

**CITY OF HOLLYWOOD
INTEROFFICE MEMORANDUM**

TO: Mayor and Commissioners **DATE:** October 18, 2021

FROM: Douglas R. Gonzales, City Attorney

SUBJECT: Proposed Change Order No. 2 with Man Con, Inc. for the Parkside Water Main project due to changes to the design and unforeseen site conditions.

I have reviewed the above referenced Agreement with the participating Department/Office(s), and the proposed general business terms and other significant provisions are as follows:

- 1) Department/Division involved– Dept. of Public Utilities
- 2) Type of Agreement – Change Order No. 2.
- 3) Method of Procurement (RFP, bid, etc.) – Original Contract based upon Bid approved pursuant to Resolution No. 2020-321. Change Order No. 1, authorized by Resolution No. 2021-257. Change Order No. 2 is pursuant to Section 38.48 of the procurement code.
- 4) Term of Contract:
 - a) initial – Pursuant to Resolution No. 2020-321, estimated project term was estimated at 730 calendar days from issuance of the Notice to Proceed.
 - b) renewals (if any) – extensions pursuant to Section 3.7 of the contract.
 - c) who exercises option to renew – mutual
- 5) Contract Amount – Original contract amount of \$9,740.234. Change Order No. 1 increased the cost by an additional \$684,223.40 for a total project cost of \$10,424.457.50 **The proposed change order no. 2 is in the amount of \$990,690.78** and is being paid by the remaining water main contingency item and the residual in the amount of \$127,840.28 is being compensated by utilizing funds remaining in seven unused payment items resulting in not net change to the contract amount.
- 6) Termination Rights – with or without cause.
- 7) Indemnity/Insurance Requirements – Contractor shall comply with applicable City requirements.
- 8) Scope of Services – Under original Resolution No. 2020-321, Man Con, Inc. will provide construction services related to the Parkside Water Main project which includes the replacement of the old water distribution infrastructure and the installation of a 4-inch diameter through 12-inch

diameter water mains within the area bounded by Pembroke Road to Hollywood Boulevard between South Federal Highway and South 21st Avenue. **The proposed Change Order No. 2 from the Contractor relates to changes of 29 items in the construction services, including additional asphalt removal, utilization of restrained cutile iron pipe, additional water service connection work, unforeseen utility conflicts, and design changes.**

9) Other Significant Provisions: n/a

cc: Dr. Wazir Ishmael, City Manager