

CITY COUNCIL RESOLUTION NO. 2021-187

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE CITY, FLORIDA, AUTHORIZING THE EXECUTION OF CHANGE ORDER NUMBER ONE TO THE CONTRACT BETWEEN THE CITY AND LEGACY WATER GROUP, LLC; PROVIDING FOR THE INSTALLATION OF THE WEST GRAVITY SEWER SYSTEM AT THE INTERSTATE 75 AND STATE ROAD 47 INTERCHANGE AS ADDITIONAL WORK TO THE INITIAL AGREEMENT; PROVIDING FOR THE ADDITIONAL COST NOT-TO-EXCEED \$139,000.00; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Lake City, Florida (hereinafter the “City”) and Legacy Water Group, LLC (hereinafter “Legacy”), entered into the *Agreement Between Owner and Contractor for Construction Contract (Stipulated Price)* (hereinafter the “Agreement”), authorized by City Council Resolution No. 2021-108, for wastewater improvements at the I-75 and SR 47 Interchange Phase 1; and

WHEREAS, the Invitation to Bid (ITB-023-2021) provided for alternate work that included the installation of the west gravity sewer system and Legacy provided a bid to the City for the alternate work; and

WHEREAS, the city administration and Legacy have determined that it is in the respective best interests to enter into Change Order No. 1 to the Agreement for a price increase not-to-exceed one hundred thirty-nine thousand dollars and zero cents (\$139,000.00) for the additional services; and

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WHEREAS, the City Council finds it to be in the best interests of the City to enter into Change Order No. 1 for the bid alternate to furnish and install the west gravity sewer system in the Windswept Glen area of the original project in accordance with the terms and conditions of Change Order No. 1 and the Agreement.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAKE CITY, FLORIDA, AS FOLLOWS:

Section 1. The above recitals are adopted and hereby incorporated by reference.

Section 2. The City is hereby authorized to enter into Change Order No. 1 with Legacy for a price not-to-exceed one hundred thirty-nine thousand dollars and zero cents (\$139,000.00).

Section 3. The City Manager and City Attorney are authorized to make such reasonable changes and modifications to the Change Order as may be deemed necessary to be in the best interest of the City and its citizens. Provided, however, that any such changes or modifications shall not cause the payment to Legacy to exceed the Change Order price. The Mayor is authorized and directed to execute and deliver the Change Order in the name of, and on behalf of, the City with such changes, amendments, modifications, omissions, and additions made by the City Manager and City Attorney. Execution by the Mayor and Legacy shall be deemed to be conclusive evidence of approval of such changes, amendments, modifications, omissions, and additions.

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Section 4. Effective Date. This resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED by the City Council on this _____ day of January 2022.

CITY OF LAKE CITY, FLORIDA

By: _____
Stephen M. Witt, Mayor

ATTEST:

APPROVED AS TO FORM AND
LEGALITY:

By: _____
Audrey E. Sikes, City Clerk

By: _____
Frederick L. Koberlein, Jr.,
City Attorney

Date of Issuance: January 3, 2022	Effective Date: January 3, 2022
Owner: City of Lake City, Florida	Owner's Contract No.: 023-2021
Contractor: Legacy Water Group, LLC	Contractor's Project No.:
Engineer:	Engineer's Project No.:
Project: Wastewater Improvements	Contract Name: Agreement between Owner and Contractor for Construction Contract (Stipulated Price)

The Contract is modified as follows upon execution of this Change Order:

Description: **Addition of the bid alternate; furnish and installation of the west gravity sewer system identified in ITB 023-2021.**

Attachments: *[List documents supporting change]* Bid Form – Lump Sum Bid

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i>
Original Contract Price: \$ <u>3,269,000.00</u>	Original Contract Times: Substantial Completion: <u>365</u> Ready for Final Payment: <u>395</u> days
[Increase] [Decrease] from previously approved Change Orders No. <u>0</u> to No. <u>0</u> : \$ <u>N/A</u>	[Increase] [Decrease] from previously approved Change Orders No. <u>0</u> to No. <u>0</u> : Substantial Completion: <u>N/A</u> Ready for Final Payment: <u>N/A</u> days
Contract Price prior to this Change Order: \$ <u>3,269,000.00</u>	Contract Times prior to this Change Order: Substantial Completion: <u>365</u> Ready for Final Payment: <u>395</u> days
[Increase] [Decrease] of this Change Order: \$ <u>139,000.00</u>	[Increase] [Decrease] of this Change Order: Substantial Completion: <u>0</u> Ready for Final Payment: <u>0</u> days
Contract Price incorporating this Change Order: \$ <u>3,408,000.00</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>365</u> Ready for Final Payment: <u>395</u> days

RECOMMENDED:		ACCEPTED:		ACCEPTED:	
By: _____	By: _____	By: _____	By: _____	By: _____	By: _____
Engineer (if required)	Owner (Authorized Signature)	Owner (Authorized Signature)	Contractor (Authorized Signature)	Contractor (Authorized Signature)	Contractor (Authorized Signature)
Title: _____	Title: _____	Title: _____	Title: _____	Title: _____	Title: _____
Date: _____	Date: _____	Date: _____	Date: _____	Date: _____	Date: _____

Approved by Funding Agency (if applicable)

By: _____ Date: _____
Title: _____