



THE CITY OF KEY WEST

Post Office Box 1409 Key West, FL 33041-1409 (305) 809-3700

EXECUTIVE SUMMARY

Date: February 2, 2021

To: Gregory W. Veliz, City Manager

From: Kelly Crowe P.E., City Engineer

CC: Patti McLauchlin, Assistant City Manager
Mark Finigan, Finance Director
Steve McAlearney, Director of Engineering

Subject: Approval of a Change Order #4 with Charley Toppino and Sons, Inc. to Balance Final Quantities and Close the Construction Contract for the Simonton Street Improvements

Action Statement

Approve Change Order #4 in the amount of \$109,687.88 to Charley Toppino and Sons, Inc. to balance the final quantities and adjust the final contract cost, increasing the total contract price of the Simonton Street Improvements to \$1,610,592.85.

Background

The Simonton Street Improvements project was recently substantially completed. The contract for the project was awarded to Charley Toppino and Sons Inc. (CTS) per Resolution 19-347 in the amount of \$1,435,129.25. Work on the project began in February, 2020 and was suspended temporarily to complete the Duval and Greene Street improvements during the closure of the Florida Keys due to the COVID-19 pandemic. Work on the project resumed in June, 2020 and was substantially completed in December, 2020.

During the project, Engineering staff made changes and additions to the scope of work. The general scope of the changes and additions were to address utility trench failures, make additional Americans with Disability Act (ADA) improvements and improve drainage performance at various locations. With respect to the utility trench failures, the failures were attributed primarily to sewer and water trenches. The final plans showed a method to repair the trench failures and quantified the repair in the final cost estimate; however, staff worked to develop a more substantial repair option to improve the long-term stability of the repairs.

Prior to this change order, there were three (3) other change orders that were approved. The following is a summary of the previous change orders.

Change Order #	Cost Difference	Description
1	\$43,222.50	Substitute trench failure repair method.
2	\$0	Additional contract time (25 days) due to suspensions of work at city's request.
3	\$22,553.22	Add 500 feet of gutter along east side of 100 block. Replace existing brick pavers along west side of 400 block and replace with ADA compliant brick pavers.
Total Prior Changes	\$65,775.72	

Change Order #4 is combination of additional trench failure repair, additional ADA modifications and modifications to improve drainage. These changes were not a part of the original scope of work and were implemented as work progressed. Staff observed the issues in the field and directed the contractor to make changes while the crews were on-site.

The total cost increase of all change orders is \$175,463.60 which brings the total contract price to \$1,610,592.85. The total change is 12.2% above the original contract price.

Purpose and Justification

The total cost for Change Order #4 is \$109,687.88. The cost of this change order is comprised of modifications to the scope that were not a part of a prior change order. The modifications were implemented to address ADA, drainage and trench failure issues that were not previously identified on the plans. This change order is considered a balancing change order and is intended to adjust the final quantities to establish the final cost. No other change orders will be issued in relation to this task order.

CTS is performed the work under the Simonton Street Improvements contract awarded per Resolution 19-347.

This project supports the Key West Strategic Plan, Infrastructure goals #4 *Long term sustainability of the City's hard assets*, and #5 *All of the City's destinations and resources are accessible to residents and visitors*.

Financial

Funds for project come from account #102-4102-541-6300, Project Number II41021901- ADA Sidewalks and II41021902-Paving.

Recommendation

Staff recommends approval of the Change Order #4 to balance the final quantities for the Simonton Street Improvements project to Charley Toppino and Sons in the amount of \$109,687.88 and approve any necessary budget transfers.