



The City of Daytona Beach
Utilities Department

TO: James V. Chisholm, City Manager

FROM: John J. Drago, Business Enterprise Management Director 

DATE: July 27, 2017

SUBJECT: Resolution Approving the Final Reconciliation Agreement for the Beach Street Backflow Preventers - Contract 0316-2040 – Gregori Construction, Inc.

REQUEST

Utilities Department requests City Commission adopt a resolution approving a final reconciliation agreement for the Beach Street Backflow Preventers, Contract 0316-2040 with Gregori Construction, Inc., 3950 South St., Titusville, FL 32780 with the following stipulations:

- Approve March 6, 2017 as the substantial completion date for Beach Street Backflow Preventers, contract 0316-2040.
- Approve June 6, 2017 as the final completion date for Beach Street Backflow Preventers, contract 0316-2040.
- Approve \$15,871.96 as full compensation for the balance of contract 0316-2040 including the final pay request and retainage.
- Approve the final adjusted contract price of \$292,165.00 for Beach Street Backflow Preventers, contract 0316-2040.
- Approve a contact extension of 67 contact days due to event conflicts in Riverfront Park.
- Authorize the City Manager and City Clerk to execute the Final Reconciliation Agreement

PURPOSE

This request is needed to close out the Beach Street Backflow Preventers, contract 0316-2040 and pay the contractor for work previously performed.

CONSIDERATION

The City Commission approved Resolution 16-241 on September 7, 2016 awarding the low bid to Gregori Construction, Inc. in the amount of \$269,800 for stormwater improvements in Riverfront Park along Beach Street between International Speedway Boulevard and Fairview Ave. The work performed consisted of installing 13 backflow preventers.

Change Order No. 1 was previously approved by the City Manager in the amount of \$21,034.78 per Section 30-142 (a) of the Purchasing Code which authorizes the City Manager to approve change orders up to a maximum cumulative amount of \$25,000 or 5% of the adjusted contract price, whichever is greater.

Approval of Change Order No. 1 increased the total amount of Contract No. 0316-2040 from \$269,800 to \$290,834.78. The Change order provided for an additional backflow preventer and structure for added flood mitigation on Beach St. and to install mulch to the disturbed sites in Riverfront Park for the Bike Week promoter in advance of the March event in Riverfront Park. Installing the sod one week prior to the event would have destroyed the sod, and voided the 1 year warranty for establishment of the ground cover.

The specific explanation for each final adjustment is:

- Approve the substantial completion date of March 6, 2017 for Beach Street Backflow Preventers, contract 0316-2040 establishing the commencement of the 1-year warranty period on materials, equipment, workmanship, supplies, and appurtenances.
- Approve the final completion date of June 6, 2017 for Beach Street Backflow Preventers, contract 0316-2040
- Approve the final estimate reconciliation agreement for Beach Street Backflow Preventers, contract 0316-2040 in the amount of \$15,871.96. This item constitutes full compensation for the balance of the contract including the final pay request and retainage.
- Approve the final adjusted contract price of \$292,165.00 for the Beach Street Backflow Preventers, contract 0316-2040. This amount includes a \$1,170.00 deduction for damage to the city's fiber line (Exhibit A item 2) and additional \$2500.22 for roto-tilling the mulch into the soil and hydro-seeding all of the disturbed areas after Bikeweek (Exhibit A item 1,).
- Approve a contact extension of 67 contact days due to event conflicts in Riverfront Park, including Bike Week and the Daytona Beach Community Carnival.

FUNDING

Funds to support the final reconciliation are available in Account No. 465-610000-538-565000-651603.

RECOMMENDATIONS

Utilities Department recommends City Commission adopt a resolution approving the final estimate reconciliation agreement for the Beach Street Backflow Preventers, Contract 0316-2040 with Gregori Construction, Inc., 3950 South St., Titusville, FL 32780 with stipulations.

SCHEDULE

Final Reconciliation Approval September 2017

ATTACHMENTS

Agenda Summary
Final Reconciliation Agreement with Exhibit A
Consent of Surety
Power Point