

1. Requested Motion:

Meeting Date: November 1, 2010

Approve Change Order No.13, to Southwest Utility Systems, Inc. for the North Estero Drainage Improvement project in the amount of \$41,425.86 to provide for the change in the landscaping costs due to price increases associated with the palm trees and to authorize the change from Coconut Palm to Royal Palm trees.

Why the action is necessary:

Council must approve all purchases over \$25,000.00.

What the action accomplishes:

Provides for the additional expenditure associated with the palm tree component of the landscape plan.

2. Agenda:

- Consent
- Administrative

3. Requirement/Purpose:

- Resolution
- Ordinance
- Other: Change Order

4. Submitter of Information:

- Council
- Town Staff – Public Works
- Town Attorney

5. Background:

Town Council at its October 4, 2010 meeting approved maintaining the total number of landscape plantings as originally designed with the substitution of Royal Palm trees for Coconut Palm trees. This change order accomplishes the action taken at the October 4, 2010 meeting. Attached is the change order associated with this contract modification.

6. Alternative Action:

Do not approve.

7. Management Recommendations:

Staff recommends the approval of this change order.

8. Recommended Approval:

Town Manager	Town Attorney	Finance Director	Public Works Director	Community Development Director	Cultural Resources Director	Town Clerk
						

9. Council Action:

- Approved Denied Deferred Other



PART E
FMB:011 - CONSTRUCTION CONTRACT
CHANGE ORDER

No.: 13

(A Change Order requires approval by the Finance Director for expenditures under \$50,000, approval by the Town Manager for expenditures between \$50,000.01 and \$100,000, or approval by the Town Council for expenditures over \$100,000).

CONTRACT/PROJECT NAME: NORTH ESTERO BLVD. DRAINAGE IMPROVEMENTS PROJECT
CONTRACTOR: SOUTHWEST UTILITY SYSTEMS, INC. PROJECT NO.: 05-0722
CONTRACT NO.: CC-09-02-PW BID NO.: BD-09-02-PW
CHANGE REQUESTED BY: Richard T. Cowart, President DATE OF REQUEST: 10/21/10

Upon the completion and execution of this Change Order by both parties to the Contract the Contractor is authorized to and shall proceed to make the following changes in the Contract Documents:
(If you need space other than what has been provided, please attach additional sheets.)

Description: Royal Palm Landscape Change
Purpose of Change Order: To change the type of 149 palms installed to Royal Palms with 6' to 7' grey wood.
Attachments: (List documents supporting change) None.

Table with 2 columns: CHANGE IN CONTRACT PRICE and CHANGE IN CONTRACT TIME. Rows include Original Contract Price, Previous Change Order No. 1 to No. 12, Contract Price prior to this Change Order, Net Increase of this Change Order, and Contract Price/Time with all approved Change Orders.

It is understood and agreed that the acceptance of this modification by the CONTRACTOR constitutes an accord and satisfaction, and represents payment in full (both time and money) for all costs arising out of, or incidental to, the above mentioned change.

RECOMMENDED: ACCEPTED TOWN APPROVAL:
By: Consultant (if applicable) Date By: Kimberly A. Egger Contractor By: Finance Director (Under \$25,000)
By: Cathie King 10/25/10 Date Accepted: 10/25/10 Date Approved:
Contracts Management (CORPORATE SEAL) By: Town Manager (Under \$25,000)
APPROVED: Date Approved:
Town Attorney Date By: Mayor, Town Council (Over \$25,000)
Date Approved:

Change Order
 Ft. Myers Beach
 North Estero Blvd Drainage Improvements Project
 CO Discription: Changes to Landscape

Change Order #13 - Landscape Changes				
Description	Qty	Unit	Unit Price	Total Cost
				\$0.00
				\$0.00
			Material Cost	\$0.00
			Tax	\$0.00
			Sub Total Material Cost	\$0.00
Change from Sabal Palms to Royal Palms	1	LS	\$27,416.00	\$27,416.00
Change in material pricing due to delay.	1	LS	\$7,105.55	\$7,105.55
			Sub Total Subcontractor Cost	\$34,521.55
			Sub Total Cost	\$34,521.55
			Markup	\$6,904.31
			Total Sub and Material Cost	\$41,425.86
Pipe Crew Cost - Hours		HR	\$480.00	\$0.00
Pipe Crew Cost - 10 hour day		DY	\$4,800.00	\$0.00
			Total Labor Cost	\$0.00
			Total Change Order #13	\$41,425.86