	\$17,046.00				
Amendment No 1 Work Order MC-06	AP ELIGIBLE - Exhibit A APPLIES	Third Level Interior Improvements Phase 1B	140	02/14/19	12/26/19	1/19/20	517,493.00						\$97,494.00	June 18, 2019 Board Meeting (R-2019-0935) Approved 7/30/19	
		CC No 1 Fuel Farm	0					\$47,153.34	\$47,153.34		\$47,153.34			Approved 7/30/19	
		CC No 2 Fuel Farm	30		12/01/19	2/10/20		\$41,006.51	\$40,100.51		\$41,006.51			Approved 11/06/20	
		GMP Adjustments						\$86,540.30		\$86,543.59				Approved 9/23/20	
Amendment No 2 Work Order MC03	AP ELIGIBLE - Exhibit A APPLIES	CC 2 Fuel Farm Replacement Construction Services	210	02/14/19	11/19/20	2/12/20	14,221,974.00						\$4,331,874.00	June 18, 2019 Board Meeting (R-2019-0935) Approved 8/27/19	
		CC No 1 Fuel Farm						\$134,166.00	\$134,165.00		\$134,166.00			Approved 8/27/19	
		CC No 2 MC02MC04 - JCN DPG						\$1,047,281.38	\$1,047,281.38		\$1,047,281.38			Approved 8/27/19	
		GMP Adjustments						\$145,702.30		\$1,588,445.26				Approved 8/27/19	CRC 12/16/2022
Amendment No 3 Work Order MC07	AP ELIGIBLE - Exhibit A APPLIES	GMP	50	02/02/23	02/02/23	7/29/23	1970,230.00						\$570,339.00	10/27/18 Board Meeting (R-2018-0814)	
		CC No 1 MAMA/VA	15				171,808.00		\$18,008.43					Approved 8/27/19	
		CC No 2 Grounds Assessment Centers	35		7/22/20	8/27/20	\$28,974.85		\$13,379.48					Approved by CRC 8/27/19	
		GMP Adjustments					\$44,850.40		\$44,850.40	\$69,871.18					CRC 7/2/2021
Task Order MC04	AP ELIGIBLE - Exhibit A APPLIES	Escalator Replacement - Additional Presubmission Services - Investigations and Recommendation of Existing Conditions												Approved 9/27/19	
Work Order MC-08	AP ELIGIBLE - Exhibit A APPLIES	Security Improvements at PUL	80	12/01/19	2/6/20	3/7/20	\$388,913.00						\$18,619.00	Approved 11/02/20	
		CC No 1	30		3/7/20	4/06/20		\$17,069.40	\$47,800.30		\$17,069.40			Approved 3/20/20	
		GMP Adjustments								\$75,827.30				Approved 3/20/20	Closed
Task Order MC-10	AP ELIGIBLE - Exhibit A APPLIES	Escalator Replacement - Presub mission Services					\$40,250.00			\$41,200.00	\$41,200.00			Approved 3/11/2025	
Work Order MC-13															
Work Order MC-14	Federal/Exhibit A-Act	Checkpoint C-Modifications													

DEPARTMENT OF AIRPORTS  
Airport Improvements - CMR  
The Morganti Group  
PB NO: DOA 18-3  
CONTRACT HISTORY

ORIGINAL CONTRACT RESOLUTION NO DATE APPROVED EXPIRATION		YEAR 1-2 R-2019-0042 1/15/2019 1/15/2021	YEAR 3 R-2020-1808 12/8/20 1/15/2022	YEAR 4 1/15/2023	YEAR 5 1/15/2024										
REF DOC	FUNDING SOURCE	DESCRIPTION	TIME/Cal Days) for Substantial	NTP	Substantial Completion Date	Final Completion Date	AMOUNT	CHANGE ORDER OR ADJUSTMENT	1 CHANGE ORDER VALUE PLUS TIME	REVISED AMOUNT	LEAD DEPT APPROVAL	CRC APPROVAL	BCC APPROVAL	STATUS	TOWWO CLOSED
Amendment No 4 Work Order MC-15	AP ELIGIBLE - EXHIBIT A APPLIES	Evaporator Replacement - Construction	877	9/27/20	2/14/23		\$3,145,841.00						\$3,145,841.00	Approved 8/15/2020 R2020-1338	
		CO No 1	0					\$975,516.00	\$975,516.00				\$975,516.00	5/18/21 Board R2021- 0725	
		CO No 2	0					\$143,870.39	\$143,870.39	\$9,465,387.20			\$143,870.39	2/1/22 Board	
Amendment No 5		First one year renewal option											\$0.00	Approved 12/8/20 R2020-1808	
Amendment No 8 Work Order MC-11	FDOT	ARFF Roof Repairs	98	5/8/21	8/8/23	9/8/21	\$490,813.00						\$490,813.00	Approved 5/12/21 R2021-0855	
		CO No 1	22		8/31/21	8/30/21									
		GMP Adjustments								\$490,213.00					
Amendment No 7		Second one year option											\$0.00	12/7/21 Board	
Amendment No 3 Work Order MC-10		Terminal Roof Replacement													
Total							\$14,604,413.10	(\$105,739.87)		\$14,498,673.21	-\$1,177,85.73	\$108,013.50	\$15,622,824.30		

Notes:  
Closed-out projects  
Time and materials  
Approved Authority for Task Authorizations (CM @ Risk) - No cumulative tracking  
Document Authority  
Task Order Lead Dept  
Task Order CRC  
Amendment BCC

Approved Authority  
CO Value  
\$0-\$50,000  
\$50,001-\$100,000  
>\$100,001

Summ CO Value  
See Note 1  
See Note 1  
See Note 1

Authority  
Lead Dept  
CRC  
BCC

Days  
0-30 days  
31-60  
61-120  
121-180

Cumulative Days up to 30  
Cumulative Days up to 60  
Cumulative Days up to 90  
See Note 2

Time Extension Limit  
The Cumulative Limit  
Time Extension Limit in excess of 60 Days must be approved by the Board and does not count towards the Cumulative Limit

When the cumulative value of changes or additional work approved by the Lead or CRC exceeds the greater of \$250,000 or 5% of the original contract in agenda item notifying the board that the item puts it in the excess category must be prepared and forwarded as a Receive and File item

When the cumulative time extension approved by a combination of the Lead Dept and the CRC exceeds 170 Cal Days then an agenda item notifying the board that the item puts it in the excess category must be prepared and forwarded as a Receive and File item

\*Time must also be evaluated based on value of LO's for projects over \$1,000,000. This value of the time extension is not included when calculating the cumulative value

Attachment No. 2

Construction Management at Risk  
RFP #DOA 18-3  
Date: April 12, 2018  
Marketplace: BC, PBC, MDC  
DBE Project Goal: 12%

Project Description	NAICS Title	NAICS Code	Estimated Percentage of Work	Available DBE	Total Available	Weighted Availability
Misc. Funding						
Landscaping (Material Cost)	Turf Farming	111421	0.00%	0	0	0.00%
		236220	12.75%	239	816	3.73%
Construction Management	Drainage System Construction	237110	1.18%	20	138	0.17%
		237310	2.60%	32	126	1.07%
Subgrade Stabilization	Hwy, Street & Bridge Construction	238110	3.06%	11	226	0.15%
		238120	0.38%	16	51	0.12%
Miscellaneous Concrete (Material Cost)	Concrete pumping					
Structural Steel and Precast Concrete						
Contractors						
Masonry Contractors						
Roofing Contractors						
Electrical Work (Labor Cost)	Electrical Contractors	238210	8.21%	79	1619	0.40%
		238220	2.94%	49	2057	0.07%
Plumbing – Mechanical						
Drywall and Insulation						
Paintings & Wall Coverings						
Tile & Terrazzo						
Pavement Removal	Site Preparation	238310	2.85%	43	303	0.40%
		238911	0.00%	n/a	n/a	0.00%
Site Demolition						
Temporary Stormwater Pollution Prevention, Erosion and Siltation Control						
Other Building Equipment Contractors						
Pavement Markings (Material Cost)	Paint and Coating Manufacturing	325510	0.00%	0	15	0.00%
		326299	0.88%	n/a	0	0.00%
All Other Rubber Product Manufacturing (Membrane roof)						
Ready Mix Concrete Manufacturing						
Drainage System (Material Cost)	Culvert pipe, concrete, manufacturing	327320	1.38%	0	46	0.00%
		327332	0.00%	0	4	0.00%
Conveyor and Conveying Equipment Manufacturing						
Switchgear and Switchboard Apparatus Manufacturing						
Brick, Stone, and Related Construction Material Merchant Wholesalers						
Chain link Fence (Materials Cost)	Fencing (except wood) merchant wholesalers	423380	0.00%	2	119	0.00%
Electrical Work (Material Cost)	Electrical Apparatus/Equip. Wiring Supplies, Related Equip Merchant	423610	4.21%	15	619	0.10%
Roadway Signage (Material Cost)	Signs (except electrical) Wholesalers	423990	0.00%	9	771	0.00%
Fuel Farm Systems	Petroleum Bulk Stations and Terminals	424710	0.00%	1	48	0.00%
Building Materials/Supplies						
Nursery, Garden Center & Farm Supply (Sod)						
Trucking	Trucking	444220	1.56%	10	648	0.02%
Maintenance of Traffic	Maintenance of Traffic	484220	0.45%	0	123	0.00%
Insurance	Insurance	488190	0.88%	17	174	0.06%
Survey and Project Record Documents	Land Survey and Mapping	524126	1.00%	5	318	0.02%
Testing Services						
Mobilization	Mobilization	541380	0.21%	0	191	0.00%
Landscaping (Labor Cost)	Turf Installation	561730	0.38%	24	147	0.04%
Prefabricated Metal Building and Component Manufacturing						
Mobilization/Overhead (Prime)						
Contingency						
CMAR Contracts						
R2013-0663						
R2013-0664						
Median						
DBE Goal						

CMAR Contracts	
R2013-0663	16%
R2013-0664	14%
Median	15%
DBE Goal	12%

SCHEDULE 1  
LIST OF PROPOSED DBE FIRMS

Project/Bid Name: MC15 Escalator Replacement – OCO#2

Project/Bid No: DOA 18-3

Name of Prime Bidder: The Morganti Group Inc.

Change Order/Task/Amendment No. (if applicable): MC15 OCO #2

Contact Person: Jennifer Uman

Bid Opening Date: \_\_\_\_\_

Address: 1450 Centre Park Blvd, Suite 260 WPB FL 33401

Department: Airports

Phone No.: 561-689-0200 Fax No: 561-689-4774 E-mail Address: juman@morganti.com


Name, Address & Phone No. of DBE Firm	Description of Type of Work	Classification (Check applicable box)	Dollar Amount				Other (Please Specify)
			Black	Hispanic	Women		
Alen Construction	Demolition, Concrete Repair, Finishes	<input type="checkbox"/> Prime Contractor <input checked="" type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer	\$	\$102,256.06	\$		\$
Cooper Construction Management & Consulting	CM Services	<input type="checkbox"/> Prime Contractor <input checked="" type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer	\$1,964.97				
Dato Electric	Electrical	<input type="checkbox"/> Prime Contractor <input checked="" type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer	\$	\$6,234.69	\$		\$
		<input type="checkbox"/> Prime Contractor <input checked="" type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer			\$		\$
		<input type="checkbox"/> Prime Contractor <input checked="" type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer	\$		\$		\$

Total Value of DBE Participation: \$ 110,455.72

Notes:

- The amounts listed on this form for each DBE Firm must be supported by the price included on Schedule 2, "Letter of Intent to Perform as a Disadvantaged Business Enterprise", in order to be counted toward attainment of the DBE goal.
- Firms identified on this form must be certified as a DBE by the State of Florida's Unified Certification Program.
- If materials or supplies are proposed to be purchased from a DBE regular dealer, sixty percent (60%) of the proposed expenditure is counted toward attainment of the DBE goal. Reduce dollar amount to 60% of supplier's quote for purposes of determining value of DBE participation. Amounts listed on Schedule "2" should reflect the full expenditure (i.e., do not reduce supplier's quote).

By signing this form the undersigned Prime Bidder is committing to utilize the above referenced DBE Firms on the Project and that the Prime Bidder will monitor the DBE Firms to ensure that the work is actually performed by the by the DBE Firms.

By:   
Signature

Jennifer Uman/ Sr. PM  
Print Name/Title of Person Executing on Behalf of the Prime

Date: 11/19/21

\*Additional sheets may be used if necessary.

**SCHEDULE 2**  
**(Attachment \_\_ to the Bid Form)**

## LETTER OF INTENT TO PERFORM AS A DISADVANTAGED BUSINESS ENTERPRISE

Project/Bid No.: MC15 Project/Bid Name: MC15 Terminal Escalator Replacement

Change Order/Task/Amendment No. (If applicable): OCO #2

Name of Prime Bidder: The Morganti Group

Name of DBE Firm: Alen Construction

The undersigned is certified as a Disadvantaged Business Enterprise by the State of Florida's Unified Certification Program. Check one or more classifications as applicable:

☐ Black      ☒ Hispanic      ☐ Women      ☐ Other (Please Specify) \_\_\_\_\_

☐ Prime Contractor   ☐ Subcontractor   ☐ Manufacturer   ☐ Supplier

The undersigned is prepared to perform the following described work in connection with the above-referenced project (specify in detail the particular work and/or parts thereof to be performed):

Additional Sheets may be used as necessary.

Line/Item/Lot No.	Item Description	Qty/Units	Unit Price	Total Price
	<i>Demolition</i>		\$	\$ 7,826.50
	<i>Concrete</i>		\$	\$ 15,543.00
	<i>Finishes</i>		\$	\$ 78,886.56
			\$	\$

at the following price<sup>1</sup>: \$ 102,256.06  
(Subcontractor/Supplier's Quote)

and will enter into a formal agreement for work with you conditioned upon your execution of a contract with Palm Beach County.

**If the undersigned intends to subcontract any portion of the work described above to another subcontractor, please complete the following:**

(Name of Subcontractor)	\$	(Amount of Subcontract)
(Name of Subcontractor)	\$	(Amount of Subcontract)

- ☐ DBE Certified
- ☐ Non-DBE
- ☐ DBE Certified
- ☐ Non-DBE

The undersigned affirms that it has the resources necessary to perform the work described above without subcontracting the work to another subcontractor, except as noted above. The undersigned subcontractor/supplier understands that the provision of this form to the Prime Bidder does not prevent the subcontractor from providing quotations to other bidders.

Allen Construction Group, Inc.  
Printed Name of DBE Subcontractor

By: \_\_\_\_\_  
Signature

Date: 11/19/2021

<sup>1</sup> Do not reduce supplier's quote on this Schedule. Adjustments for purposes of determining the value of a supplier's participation should be reflected on Schedule 1 only. See "Note 3" on Schedule 1. Amounts for materials and supplies should be broken out in the table above.

**SCHEDULE 2**  
**(Attachment \_\_\_ to the Bid Form)**

**LETTER OF INTENT TO PERFORM AS A DISADVANTAGED BUSINESS ENTERPRISE**

Project/Bid No.: MC15 Project/Bid Name: MC15 Terminal Escalator Replacement

Change Order/Task/Amendment No. (If applicable): OCO #2

Name of Prime Bidder: The Morganti Group

Name of DBE Firm: Cooper Construction Management

The undersigned is certified as a Disadvantaged Business Enterprise by the State of Florida's Unified Certification Program. Check one or more classifications as applicable:

- ☒ Black
 ☐ Hispanic
 ☐ Women
 ☐ Other (Please Specify) \_\_\_\_\_  
☐ Prime Contractor
 ☐ Subcontractor
 ☐ Manufacturer
 ☐ Supplier

The undersigned is prepared to perform the following described work in connection with the above-referenced project (specify in detail the particular work and/or parts thereof to be performed):

Additional Sheets may be used as necessary.

Line Item/Lot No.	Item Description	Qty/Units	Unit Price	Total Price
	CM Services		\$	\$1,964.97
			\$	\$
			\$	\$
			\$	\$

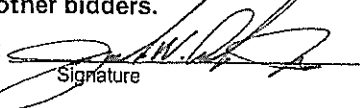
at the following price<sup>1</sup>: \$ \$1,964.97  
(Subcontractor/Supplier's Quote)

and will enter into a formal agreement for work with you conditioned upon your execution of a contract with Palm Beach County.

If the undersigned intends to subcontract any portion of the work described above to another subcontractor, please complete the following:

N/A	\$	<input type="checkbox"/> DBE Certified
(Name of Subcontractor)	(Amount of Subcontract)	<input type="checkbox"/> Non-DBE
N/A	\$	<input type="checkbox"/> DBE Certified
(Name of Subcontractor)	(Amount of Subcontract)	<input type="checkbox"/> Non-DBE

The undersigned affirms that it has the resources necessary to perform the work described above without subcontracting the work to another subcontractor, except as noted above. The undersigned subcontractor/supplier understands that the provision of this form to the Prime Bidder does not prevent the subcontractor from providing quotations to other bidders.

Cooper Construction Management & Consulting, Inc. By:   
Printed Name of DBE Subcontractor Signature  
Date: 11/22/2021

<sup>1</sup> Do not reduce supplier's quote on this Schedule. Adjustments for purposes of determining the value of a supplier's participation should be reflected on Schedule 1 only. See "Note 3" on Schedule 1. Amounts for materials and supplies should be broken out in the table above.

Schedule 2 (v.11-08-11)

**SCHEDULE 2**  
**(Attachment \_\_ to the Bid Form)**

**LETTER OF INTENT TO PERFORM AS A DISADVANTAGED BUSINESS ENTERPRISE**

Project/Bid No.: MC15 Project/Bid Name: MC15 Terminal Escalator Replacement

Change Order/Task/Amendment No. (If applicable): OCO #2

Name of Prime Bidder: The Morganti Group

Name of DBE Firm: Dato Electric

The undersigned is certified as a Disadvantaged Business Enterprise by the State of Florida's Unified Certification Program. Check one or more classifications as applicable:

- ☐ Black      ☒ Hispanic      ☐ Women      ☐ Other (Please Specify) \_\_\_\_\_
- ☐ Prime Contractor    ☐ Subcontractor    ☐ Manufacturer    ☐ Supplier

The undersigned is prepared to perform the following described work in connection with the above-referenced project (specify in detail the particular work and/or parts thereof to be performed):

Additional Sheets may be used as necessary.

Line Item/Lot No.	Item Description	Qty/Units	Unit Price	Total Price
	Electrical		\$	\$ 6,234.69
			\$	\$
			\$	\$
			\$	\$

at the following price<sup>1</sup>: \$ 6,234.69  
(Subcontractor/Supplier's Quote)

and will enter into a formal agreement for work with you conditioned upon your execution of a contract with Palm Beach County.

If the undersigned intends to subcontract any portion of the work described above to another subcontractor, please complete the following:

_____ \$ _____	<input type="checkbox"/> DBE Certified
(Name of Subcontractor) (Amount of Subcontract)	<input type="checkbox"/> Non-DBE
_____ \$ _____	<input type="checkbox"/> DBE Certified
(Name of Subcontractor) (Amount of Subcontract)	<input type="checkbox"/> Non-DBE

The undersigned affirms that it has the resources necessary to perform the work described above without subcontracting the work to another subcontractor, except as noted above. The undersigned subcontractor/supplier understands that the provision of this form to the Prime Bidder does not prevent the subcontractor from providing quotations to other bidders.

DATO ELECTRIC INC.  
Printed Name of DBE Subcontractor

By: \_\_\_\_\_  
Signature

Date: 11/22/21

<sup>1</sup> Do not reduce supplier's quote on this Schedule. Adjustments for purposes of determining the value of a supplier's participation should be reflected on Schedule 1 only. See "Note 3" on Schedule 1. Amounts for materials and supplies should be broken out in the table above.

BUDGET TRANSFER  
BOARD OF COUNTY COMMISSIONERS  
PALM BEACH COUNTY, FLORIDA

Advantage Document Numbers:  
BGEX 120721/497

Fund 4111 Airport Passenger Improvement and Development Fund

Use this form to provide budget for items not anticipated in the budget.

ACCT.NUMBER	ACCOUNT NAME	ADOPTED BUDGET	CURRENT BUDGET	INCREASE	DECREASE	ADJUSTED BUDGET	EXPENDED/ ENCUMBERED AS OF 12/08/2021	REMAINING BALANCE
<u>Expenditures</u>								
121-A348-6504	lotb Non Infrastructure	7,141,029	5,393,013	343,870	0	5,736,883	4,954,163	782,720
121-A900-9909	Reserves Improvement Program	19,773,212	13,201,934	0	343,870	12,858,064	0	12,858,064
Total Appropriations & Expenditures		343,870			343,870	0		

OFMB	By Board of County Commissioners
INITIATING DEPARTMENT/DIVISION	At Meeting of
Administration/Budget Department Approval	February 1, 2022
OFMB Department - Posted	Deputy Clerk to the Board of County Commissioners