

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE CHANGE ORDER NO. 1 WITH MAN CON, INCORPORATED RELATED TO THE PARKSIDE WATER MAIN REPLACEMENT PROJECT TO INCREASE THE CONTRACT COST FROM \$9,740,234.00 TO \$10,424,457.40 (AN INCREASE OF \$684,223.40) DUE TO FIELD CHANGES FOR THE DESIGN AND UNFORESEEN SITE CONDITIONS.

WHEREAS, the 2007 Water System Master Plan identified the need to replace aging infrastructure throughout the City and to install additional infrastructure to improve the level of service within the City's water system; and

WHEREAS, the Citywide Water Main Replacement Program, as outlined in the 2007 Water System Master Plan, identified the need to replace old water distribution infrastructure and install 4-inch diameter through 12-inch diameter water mains within the area bounded by Pembroke Road to Hollywood Boulevard and between South Federal Highway and South 21st Avenue, referred to as the "Parkside Water Main Replacement" project; and

WHEREAS, on December 2, 2020, pursuant to Resolution No. R-2020-321, the City Commission authorized the execution of a contract with Man Con, Incorporated ("Contractor") for construction services related to the Parkside Water Main Replacement project, in the amount of \$9,740,234.00; and

WHEREAS, shortly after the start of the construction, it was determined that the majority of the water main was required to be changed from specified polyvinyl chloride ("PVC") pipe to restrained ductile iron pipe to meet the minimum horizontal clearance requirement from the existing sewer pipe pursuant to Florida Department of Environmental Protection ("FDEP") standards, and many service connections designed as double meters needed to be installed as two single service meters due to changed field conditions; and

WHEREAS, during the construction, the Contractor also experienced numerous unforeseen underground utility conflicts, including many communication utilities, gas lines, and electrical conduits that were neither defined on plans nor located before the excavation due to lack of records for these utilities; and

WHEREAS, Public Utilities staff also determined that it was necessary to pave the full street instead of installing pavement for one traffic lane as originally planned; and

WHEREAS, as a result of the foregoing circumstances, the Contractor has requested a Change Order related to those changes in construction services; and

WHEREAS, Public Utilities staff evaluated the scope and negotiated the change order price down to \$684,223.40, and have determined that the negotiated cost is reasonable and in accordance with industry standards; and

WHEREAS, the Director of Public Utilities and Assistant Director of Financial Services for Procurement recommend that the City Commission approve and authorize the appropriate City officials to execute the attached Change Order No. 1 with Man Con, Incorporated to increase the contract price in the amount of \$684,223.40 from \$9,740,234.00, for a total project cost of \$10,424,457.40; and

WHEREAS, funding for this project was included in the adopted FY 2022 Capital Improvement Plan, and is available in account number 442.409902.53600.563011.000611.000.000.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it approves and authorizes the execution, by the appropriate City officials, of the attached Change Order No. 1 with Man Con, Incorporated, together with such non-material changes as may be subsequently agreed to by the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

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PASSED AND ADOPTED this _____ day of _____, 2021.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL
SUFFICIENCY for the use and reliance
of the City of Hollywood, Florida, only.

DOUGLAS R. GONZALES
CITY ATTORNEY