

**INDIAN RIVER COUNTY, FLORIDA
MEMORANDUM**

TO: Jason E. Brown, County Administrator

THROUGH: Richard B. Szpyrka, P.E., P.E., Public Works Director
James Ennis, P.E., Assistant Public Works Director

FROM: Kirstin Leiendecker, P.E., Project Engineer

SUBJECT: Change Order No. 1
Construction of Intersection Improvements at SR-60 and 43rd Avenue,
IRC-0853, FDOT FM 431759-2-54-01

DATE: November 7, 2022

DESCRIPTION AND CONDITIONS

On March 20, 2017, the Board of County Commissioners entered into County Incentive Grant Program (CIGP) Agreement FM No. 431759-2-54-01 with the Florida Department of Transportation (FDOT) for the construction of intersection improvements at SR-60 and 43rd Avenue to provide up to 50% funding of estimated project cost of \$7,291,146.00 and then entered into Amendment No. 1 on June 12, 2019 for an increased project cost of \$13,171,782.00 with funding between the County and FDOT at 50% share. Amendment No. 2, with FDOT, entered into on October 21, 2020 updated deliverables and extended the completion date until December 31, 2022. On October 19, 2022, Supplemental Agreement No. 3 increased FDOT's funding by \$403,538.00 to compensate the contractor for unforeseen, pre-existing conditions on the project and extended the County's contract completion date until June 30, 2023.

On December 17, 2019 the Board of County Commissioners awarded Bid No. 2019073 to Timothy Rose Contracting, Inc. (Contractor) for the construction of intersection improvements at SR-60 and 43rd Avenue in the amount of \$13,641,589.27. Change Order 1 is to change the construction contract amount by \$403,538.00 to compensate the Contractor for the additional work to repair the FDOT SR-60 drainage trunk line and add 87 days to the contract time. Additionally, due to delays associated with FPL's utility relocation and the unplanned repairs to the FDOT SR-60 drainage trunk line, TRC is requesting an increase for material costs due to recent volatility in prices including increased trucking costs, fuel costs, emulsion and labor cost beyond on what the contractor could have historically anticipated at the time of bid. The contractor requests an adjustment for paving costs for the amounts left on the contract past November 1, 2022. This adjustment is calculated by the difference from the original bid amount and the current secured material costs. The total amount requested for price adjustment for bid items related to paving is \$460,147.50, bringing the total amount of Change Order No. 1 to \$863,685.50 and adding 87 days to the contract time. Delays encountered by the FPL utility relocation delays will not be addressed with Change Order No.1. The new contract total will be \$14,505,274.77.

FUNDING

The FDOT is funding \$6,989,429.00 (which includes the full amount of Supplemental Agreement No. 3). Funding for the County's total grant cost share amount of \$7,515,845.77 will be funded by Optional Sales Tax/43rd Ave – 18th St to 26th St/Account Number 31521441-066510-06041.

RECOMMENDATION

Staff recommends approving Change Order No. 1 authorizing the addition of 87-days of Contract time and additional funding in the amount of \$863,685.50. The new total contract price will be \$14,505,274.77.

ATTACHMENTS

Change Order No. 1

AGENDA ITEM FOR NOVEMBER 15, 2022e