



# AGENDA REQUEST FORM

## THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

ITEM No.:

JJ-13.

MEETING DATE	2018-12-18 10:05 - Regular School Board Meeting
AGENDA ITEM	ITEMS
CATEGORY	JJ. OFFICE OF FACILITIES & CONSTRUCTION
DEPARTMENT	Facilities Construction

<b>Special Order Request</b> <input type="radio"/> Yes <input checked="" type="radio"/> No
<b>Time</b>
<b>Open Agenda</b> <input checked="" type="radio"/> Yes <input type="radio"/> No

**TITLE:**

Final Change Order/Final Acceptance/Final Release of Retainage - Manatee Bay Elementary School - Weston - LEGO Construction Co. - SMART Program Renovations - Project No. P.001759

**REQUESTED ACTION:**

Approve the Final Change Order in the amount of \$12,960 and no change in contract time, approve the Final Acceptance, and approve the Final Release of Retainage in the amount of \$197,545 for Manatee Bay Elementary School, LEGO Construction Co., SMART Program Renovations, Project No. P.001759.

**SUMMARY EXPLANATION AND BACKGROUND:**

Final Change Order (See Exhibits 1 and 2 for detailed information).  
 Final Acceptance/Final Release of Retainage - the Contractor LEGO Construction Co., has completed the scope of their contract.

**SCHOOL BOARD GOALS:**

Goal 1: High Quality Instruction   
  Goal 2: Continuous Improvement   
  Goal 3: Effective Communication

**FINANCIAL IMPACT:**

This project has been appropriated in the Adopted District Educational Facilities Plan (September 5, 2018). There is no impact to the project budget.

**EXHIBITS: (List)**

(1) Executive Summary (2) Change Orders (3) General Release of Lien (4) Reduction Retainage Certification (5) Consent of Surety (6) Policy 7005 (7) OEF 110B (8) OEF 209 (9) Collaboration Form

**BOARD ACTION:**

APPROVED

(For Official School Board Records Office Only)

**SOURCE OF ADDITIONAL INFORMATION:**

Name: Frank Girardi, Task Asgd.Exe.Dir.Cap.Prog.	Phone: 754-321-1525
--	---------------------

Name: Daniel Jardine, CBRE   Heery Director	Phone: 754-321-4850
---	---------------------

**THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA**  
 Senior Leader & Title

Leo Bobadilla - Chief Facilities Officer

Signature

*Frank L. Girardi*  
 12/7/2018, 2:42:44 PM

Approved In Open Board Meeting On:

DEC 18 2018

By:

Heather P. Burkhardt

School Board Chair

**EXECUTIVE SUMMARY**  
**Final Change Order/Final Acceptance/Final Release of Retainage**  
**Manatee Bay Elementary School, Weston**  
**LEGO Construction Co.**  
**SMART Program Renovations**  
**Project No. P.001759**

**PROJECT SUMMARY**

**Total Project Budget**

Construction Budget:	\$ 1,173,440
Soft Cost Budget:	\$ 585,560
<small>(Design, FF&amp;E, IT, Mgmt. Fees, etc.)</small>	
<b>Original D.E.F.P. Budget:</b>	<b>\$ 1,759,000</b>
Approved Add. Funding:	\$ 625,661
<small>(JJ-14, 10/17/17)</small>	
New Funding Request:	\$ 0
<b>Current Revised Budget:</b>	<b>\$ 2,384,661</b>

**Change Order Summary**

Current Request:	\$12,960
Schedule Change:	0 days

**Change Order Analysis**

Consultant Error	0.08%
Consultant Omission	0.58%
Owner's Request	0.00%
Unforeseen	3.64%
Tax Savings and DOP	0.00%

**Construction Schedule Summary**

- Actual Start: 11/20/17
  
- Actual Substantial Completion: 11/2/18
  
- Actual Completion: 11/2/18

**Project Overview:**

SMART Program Renovations to music room, art room, HVAC improvements, Building envelope improvements.

**Contractor's Financial Overview:**

ORIGINAL BASE CONTRACT:	\$ 1,906,326 / 350 Days
PREVIOUSLY APPROVED CO'S:	\$ 69,123 / 21 Days
CURRENT CO REQUEST:	\$ 12,960 / 0 Days
<b>CURRENT REVISED CONTRACT:</b>	<b>\$ 1,988,409 / 371 Days</b>

**Construction In Progress:**

Construction is complete.

**Change Order Items:**

**Item #1 – (COI#2) Changes to meet Building Code and District Design Standards:** Additional scope of work for Building 1 lightning protection. (Consultant Omission \$4,093; Add 0 days)

**Item #2 – (COI#3) Changes to meet Electrical Code compliance:** Additional electrical scope of work consisting of new roof penetrations for all four condensing units with new electrical conduits and wiring to feed condensing units, disconnect switch and new GFCI receptacles to replace existing which are not in compliance with electrical code due to existing electrical and water lines running through existing penetration. (Consultant Omission: \$6,997; Add 0 days)

**Item #3 – (COI#4) Electrical conduit for kitchen exhaust fan:** The electrical conduit feeding the kitchen exhaust fan had to be replaced due to deterioration; additional scope consists of labor and material to replace wiring and flex conduit. (Unforeseen \$296; Add 0 days)

**Item #4 – (COI#5) Changes to meet Building Code compliance:** ADA sink and countertop had to be removed and modified due to non-compliance with ADA student height requirement. (Consultant Error \$1,574; Add 0 days)

**Action Plan:**

The design drawings have been modified so that they reflect the changes described above. These items have been reviewed for entitlement and cost by CBRE | Heery, Inc. and Jorge A. Gutierrez Architect LLC, with a recommendation for approval.

**Note:**

This item includes the approval of the Final Change Order in the amount of \$12,960 and no contract time, approval of the Final Acceptance, and approval of the Final Release of Retainage in the amount of \$197,545.



The School Board of Broward County, Florida  
 Office of Facilities & Construction  
 2301 N.W. 26<sup>th</sup> Street  
 Fort Lauderdale, FL 33311

(754) 321-1500

**Document 01250g (00 63 63)-Construction Change Order-Item # 2**

Facility Name: Manatee Bay Elementary Date: 11/2/2018  
 Project Name: Renovations Project # P.001759  
 Location No: 3841  
 Project Description: Roofing replacement and Interior Renovations  
 Contractor: LEGO Construction Co. Reference Letter 11/2/2018  
 Dated: \_\_\_\_\_

**Description of Change:**

Change order request for the additional scope of work for relocation of existing down conductors and extra material for Lightning Protection System at Building 1. The work includes splicing, relocating, and extending the down conductors due to approximate to roof Scuppers.

Attachments: \_\_\_\_\_

**Reason For Change:**

Additional Scope of work is due to code requirement, existing down conductors near existing scuppers had to be relocated.

**Summary:**

Total of Credits and/or Added Costs: Add: \$4,093  
 Deduct: \$  
 The Contract Time will be (increased) (decreased) by: 0 Days

**THIS CHANGE ORDER ITEM IS INCLUSIVE OF ALL COSTS ASSOCIATED WITH THIS WORK. NO ADDITIONAL COMPENSATION FOR EXTENDED TIME SHALL BE DUE AS A RESULT OF THIS CHANGE IN THE SCOPE OF WORK.**

<p>Recommended  <u>Ramon Gonzalez</u> 11/5/18                  Project Consultant's Signature Date  <u>Ramon Gonzalez</u>                  Project Consultant's Typed Name  <u>Jorge A. Gutierrez Architect LLC</u>                  Project Consultant's Firm Name</p>	<p>Accepted  <u>Jeriel Rodriguez</u> 11/5/2018                  Contractor's Signature Date  <u>Jeriel Rodriguez</u>                  Contractor's Typed Name  <u>LEGO Construction Co.</u>                  Contractor's Firm Name</p>	<p>Reviewed and Concurred  <u>Kon Barton</u> 11/5/18                  Facilities Project Manager Date  <u>KON BARTON</u>                  Facilities Project Manager's Typed Name                  _____                  The School Board of Broward County, FL</p>
---	---	--

This Information to be completed by School Board of Broward County Staff			
Change Order Categories		Direct Owner Purchase (DOP)	
<input type="checkbox"/> Owner's Request	<input type="checkbox"/> Unforeseen	<input type="checkbox"/> Direct Owner Purchase	<input type="checkbox"/> Tax Savings
<input type="checkbox"/> Consultant Error	<input checked="" type="checkbox"/> Consultant Omission		



The School Board of Broward County, Florida  
Office of Facilities & Construction  
2301 N.W. 26<sup>th</sup> Street  
Fort Lauderdale, FL 33311

(754) 321-1500

**Document 01250g (00 63 63)-Construction Change Order-Item # 3**

Facility Name: Manatee Bay Elementary Date: 11/2/2018  
Project Name: Renovations Project # P.001759  
Location No: 3841  
Project Description: Roofing replacement and Interior Renovations  
Contractor: LEGO Construction Co. Reference Letter 11/2/2018  
Dated: \_\_\_\_\_

**Description of Change:**

Change order request for the additional electrical scope of work consisting of new roof penetrations for all four (4) Condensing units with new electrical conduits and wiring to feed condensing units, disconnect switch and new GFCI receptacles to replace existing which are not in compliance with electrical code due to existing electrical and water lines running through existing penetration.

Attachments: \_\_\_\_\_

**Reason For Change:**

Additional Scope of work due to existing code violations with electrical conduits for Condensing Units.

**Summary:**

Total of Credits and/or Added Costs: Add: \$6,997  
Deduct: \$  
The Contract Time will be (increased) (decreased) by: 0 Days

**THIS CHANGE ORDER ITEM IS INCLUSIVE OF ALL COSTS ASSOCIATED WITH THIS WORK. NO ADDITIONAL COMPENSATION FOR EXTENDED TIME SHALL BE DUE AS A RESULT OF THIS CHANGE IN THE SCOPE OF WORK.**

<p>Recommended <u>Ramon Gonzalez</u> 11/5/16 Project Consultant's Signature Date <u>Ramon Gonzalez</u> Project Consultant's Typed Name <u>Jorge A. Gutierrez Architect LLC</u> Project Consultant's Firm Name</p>	<p>Accepted <u>[Signature]</u> 11/5/2018 Contractor's Signature Date <u>Jesiel Rodriguez</u> Contractor's Typed Name <u>LEGO Construction Co.</u> Contractor's Firm Name</p>	<p>Reviewed and Concurred <u>[Signature]</u> 11/3/18 Facilities Project Manager Date <u>RON BARTON</u> Facilities Project Manager's Typed Name <u>The School Board of Broward County, FL</u></p>
---	--	--

This information to be completed by School Board of Broward County Staff			
Change Order Categories		Direct Owner Purchase (DOP)	
<input type="checkbox"/> Owner's Request	<input type="checkbox"/> Unforeseen	<input type="checkbox"/> Direct Owner Purchase	<input type="checkbox"/> Tax Savings
<input type="checkbox"/> Consultant Error	<input checked="" type="checkbox"/> Consultant Omission		



The School Board of Broward County, Florida  
Office of Facilities & Construction  
2301 N.W. 26<sup>th</sup> Street  
Fort Lauderdale, FL 33311

(754) 321-1500

**Document 01250g (00 63 63)-Construction Change Order-Item # 4**

Facility Name: Manatee Bay Elementary Date: 11/2/2018  
Project Name: Renovations Project # P.001759  
Location No: 3841  
Project Description: Roofing replacement and Interior Renovations  
Contractor: LEGO Construction Co. Reference Letter 11/2/2018  
Dated: \_\_\_\_\_

**Description of Change:**

Change order request for the additional electrical scope of work consisting of labor and material to replace wiring and flex conduit feeding kitchen exhaust fan on roof.

Attachments: \_\_\_\_\_

**Reason For Change:**

Additional Scope of work is due to deterioration of existing flex conduit.

**Summary:**

Total of Credits and/or Added Costs: Add: \$296  
Deduct: \$  
The Contract Time will be (increased) (decreased) by: 0 Days

**THIS CHANGE ORDER ITEM IS INCLUSIVE OF ALL COSTS ASSOCIATED WITH THIS WORK. NO ADDITIONAL COMPENSATION FOR EXTENDED TIME SHALL BE DUE AS A RESULT OF THIS CHANGE IN THE SCOPE OF WORK.**

<p>Recommended <u>Ramon Gonzalez</u> <u>11/5/18</u> Project Consultant's Signature Date <u>Ramon Gonzalez</u> Project Consultant's Typed Name <u>Jorge A. Gutierrez Architect LLC</u> Project Consultant's Firm Name</p>	<p>Accepted <u>[Signature]</u> <u>11/5/2018</u> Contractor's Signature Date <u>Jeriel Rodriguez</u> Contractor's Typed Name <u>LEGO Construction Co.</u> Contractor's Firm Name</p>	<p>Reviewed and Concurred <u>Roxi Barton</u> <u>11/5/18</u> Facilities Project Manager Date <u>Roxi Barton</u> Facilities Project Manager's Typed Name <u>The School Board of Broward County, FL</u></p>
--	---	--

This information to be completed by School Board of Broward County Staff			
Change Order Categories		Direct Owner Purchase (DOP)	
<input type="checkbox"/> Owner's Request	<input checked="" type="checkbox"/> Unforeseen	<input type="checkbox"/> Direct Owner Purchase	<input type="checkbox"/> Tax Savings
<input type="checkbox"/> Consultant Error	<input type="checkbox"/> Consultant Omission		





The School Board of Broward County, Florida  
Office of Facilities & Construction  
2301 N.W. 26<sup>th</sup> Street  
Fort Lauderdale, FL 33311

(754) 321-1500

**Document 01250g (00 63 63)-Construction Change Order-Item # 5**

Facility Name: Manatee Bay Elementary Date: 11/2/2018  
Project Name: Renovations Project # P.001759  
Location No: 3841  
Project Description: Roofing replacement and Interior Renovations  
Contractor: LEGO Construction Co. Reference Letter 11/2/2018  
Dated: \_\_\_\_\_

**Description of Change:**

Change order request for the additional scope of work to modify new sink countertop in music and Art room due to ADA height compliance.

Attachments: \_\_\_\_\_

**Reason For Change:**

Additional Scope of work due to ADA code requirement for sinks countertop installed in Music and Art Room.

**Summary:**

Total of Credits and/or Added Costs: Add: \$1,574  
Deduct: \$  
The Contract Time will be (increased) (decreased) by: 0 Days

**THIS CHANGE ORDER ITEM IS INCLUSIVE OF ALL COSTS ASSOCIATED WITH THIS WORK. NO ADDITIONAL COMPENSATION FOR EXTENDED TIME SHALL BE DUE AS A RESULT OF THIS CHANGE IN THE SCOPE OF WORK.**

<p>Recommended <u>Ramon Garcia</u> 11/5/18 Project Consultant's Signature Date <u>Ramon Gonzalez</u> Project Consultant's Typed Name <u>Jorge A. Gutierrez Architect LLC</u> Project Consultant's Firm Name</p>	<p>Accepted <u>[Signature]</u> Contractor's Signature Date <u>Jeniel Rodriguez</u> Contractor's Typed Name <u>LEGO Construction Co.</u> Contractor's Firm Name</p>	<p>Reviewed and Concurred <u>[Signature]</u> 11/5/18 Facilities Project Manager Date <u>Ron Barton</u> Facilities Project Manager's Typed Name <u>The School Board of Broward County, FL</u></p>
---	--	--

This information to be completed by School Board of Broward County Staff			
Change Order Categories		Direct Owner Purchase (DOP)	
<input type="checkbox"/> Owner's Request	<input type="checkbox"/> Unforeseen	<input checked="" type="checkbox"/> Consultant Error	<input type="checkbox"/> Consultant Omission
		<input type="checkbox"/> Direct Owner Purchase	<input type="checkbox"/> Tax Savings



The School Board of Broward County, Florida  
 Procurement & Warehousing Services Department  
 7720 W. Oakland Park Blvd., Suite 323  
 Sunrise, Florida 33351 (754) 321-0505

---

**Document 00640: General Release and Full Release of Lien**

---

**KNOW ALL MEN BY THESE PRESENTS,**

That the undersigned: Luis Garcia

of: LEGO Construction Co. City of: Miami

County of: Dade State of: Fl

Herein referred to as "Contractor" executes this General Release and Full Release of Lien in favor of THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA of 600 Southeast Third Avenue, Fort Lauderdale, Florida 33301, herein referred to as "The School Board".

In consideration of the sum of:

Written  
 Amount: **One million nine hundred and eighty-eight thousand four hundred  
 and nine Dollars**

Figures: **\$ 1,988,409.00**

receipt of which from The School Board is hereby acknowledged, Contractor for itself and its successors and assigns, has remised, released, and forever discharged, and by these presents does, for itself and its successors and assigns, does remise, release, acquit, satisfy, and forever discharge The School Board, its successors, employees, administrators and assigns, of and from all manner of action and actions, cause and causes of action, suits, debts, dues, sums of money, accounts, reckonings, bonds, bills, specialties, covenants, contracts, controversies, agreements, promises, variances, trespasses, damages, judgments, executions, claims, and demands whatsoever, in law or in equity, which against The School Board or The School Board's successors, employees, administrators and assigns, Contractor ever had, now has, or over which Contractor's successors and assigns, hereafter can, shall or may have, for upon, or by reason of any matter, cause of thing whatsoever with regard to the project known as:

Manatee Bay Elementary School Smart Program Renovation - P.001759

In consideration of the above-said moneys, receipt of which from The School Board is hereby acknowledged, Contractor does hereby release and quit claim to The School Board, its successors and assigns, all claims liens, lien rights, claims or demands of any kind whatsoever which Contractor now has or might have against the building or premises situated at:

19200 Manatee Isles Dr. Weston Fl 33332

and legally described as: Manatee Bay Elementary School

On account of labor performed and/or material furnished for the construction of any building thereon or in otherwise improving said property situated as above described. The Contractor further certifies that all lienors contracting directly with or directly employed by the Contractor have been paid in full and that all labor and materials furnished for said construction, including subcontractors employed by the undersigned, have been paid in full. The Contractor further authorizes the clerks of the County Records Division of Broward County, Florida to discharge the lien given to the undersigned in a claim of lien recorded in the Official Records of Broward County, Instrument No. 114850468 executed by:

**LEGO Construction Co.**

on this 06 day of December, 20 18.

**IN WITNESS WHEREOF,**

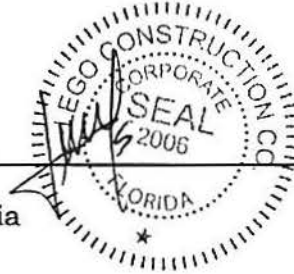
Luis Garcia has hereunto set its hand and seal

on this 06 day of December, 20 18.

(Corporate Seal)

**Attest:**

By: Luis Garcia



(Seal)

(Secretary)

**Notarization**

State of: FL

County of: Dade

Sworn to and subscribed before me, the undersigned authority, by

Mariela Lobo

who is personally known to me or did produce:

As identification and who did take an oath, acknowledged and subscribed the foregoing General Release and Full Release of Lien for purposes therein expressed.

Notary Public: \_\_\_\_\_

Affix Seal

Commission Expires on: \_\_\_\_\_

01/20/22

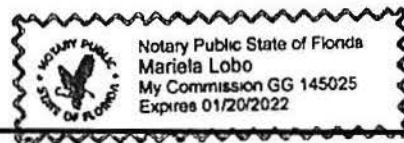






EXHIBIT 5

SURETY COMPANY  
CONSENT TO PROGRESS PAYMENT  
AIA G707 Document

Bond No. 21BCSHT8381

PROJECT: Manatee Bay Elementary School

TO (Owner):

The School Board of Broward County  
1700 SW 14th Court  
Fort Lauderdale, FL 33312

ARCHITECT'S PROJECT NO: P.001759

CONTRACT FOR: Manatee Bay Elementary School

CONTRACT DATE:

CONTRACTOR:

Lego Construction Co.

In accordance with the provisions of the Contract between the Owner and the Contractor as indicated above, the  
(here insert name and address of Surety Company)

Hartford Casualty Insurance Company  
One Hartford Plaza , Hartford, CT 06155-0001

SURETY COMPANY,

On bond of: (here insert name and address of Contractor)

Lego Construction Co.  
1011 Sunnybrook Road #905, Miami, FL 33136

CONTRACTOR,

The Surety agrees and consents to **Progress Payment No. 8** in the amount of \$ 211,800.90  
Two Hundred Eleven Thousand Eight Hundred Dollars and 90/100 to the Contractor, and agrees that progress  
payment to the Contractor shall not relieve the Surety Company of any of its obligations to (here insert name and address of Owner)

The School Board of Broward County  
1700 SW 14th Court, Fort Lauderdale, FL 33312

OBLIGEE,

as set forth in the said Surety Company's bond.

IN WITNESS WHEREOF,  
the Surety Company has hereunto set its hand this 8th day of November, 2018

(SEAL)

Witness

Gicelle Pajon

Charles J. Nielson, Attorney-in-Fact

Surety Phone No. 860-547-5000



# POWER OF ATTORNEY

Direct Inquiries/Claims to:

**THE HARTFORD**  
 BOND, T-12  
 One Hartford Plaza  
 Hartford, Connecticut 06155  
[bond.claims@thehartford.com](mailto:bond.claims@thehartford.com)

call: 888-266-3488 or fax: 860-757-5835

Agency Code: 21-229752

**KNOW ALL PERSONS BY THESE PRESENTS THAT:**

- Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut, (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, up to the amount of unlimited:

*Charles J. Nielson, Mary C. Aceves, Charles D. Nielson, Joseph Penlchet Nielson, David R. Hoover*  
 of  
 Miami Lakes, FL

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on March 1, 2016 the Companies have caused these presents to be signed by its Senior Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



*John Gray*

John Gray, Assistant Secretary

*M. Ross Fisher*

M. Ross Fisher, Senior Vice President

STATE OF CONNECTICUT }  
 COUNTY OF HARTFORD } ss. Hartford

On this 5th day of April, 2016, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Senior Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



CERTIFICATE

*Nora M. Stranko*

Nora M. Stranko  
 Notary Public  
 My Commission Expires March 31, 2023

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of November 8, 2018.  
 Signed and sealed at the City of Hartford.



*Kevin Heckman*

Kevin Heckman, Assistant Vice President

7005

7005

**PAYMENTS TO CONTRACTOR DURING CONSTRUCTION**

PER STATUTE F.S. 255.078, AND EXCEPT AS PROVIDED BELOW, CONSTRUCTION PAYMENTS ON PROJECTS UP TO FIFTY (50) PERCENT COMPLETION SHALL NOT EXCEED NINETY (90) PERCENT OF THE WORK COMPLETED OR MATERIALS PAID FOR AND PROPERLY STORED ON SITE, OR IN A BONDED WAREHOUSE.

PAYMENTS SHALL BE CONDITIONED UPON OWNER'S REPRESENTATIVE APPROVING PROGRESS OF WORK AND MATERIALS STORED, IN ACCORDANCE WITH THE EXECUTED CONSTRUCTION CONTRACT.

**REDUCTION OF RETAINAGE:**

PER STATUTE F.S. 255.078, RETAINAGE SHALL BE REDUCED TO FIVE (5) PERCENT AFTER THE PROJECT REACHES FIFTY (50) PERCENT COMPLETION. FURTHER REDUCTION OF RETAINAGE SHALL BE AUTHORIZED ONLY AFTER THE PROJECT ACHIEVES SUBSTANTIAL COMPLETION AND THE CERTIFICATE OF OCCUPANCY OR FORM OEF 110B HAS BEEN FULLY EXECUTED. THE RETAINAGE REDUCTION BELOW FIVE (5) PERCENT SHALL REQUIRE THE RECOMMENDATION OF THE SUPERINTENDENT OR DEPUTY SUPERINTENDENT OF FACILITIES AND CONSTRUCTION MANAGEMENT, AND BE AUTHORIZED BY BOARD ACTION.

REDUCTION OF RETAINAGE ON IDENTIFIABLE PHASED PROJECTS IS PERMITTED, PURSUANT TO THE RULES ABOVE. FOR PHASED PROJECTS, IF THE OVERALL CONTRACT VALUE EXCEEDS THE CONSTRUCTION COST LIMIT PER STATUTE F.S. 287.055; REDUCTION OF RETAINAGE ON INDIVIDUAL PHASES SHALL REQUIRE BOARD APPROVAL.

**FINAL PAYMENT OF RETAINAGE:**

THE CRITERIA AND CONDITIONS FOR FINAL PAYMENT OF THE RETAINAGE INCLUDE:

1. THE SCHOOL BOARD ACCEPTS THE FACILITY VIA AN EXECUTED FORM 110B.
2. ALL CONTRACTUAL OBLIGATIONS HAVE BEEN COMPLETED.
3. EXECUTED FORM OEF 209, OR WHEN AN OEF 209 IS NOT REQUIRED, CERTIFICATION OF COMPLETION BY THE ARCHITECT OR ENGINEER OF RECORD.

FINAL ACCEPTANCE AND RELEASE OF RETAINAGE ON PROJECTS WITH A CONSTRUCTION COST LIMIT PER F.S. 287.055 SHALL NOT REQUIRE BOARD APPROVAL. APPROVAL SHALL BE GRANTED BY THE DEPUTY SUPERINTENDENT OF FACILITIES AND CONSTRUCTION MANAGEMENT OR DESIGNEE, UPON RECEIPT OF THE EXECUTED CERTIFICATE OF FINAL INSPECTION OR CERTIFICATE OF COMPLETION NOTED ABOVE. FOR THE PURPOSES OF THIS RULE, CONSTRUCTION CONTRACTS THAT DO NOT REQUIRE A CERTIFICATE OF OCCUPANCY SHALL BE CERTIFIED AS SUBSTANTIALLY COMPLETE BY THE ARCHITECT OR ENGINEER OF RECORD.

AUTHORITY: F.S. 1001.41 (1) (2)  
 F.S. 1013.50  
 F.S. 218.735 (8)  
 F.S. 255.078  
 F.S. 287.055

POLICY ADOPTED: 1/21/82; 5/19/88; 1/16/07

Return completed form as needed to:  
 Office of Educational Facilities  
 325 West Gaines Street, Room 1054  
 Tallahassee, Florida 32399-0400  
 (850) 245-0494  
 Fax (850) 245-9236 or (850) 245-9304

FLORIDA DEPARTMENT OF EDUCATION  
 Office of Educational Facilities  
**CERTIFICATE OF OCCUPANCY**

OEFL USE ONLY

INSTRUCTIONS: Submit one copy of the completed form for each project over \$300,000.  
 Reproduce this form in sufficient quantity for your use.

RE: School Board of Broward County (  School District  Florida College )  
Manatee Bay Elementary 19200 Manatee Isles Dr, Weston, FL 33332 (  School Name  Campus )  
P.001759 -Building Envelope, Music & Art Room Renovations, HVAC Description of Project  
Location Site #- 3841 EFIS Number (if applicable)

In accordance with Section 1013.37(2)(c), Florida Statutes, and upon recommendation of the project architect/engineer and the certified inspector, as stated below, the subject project is ready for occupancy.

Signature:  Date: 12-19-2018  
 Superintendent  President  Designee

Intended Occupancy Date: \_\_\_\_\_

**PROJECT ARCHITECT/ENGINEER AND CERTIFIED INSPECTOR** I have inspected the subject project and, to the best of my knowledge and ability, I have determined that the safety systems\* and the facility are in compliance with statutes, rules, and codes affecting the health and safety of its occupants; and that no asbestos-containing materials were specified for use in this building, nor to the best of my knowledge were asbestos containing materials used in the construction of this project.

**Architect or Engineer of Record:**  
N/A  
 High Performance Green Building Standard Used [S. 255.2575(2), F.S.] \_\_\_\_\_ Rating Achieved \_\_\_\_\_  
Jorge A. Gutierrez AR14571 2/28/2019  
 Name (Type or Print) License # Expiration Date

Signature:   
 Architect  Engineer

**Building Official:**  
Robert Hamberger BU1112 11/30/19  
 Name (Type or Print) License # Expiration Date  
 Signature:  11/2/18

**Contractor:**  
LEGO Construction Co. CGC 1510788 8/31/20  
 Name (Type or Print) License # Expiration Date

**Threshold Inspector (if applicable):**  
N/A  
 Name (Type or Print) License # Expiration Date

**Project Information** As-built lowest floor elevation (for new construction)  
 Code/Edition 2014 FBC Occupancy Type(s) \_\_\_\_\_ Construction Type(s) \_\_\_\_\_ Occupant Load \_\_\_\_\_  
 Automatic Sprinkler System Required \_\_\_ Y, X N District/Florida College Permit Number \_\_\_\_\_  
 Special Permit 1438410513 Stipulations \_\_\_\_\_

\*Safety systems include, but are not limited to: exiting; safety; rescue; fire rating; fire protection; means of egress; master valves; eye wash and dousing shower in science labs; emergency disconnects in shops; fume and dust collection systems; heat and smoke detectors, stage protection including curtain operation, smoke vent, sprinklers, etc.; kitchen hood; fire sprinklers; smoke venting; illumination of means of egress; emergency lighting; emergency power; exit lights; fire alarm systems with required incidental functions; fire extinguishers; fuel fired heaters; electrical illumination; electrical system required ventilation; toilet facilities; kitchen hot water supply; water supply; and sewage disposal as they apply to this project.



FLORIDA DEPARTMENT OF EDUCATION  
Office of Educational Facilities

CERTIFICATE OF FINAL INSPECTION

TO: Office of Educational Facilities (OEF) 325 West Gaines Street, Room 1054 Tallahassee, Florida 32399-0400 (850) 245-0494 Fax (850) 245-9236 or (850) 245-9304	OEF USE ONLY
INSTRUCTIONS: Submit for OEF files one copy of the completed form for all projects with construction costs exceeding \$300,000. Mark the appropriate term within the parentheses. Reproduce this form in sufficient quantity for your use. Section 1013.37(2)(c), F.S.	

RE: P.001759 OEF Assigned Project Number  
Broward County Schools (□ School District □ Florida College)  
Manatee Bay Elementary School, Fort Lauderdale (□ School Name □ Campus)  
Location Site # 3841 (□ School □ College) Code Number  
Building Envelope, Music & Art Room Renovations, HVAC Description of Project

SECTION A: BOARD'S ACCEPTANCE

Upon the recommendation of our Project (X Architect □ Engineer) as certified in Section B below, in accordance with Chapter 1013, F.S., THE BOARD ACCEPTED the above-referenced project on December 19, 2018

Name (Type or Print) Robert W. Runcie  
 Signature: [Signature] Date: 12-19-2018  
 (□ Superintendent □ President)

SECTION B: (□ ARCHITECT □ ENGINEER) CERTIFICATION

As PROJECT (X ARCHITECT □ ENGINEER), I have inspected this project and, in my considered professional opinion, the work required by the contract for this project has been completed in accordance with approved contract documents; Chapter 1013, Florida Statutes; Rule 6A-2.0010, FAC; Chapter 553, F.S.; and the Florida Building Code.

Signature: [Signature] Date: 11/2/18  
 Firm Name: Jorge A. Gutierrez, Architect, LLC  
 Address: 14400 NW 77 CT, Suite 104 Miami Lakes FL 33016  
 Street/P.O. Box City State Zip

SECTION C: X Building Official □ Other (Specify) Certification

I have inspected the project, and in my considered opinion, it is complete and in accordance with applicable statutes, rules, and codes.

Name (Type or Print) Robert Hamberger  
 Signature: [Signature] Date: 11/2/18  
 X Building Official □ Certified Inspector

SECTION D: FACILITY INFORMATION

1. TYPE OF PROJECT: □ New Plant □ Addition □ Remodeling X <u>Renovation</u> □ Hurricane Repairs	2. CORRECTED "SPACE INVENTORY REPORT" (land, building, room) HAS BEEN FILED WITH THE OEF: □ Yes □ No X N/A If "No," explain: _____
3. SOURCE OF FUNDS: X <u>Local</u> □ State □ Federal □ FEMA	4. ADJUSTED FINAL CONTRACT AMOUNT: \$1,988,409
	5. PROJECT GROSS SQUARE FOOTAGE: N/A SQ. FT.
	6. COST PER GROSS SQUARE FOOT: \$ N/A
	7. COST PER STUDENT STATION: \$ N/A

### CERTIFICATE OF FINAL INSPECTION (CFI)

8. BUILDING CONTRACT DATE: November 20, 2017

COMPLETION DATE: November 2, 2018

9. CHANGE ORDERS - List of each Change Order and amount (excluding Direct Purchase amounts).

C.O. No. <u>1</u> \$ <u>\$69,123</u>	C.O. No. _____ \$ _____
C.O. No. <u>2</u> \$ <u>\$12,960</u>	C.O. No. _____ \$ _____
C.O. No. _____ \$ _____	C.O. No. _____ \$ _____
C.O. No. _____ \$ _____	C.O. No. _____ \$ _____

10. Date of Occupancy: \_\_\_\_\_  
\_\_\_\_\_

11. Additional Information:

# COLLABORATION

## SIGN-OFF FORM

Item #/Title of Agenda Request Item: JJ-13. /Final Change Order/Final Acceptance/Final Release of Retainage  
 Manatee Bay Elementary School, Weston  
 LEGO Construction Co.  
 SMART Program Renovations  
 Project No. P.001759

School Board Meeting: 12/18/2018

The financial impact of this item is \$12,960

( ) This project has not been appropriated in the Adopted District Educational Facilities Plan (September 5, 2018). These funds in the amount of \$ \_\_\_\_\_ will come from the Capital Projects Reserve.

This project has been appropriated in the Adopted District Educational Facilities Plan (September 5, 2018). There is no impact to the project budget.

( ) This project has been appropriated in the Adopted District Educational Facilities Plan (September 5, 2018). There is no current impact to the project budget. There is a potential future impact to the project budget based on the additional scope approved in this item.

( ) This project has been appropriated in the Adopted District Educational Facilities Plan (September 5, 2018). There is an additional impact to the project budget. These funds in the amount of \$ \_\_\_\_\_ will come from the Capital Projects Reserve.

( ) Comments:

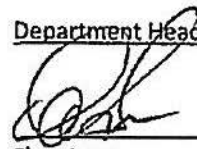
Department Name

Department Head

Department Head

Capital Budget

Omar Shim, Director

  
 Signature 11/29/2018  
 Date

Note: By signing this collaboration the Capital Budget Department is acknowledging that the budget impact as stated is correct. Other aspects of the agenda item are the responsibility of the department submitting the item.