



**Beach CRA**  
~~Public Works~~ Department Route Form  
 Commission Approval Required

3L  
 Aug 52

<b>Part 1:</b>			
<b>Check One:</b>			
<input type="checkbox"/> Task Order	<input type="checkbox"/> Amendment	<input checked="" type="checkbox"/> Change Order	<input type="checkbox"/> Piggy Back
<input type="checkbox"/> Ordinance	<input type="checkbox"/> Master Blanket PO	<input type="checkbox"/> Master Agreement	<input type="checkbox"/> Resolution
<input type="checkbox"/> State, County or Federal Contract		<input type="checkbox"/> Other: Click here to enter text.	

Originator:	Tom Green	Phone #:	954-828-4008
Document Title/ Description Info:	Change Order #6 – Construction costs for 27-Meter Dive Tower. Commission Approved the Change Order on the 7/7/2020 Agenda, CAM # 20-0516		
Vendor Name:	Hensel Phelps Construction Co.		
Project Number:	P12315	Number of Originals:	3

<b>Part 2:</b>			
<b>Capital Investment / Community Improvement Projects:</b> Defined as having a life of in excess of 10 years, a value of at least \$50,000, and shall mean improvements to real property (land, buildings, or fixtures) that add value and/or extend useful life, including major repairs such as roof replacement, etc. The term "Real Property" includes: land, real estate, realty, or real.			
<b>CIP Funded:</b>	<input type="checkbox"/> Yes	<input type="checkbox"/> No	<input type="checkbox"/> N/A (Advertising)
Amount Required:	\$5,101,060.00		
Index/Sub-Object Code:	P12546.346 for \$4,769,465.00 and P12546.331 for \$331,595.00		
Strategic Support Finance Approval Signature: (For <del>Public Works</del> Finance Use Only)	X <i>[Signature]</i>	Date:	8/17/2020

Beach CRA

<b>Part 3: Approval Path</b>					
	Approved	Returned	Initials	Date	Not Applicable
Fill here Click here to enter title.	<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>
Fill here Click here to enter title.	<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>
Fill here Click here to enter title.	<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>
Fill here Click here to enter title.	<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>
Fill here Click here to enter title.	<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>
Fill here Click here to enter title.	<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>

<b>Part 4: External Routing</b>					
	Signature	Date	Returned By:	Date	
Procurement/Finance	<i>[Signature]</i>	8/17/2020			<input type="checkbox"/> N/A
City Attorney	<i>[Signature]</i>				<input type="checkbox"/> N/A
City Clerk					<input type="checkbox"/> N/A
City Manager	<i>[Signature]</i>	8/31/2020			<input type="checkbox"/> N/A

JMH/20-0693

Please return executed documents to Engineering Routing Liaison, extension 7818, City Hall 4<sup>th</sup> Floor.



**CITY OF FORT LAUDERDALE**  
**City Commission Agenda Memo**  
**REGULAR MEETING**

**#20-0516**

**TO:** Honorable Mayor & Members of the  
Fort Lauderdale City Commission

**FROM:** Chris Lagerbloom, ICMA-CM, City Manager

**DATE:** July 7, 2020

**TITLE:** Motion Approving Change Order No. 5 for \$2,769,201 for the Addition of the North Observation Deck and Change Order No. 6 for \$5,101,060 for the Addition of the 27-Meter Dive Tower to the Aquatic Center Renovation Project – Hensel Phelps Construction Co. - \$7,870,261 - **(Commission District 2)**

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**Recommendation**

It is recommended that the City Commission approve two change orders to Hensel Phelps Construction Co., d/b/a Hensel Phelps Corp., for construction of a 27-Meter Dive Tower and a North Observation Deck as part of the Aquatic Center Improvement Project, at a total cost of \$7,870,261.

**Background**

On August 21, 2018, the City Commission approved an approximately \$27 million design-build contract with Hensel Phelps Construction Co., d/b/a Hensel Phelps Corp. (Hensel Phelps) for the Aquatic Center Improvement Project. At the time of the contract award, the project's scope of work included a 10-meter dive tower and a new 1-story north building with spectator restrooms, concession, lobby, and ticket office. After the contract was awarded, Staff received direction from the City Commission to increase the height of the dive tower to 27-meters and to add an observation deck onto the roof of the 1-story building. Staff and Hensel Phelps worked on the concept and construction drawings for these additional scope items. A side-by-side comparison of the original concept drawings and new concept drawings is shown on Exhibit 1. The project site was under construction while the drawings were finalized and auger cast pilings were being installed. Staff directed Hensel Phelps to install the auger cast piles to support the foundations for the 27-meter tower and the North Observation Deck. This decision was made for two reasons: there were cost savings to install the piles while the crane rig was onsite and it would be much more difficult and expensive to install the 27-Meter dive tower piles after the dive pool foundation was installed.

Staff received final pricing for construction of these additional change order items (Exhibit 2 and Exhibit 3). The 27-Meter Dive Tower change order has a construction cost of \$5,101,060. The dive tower will be constructed using precast concrete sections and

includes decorative glass fiber reinforced concrete (GFRC) cladding and decorative lighting. The cost for the dive tower will be paid for with CRA funds.

The North Observation Deck change order has a construction cost of \$2,769,201. The observation deck adds approximately 2,800 square feet of amenity space and includes new elevator and stair tower access, architectural GFRC cladding on the building, and decorative railings and lighting. The cost for the North Observation Deck will be paid for with park impact fees.

There are lengthy lead items that are included on both change orders. The biggest items are the precast concrete for the 27-Meter Dive Tower, the elevator for the North Observation Deck, and the GFRC for both items. Delay in change order approval will affect procurement of the long lead items and have a negative time impact on the construction schedule and can have cost implications on how construction is sequenced. Staff is requesting funding approval to execute Change Order #5 and Change Order #6 with Hensel Phelps for the above-mentioned scope items.

### **Resource Impact**

There will be a fiscal impact to the City in the amount \$4,769,465 for FY 2020, contingent upon Community Redevelopment Agency (CRA) Board of Commissioners review and approval at the July 7, 2020 Regular Meeting. There are associated items on the July 7, 2020 City Commission Regular Meeting including changes in the consolidated budget amendment and change order approval to Hensel Phelps for the Aquatic Center Renovation Project.

Funds available as of June 26, 2020					
ACCOUNT NUMBER	INDEX NAME (Program)	CHARACTER CODE/ SUBJECT NAME	AMENDED BUDGET (Character)	AVAILABLE BALANCE (Character)	AMOUNT
346-P12546.346-6599	27 Meter Dive Tower	Capital Outlay/Construction	\$5,000,000	\$4,769,465	\$4,769,465
331.P12546.331-6599	27 Meter Dive Tower	Capital Outlay/Construction	N/A	N/A	\$331,595
350.P12584.350-6599	Aquatics Complex North Observation Deck	Capital Outlay/Construction	N/A	N/A	\$2,769,201
TOTAL ►					\$7,870,261

### **Strategic Connections**

This item is a *Press Play Fort Lauderdale Strategic Plan 2018* initiative, included within the Neighborhood Enhancement Cylinder of Excellence, specifically advancing:

- Goal 3: Be a community that finds opportunities and leverages partnerships to

create unique, inviting, and connected gathering places that highlight our beaches, waterways, urban areas, and parks.

- Objective 1: Improve access to and enjoyment of our beach, River-walk, waterways, parks, and open spaces for everyone.
- Initiative 1: Create playful areas for all ages, considering families, active and passive sports, and pets.

This item advances the *Fast Forward Fort Lauderdale 2035 Vision Plan: We Are Community*.

**Related CAMs**

20-0092

20-0487

**Attachments**

Exhibit 1 – Side by Side Comparison of Conceptual Renderings

Exhibit 2 – North Observation Deck Change Order No. 5

Exhibit 3 – 27-Meter Dive Tower Change Order No. 6

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Prepared by: Thomas Green, Beach CRA  
James Hemphill, Finance  
Debra Conyers, Finance

Department Director: Donald Morris, Beach CRA  
Susan Grant, Finance



## Thomas Green

**From:** Cohen, Rich A. <RCohen@henselphelps.com>  
**Sent:** Friday, August 17, 2018 2:05 PM  
**To:** Rhonda M Hasan  
**Cc:** James Hemphill; Jodi Hart; Christopher Lagerbloom; Thomas Green  
**Subject:** Re: Required paperwork to continue with your contract prep.  
**Attachments:** Officer Signature Resolution.pdf; HENSEL PHELPS CONSTRUCTION - FL - Certificate of Good Standing.pdf

Rhonda

We are Hensel Phelps Construction Co. dba as Hensel Phelps Construction in Florida which is why it is registered that way in Sunbiz. Because we are a General Partnership we cannot register our company in the State of Florida with the "Co." on the end of it so we are registered as dba Hensel Phelps Construction.

Hensel Phelps Construction Co is a legal entity and a General Partnership registered in Delaware. I have attached a Certificate of Good Standing from the State of Florida which illustrates this. By way of example our Bonds and Insurance will all say Hensel Phelps Construction Co. even though we are dba Hensel Phelps Construction in the State of Florida. The two entities are the same and we hope this brings clarity to why some documents have the different names.

Our Vice President and District Manager who sits on the Board of Hensel Phelps executes all of our contracts in Florida. Attached is our Board Resolution which identifies who is authorized to execute contracts on Behalf of Hensel Phelps.

Please let me know if this resolves your questions or if you need anything else.

We are still waiting to see a copy of the contract so we can review the modification. Please send that as soon as possible.

SUNBIZ

Sincerely,

**Richard A Cohen**  
Operations Manager

South Florida Office

100 NE 3rd Avenue  
Suite # 440  
Ft Lauderdale, Florida 33301  
954.447.0000 (O)  
571.259.2466 (M)  
[RCohen@henselphelps.com](mailto:RCohen@henselphelps.com)

- CORPORATE STRUCTURE HIGHLIGHTED ABOVE  
- INCLUDED ON FOLLOWING PAGES ARE:

- 1) DELAWARE CERTIFICATE OF GOOD STANDING FOR "HENSEL PHELPS CONSTRUCTION CO."
- 2) SUNBIZ FICTITIOUS NAME INFO FOR "HENSEL PHELPS CONSTRUCTION". OWNER LISTED AS "HENSEL PHELPS PARENT I INC."
- 3) SUNBIZ INFO FOR "HENSEL PHELPS PARENT I INC." LISTING ROBERT MARJERUS AS AN OFFICER
- 4) CORPORATE RESOLUTION FROM ROBERT MARJERUS AUTHORIZING GREG JENNINGS TO EXECUTE DOCUMENTS ON BEHALF OF HENSEL PHELPS

# Delaware

The First State

Page 1

I, JEFFREY W. BULLOCK, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "HENSEL PHELPS CONSTRUCTION CO." IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE THIRTIETH DAY OF MARCH, A.D. 2020.

AND I DO HEREBY FURTHER CERTIFY THAT THE SAID "HENSEL PHELPS CONSTRUCTION CO." WAS FORMED ON THE TWENTY-SECOND DAY OF MARCH, A.D. 1982.

AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL TAXES HAVE BEEN PAID TO DATE.



934240 8300

SR# 20202446216

You may verify this certificate online at [corp.delaware.gov/authver.shtml](http://corp.delaware.gov/authver.shtml)

A handwritten signature in black ink, appearing to read "JBullock", is written over a horizontal line. Below the line, the text "Jeffrey W. Bullock, Secretary of State" is printed.

Jeffrey W. Bullock, Secretary of State

Authentication: 202677153

Date: 03-30-20

[Previous on List](#) [Next on List](#) [Return to List](#)

Fictitious Name Search

No Filing History

## Fictitious Name Detail

### Fictitious Name

HENSEL PHELPS CONSTRUCTION

### Filing Information

Registration Number: G18000093974  
Status: ACTIVE  
Filed Date: 08/23/2018  
Expiration Date: 12/31/2023  
Current Owners: 2  
County: BROWARD  
Total Pages: 1  
Events Filed: NONE  
FE/ EIN Number: NONE

### Mailing Address

420 SIXTH AVENUE  
GREELEY, CO 80631

### Owner Information

HENSEL PHELPS PARENT 1 INC.  
420 SIXTH AVENUE  
GREELEY, CO 80631  
FE/ EIN Number: 47-3860340  
Document Number: F16000001322

HENSEL PHELPS PARENT 2 INC.  
420 SIXTH AVENUE  
GREELEY, CO 80631  
FE/ EIN Number: 47-3859357  
Document Number: F16000001327

### Document Images

[08/23/2018 -- REGISTRATION](#)[Previous on List](#) [Next on List](#) [Return to List](#)

Fictitious Name Search

No Filing History

Florida Department of State - Division of Corporations



[Department of State](#) / [Division of Corporations](#) / [Search Records](#) / [Detail By Document Number](#) /

## Detail by Entity Name

Foreign Profit Corporation

**HENSEL PHELPS PARENT 1 INC.**

### Filing Information

**Document Number** F16000001322  
**FEI/EIN Number** 47-3860340  
**Date Filed** 03/21/2016  
**State** DE  
**Status** ACTIVE

### Principal Address

420 6TH AVENUE  
 GREELEY, CO 80631

### Mailing Address

420 6TH AVENUE  
 GREELEY, CO 80631

### Registered Agent Name & Address

CORPORATION SERVICE COMPANY  
 1201 HAYS STREET  
 TALLAHASSEE, FL 32301-2525

### Officer/Director Detail

#### **Name & Address**

Title DT

SCHOLZ, JENNIFER K  
 420 6TH AVENUE  
 GREELEY, CO 80631

Title P

Choutka, Mike  
 420 6TH AVENUE  
 GREELEY, CO 80631

Title VPS

**MAJERUS, ROBERT P**  
 420 6TH AVENUE  
 GREELEY, CO 80631

### Annual Reports

Report Year	Filed Date
2017	04/25/2017
2018	03/22/2018
2019	04/16/2019

### Document Images

<a href="#">04/16/2019 -- ANNUAL REPORT</a>	<a href="#">View image in PDF format</a>
<a href="#">03/22/2018 -- ANNUAL REPORT</a>	<a href="#">View image in PDF format</a>
<a href="#">04/25/2017 -- ANNUAL REPORT</a>	<a href="#">View image in PDF format</a>
<a href="#">03/21/2016 -- Foreign Profit</a>	<a href="#">View image in PDF format</a>



**Certificate of Resolution  
Board of Managers  
Hensel Phelps Construction Co.**

I, Robert P. Majerus, being the Vice President and Secretary of Hensel Phelps Construction Co., hereby certify that the following resolution was duly moved, seconded and adopted at a Meeting of the Board of Managers of Hensel Phelps Construction Co. held on December 10, 2019:

**Whereas**, Hensel Phelps Construction Co. executed a contract on August 20, 2018 with the City of Fort Lauderdale for services for Design/Build for the Fort Lauderdale Aquatic Center Renovation, RFP No. 12072-483 (the "Contract").

**Be It Resolved**, that the following individuals are authorized to execute documents relating to task order assignments under the Contract:

Kirk Hazen – Vice President, Southeast District  
Cory Olson – Operations Manager, South Florida Region  
Chad Thompson – General Superintendent, South Florida Region  
Gregory Jennings – Project Manager  
Kevin Curry – Project Superintendent


**Be It Further Resolved**, that this resolution may be executed in counterparts and such counterparts together shall constitute a single instrument. Delivery of an executed counterpart of this resolution by electronic means, including without limitation, by facsimile transmission or by electronic delivery in portable document format (".pdf") or tagged image file format (".tif"), shall be equally effective as delivery of a manually executed counterpart hereof, but failure to do so shall not affect the validity, enforceability, or binding effect hereof.

  
\_\_\_\_\_  
Robert P. Majerus  
Vice President and Secretary

**CERTIFICATION**

I, Robert P. Majerus, Vice President and Secretary of Hensel Phelps Construction Co., do hereby certify the above and foregoing Resolution was adopted by the Board of Managers of Hensel Phelps Construction Co. effective December 10, 2019 and that the Resolution is in full force and effect. This Certification is made and entered into this 11<sup>th</sup> day of December 2019.



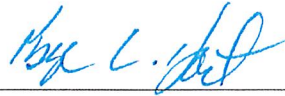
  
\_\_\_\_\_  
Robert P. Majerus  
Vice President and Secretary

STATE OF COLORADO     )  
COUNTY OF WELD        )

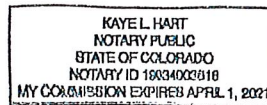
On December 11, 2019, before me, Kaye L. Hart, Notary Public, personally appeared Robert P. Majerus, Vice President and Secretary of Hensel Phelps Construction Co., a Delaware General Partnership, who is known to me to be the person whose name is subscribed to the within instrument, and that by his signature on the instrument the person executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of Colorado that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



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





To: Christopher J. Lagerbloom, City Manager  
From: Donald Morris, AICP, Beach CRA Manager  
Date: July 7, 2020  
Re: Change Order No. # 6 for Project #12315

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Job Description: Project 12315, Project Aquatic Center Renovation Project  
Contractor: Hensel Phelps Construction Co. (Hensel Phelps)  
Amount: Total amount of Change Order # 6, \$5,101,060 plus 93 additional days  
Funding: P12546.346 for \$4,769,465.00  
P12546.331 for \$331,595.00

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The purpose of this Change Order is:

The City Commission directed staff to increase the height of the dive tower from 10-meters to 27-meters and to add an observation deck to the north building 'B' to the Aquatic Center Project. This is an additive change order for the purpose of funding the construction costs for the 27-meter dive tower.

Hensel Phelps is the design builder for the Aquatic Center Project and is responsible for providing the design and constructing the project. The 27-meter dive tower is an additional scope item and different than what was shown on the design criteria package (DCP) which was included in the City's bidding documents and was the basis upon which Hensel Phelps submitted their contract price.

The \$5,101,060.00 value was derived from proposals from the Hensel Phelps trade partners whom Hensel Phelps has contracted with on this project. The value also includes budgetary numbers for trades that have not been contracted. Finally, the value includes allowances for owner contingency and allowances for scope gap items that Hensel Phelps is responsible to provide and the trade has excluded from their proposal (such as crane matting).

Hensel Phelps tracks any deviations from the DCP and/or construction drawings as a trend estimate during the design process and as a change estimate during the construction process and/or once they have a sub-contractor hired to perform the scope of work. Once the estimate backup and price are negotiated and finalized, they are signed by the City's Representative. Backup for this item is attached as Change Estimate 23.2.





**NEW AND EXISTING CONTRACT ITEMS ARE UTILIZED – TOTAL CREDIT (\$0.00)**

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Item No.1	Description
	Text Here
	<b>DEDUCT</b>

**NEW AND EXISTING CONTRACT ITEMS ARE UTILIZED – TOTAL ADDITIVE COST \$5,101,060.00**

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Item No.1	Description
	Construction of a 27-Meter Dive Tower
	<b>ADD \$5,101,060.00</b>

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<b>NET AMOUNT OF THIS CHANGE ORDER</b>	<b>\$5,101,060.00</b>
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<b>ADDITIONAL CONTRACT TIME BEING REQUESTED–</b>	<b>NINETY-THREE (93) CALENDAR DAYS</b>
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<b>THE TOTAL AMOUNT OF THIS CHANGE ORDER</b>	<b>\$5,101,060.00</b>
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This Change Order provides for all costs and schedule adjustments associated with completing the work, including materials, labor, equipment, bond, insurance, overhead, profit, impacts, and any and all related items or associated costs incurred or resulting from the items listed above, and is provided in accordance with Article 13 – Changes in the Work of the Contract.

IN WITNESS OF THE FOREGOING, the parties have set their hands and seals the day and year first written below.

Hensel Phelps Construction Co.

Approved: \_\_\_\_\_

\_\_\_\_\_  
Greg Jennings, Project Manager

CITY OF FORT LAUDERDALE,  
a municipal corporation of the State of  
Florida.

\_\_\_\_\_  
Jodi S. Hart, CPPO, CPPB, MBA  
Chief Procurement Officer

Date: 8/31/2020

\*Pursuant to Section 2-179 Code of Ordinances of  
the City of Fort Lauderdale, Florida

*Approved as to form:*

C: Financial Administrator  
Project File

By: Rhonda Montoya Hasen  
For: Assistant City Attorney





### CHANGE ORDER SUMMARY SHEET

ORIGINAL CONTRACT AMOUNT	\$26,995,368.00
COST OF CHANGE ORDERS TO DATE	\$4,100,415.00
COST OF THIS CHANGE ORDER	\$5,101,060.00
<b>TOTAL:</b>	<b>\$36,196,843.00</b>
ORIGINAL CONTRACT TIME	777 calendar days
TIME ADDED TO DATE	181 calendar days
TIME ADDED TO THIS CHANGE ORDER	93 calendar days
<b>TOTAL:</b>	<b>1051 calendar days</b>

### SCHEDULE OF CHANGE ORDERS TO DATE

C.O.#	DATE	DESCRIPTION	AMOUNT OF COST OR CREDIT
1	2/6/2020	30% Design Fee for 27M Tower	\$185,218.00
2	2/6/2020	Dept. of Health and Building Code Change	\$230,620.00
3	3/10/2020	100% Design Fee for 27M Tower and Deck	\$501,493.00
4	3/10/2020	Deep Foundations for 27M Tower and Deck	\$413,883.00
5	6/29/2020	North Observation Deck	\$2,769,201.00

