

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: August 20, 2024

Consent Regular
 Workshop Public Hearing

Submitted By: Department of Airports

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to approve: Change Order No. 13 (Change Order) to Amendment No. 1 to the Construction Manager (CM) at Risk Contract (Contract) with Suffolk Construction Company Inc. (Suffolk) for CM at Risk Services in the amount of \$405,512.06 for Concourse B Expansion – Package 1 at Palm Beach International Airport (PBI).

Summary: On June 15, 2021, the Contract (2021-0843) with Suffolk for CM at Risk Services was approved for the Concourse B Expansion Project (Concourse B Expansion Project), which included pre-construction services in the amount of \$60,000. The Concourse B Expansion Project is being constructed in phases. On February 7, 2023, Amendment No. 1 (R-2023-0217) in the amount of \$12,398,676 with a project duration of 368 calendar days was approved for the construction of the first phase of the Concourse B Expansion Project (Phase 1), which includes expansion of restroom facilities and construction of new concession space between Gates B5 and B7. Change Orders 1-12 increased the total contract amount by \$1,676,812.11, extended the project duration for Phase 1 by 190 calendar days and provided for services associated with the mitigation of materials identified in a pre-renovation asbestos survey, contract adjustments under contingency and procurement of a lift station. On June 11, 2024, Amendment No. 2 (R-2024-0721) in the amount in the amount of \$10,047,843.24 with a project duration of 689 calendar days for the second phase of the Concourse B Expansion Project was approved, which includes the update of the finishes in the existing concourse to match the final phase, installation of mechanical chilled water piping on the roof and the relocation of a water main needed to complete the final phase of construction. Approval of this Change Order in the amount of \$405,512.06 will increase the total construction cost of Phase 1 to \$14,481,000.17 and the total contract amount to \$24,588,843.41. A detailed contract history is included in Attachment No. 1. During construction, Suffolk discovered a communication duct bank in the location where a gravity sewer line was planned to be installed, resulting in an unforeseen conflict. Approval of this Change Order will provide for the installation of a lift station in lieu of the gravity sanitary sewer line to resolve the conflict. An overall Disadvantaged Business Enterprise (DBE) goal of 20% was established for the Contract. The DBE participation for this Change Order is 0%. The total DBE participation for Phase 1, including this Change Order, is 16%. The total DBE participation to date for the Contract, including this Change Order, is 12%. Countywide (AH)

Background and Justification: On April 2, 2024, Amendment No. 11 (R-2024-0345) to the Contract for Consulting/Professional Services with RS&H, Inc. (R-2019-0612) was approved for supplemental design services to resolve the conflict between the existing communication duct bank and the proposed gravity sanitary sewer line. The updated design provides for the installation of a lift station. Change Order 11 provided for the purchase of the lift station to ensure Phase 1 would not be further delayed due to supply chain issues. This item provides for the installation of the lift station.

Attachments:

- 1. Change Order No. 13 to Amend. No. 1 to Contract with Suffolk (w-Contract History) – 3 originals
- 2. DBE Goal Information

Recommended By:  Department Director 7/23/24 Date

Approved By:  Assistant County Administrator 8/2/24 Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	<u>2024</u>	<u>2025</u>	<u>2026</u>	<u>2027</u>	<u>2028</u>
Capital Expenditures	<u>\$405,512</u>	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues (Grants)	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
NET FISCAL IMPACT	<u>\$405,612</u>	_____	_____	_____	_____
 # ADDITIONAL FTE POSITIONS (Cumulative)	 _____	 _____	 _____	 _____	 _____

Is Item Included in Current Budget? Yes X No _____
 Does this item include the use of federal funds? Yes _____ No X
 Does this item include the use of state funds? Yes X No _____

Budget Account No: Fund 4111 Department 121 Unit A394-445 Object 6504
 Reporting Category _____

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

Approval of this item provides budget for Change Order No. 13 to Amendment No. 1 of the Contract with Suffolk in the amount of \$405,512.06. The funds for Amendment No. 1 are budgeted in the current year.

C. Departmental Fiscal Review: W. Robert Duncan

III. REVIEW COMMENTS

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

Kevin Martin 7/25/24 OFMB GA 7/24 Frank Grackles 7/30/24
 Contract Dev. and Control 7/30/24

B. Legal Sufficiency:

Anne Delgado 8/7/24
 Assistant County Attorney

C. Other Department Review:

 Department Director

REVISED 11/17

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

Attachment No.1

Change Order No. 13 to Amendment No. 1
with Suffolk (w-Contract History) – 3 Originals



CHANGE ORDER

- | | | | |
|-------------------------------------|-------------------------------|-------------------------------------|--|
| <input type="checkbox"/> | Owner Initiate | <input checked="" type="checkbox"/> | Quantity Overruns/Underruns |
| <input checked="" type="checkbox"/> | Differing Site Conditions | <input type="checkbox"/> | Request By Another Agency/Outside Party |
| <input type="checkbox"/> | Zoning/Code/Ordinance Changes | <input type="checkbox"/> | A. Reimbursable <input type="checkbox"/> B. Non-Reimbursable |
| <input type="checkbox"/> | Errors/Omissions/In Design | <input type="checkbox"/> | Other |

PROJECT: **Concourse B Expansion at Palm Beach International Airport (PBI) WO SCC-01 Package 1**

CHANGE ORDER NO: **Thirteen (13)**
 COUNTY/FAA PROJECT NO: **PB20-11**
 CONTRACT DATE: **June 15, 2021**
 RESOLUTION NO. **R2021-0843 Contract**
 WO SCC-01: **NTP 2/13/2023 R-2023-0217**
 DISTRICT # **Countywide**

TO: **Suffolk Construction Company
 426 Clematis Street
 West Palm Beach, FL 33401**


Description of Change:

This Change Order includes compensation for one (1) Proposed Change Orders (PCO) as submitted by Suffolk Construction Company. These modifications are referenced in the attached Exhibit 1 Summary along with a description of the individual cost, category of change, and a brief explanation. Time impacts are under review and may be included in a separate change order.

Total Change in Contract Amount **\$405,512.06**

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 **\$12,398,676.00**
 Net change by previous Change Orders **\$1,676,812.11**
 The GMP prior to this Change Order **\$14,075,488.11**
 The GMP will be **increased/decreased** by this Change Order **\$405,512.06**
 The new GMP including Change Order will be **\$14,481,000.17**
 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 **July 24, 2024**
 The Date of Final Completion of this Change Order therefore is **August 23, 2024**

RS & H
Engineer
3125 W Commercial Blvd, Suite 130
Fort Lauderdale FL 33609
Name and Title: Aaron Jackson
DocuSigned by: Aviation Structural Engineer
Signature 
Date: 7/18/2024

Suffolk Construction Company
Contractor
426 Clematis Street
West Palm Beach, FL 33401
Name and Title: Juan Diaz
DocuSigned by: General Counsel - SE/Asst. Sec
Signature Juan Diaz
Date: 7/18/2024

PBC Bd Of County Commissioners
Owners
PO Box 21229
West Palm Beach, FL 33416-1229
Name and Title: Maria Sacks, Mayor
Signature
Date:

PALM BEACH COUNTY DEPARTMENT OF AIRPORTS

Attest: Joseph Abruzzo
 Clerk of the Circuit Court
 & Comptroller

Approved As To 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: PB 20-11 WO SCC 01: Concourse B Expansion Package 1 at PBI

CONTRACTOR: SUFFOLK CONSTRUCTION COMPANY (SUFFOLK)
 CONTRACT: RESOLUTION NO: R2021-0843(Contract);WO SCC 01: R2023-2017;NTP 2/14/2023

		EXHIBIT 1 CHANGE ORDER NO 13: SUMMARY							
ITEM #	Ref Doc	DESCRIPTION	COST				DAYS	CODE	SUMMARY EXPLANATION
			UNIT	QTY	UNIT COST	AMOUNT			
13.1	PCO #63R/ CE #104/ FB-017	Liberty - Demo	LS	1.00	\$5,873.50	\$5,873.50	0	Unforeseen	During construction of the sanitary sewer line under the Concourse B breezeway it was identified that there was an unknown communication duct bank that is in conflict with the proposed gravity sanitary sewer line. Approval of Change Order No. 13 will provide for the installation of a small lift station in lieu of the gravity sanitary sewer line to resolve the conflict. CO-011 utilized contingency funds to facilitate the purchase of materials (\$80,000). Thus, item 13.1 includes a line to reduce the cost by \$80,000. The \$80,000 funds are returned to contingency below.
		Smith - New concrete & Reinf.	LS	1.00	\$7,492.11	\$7,492.11			
		Smith - Temp Sidewalk	LS	1.00	\$11,023.10	\$11,023.10			
		Smith - Subgrade Compaction	LS	1.00	\$13,210.53	\$13,210.53			
		RCR - Plumbing Piping & Lift Station	LS	1.00	\$310,865.77	\$310,865.77			
		RCR - deduct purchase of lift station using contingency approved under CO No 11	LS	1.00	(\$80,000.00)	(\$80,000.00)			
		Davco - Electrical	LS	1.00	\$9,269.00	\$9,269.00			
		Homestead - Lift Station Mobilization	LS	1.00	\$18,000.00	\$18,000.00			
		Gonzalez - Lift Station Mobilization	LS	1.00	\$6,500.00	\$6,500.00			
		General Liability Insurance	LS	1.00	\$3,822.34	\$3,822.34			
		Payment and Performance Bonds	LS	1.00	\$2,599.19	\$2,599.19			
		Construction Manager Fee	LS	1.00	\$8,600.27	\$8,600.27			
		Builder's Risk	LS	1.00	\$7,874.02	\$7,874.02			
		Warranty Reserve	LS	1.00	\$382.23	\$382.23			
Subtotal					\$325,512.06				
Construction Contingency Adjustments - Summary									
		Return back to Construction Contingency	LS	1.00	\$80,000.00	\$80,000.00		Contract adjustments,	This work impacts the re-opening of Gate B5. To minimize the impacts to operations the cost to purchase the lift station was temporarily taken from contingency under Change Order No 11 while the costs for the remainder of the work were submitted and negotiated. This amount is being returned to contingency with this change order.
Total Change Order No.13					\$405,512.06				

LEGEND	
(\$0.00)	Error
\$0.00	Omission/recommended and/or required in project.
\$0.00	Other Agency
\$0.00	Department of Airports
\$325,512.06	Conditions not normally anticipated or encountered in construction.
\$80,000.00	Quantity Underruns, contract adjustments,
\$405,512.06	Total Change Order #13

July 17, 2024

Ms. Cynthia M. Portnoy, PE
Deputy Director

Palm Beach County Department of Airports.
846 Palm Beach International Airport West Palm Beach, FL 33406

RE: GMP Concourse B Expansion - Package 1 Project No. PB 20-11
Change Order Request #031R

Dear Ms. Portnoy:

Please find the attached Change Order Request for your review and approval. This COR pertains to the following scope:

- Field Bulletin 17 added lift station in the amount \$405,512.06. This value includes adjustments to the scope agreed upon between Aaron Jackson and myself.

NOTE: This COR does not include any Time Impact Costs.

Please let me know if you have further questions or clarifications to help to expedite the return of an executed copy.

Sincerely,



Anthony J Fiorello
Senior Project Manager
Suffolk Construction Company, Inc.

Change Order Request No. 32R



AMERICA'S CONTRACTOR

To: Cynthia Portnoy
 Date: 07/17/24
 Palm Beach County - Dept. of Airports
 846 Palm Beach International
 West Palm Beach, FL 33406-1470

Project # PB20-11
 Project Name:
 GMP Concourse B Expansion Package 1

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

CC: George Santos

Subject: CE #104 / PCO #63R - Field Bulletin 17 Sanitary Lift Station

Below is the detailed breakdown for our proposal to complete the following changes in contract work:

Time extension and associated General Requirements and General Conditions costs are not included in this PCO / COR and to be submitted under separate COR. Time Impact Analysis TIA-07 will be submitted. Suffolk reserves our rights to this time extension and associated GC / GR costs.

COR Item	Status	Change (in Days)	Amount
1 Liberty COR-073 Sawcutting For Lift Station Rack & Vent Installation Bulldog Quote 3127.5 Plus Safety Barricade Carpentry Work	Pending in Review	Refer to TIA #7	\$ 5,873.50
2 Smith Bldg. RCO 007r Added Rack Foundations, SOG Curb & Crack Bars FB #17	Pending in Review	Refer to TIA #7	\$ 7,492.11
3 Smith Bldg. RCO 008r - Temporary 6-Inch Sidewalk & Ramp per FB #17	Pending in Review	Refer to TIA #7	\$ 11,023.10
4 Smith Bldg. RCO 009 Subgrade Compaction at Tug Lane	Pending in Review	Refer to TIA #7	\$ 13,210.53
5 RCR COR 006R Lift Station Assembly & Additional Cleanouts	Pending in Review	Refer to TIA #7	\$ 310,865.77
6 DAVCO COR-013 Lift Station Power Source	Pending in Review	Refer to TIA #7	\$ 9,269.00
7 Homestead COR-Additional Mobilizations (2) Related To Lift Station Field Bulletin 17	Pending in Review	Refer to TIA #7	\$ 18,000.00
8 Gonzalez COR-05 Additional Mobilization Field Bulletin 17 Lift Station Subgrade Prep	Pending in Review	Refer to TIA #7	\$ 6,500.00
9 RCR Plumbing Reverse Contingency Temporary Use For FDB-17 Lift Station	Pending in Review	Refer to TIA #7	\$ (80,000.00)
10 Congtingency Reverse Contingency Temporary Use For FDB-17 Lift Station	Pending in Review	Refer to TIA #7	\$ 80,000.00
General Liability Insurance:	Pending in Review	Refer to TIA #7	\$ 3,822.34
Payment and Performance Bond:	Pending in Review	Refer to TIA #7	\$ 2,599.19
Construction Manager Fee :	Pending in Review	Refer to TIA #7	\$ 8,600.27
Builders Risk Insurance:	Pending in Review	Refer to TIA #7	\$ 7,874.02
Warranty Reserve:	Pending in Review	Refer to TIA #7	\$ 382.23

Total Change Order \$ 405,512.06

Submitted By:

Anthony J Fiorito Date
 Suffolk Construction

Approved By:

Cynthia Portnoy Date
 Palm Beach County - Dept. of Airports



TITLE: CE #104 - Sanitary Sewer Lift Station -
Field Bulletin 17

DATE: 7/17/2024

PROJECT: 221140

JOB: Concourse B Exp PBIA PB20-11

CHANGE 088

EVENT: 104

TO:

Palm Beach County Department of Airports
(WEST PALM BEACH)
846 Palm Beach International Airport
West Palm Beach, Florida 33406

FROM: Suffolk Construction Company, Inc.

426 Clematis Street
West Palm Beach, Florida 33401

DESCRIPTION OF CHANGE

Field Bulletin FB-017 scope is included in the trade descriptions as outlined below.

Qualifications and Exclusions : Time extension and associated General Requirements and General Conditions costs are not included in this PCO / COR and to be submitted under separate COR. Time Impact Analysis TIA-07 will be submitted. Suffolk reserves our rights to this time extension and associated GC / GR costs.

#	Description	Cost Code	Type	Net Amount
1	Liberty COR-073 Sawcutting For Lift Station Rack & Vent Installation Bulldog Quote 3127.5 Plus Safety Barricade Carpentry Work	01-012100.010 - Safety Labor	LIBERTY BUILDS	\$ 5,873.50
2	Smith Bldg. RCO 007r Added Rack Foundations, SOG Curb & Crack Bars per FB #17	03-033100.000 - Structural Concrete	SUBCONTRACTOR	\$ 7,492.11
3	Smith Bldg. RCO 008r - Temporary 6-Inch Sidewalk & Ramp per FB #17	03-033100.000 - Structural Concrete	SUBCONTRACTOR	\$ 11,023.10
4	Smith Bldg. RCO 009 Subgrade Compaction at Tug Lane	03-033100.000 - Structural Concrete	SUBCONTRACTOR	\$ 13,210.53
5	RCR COR 006 Lift Station Assembly & Additional Cleanouts	22-221000.000 - Plumbing Piping	SUBCONTRACTOR	\$ 310,865.77
6	DAVCO COR-013 Lift Station Power source	26-261000.000 - Medium-Voltage Electrical Distribution	SUBCONTRACTOR	\$ 9,269.00
7	Homestead COR-Additional Mobilizations (2) Related To Lift Station Field Bulletin 17	32-321300.000 - Rigid Paving	SUBCONTRACTOR	\$ 18,000.00
8	Gonzalez COR-05 Additional Mobilization Field Bulletin 17 Lift Station Subgrade Prep	33-331000.000 - Water Utilities	SUBCONTRACTOR	\$ 6,500.00
9	Reverse Contingency Temporary Use For FB-17 Lift Station	22-221000.000 - Plumbing Piping	SUBCONTRACTOR	(\$80,000.00)
10	Reverse Contingency Temporary Use For FB-17 Lift Station	99-991090.000 - Construction Contingency	CONTINGENCY	\$ 80,000.00
Subtotal:				\$382,234.01
General Liability Insurance:				\$ 3,822.34
Payment and Performance Bond:				\$ 2,599.19
Construction Manager Fee :				\$ 8,600.27
Builders Risk Insurance:				\$ 7,874.02
Warranty Reserve:				\$ 382.23
Total:				\$405,512.06

ACCEPTED:

RS&H (JACKSONVILLE)

Palm Beach County Department of Airports
(WEST PALM BEACH)

Suffolk Construction

By: _____
Aaron Jackson

By: _____
Cynthia Portnoy

By: _____
Juan Diaz

Date: _____

Date: _____

Date: _____

Attachment No.2
DBE Goal Information



PB20-11 CMAR SERVICES SUFFOLK CONTRACT - DBE PARTICPATION

R2021-0843 Executed on June 15, 2021

Name of DBE Firm	Prime Contract \$ Amt, including Change Orders/Amendments-thru CO no 13	Total DBE Contract Amount, including Change Orders/Amendments - thru CO no 13	DBE Percentage
Agreement - Preconstruction			
Pre-Construction Prime	\$ 60,000.00		
MCO Construction & Services		\$ 19,200.00	
Total	\$ 60,000.00	\$ 19,200.00	32%
Amendment No. 1 - SCC-01			
Amendment No. 1 - Prime	\$ 14,480,800.17		
MCO Construction & Services		\$ 248,379.16	
N&P Construction and Development Inc.		\$ 111,540.00	
IB Glazing		\$ 271,375.00	
P. Jackson Enterprises Inc. - supplier			Not a DBE firm. Replaced with Southeast Allegiance
Southeast Allegiance			
Wright Way Constr. - supplier		\$ 14,080.00	
Osorno Group Insulation - supplier		\$ 29,982.00	
KLH Supply LLC - supplier		\$ 294,600.00	
Homestead Paving		\$ 1,232,107.55	
Roberts Traffic Marking		\$ 76,721.00	
Airport Contractor Services LLC		\$ 8,837.00	
Brown & Phillips, Inc.		\$ 40,000.00	
Total	\$ 14,480,800.17	\$ 2,327,621.71	16%
Amendment No. 2-SCC-02			
Amendment No. 2- Prime	\$ 10,047,873.24		
Paradise Awnings Corporation		\$ 13,500.00	
Cooper Construction Management		\$ 94,000.00	
MTD Painting and Construction			Not a DBE firm
Roberts Traffic Marking		\$ 182,145.00	
Wright Way Construction			Not a DBE firm
Bulldog Concrete Cutting & Drilling			Not a DBE firm
MCO Construction & Services		\$ 251,638.94	
Total	\$ 10,047,873.24	\$ 541,283.94	5%
Cummulative	\$ 24,588,673.41	\$ 2,888,105.65	12%

**SCHEDULE 1
LIST OF PROPOSED DBE FIRMS**

Project/Bid Name: Concourse B Expansion At PBI Package 1 Project/Bid No: PB 20-22 Work Order SCC-01
 Name of Prime Bidder: Suffolk Construction Company Inc Change Order/Task/Amendment No. (if applicable): CO No 13
 Contact Person: Tony Fiorito
 Address: 426 Clematis Street West Palm Beach, FL 33401 Department: Airports
 Phone No.: 786-412-3287 E-mail Address: tfiorito@suffolk.com

Name, Address & Phone No. of DBE Firm	Description of Type of Work	Classification (Check applicable box)	Dollar Amount			
			Black	Hispanic	Women	Other (Please Specify)
None	Concrete Cutting	<input type="checkbox"/> Prime Contractor <input type="checkbox"/> Subcontractor <input type="checkbox"/> Supplier <input type="checkbox"/> Manufacturer	\$	\$	\$	\$

Total Value of DBE Participation: \$ \$0.00

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: *Anthony Fiorito*
 Signature

SENIOR PROJECT MANAGER
 Print Name/Title of Person Executing on Behalf of the Prime

Date: 7/17/24

*Additional sheets may be used if necessary.

Signatory Authorization





[Department of State](#) / [Division of Corporations](#) / [Search Records](#) / [Search by Entity Name](#) /

Detail by Entity Name

Foreign Profit Corporation
SUFFOLK CONSTRUCTION COMPANY, INC.

Filing Information

Document Number F94000001902
FEI/EIN Number 04-2776356
Date Filed 04/13/1994
State MA
Status ACTIVE

Principal Address

65 Allerton St.
Boston, MA 02119

Changed: 05/15/2020

Mailing Address

65 Allerton St.
Boston, MA 02119

Changed: 05/15/2020

Registered Agent Name & Address

CT CORPORATION SYSTEM
1200 S PINE ISLAND RD
PLANTATION, FL 33324

Name Changed: 06/11/2009

Address Changed: 06/11/2009

Officer/Director Detail

Name & Address

Title Treasurer

Mahajan, Puneet
65 Allerton St.
Boston, MA 02119

Title Secretary

Tangney, Jr, John J
65 Allerton St.
Boston, MA 02119

Title Director

Fish, John
65 Allerton St.
Boston, MA 02119

Title President

Fish, John
65 Allerton St.
Boston, MA 02119

Title Assistant Secretary

Diaz, Juan
426 Clematis Street
West Palm Beach, FL 33401

Annual Reports

Report Year	Filed Date
2023	03/01/2023
2023	03/08/2023
2024	02/08/2024

Document Images

02/08/2024 -- ANNUAL REPORT	View image in PDF format
03/08/2023 -- AMENDED ANNUAL REPORT	View image in PDF format
03/01/2023 -- ANNUAL REPORT	View image in PDF format
02/01/2022 -- ANNUAL REPORT	View image in PDF format
01/12/2021 -- ANNUAL REPORT	View image in PDF format
05/29/2020 -- AMENDED ANNUAL REPORT	View image in PDF format
05/15/2020 -- ANNUAL REPORT	View image in PDF format
02/14/2019 -- ANNUAL REPORT	View image in PDF format
05/29/2018 -- AMENDED ANNUAL REPORT	View image in PDF format
04/07/2018 -- ANNUAL REPORT	View image in PDF format
06/26/2017 -- AMENDED ANNUAL REPORT	View image in PDF format
04/19/2017 -- ANNUAL REPORT	View image in PDF format
10/04/2016 -- Off/Dir Resignation	View image in PDF format
01/06/2016 -- ANNUAL REPORT	View image in PDF format
12/07/2015 -- AMENDED ANNUAL REPORT	View image in PDF format
01/08/2015 -- ANNUAL REPORT	View image in PDF format
01/20/2014 -- ANNUAL REPORT	View image in PDF format
05/06/2013 -- ANNUAL REPORT	View image in PDF format
01/03/2012 -- ANNUAL REPORT	View image in PDF format

02/16/2011 -- ANNUAL REPORT	View image in PDF format
01/04/2010 -- ANNUAL REPORT	View image in PDF format
06/11/2009 -- Reg. Agent Change	View image in PDF format
03/19/2009 -- ANNUAL REPORT	View image in PDF format
01/04/2008 -- ANNUAL REPORT	View image in PDF format
01/11/2007 -- ANNUAL REPORT	View image in PDF format
01/16/2006 -- ANNUAL REPORT	View image in PDF format
07/01/2005 -- ANNUAL REPORT	View image in PDF format
03/22/2004 -- ANNUAL REPORT	View image in PDF format
04/02/2003 -- ANNUAL REPORT	View image in PDF format
04/02/2002 -- ANNUAL REPORT	View image in PDF format
07/05/2001 -- ANNUAL REPORT	View image in PDF format
02/16/2000 -- ANNUAL REPORT	View image in PDF format
02/10/1999 -- ANNUAL REPORT	View image in PDF format
02/09/1998 -- ANNUAL REPORT	View image in PDF format
04/11/1997 -- ANNUAL REPORT	View image in PDF format
06/19/1996 -- ANNUAL REPORT	View image in PDF format
03/13/1995 -- ANNUAL REPORT	View image in PDF format

Bond Rider



INCREASE RIDER

To be attached to and form a part of Bond Number 9420463 / 12212776 / K41644837 in the amount of Fourteen Million, Seventy Five Thousand, Four Hundred Eighty Eight and 11/100 (\$14,075,488.11) Dollars issued by Fidelity and Deposit Company of Maryland / Liberty Mutual Insurance Company / Federal Insurance Company on behalf of Suffolk Construction Company, Inc. in favor of Palm Beach County for the Concourse B Expansion – Package 1 project.

It is understood and agreed that the bond described above is hereby modified to Increase bond amount:

FROM: Fourteen Million, Seventy Five Thousand, Four Hundred Eighty Eight and 11/100 (\$14,075,488.11) Dollars

TO: Fourteen Million, Four Hundred Eighty One Thousand and 17/100 (\$14,481,000.17) Dollars

It is further expressly understood and agreed that the aggregate liability of the company under said bond to the obligee herein mentioned and any additional obligees listed on the bond shall not exceed the amount stated above. Nothing herein contained shall be held to vary, alter, waive, or extend any of the terms, agreements, conditions or limitations of the above-mentioned bond, other than as above stated.

Signed, Sealed, and dated this 18th day of July, 2024.

ATTEST:



Suffolk Construction Company, Inc.
Principal



Juan Diaz, General Counsel - S/National
Govt - Asst. Secy
Fidelity and Deposit Company of Maryland
Liberty Mutual Insurance Company
Federal Insurance Company

ATTEST:



Surety



Debra J. Scarborough, Attorney-in-Fact



**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 Debra J. SCARBOROUGH, Kellie A. MEYER, Christy M. BRAILE, Mary T. FLANIGAN, Tahitia M. FRY, Rebecca S. LEAL, C. STEPHENS GRIGGS, Lauren SCOTT, Veronica LAWVER, Danielle R. CAPP, Kristin D. THURBER, Patrick T. PRIBYL, Evan D. SIZEMORE, Jeffrey C. CAREY, Charles R. TETER, III, Hillary D. SHEPARD, Erin C. LAVIN, Mariana WALKER, all of Kansas City, Missouri, 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.

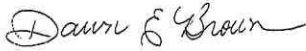
The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

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 6th day of December, A.D. 2023.

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 6th day of December, A.D. 2023, 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.

Genevieve M. Maison

GENEVIEVE M. MAISON
NOTARY PUBLIC
BALTIMORE COUNTY, MD
My Commission Expires JANUARY 27, 2025



Authenticity of this bond can be confirmed at bondvalidator.zurichna.com or 410-559-8790

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 18th day of July, 2024.



Thomas O. McClellan
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
reportsfclaims@zurichna.com
800-626-4577

Authenticity of this bond can be confirmed at bondvalidator.zurichna.com or 410-559-8790



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: 8210508 - 674009

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, C. Stephens Griggs, Charles R. Teter, III, Christy M. Braille, Danielle R. Capps, Debra J. Scarborough, Erin C Lavin, Evan D. Sizemore, Hillary D Shepard, Jeffrey C. Carey, Kellie A. Meyer, Kristin D Thurber, Lauren Scott, Mariana Walker, Mary T. Flanigan, Patrick T. Pribyl, Rebecca S. Leal, Tahitia M. Fry, Veronica Lawver

all of the city of Kansas City state of MO each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 28th day of July, 2023 .



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey
David M. Carey, Assistant Secretary

State of PENNSYLVANIA
County of MONTGOMERY ss

On this 28th day of July, 2023 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at Plymouth Meeting, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2025
Commission number 1126044
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV – OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII – Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 18th day of July, 2024 .



By: Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.

Power of Attorney

Federal Insurance Company | Vigilant Insurance Company | Pacific Indemnity Company
Westchester Fire Insurance Company | ACE American Insurance Company

Know All by These Presents, that FEDERAL INSURANCE COMPANY, an Indiana corporation, VIGILANT INSURANCE COMPANY, a New York corporation, PACIFIC INDEMNITY COMPANY, a Wisconsin corporation, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY corporations of the Commonwealth of Pennsylvania, do each hereby constitute and appoint Christy M. Braile, Danielle R. Capps, Jeffrey C. Carey, Mary T. Flanigan, Tahitia M. Fry, C. Stephens Griggs, Erin C. Lavin, Veronica Lawver, Rebecca S. Leal, Kellie A. Meyer, Patrick T. Pribyl, Debra J. Scarborough, Lauren Scott, Hillary D. Shepard, Evan D. Sizemore, Kristin D. Thurber and Mariana Walker of Kansas City, Missouri

each as their true and lawful Attorney-in-Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.

In Witness Whereof, said FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY have each executed and attested these presents and affixed their corporate seals on this 28th day of March 2024.

Rupert H.D. Swindells
Rupert H.D. Swindells, Assistant Secretary

Warren Eichhorn
Warren Eichhorn, Vice President



STATE OF NEW JERSEY
County of Hunterdon SS.

On this 28th day of March, 2024 before me, a Notary Public of New Jersey, personally came Rupert HD Swindells and Warren Eichhorn, to me known to be Assistant Secretary and Vice President, respectively, of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY, the companies which executed the foregoing Power of Attorney, and the said Rupert HD Swindells and Warren Eichhorn, being by me duly sworn, severally and each for himself did depose and say that they are Assistant Secretary and Vice President, respectively, of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY and know the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of said Companies; and that their signatures as such officers were duly affixed and subscribed by like authority.

Notarial Seal



Albert Contursi
NOTARY PUBLIC OF NEW JERSEY
No 50202369
Commission Expires August 22, 2027

Albert Contursi
Notary Public

CERTIFICATION

Resolutions adopted by the Boards of Directors of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY on August 30, 2016; WESTCHESTER FIRE INSURANCE COMPANY on December 11, 2006; and ACE AMERICAN INSURANCE COMPANY on March 20, 2009:

"RESOLVED, that the following authorizations relate to the execution, for and on behalf of the Company, of bonds, undertakings, recognizances, contracts and other written commitments of the Company entered into in the ordinary course of business (each a "Written Commitment"):

- (1) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise.
- (2) Each duly appointed attorney-in-fact of the Company is hereby authorized to execute any Written Commitment for and on behalf of the Company, under the seal of the Company or otherwise, to the extent that such action is authorized by the grant of powers provided for in such person's written appointment as such attorney-in-fact.
- (3) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to appoint in writing any person the attorney-in-fact of the Company with full power and authority to execute, for and on behalf of the Company, under the seal of the Company or otherwise, such Written Commitments of the Company as may be specified in such written appointment, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (4) Each of the Chairman, the President and the Vice Presidents of the Company is hereby authorized, for and on behalf of the Company, to delegate in writing to any other officer of the Company the authority to execute, for and on behalf of the Company, under the Company's seal or otherwise, such Written Commitments of the Company as are specified in such written delegation, which specification may be by general type or class of Written Commitments or by specification of one or more particular Written Commitments.
- (5) The signature of any officer or other person executing any Written Commitment or appointment or delegation pursuant to this Resolution, and the seal of the Company, may be affixed by facsimile on such Written Commitment or written appointment or delegation.

FURTHER RESOLVED, that the foregoing Resolution shall not be deemed to be an exclusive statement of the powers and authority of officers, employees and other persons to act for and on behalf of the Company, and such Resolution shall not limit or otherwise affect the exercise of any such power or authority otherwise validly granted or vested."

I, Rupert HD Swindells, Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, PACIFIC INDEMNITY COMPANY, WESTCHESTER FIRE INSURANCE COMPANY and ACE AMERICAN INSURANCE COMPANY (the "Companies") do hereby certify that

- (i) the foregoing Resolutions adopted by the Board of Directors of the Companies are true, correct and in full force and effect,
- (ii) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Whitehouse Station, NJ, this July 18, 2024



Rupert H.D. Swindells
Rupert H.D. Swindells, Assistant Secretary

IN THE EVENT YOU WISH TO VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT:
Telephone (908) 903-3493 Fax (908) 903-3656 e-mail: surety@chubb.com

Certificate of Insurance





**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
DX00001463	Suffolk Construction Co., Inc.	Modified	Compliant					PB 20-11 (BR SCC 01)	Concourse B Expansion at Palm Beach International Airport
		Ap , XV	Liberty Mutual Fire Insurance Company	AS2641444149053	8/31/2023	8/31/2024	Auto Liability		
		A+g , XV	Zurich American Insurance Company	MBR 3105346-01	3/29/2023	10/20/2024	Builders Risk		
		A , XV	Starr Indemnity & Liability Company	1000584589231	8/31/2023	8/31/2024	Excess Liability		
		Ap , XV	Liberty Mutual Fire Insurance Company	TB2641444149043	8/31/2023	8/31/2024	General Liability		
		Ap , XV	Liberty Mutual Fire Insurance Company	WC2641444149073	8/31/2023	8/31/2024	Workers Comp		

Risk Profile : Standard - Construction Services
Required Additional Insured : Palm Beach County Board of County Commissioners
Ownership Entity :