

Meeting Date: January 27, 2015

Agenda Item 10

REQUESTED COMMISSION ACTION:

Consent Ordinance Resolution Consideration Workshop

SHORT TITLE OR MOTION: A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE CHANGE ORDER NO. 1 IN THE AMOUNT OF \$35,489.31 PURSUANT TO THE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SHIFF CONSTRUCTION & DEVELOPMENT, INC. FOR THE INSTALLATION OF WATER COOLERS AND ANCILLARY EQUIPMENT AT POMPANO COMMUNITY PARK TENNIS CENTER; PROVIDING AN EFFECTIVE DATE. (FISCAL IMPACT: \$35,489.31)



Strategy: Great Places GOAL 2.0. Make the City more attractive to residents, visitors and tourists & expand visitor and tourism markets "Initiative 2.13. Improve aesthetic appearance of City facilities"

SUMMARY OF PURPOSE AND WHY:

The 5 existing water coolers (drinking fountains) are proposed to be replaced as well as the addition of 6 new water coolers. Upon excavation of the water piping and electrical conduit it was determined this existing equipment must be replaced based on the dilapidated condition. Additionally, the electrical panel could not facilitate the additional load from the 6 new water coolers; therefore this work also includes a new FPL service/meter and electrical panel box.

The proposed scope of work will include but not be limited to replacing all infrastructures for the new water coolers, including a new FPL service/meter and electrical panel box.

QUESTIONS TO BE ANSWERED BY ORIGINATING DEPARTMENT:

(1) Origin of request for this action:	Tammy Good
(2) Primary staff contact:	Robert A. McCaughan Public Works Director/ Ext 4506 Tammy Good, Civil Engineer 5512
(3) Expiration of contract, if applicable:	Current contract
(4) Fiscal impact and source of funding:	Tennis Center Court Resurfacing Acct#: 302,7450-572.65-12, With attached budget adjustment. (Cost: \$35,489.31)

DEPARTMENTAL COORDINATION	DATE	DEPARTMENTAL RECOMMENDATION	DEPARTMENTAL HEAD SIGNATURE
Public Works	1/16/15	APPROVE	<i>Robert A. McCaughan</i>
City Attorney	12/22/14	APPROVE	Memo #2015-388 <i>John Benjamin</i>
Finance	1/20/15	APPROVE	<i>John Benjamin</i>
Budget	1-20-15	APPROVE	<i>John Benjamin</i>

Advisory Board
 Development Services Director
 City Manager *John Benjamin*

Annex W. Beach

ACTION TAKEN BY COMMISSION:

<u>Ordinance</u>	<u>Resolution</u>	<u>Consideration</u>	<u>Workshop</u>
1st Reading	1st Reading	Results:	Results:
_____	_____	_____	_____
2nd Reading	_____	_____	_____
_____	_____	_____	_____



City Attorney's Communication #2015-388

December 23, 2014

TO: Tammy Good, PMP, Civil Engineer II

FROM: Mark E. Berman, Assistant City Attorney

RE: Resolution – Change Order No. 1 / Shiff Construction & Development, Inc.

As requested in your memorandum dated December 22, 2014, I have prepared and attached the following form of Resolution:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE CHANGE ORDER NO. 1 IN THE AMOUNT OF \$35,489.31 PURSUANT TO THE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SHIFF CONSTRUCTION & DEVELOPMENT, INC., FOR INSTALLATION OF A WATERING SYSTEM AND ANCILLARY EQUIPMENT AT POMPANO COMMUNITY PARK TENNIS CENTER; PROVIDING AN EFFECTIVE DATE.

Please feel free to contact me if I may be of further assistance.



MARK E. BERMAN

MEB/jrm
l:cor/engr/2015-388

Attachment

RESOLUTION NO. 2015-_____

CITY OF POMPANO BEACH
Broward County, Florida

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE CHANGE ORDER NO. 1 IN THE AMOUNT OF \$35,489.31 PURSUANT TO THE AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND SHIFF CONSTRUCTION & DEVELOPMENT, INC., FOR INSTALLATION OF A WATERING SYSTEM AND ANCILLARY EQUIPMENT AT POMPANO COMMUNITY PARK TENNIS CENTER; PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That a Change Order between the City of Pompano Beach and Shiff Construction & Development, Inc. for installation of a watering system and ancillary equipment at Pompano Community Park Tennis Center, a copy of which Change Order is attached hereto and incorporated by reference as if set forth in full, is hereby approved.

SECTION 2. That the proper City officials are hereby authorized to execute said Change Order between the City of Pompano Beach and Shiff Construction & Development, Inc.

SECTION 3. This Resolution shall become effective upon passage.

PASSED AND ADOPTED this _____ day of _____, 2015.

LAMAR FISHER, MAYOR

ATTEST:

MARY L. CHAMBERS, CITY CLERK



Phone: (954) 786-4061

**City of Pompano Beach
Engineering Department**

Fax: (954) 786-4028

MEMORANDUM NO. 15-44

DATE: December 22, 2014
TO: Gordon B. Linn, Esq., City Attorney
FROM: Tammy Good, PMP, Civil Engineer II 
SUBJECT: Request for Resolution – Issue Change Order #1 to Shiff Construction & Development, Inc. for CIP 12-172 Tennis Center Court Refurbishment

Background:

The Community Park Tennis Center courts are currently being refurbished to include converting the irrigation system to hydro-court irrigation. This scope also includes new canopy structures, and grading of surrounding areas of the courts to facilitate better drainage. Additional scope, and specific to this change order request, all 5 existing water coolers will be replaced with the additional of 6 new water coolers and associated infrastructure. Once the contractor exposed the existing infrastructure for the water coolers, it was determined based on the dilapidated condition of the electrical wiring and conduit that it too must be replaced. The existing electrical panel will not facilitate the new coolers so there will be a new FPL service/meter and electrical panel box installed. After this work is complete, all courts will have an accessible water cooler.

Recommendation:

Please prepare the resolution for Commission consideration to approve change order #1 in the amount of \$35,489.31. I have attached the proposal for this work as backup.

Funding is currently available in CIP 12-172, however a budget adjustment will be required to utilize the appropriate account number.

Thank you



CONTRACT MODIFICATION (CHANGE ORDER)
 CITY OF POMPANO BEACH
 P.O. Drawer 1300
 Pompano Beach, FL 33061

Project Name: Tennis Center Court Rehabilitation Project Number: 12-172 Owner: City of Pompano Beach Contractor: Shiff Construction & Development, Inc.	Contract #: 12-172 Date: December 22, 2014 Change Order #: 1
All items terms and conditions of the original contract dated <u>May 6, 2014</u> remain unchanged and in full force and effect.	

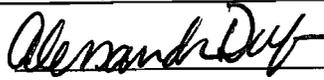
The following modifications to the CONTRACT are hereby ordered:

	<u>CONTRACT AMOUNT</u>		<u>CONTRACT TIME (Calendar Days)</u>	
Original	\$ <u>\$678,244.51</u>	Original Contract Time	<u>180</u>	Days
Previous Changes (+/-)	\$ <u>0</u>	Previous Changes (+/-)	<u>0</u>	Days
This Change Order (+/-)	\$ <u>\$35,489.31</u>	This Change Order (+/-)	<u>60</u>	Days
Revised Contract Amount	\$ <u>\$713,733.82</u>	Revised Contract Time	<u>240</u>	Days
% change from Original (this CO)	<u>5%</u>	Cumulative COs	<u>5</u>	%
Revised Contract Completion Date Is	<u>January 12, 2015</u>			

OWNER	CONSULTANT	CONTRACTOR
City of Pompano Beach	N/A	Shiff Construction & Development, Inc.
P.O. Box 1300		3201 N. Federal Highway
Pompano Beach, FL 33061		Fort Lauderdale, Florida 33306

By: _____ By: _____ By: 
 Date: _____ Date: _____ Date: 12-22-14
 City Manager

CITY ENGINEER	PUBLIC WORKS ADMINISTRATOR	
City of Pompano Beach	City of Pompano Beach	
1201 NE 5 th Avenue	1201 NE 5 th Avenue	
Pompano Beach, FL 33060	Pompano Beach, FL 33060	

By:  By:  By: _____
 Date: 12-22-14 Date: 12/22/14 Date: _____
 City Engineer Public Works Administrator

"CITY":

Witnesses:

CITY OF POMPANO BEACH

By: _____
LAMAR FISHER, MAYOR

By: _____
DENNIS W. BEACH
CITY MANAGER

Attest:

(SEAL)

MARY L. CHAMBERS
CITY CLERK

Approved As To Form:

GORDON B. LINN
CITY ATTORNEY

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this ____ day of _____, 2015 by **LAMAR FISHER**, as Mayor, **DENNIS W. BEACH** as City Manager and **MARY L. CHAMBERS**, as City Clerk of the City of Pompano Beach, Florida, a municipal corporation, on behalf of the municipal corporation, who are personally known to me.

NOTARY'S SEAL:

NOTARY PUBLIC, STATE OF FLORIDA

(Name of Acknowledger Typed, Printed or Stamped)

Commission Number

"CONTRACTOR"

Shiff Construction & Development, Inc.
(Print name of company)

Witnesses:

[Signature]
[Signature]
No. _____

By: [Signature]
Print Name: JUSTEN SHIFF
Title: PRESIDENT
Business _____ License _____

STATE OF FLORIDA
COUNTY OF Broward

The foregoing instrument was acknowledged before me this 6th day of January, 2015, by Justen Shiff as President of Shiff Construction & Development, Inc. A Florida Corporation on behalf of the corporation. He/she is personally known to me or who has produced N/A (type of identification) as identification.

NOTARY'S SEAL:

NOTARY PUBLIC-STATE OF FLORIDA
Edliya N. Stanley
Commission # EE123026
Expires: AUG. 23, 2015
BONDED THRU ATLANTIC BONDING CO., INC.

[Signature]
NOTARY PUBLIC, STATE OF FLORIDA
Edliya N. Stanley
(Name of Acknowledger Typed, Printed or Stamped)
EE123026
Commission Number



Work Order Signature Document

NJPA EZIQC Contract No.: FL06-022912-SCD

New Work Order **Modify an Existing Work Order**

Work Order Number:	020312.01	Work Order Date:	
Work Order Title:	Pompano Beach Tennis Courts Renovation Electrical Supplemental		
Owner Name:	City of Pompano Beach	Contractor Name:	Shiff Construction & Development, Inc.
Contact:	Tammy Good	Contact:	Justen Shiff
Phone:	(954) 786-4060	Phone:	954-524-2575

Work to be Performed

Work to be performed as per the Final Detailed Scope of Work Attached and as per the terms and conditions of NJPA EZIQC Contract No FL06-022912-SCD.

Brief Work Order Description:

Install Hydro-Court system at Pompano Beach Tennis Center as well as ancillary equipment.

Time of Performance Estimated Start Date: 12/17/2014
 Estimated Completion Date: 12/24/2014

Liquidated Damages Will apply: Will not apply:

Work Order Firm Fixed Price: \$35,489.31

Owner Purchase Order Number:

Approvals

_____	_____	_____	_____
Owner	Date	Contractor	Date

Detailed Scope of Work

To: Justen Shiff
Shiff Construction & Development, Inc.
3201 N. Federal Highway
Fort Lauderdale, FL 33306
954-524-2575

From: Tammy Good
City of Pompano Beach
100 W ATLANTIC BLVD
POMPANO BEACH, FL
(954) 786-4060

Date Printed: December 16, 2014

Work Order Number: 020312.01

Work Order Title: Pompano Beach Tennis Courts Renovation Electrical Supplemental

Brief Scope: Install Hydro-Court system at Pompano Beach Tennis Center as well as ancillary equipment.

Preliminary

Final

The following items detail the scope of work as discussed at the site. All requirements necessary to accomplish the items set forth below shall be considered part of this scope of work.

Provide labor, equipment, materials, and supervision to perform the following scope of work:

SERVICE FOR WATER FOUNTAINS

Supply all conduit, trenching and wiring for 150 Amp service in the tennis court area.

Supply and install 150 Amp NEMA-3R panel with main breaker, circuit breakers, disconnect, and meter panel for the new service.

Supply and install unistrut rack for new panel and disconnect.

Trench and backfill to be ready for sod in area where new service to be installed.

POWER FOR WATER FOUNTAINS

Supply and install all new conduit, wiring, trenching and five (5) stainless steel junction boxes for power to be supplied to water coolers to be replaced. Includes new GFCI outlets, bubble covers and weatherproof boxes.

Contractor

Date

Owner

Date

Contractor's Price Proposal - Summary

Date: December 16, 2014

Re: IQC Master Contract #: FL06-022912-SCD
Work Order #: 020312.01
Owner PO #:
Title: Pompano Beach Tennis Courts Renovation Electrical Supplemental
Contractor: Shiff Construction & Development, Inc.
Proposal Value: \$35,489.31

26 - Electrical **\$19,642.03**

31 - Earthwork **\$15,847.28**

Proposal Total **\$35,489.31**

Contractor's Price Proposal - Detail

Date: December 16, 2014

Re: IQC Master Contract #: FL06-022912-SCD
 Work Order #: 020312.01
 Owner PO #:
 Title: Pompano Beach Tennis Courts Renovation Electrical Supplemental
 Contractor: Shiff Construction & Development, Inc.
 Proposal Value: \$35,489.31

Sect.	Item	Modifier	UOM	Description	Line Total		
Labor	Equip.	Material	(Excluded if marked with an X)				
26 - Electrical							
1	26 05 19 16 0280		MLF	#1/0 AWG Cable - Type THHN-THWN 600 V Copper, Single Stranded, Placed In Conduit	\$15,766.76		
				Quantity	Unit Price	Factor	Total
			Installation	4.20	x 3,204.43	x 1.1715	= 15,766.76
				estimated quantity of conduit and wire for all new service of water coolers			
2	26 05 29 00 0004		LF	1-5/8" Wide x 1-5/8" High, 14 Gauge, Steel Unistrut Channel	\$196.34		
				Quantity	Unit Price	Factor	Total
			Installation	20.00	x 8.38	x 1.1715	= 196.34
3	26 05 33 13 0881		EA	1" Junction Box With Cast Iron Cover, GUAB, GUAC, GUAL, GUAN, RGS PVC Coated, Urethane Lined	\$433.10		
				Quantity	Unit Price	Factor	Total
			Installation	5.00	x 73.94	x 1.1715	= 433.10
4	26 05 33 13 1038		EA	1" Conduit Union, UNF, RGS PVC Coated, Urethane Lined	\$935.91		
				Quantity	Unit Price	Factor	Total
			Installation	10.00	x 79.89	x 1.1715	= 935.91
				estimation			
5	26 24 16 00 0194		EA	100 A - 20 Circuit Capacity, 120/240 V, 3 Wire, 1 Phase, NEMA 3R, 5, 12 Panelboard, Main Lugs, Unassembled	\$2,025.13		
				Quantity	Unit Price	Factor	Total
			Installation	1.50	x 1,152.44	x 1.1715	= 2,025.13
				(1) 150 AMP panel			
6	26 27 26 00 0009		EA	1 Gang, 20 A, GFI, Duplex Receptacle Assembly/Includes box, receptacle and cover plate.	\$284.79		
				Quantity	Unit Price	Factor	Total
			Installation	5.00	x 48.62	x 1.1715	= 284.79
				5 GFI outlets			

Subtotal for 26 - Electrical \$19,642.03

Sect.	Item	Modifier	UOM	Description	Line Total		
Labor	Equip.	Material	(Excluded if marked with an X)				
31 - Earthwork							
7	31 23 16 13 0008		CY	Excavation For Trenching By Hand In Loose Rock/Includes stockpiling excess materials and trimming sides and bottom of trench.	\$13,172.84		
				Quantity	Unit Price	Factor	Total
			Installation	198.00	x 56.79	x 1.1715	= 13,172.84
				1,500LF Power service, 285'			
8	31 23 16 13 0011		CY	Backfilling or Placing Subbase for Trenches with Imported or Stockpiled Materials by Hand	\$2,134.00		
				Quantity	Unit Price	Factor	Total
			Installation	198.00	x 9.20	x 1.1715	= 2,134.00

Contractor's Price Proposal - Detail Continues..

Work Order Number: 020312.01

Work Order Title: Pompano Beach Tennis Courts Renovation Electrical Supplemental

Sect.	Item	Modifier	UOM	Description	Line Total
Labor	Equip.	Material	(Excluded if marked with an X)		
31 - Earthwork					
9	31 23 16 13 0019		CY	Load Excess Material by Hand for Removal from Excavation for Trenching	\$540.44
			Installation	Quantity 19.00 x Unit Price 24.28 x Factor 1.1715 = Total 540.44	
				10% swell factor	
10	31 23 16 13 0025		LF	Direct Burial of Cable or Piping >24" to 36" Deep	\$0.00
			Installation	Quantity 0.00 x Unit Price 3.83 x Factor 1.1715 = Total 0.00	
Subtotal for 31 - Earthwork					\$15,847.28
Proposal Total					\$35,489.31

This total represents the correct total for the proposal. Any discrepancy between line totals, sub-totals and the proposal total is due to rounding.



Subcontractor Listing

Date: December 16, 2014
Re: IQC Master Contract #: FL06-022912-SCD
Work Order #: 020312.01
Owner PO #:
Title: Pompano Beach Tennis Courts Renovation Electrical Supplemental
Contractor: Shiff Construction & Development, Inc.
Proposal Value: \$35,489.31

Name of Contractor	Duties	Amount	%
Fast-Dry Courts	Electrical service supply for fountains	\$0.00	0.00%

Totals: **\$0.00** **0.00%**



**CITY OF POMPANO BEACH
BUDGET ADJUSTMENT**

ORIGINATING DEPT.

Engineering TG

DATE

1/5/2015

ACCOUNT DESCRIPTION	FND	DP	DV	SUB	EL	OB	AVAILABLE FUNDS	CURRENT BUDGET	* INCREASE	* DECREASE	REVISED BUDGET
Park Facility Improvements	001	39	50	572	63	00				25,703	
Transfer to Fund 302	001	99	10	599	91	05			25,703		
07-924 Gen Govt Bldg	302	73	02	530	65	12				10,297	
12-172 Tennis Center Resurfacing	302	74	50	572	65	12			36,000		
Transfer in from 302	302	00	00	381	10	01			25,703		
* USE WHOLE DOLLARS ONLY								TOTAL	36,000	36,000	

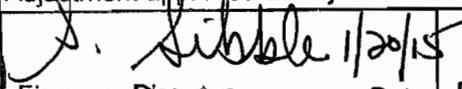
REASON

These funds are required to install new infrastructure for eleven (11) water fountains at Community Park Tennis Center


 Department Head Date 1/16/15

Adjustment is within total budget of department - Yes No
 Adjustment requires only City Manager approval - Yes No
 Adjustment requires City Commission approval - Yes No

Adjustment approved at City Commission Meeting of _____

 Finance Director Date 1/20/15	Budget Office Date	City Manager Date	AUDITED BY 1/20/15	INPUT BY	CONTROL NO.
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Distribution By Finance: White Copy - Finance Yellow Copy - Department Pink Copy - Budget.