



## MEMORANDUM

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Date: August 6, 2025

To: Honorable Mayor and Commissioners

Via: Brian L. Barroso  
City Manager

From: Ian McDowell, P.E.  
City Engineer

Subject: **Approving change orders for Spencer's Boatyard Seawall Project to the construction contract with LPS Contracting Inc. in the amount of \$54,692.17**

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### **Introduction**

Staff recommend approving Change Orders 6 and 7 to LPS Contracting, Inc. for remediation of contaminated soil, additional control joints, and uprated dock cleats in the amount of \$54,692.17 for the Spencer's Boatyard Seawall Replacement Project at 701 Palm Avenue and authorize the City Manager to execute any necessary budget transfers/amendments upon consent of the City Attorney.

### **Background**

Construction of the replacement seawall at 701 Palm Ave, known as Spencer's Boatyard, was awarded to LPS Contracting, Inc. (LPS) in September 2024 in the amount of \$1,986,444.00. Since construction began, LPS has provided the City with five other change orders, only one of which was approved, increasing the contract amount by \$2,865.00.

During construction, excavation activities uncovered contaminated soils which required appropriate testing and removal measures for remediation. This is considered to be an unforeseen condition and the corrective measures accounted for in this change order are necessary to prevent groundwater contamination as well as ensure structurally sound fill is provided to meet the project requirements. Change order 6 totals \$45,782.71.

Change Order 7 is the result of necessary adjustments to the concrete control joints due to the phasing of work and to improve alignment with the connected forklift slab. It also includes increasing the cleat size at the wooden dock. This required additional control joints to be sawcut and sealed and also for additional blocking to be installed to accommodate larger sized cleats, which are more appropriate for the vessels commonly using the docks than those in the original design. Additionally, change order 7 includes a deduction of \$2,292.36 for structural steel omitted due to design changes to the adjacent concrete forklift pad.

**Procurement**

A transfer from Infrastructure Reserves, account number 101-1900-519-9803, to Infrastructure account number 101-1900-519-6300, Project Number IS19002301, in the amount of \$55,000.00 will be required to fund this change order. This Change Order approval is required as it exceeds the fifty thousand dollars or five percent threshold of the project as stated in municipal code 2-849.

**Recommendation**

Staff recommend approving Change Orders 6 and 7 to LPS Contracting, Inc. in the amount of \$54,692.17 for the Spencer's Boatyard Seawall Replacement Project at 701 Palm Avenue and authorize the City Manager to execute any necessary budget transfers/amendments upon consent of the City Attorney.