



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

FROM: Lee R. Feldman, ICMA-CM, City Manager

DATE: August 19, 2014

TITLE: Motion to approve Supplement to Final Change Order No. 3 with
Gonzalez & Sons Equipment, Inc. in the cumulative amount of \$76,046.88
for costs and equipment rental for Riverland Area Sanitary Sewer and
Water Main Improvements – P10940B

Recommendation

It is recommended that the City Commission approve Supplement to Final Change Order No. 3 with Gonzalez & Sons Equipment, Inc. (Gonzalez) for costs and equipment rental for the Riverland Area Sanitary Sewer and Water Main Improvements project.

Background

On July 7, 2010, the City Commission awarded the contract to Gonzalez for the Riverland Area Sanitary Sewer and Water Main Improvements project in the amount of \$5,558,007.04 (CAR 10-0911). Construction began on January 31, 2011, and was completed on September 26, 2012. The project, which was certified by Broward County on March 20, 2013, connects 357 properties to the City's sanitary sewer system and includes the replacement of approximately three miles of water main.

The project area included two school zones on Riverland Road: 1) Stephen Foster Elementary School and 2) New River Middle School. The contractor's Maintenance of Traffic (MOT) application to Broward County Traffic Engineering (Broward County) was conditionally approved with the restriction that "*due to school traffic, school buses, and student walkers, all heavy equipment shall not operate between the hours of 7:30 am-9:00 am, 2:00 pm-2:30 pm, and 3:15 pm-4:15 pm*".

The limitation of working hours in the school zones and the logistics of performing underground utility work, in addition to the contractor not being permitted to work at night pursuant to the City's noise Ordinance, resulted in delayed project execution. As a result, the contractor was delayed six months by Broward County and postponed the work until summer school break between June 11, 2012 and August 17, 2012.

Per contract documents, proposal page P-6, Trench Safety, the contractor paid additional sheet piling costs for the duration of the six month delay. As a result of the

delay, the time is compensable and City staff has negotiated the compensable time from six months to three months. The contractor's President refused to sign the change order in February 2012, therefore the change order was not presented to the City Commission at that time. Following a January 15, 2014 meeting with City representatives, the contractor's President is requesting to be reimbursed for already completed work including overhead costs and equipment rental totaling an amount \$25,348.96 per month, for a total cost not to exceed \$76,046.88.

Approval of this Change order will allow for the final close out of this project.

Resource Impact

There is a fiscal impact to the City in the amount of \$76,046.88, which reflects the amount for additional services and credits as shown in Exhibit 1, Supplement to Final Change Order No. 3 with Gonzalez.

<i>Funds available as of July 25, 2014</i>					
ACCOUNT NUMBER	INDEX NAME (Program)	OBJECT CODE/ SUB-OBJECT NAME	AMENDED BUDGET (Object Code)	AVAILABLE BALANCE (Object Code)	PURCHASE AMOUNT
482-P10940.482-6599	SEWER AREA 19 ANNEXED RIVERLAND W&S MNS	CAPITAL OUTLAY/ CONSTRUCTION	\$11,126,637	\$160,026	\$76,046.88
PURCHASE TOTAL →					\$76,046.88

Strategic Connections

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

- **Goal 2:** Be a sustainable and resilient community.
- **Objective 1:** Proactively maintain our water, wastewater, road and bridge infrastructure.

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

Attachments: Exhibit 1 – Supplement to Final Change Order No. 3
Exhibit 2 – Contractor Change Request

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