

MEMORANDUM

DATE: May 24, 2021

TO: ****ORIGINAL****
CITY CLERK

FROM: Michelle Fentress
Procurement Management Department

SUBJECT: Record Retention

CONTRACT: #20210025 – Amendment #1
CONTRACT TITLE: Sandia Drive Sidewalk Construction Project

VENDOR NAME: Heavy Civil Inc.
VENDOR ADDRESS: 150 East Sample Road, Suite 310
CITY & STATE: Pompano Beach, FL 33064

APPROVED BY COUNCIL: APRIL 12, 2021
-7.g) AWARD CONTRACT #20210025 FOR THE SANDIA DRIVE
SIDEWALK CONSTRUCTION PROJECT TO HEAVY CIVIL, INC.

CONTRACT TERM: 04/26/2021 THROUGH 10/22/2021 (180) calendar days,
with no options for renewal.

AMENDMENT #1 – This amendment provides for two (2) new items and increases to four (4) contract pay items to provide compensation to the Contractor in the amount of **\$47,163.15**. It also provides an additional 20 days to be added to the contract for the additional work. **The new end date is November 11, 2021.**

Please see the attached for (1) original contract for your records

JS 5-24-21



CONTRACT AMENDMENT

This amendment by and between the Contractor and the City as defined below shall be effective as of the date this Amendment is fully executed.

Contractor's Full Legal Name:	Heavy Civil, Inc.
Solicitation No./Event ID:	20210025
Solicitation Title/Event Name:	Sandia Drive Sidewalk Construction Project
Contract Award Date:	04/12/2021
Initial Current Contract Term:	04/26/2021 through 10/22/2021
Current Contract Expiration Date:	10/22/2021
Requested Contract Expiration Date:	11/11/2021
Initial Contract Amount:	\$415,000.00
Current Contract Amended Amount:	\$415,000.00
Requested Financial Change Amount:	\$47,163.15
New Contract Amount:	\$462,163.15
Amendment No.:	1
Amendment Type:	Increase of Commodities

WHEREAS, the Contract is in effect through the Current Contract Term as defined above; and

NOW THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties do hereby agree as follows:

1A. This Amendment provides for two (2) new items and increases to four (4) contract pay items to provide compensation to the Contractor for the removal and replacement of twelve (12) additional concrete driveways and culverts. The cost associated with the additional driveway work results in an increase of \$47,163.15.

There are a total of twenty-three (23) driveway connections. The plans for the project identified eleven (11) of the driveways and existing culverts to be removed and replaced during the construction of the new sidewalk. CAPTEC reviewed the remaining 12 driveways and noted that all had cross slopes in the proposed sidewalk area exceeding the maximum 2 percent cross slope. Although Florida Department of Transportation ADA/Accessibility Program does not require the replacement of all driveways on a construction project due to excessive cross slopes, after checking invert grades on the existing culverts, CAPTEC crews noted swale grades higher than the proposed back of sidewalk grades. Due to the need for water to flow off the roadway, across the sidewalk into the swale liner and then to the outfall, the existing culverts and swale liner need to be lowered. This work requires the driveways be reconstructed. Since the driveways are being reconstructed, the cross slopes will be corrected to meet ADA criteria.

The Amendment is summarized as follows:

1. Contract Pay Item #CO1-001 – Bond This item was created to cover increase bonding cost of 2% to the project for the additional work. Total amount of the additional work is \$46,238.38 resulting in an increase bond cost of \$924.77. **Increase Cost = \$924.77.**
2. Contract Pay Item #CO1-002 – Survey, Layout & As-builts. This item was created to provide compensation to the contractor for the additional survey work associated with layout and providing asbuilts afterwards. **Increase Cost = \$2,932.78**
3. Contract Pay Item #9 – Removal of Existing Concrete Pavement was increased a total of 476.1 SY at the Contract unit price of \$10.00 / SY for the removal of 12 driveways. **Increase Cost = \$4,761.00.**
4. Contract Pay Item #15 – Pipe Culvert Elliptical 15" S/CD Elliptical (13" x 17") was increased a total of 271 LF at the Contract unit price of \$58.00 / LF. **Increase Cost = \$15,718.00.**
5. Contract Pay Item #21 – Liner Impermeable Polyethelene (Swale Liner) was increase a total of 685 LF at the Contract unit price of \$5.00 / LF due to the swale grade being lowered. **Increase Cost = \$3,425.00.**
6. Contract Pay Item #24 Concrete Sidewalk 6" Thick was increased a total of 451.20 SY at the Contract unit price of \$43.00 / SY for reconstruction of the driveway. **Increase Cost = \$19,401.60.**

Total Contract increase cost for this Amendment = \$47,163.15

1B. The Contractor has required the addition of 20 days be added to the Contract for the additional work. The parties hereby agree that the contract will be extended for an additional period of time as follows:

Current End Date: October 22, 2021.

New End Date: November 11, 2021.


2. **SUCCESSORS AND ASSIGNS.** This Amendment shall be binding upon and inure to the benefit of the successors and permitted assigns of the parties hereto.
3. **ENTIRE AGREEMENT.** Except as expressly modified by this Amendment, the contract shall be and remain in full force and effect in accordance with its terms and shall constitute the legal, valid, binding and enforceable obligations to the parties. This Amendment and the contract (including any written amendments thereto), collectively, are the complete agreement of the parties and supersede any prior agreements or representations, whether oral or written, with respect thereto.

IN WITNESS WHEREOF, the parties have caused this Amendment to be duly executed by their authorized representatives.

CONTRACTOR

Contractor's Full Legal Name: (PLEASE TYPE OR PRINT)	Heavy Civil Inc
Authorized Signature:	Rudolph Polselli <small>Digitally signed by Rudolph Polselli Date: 2021.05.24 10:06:24 -04'00'</small>
Printed Name and Title of Person Signing:	Rudy Polselli Operations Manager
Date:	5/24/21
Company Address:	150 East Sample Rd. Pompano Beach Fl 33064

THE CITY OF PORT ST. LUCIE

Authorized Signature:	
Printed Name and Title of Person Signing:	Russ Blackburn City Manager
Date:	5-24-2021
City Address:	121 S.W. Port St. Lucie Blvd., Port St. Lucie, FL 34984



May 19, 2021
1812.3

Mr. Daniel Frederick
Project Manager
City of Port St. Lucie
121 SW Port St. Lucie Blvd.
Port St. Lucie, FL 34984
(772) 418-6886

**RE: CONTRACT NO.: 20210025 – SANDIA DRIVE SIDEWALK IMPROVEMENT PROJECT
CHANGE ORDER NO. 1 – ADDITIONAL DRIVEWAY REMOVAL & REPLACEMENT - REVISED**

Dear Mr. Frederick:

Attached please find Change Order No. 1 for the above referenced project. The Contract price and duration for this project is \$415,000.00 and 180 calendar days. Change Order No. 1 provides for two (2) new items and increases to four (4) contract pay items to provide compensation to the Contractor for the removal and replacement of twelve (12) additional concrete driveways and culverts on the above referenced project. The cost associated with the additional driveway work results in an increase to the existing contract of \$47,163.15. The contractor has requested the addition of 20 contract days be added to the Contract for the additional work. Therefore, the Contract Time is extended to 200 Days, or November 11, 2021.

On the above referenced project there are a total of twenty-three (23) driveway connections. The plans for the project identified eleven (11) of the driveways and existing culverts to be removed and replaced during the construction of the new sidewalk. CAPTEC reviewed the remaining 12 driveways and noted that all had cross slopes in the proposed sidewalk area exceeding the maximum 2 percent cross slope. Although Florida Department of Transportation ADA/Accessibility Program does not require the replacement of all driveways on a construction project due to excessive cross slopes, after checking invert grades on the existing culverts, CAPTEC crews noted swale grades higher than the proposed back of sidewalk grades. Due to the need for water to flow off the roadway, across the sidewalk into the swale liner and then to the outfall, the existing culverts and swale liner need to be lowered. This work requires the driveways be reconstructed. Since the driveways are being reconstructed, the cross slopes will be corrected to meet ADA criteria.

The Change Order is summarized as follows:

1. Contract Pay Item #CO1-001 – Bond This item was created to cover increase bonding cost of 2% to the project for the additional work. Total amount of the additional work is \$46,238.38 resulting in an increase bond cost of \$924.77. **Increase Cost = \$924.77.**
2. Contract Pay Item #CO1-002 – Survey, Layout & As-builts. This item was created to provide compensation to the contractor for the additional survey work associated with layout and providing asbuilts afterwards. **Increase Cost = \$2,932.78**

Mr. Daniel Frederick
May 18, 2021
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3. Contract Pay Item #9 – Removal of Existing Concrete Pavement was increased a total of 476.1 SY at the Contract unit price of \$10.00 / SY for the removal of 12 driveways. **Increase Cost = \$4,761.00.**
4. Contract Pay Item #15 – Pipe Culvert Elliptical 15” S/CD Elliptical (13” x 17”) was increased a total of 271 LF at the Contract unit price of \$58.00 / LF. **Increase Cost = \$15,718.00.**
5. Contract Pay Item #21 – Liner Impermeable Polyethelene (Swale Liner) was increase a total of 685 LF at the Contract unit price of \$5.00 / LF due to the swale grade being lowered. **Increase Cost = \$3,425.00.**
6. Contract Pay Item #24 Concrete Sidewalk 6” Thick was increased a total of 451.20 SY at the Contract unit price of \$43.00 / SY for reconstruction of the driveway. **Increase Cost = \$19,401.60.**

Total Contract increase cost for this Change Order = \$47,163.15

The contractor has requested the addition of twenty (20) contract days for this additional work. Therefore, the Contract completion date has been extended by 20 days or November 11, 2021, a total of 200 Contract days. All other provisions of the Original Contract remain in full effect.

CAPTEC recommends approval of this Change Order and request the City’s review and approval to proceed with processing. Please review the attached documentation and advise if acceptable.

Should you have any questions or require any additional information, please feel free to contract me at your earliest convenience.

Sincerely,

Gary L.S. Jones, P.E.
Director of Construction

CHANGE ORDER

No.: CO #1

PROJECT:	Sandia Drive Sidewalk Improvement Project	DATE OF ISSUANCE:	_____
OWNER:	City of Port St. Lucie 121 SW Port St. Lucie Boulevard Port St. Lucie, Florida 34984		
CONTRACTOR:	Heavy Civil, Inc. 150 E Sample Road, Suite 310 Pompano Beach, FL 33064	OWNER's Project No.:	<u>20210025</u>
		ENGINEER:	CAPTEC Engineering, Inc.
CONTRACT FOR:	Contract No. 20210025 Sandia Drive Sidewalk Improvement Project	ENGINEER's Project #	<u>1812.30</u>

You are hereby directed to make the following changes in the Contract Documents.

Change Order Description: Remove and reconstruct twelve (12) additional driveways within the project limits.

Purpose of Change Order: 1. To ensure continuous swale drainage throughout the project limits, replace damaged/corroded CMP and to bring driveways into compliance with ADA criteria

- 1.) Line Item # CO1-001 - Bond - Additional bonding cost of 2% of the amount of additional work. Total amount of additional work is \$46,238.38. Increase cost is \$924.77
- 2.) Line Item #CO1-001 - Survey - Layout and As-builts - Additional cost to layout and as-built 12 additional driveways and culverts. Results in an increase costs of \$2,932.78.
- 3.) Line Item # 9 - Removal of Existing Concrete Pavement - The quantity for Removal of Existing Concrete Pavement was increased from 512 SY to 988.1 SY, resulting in an increase of \$4,761.00.
- 4.) Line Item #15 - Pipe Culvert Ellip 15" S/CD Elliptical - The quantity for 15" Pipe culvert was increased from 128 LF to 399 LF resulting in an increase cost of \$15,718.00.
- 5.) Line Item #21 - Liner Impermeable Poly Swale Liner - The quantity for Swale Liner was increased from 2033 LF to 2,718 LF resulting in an increase of \$3,425.00.
- 6.) Line Item #24 - Concrete Sidewalk 6" Thick - The quantity for 6" Concrete Sidewalk was increased from 832 SY to 1283.2 SY resulting in an increase of \$19,401.60.

Contract Time:

Contract Time has been extended by twenty (20) days for the additional work.

The revised Final Contract Day is November 11, 2021.

In summary, the above Change Order No. 1 - is a forty-seven thousand, one hundred and sixty-three (\$47,163.15) dollar Change Order adding 20 days to the Contract for a revised Contract Time of 200 days.

All other Contract Provisions / addenda remain in full force and effect

Attachments: Exhibit A - CEI Memo

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIME:
Original Contract Price \$415,000.00	Original Contract Time 180 10/22/2021 date
Previous Change Orders \$0.00	Net change from previous Change Order 0 days
Contract Price prior to this Change Order \$415,000.00	Contract Time prior to this Change Order 180 10/22/2021 date
Increase this Change Order	Net Increase of this Change Order No. 1

\$47,163.15	20 days
Contract Price with all approved Change Orders \$462,163.15	Contract Time with all approved Change Orders 200 11/11/2021 date

RECOMMENDED:

By _____
Engineer

APPROVED:

by _____
City Purchasing Agent

APPROVED:

by _____
Contractor