

MEMORANDUM

DATE: January 11, 2022

TO: ****ORIGINAL****
City Clerk

FROM: Robyn Holder, CPPB 
Procurement Management Department

SUBJECT: Record Retention

CONTRACT: #20200054 Amendment #5
CONTRACT TITLE: Construction of Floresta Drive Improvements – Phase I

CONTRACTOR NAME: Felix Associates of Florida, Inc.
ADDRESS: 8526 SW Kansas Ave.
CITY & STATE: Stuart, FL 34997

COUNCIL APPROVED: August 17, 2020

6b)- AWARD CONTRACT #20200054 FOR THE CONSTRUCTION OF FLORESTA DRIVE IMPROVEMENTS PHASE I TO FELIX ASSOCIATES OF FLORIDA, INC. IN THE AMOUNT OF \$11,087,791.41, PUBLIC WORKS DEPARTMENT, PROCUREMENT MANAGEMENT

CONTRACT AMOUNT - \$11,087,791.41
CONTRACT TERM: 9/14/2020 through 9/14/2021 (365 calendar days), with the option no option to renew.

CONTRACT AMENDMENT #1 - \$137,000.00 and no additional calendar days at this time. New Contract Amount is \$11,224,791.41.

COUNCIL APPROVED: May 10, 2021

CONTRACT AMENDMENT #2- \$707,972.00 and no additional calendar day at time. New Contract Amount is \$11,932,763.41.

COUNCIL APPROVED: N/A

CONTRACT AMENDMENT #3 – (\$262,753.71) & 16 calendar days. New Contract Amount is \$11,670,009.70 and the new End Date is 9/30/2021.



COUNCIL APPROVAL: N/A

CONTRACT AMENDMENT #4 - \$22,500.00 & 98 calendar days. New Contract Amount is \$11,692,509.70 and the new End Date is 1/6/2022.

COUNCIL APPROVAL: January 10, 2022

CONTRACT AMENDMENT 35 - \$331,064.33 & 59 calendar days. New Contract Amount is \$12,023,574.03 and the new end date is 3/6/2022.



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:	Felix Associates of Florida, Inc.
Solicitation No./Event ID:	20200054
Solicitation Title/Event Name:	Construction of Floresta Drive Improvements – Phase I
Contract Award Date:	8/17/2020
Initial Current Contract Term:	9/14/2020 through 9/14/2021
Current Contract Expiration Date:	1/6/2022
Requested Contract Expiration Date:	3/6/2022
Initial Contract Amount:	\$11,087,791.41
Current Contract Amended Amount:	\$11,692,509.70
Requested Financial Change Amount:	\$331,064.33
New Contract Amount:	\$12,023,574.03
Amendment No.:	5
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:

The additional costs are as follows:

1. The Scope of Work is as follows:
 - a) COR#009 for AC Pipe Removal costs was found to be less than quoted from contractor. For this reason, COR#019 is included to adjust the unit price from COR #009. See COR# 019 and associated backup for further details.
 - b) COR #020 is being added to include many various T&M work items not originally included in the contract due to unforeseen conditions and added work by the City between the dates of 1/15/2021 and 9/23/2021. See COR# 020 and associated backup for further details. Add 37 days to contract.
 - c) Add new pay item for 24" line stop required by plan but not included in contract. Add restraints to an existing 16" WM at PSL Utilities request. Credited the city for 1 unit each of pay items U-18 and U-21. See COR # 021 and associated backup for further details.
 - d) Additional costs for the irrigation single phase pump needed to operate the system vs. the 3-phase called out in the plans. See COR# 022 and associated backup for further details.
 - e) Revise the type of load center to an enclosed load center for project aesthetics at the city's request. Credit to original pay item will be issued at a later date. See COR#023 and associated backup for further details.
 - f) Adjust existing pay item for utility coordination to reflect actual time incurred by contractor for utility coordination that has extended beyond the original Contract Time. See COR# 024 and associated backup for further details.
 - g) Revise pay item quantities for work on PSL Blvd. due to changes generated from FDOT permit review and approval. See COR# 030 and associated backup for further details. Add 10 days of Contract Time.
 - h) Revised gravity wall design and scope of work to a monolithic wall at SE corner of Floresta Dr. and PSL Boulevard. See COR # 027 and associated backup for further details.
 - i) Additional costs for the project station survey shift due to inaccurate survey data to contractor. See COR# 029 and associated backup for further details. Add 1 day of contract time.

2. The additional cost is as follows:

Description	Qty	Unit	Unit Cost	Total
COR# 019 AC Pipe Removal Unit Price Adjustment				
AC Pipe Removal (COR #009 Item 3)	-210	LF	\$128.60	(\$27,006.00)
AC Pipe Removal Actual	451	LF	\$59.88	\$27,005.88
COR# 020 T&M Extra Work				
All T & M Extra Work between 1/15/2021 and 9/23/2021	1	LS	\$100,106.00	\$100,106.00
MOT & NPDES Additional Costs	37	DY	\$250.00	\$9,250.00

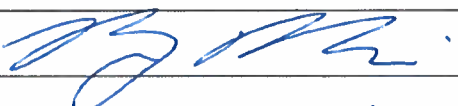
COR# 021 24" Linestop, 16" Restraints and Credits				
24" Linestop	2	EA	\$47,501.00	\$95,002.00
Existing 16" WM 90-degree restraint	1	LS	\$15,799.00	\$15,799.00
U-18 16" Linestop	-1	EA	\$6,000.00	(\$6,000.00)
U-21 16" DI MJ Gate Valve	-1	EA	\$5,939.00	(\$5,939.00)
COR# 022 Irrigation Pump Single Phase				
3-phase to single phase irrigation pump	1	LS	\$3,352.00	\$3,352.00
COR# 023 Revised Load Center				
Change to Enclosed Load Center	4	ASSY	\$8,806.44	\$35,225.76
COR# 024 Adjust Utility Coordination Pay Item				
Additional Utility Coordination	5	MTH	\$950.33	\$4,751.65
COR# 030 PSL Blvd. Revision				
Clearing & Grubbing	0.16	AC	\$9,730.00	\$1,556.80
Removal of Concrete	133.30	SY	\$10.00	\$1,333.00
Additional Excavation	189.30	CY	\$11.60	\$2,195.88
Optional Base Group 15	183.30	SY	\$60.00	\$10,998.00
Superpave Asphalt Traffic Level C	25.99	TN	\$125.00	\$3,248.75
Asphalt Friction Level C	15.59	TN	\$124.00	\$1,933.16
Inlets Curb, Type P-5 <10'	1	EA	\$4,275.00	\$4,275.00
Pipe Culvert 15" S/CD	9	LF	\$46.00	\$414.00
Manholes, P-7 <10'	1	EA	\$3,364.00	\$3,364.00
Concrete Curb and Gutter Type F	150	LF	\$22.00	\$3,300.00
Concrete Sidewalk 4"	100	SY	\$37.00	\$3,700.00
Performance Turf	50	SY	\$5.65	\$282.50
Thermoplastic Standard, Other Surface, White 6"	0.06	GM	\$5,213.00	\$297.14
Thermoplastic, Preformed, White Arrow	1	EA	\$192.00	\$192.00
Additional Collars, Sawcutting, & Removal	1	LS	\$6,960.00	\$6,960.00
MOT & NPDES Additional Costs	10	DY	\$250.00	\$2,500.00
COR # 027 Retaining Wall				
New retaining wall @ 64'	1	LS		\$14,868.21
400-0-11 Concrete Class NS Gravity Wall	-3.8	CY	\$1,088.00	(\$4,134.40)
522-1 4" Concrete Sidewalk	-27	SY	\$37.00	(\$999.00)
522-2 Sidewalk & Driveway 6" Concrete	-22	SY	\$47.00	(\$1,034.00)
527-2 Detectable Warning	-8	SF	\$43.00	(\$344.00)
COR # 029 Survey Shift – Additional Costs				
Staking, Restaking, Meetings, Recalculation	1	LS		\$18,604.00
Adjust Fire Hydrant at Ablett Lane	1	LS		\$4,958.00

Adjust Curb at Welsh	1	LS		\$798.00
MOT & NPDES Additional Costs	1	DY	\$250.00	\$250.00
Total				\$331,064.33

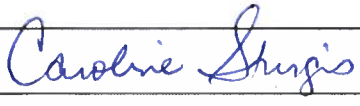
3. This amendment adds 59 days of Contract Time. The added time includes 8 weather days due to impacts of inclement weather on 8/4/21, 8/5/21, 8/6/21, 8/11/21, 8/16/21, 8/17/21, 11/5/21, 11/22/21; 3 days of Contract Time for holiday days not worked by the Contractor on 9/6/21, 11/25/21, 11/26/21; and 48 days for additional work. This time extension covers all time impacts through 11/30/21.
4. **SUCCESSORS AND ASSIGNS.** This Amendment shall be binding upon and inure to the benefit of the successors and permitted assigns of the parties hereto.
5. **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)	Felix Associates of Florida, Inc.
Authorized Signature:	
Printed Name and Title of Person Signing:	Benjamin Miller Vice President
Date:	12/22/2021
Company Address:	8526 SW Kansas Ave., Stuart, Florida 34997

THE CITY OF PORT ST. LUCIE

Authorized Signature:	
Printed Name and Title of Person Signing:	Caroline Sturgis, Director, Office of Management & Budget, and Procurement
Date:	Jan. 11, 2022
City Address:	121 S.W. Port St. Lucie Blvd., Port St. Lucie, FL 34984