

Resolution No. 2024-3290

A Resolution of the City of Sanford, Florida, amending the City's annual operating budget for the fiscal year beginning October 1, 2023 and ending September 30, 2024 relating to the amendment to the Sanford Utilities Building Project and procurement activity; providing for general and specific implementing administrative actions; providing for a savings provision; providing for conflicts; providing for severability and providing for an effective date.

Whereas, the Commission of the City of Sanford, Florida has adopted an annual operating budget for the fiscal year beginning October 1, 2023 and terminating on September 30, 2024 specifying certain projected revenues and expenditures for the operations of Sanford municipal government; and

Whereas, the City's budget provides for certain methodologies and criteria for the expenditure of budgeted funds during the course of the City's fiscal year; and

Whereas, from time-to-time circumstances and events may require that the original City budget and implementing provisions may need revision such as the City's Sanford Utilities Building Project and additional work to be accomplished by Oelrich Construction, Inc.; and

Whereas, the City Commission, in its judgment and discretion, has the authority to adjust the budget to more closely coincide with actual and expected events and the sound implementation of the projects and programs of the City such as the City's Sanford Utilities Building Project,

Now, therefore, be it adopted and resolved by the City Commission of the City of Sanford, Florida as follows:

Section 1. Adoption of Budget Amendment; City's Sanford Utilities Building Project.

The annual operating budget of the City of Sanford for the fiscal year beginning October 1, 2023 and terminating on September 30, 2024 is hereby revised and amended to address the City's Sanford Utilities Building Project, and work by Oelrich Construction, Inc., as set forth in the Exhibit to this Resolution. Except as amended herein, the annual operating budget for the City of Sanford for fiscal year beginning October 1, 2023 and terminating on September 30, 2024 shall remain in full force and effect.

Section 2. Implementing Administrative Actions; Procurement of Goods and Services Relating to the City's Sanford Utilities Building Project.

The City Manager, or designee, is hereby authorized and directed to implement the provisions of this Resolution by means of such administrative actions as may be deemed necessary and appropriate with regard to the provisions of this Resolution. Notwithstanding the generality of the foregoing, the City Manager, or designee(s), shall have authority to implement the procurement of goods and services under the requirements of the City's Sanford Utilities Building Project relating to Oelrich Construction, Inc. Such activities shall be implemented in accordance with the Purchasing Policies and Procedures of the City and controlling State law.

Section 3. Savings.

The prior actions of the City of Sanford relating to the adoption of the City budget and related activities to include, but not be limited to, those relating to the City's Sanford

Utilities Building Project, are hereby ratified and affirmed. This ratification and affirmation includes, but is not limited to, the actions taken by the City's contractor, Oelrich Construction, Inc.

Section 4. Conflicts.

All resolutions or parts of resolutions in conflict with this Resolution are hereby repealed.

Section 5. Severability.

If any section, sentence, phrase, word, or portion of this Resolution is determined to be invalid, unlawful or unconstitutional, said determination shall not be held to invalidate or impair the validity, force or effect of any other section, sentence, phrase, word, or portion of this Resolution not otherwise determined to be invalid, unlawful, or unconstitutional.

Section 6. Effective Date.

This Resolution shall become effective immediately upon adoption.

Passed and adopted this 9th day of September, 2024.


Attest:


Traci Houchin, MMC, FCRM
City Clerk

City Commission of the City of Sanford

Art Woodruff
Mayor

For use and reliance of the Sanford City Commission only.
Approved as to form and legality.


William Colbert
City Attorney

ATTACHMENT A REQUEST FOR BUDGET AMENDMENT

Fiscal Year 2024

Department: Public Works

Division: Utilities

8/28/2024

CHANGES IN REVENUES

REVENUE ACCOUNT NUMBER						Current	Current	Amount of	Adjusted
Fund	Revenue	Act Cd	Ele	Project #	Revenue Account Title	Budget	Balance	Change	Unrealized
452	4530	536	63	00	ut2001 improvement other than build	\$ 20,104,257	\$ 4,255,951	\$ 25,000	\$ 4,230,951
452	4530	536	63	00	ww0715 improvement other than build	20,104,257	4,255,951	35,061	4,195,890
452	4530	536	63	00	ww2015 improvement other than build	20,104,257	4,255,951	131	4,195,759
452	4530	536	63	00	sw1601 improvement other than build	20,104,257	4,255,951	100,000	4,095,759
452	4540	536	63	00	wwam23 improvement other than build	7,759,859	4,956,369	25,000	4,931,369
452	4540	536	64	00	wwam23 improvement other than build	7,759,859	4,956,369	101,535	4,829,834
452	4510	536	64	00	utveh machinery and equipment	190,547	89,391	59,254	30,137
452	4510	536	64	00	uteqp machinery and equipment	190,547	89,391	15,837	14,300

TOTAL CHANGES IN REVENUES \$ 361,818

CHANGES IN EXPENDITURES

EXPENDITURE ACCOUNT NUMBER						Current	Current	Amount of	Remaining	
Fund	Dpt/Div	Activity	Obj	Ele	Project #	Expenditure Account Title	Budget	Balance	Change	Balance
452	4530	536	62	00	ut2001	building	\$ 1,426,729	\$ -	\$ 320,000	\$ 320,000
452	4540	536	62	00	ut2001	building	1,746,729	80,388	41,818	122,206

TOTAL CHANGES IN EXPENDITURES \$ 361,818

REASON FOR AMENDMENT: Change orders for Utilities building

DIRECTOR APPROVAL: _____

DATE: 8/28/24

FINANCE APPROVAL: _____

DATE: _____

CITY MANAGER APPROVAL: _____

DATE: 8/28/2024

CITY COMMISSION AGENDA DATE: 9.9.24

APPROVED Y

FOR FINANCE USE

Entry Date: _____

Batch Number: _____

Document #: _____



WS	RM	X
Item No. 9.B		

**CITY COMMISSION MEMORANDUM 24 -263
SEPTEMBER 9, 2024 AGENDA**

TO: Honorable Mayor and Members of the City Commission
PREPARED BY: Jeff Davis, Public Works and Utilities Project Manager
SUBMITTED BY: Norton N. Bonaparte, Jr., ICMA-CM, City Manager
SUBJECT: Sanford Utilities Building; Oelrich Construction, Inc.; Budget Amendment Resolution No. 2024-3290; Change Order; Increase Purchase Order # 40243; \$270,331.79

STRATEGIC PRIORITIES:

- Unify Downtown & the Waterfront
- Promote the City’s Distinct Culture
- Update Regulatory Framework
- Redevelop and Revitalize Disadvantaged Communities

SYNOPSIS:

Approve Resolution No. 2024-3290 to amend the budget and increase Purchase Order #40243 in an amount not to exceed \$270,331.79 from \$3,072,170 to \$3,342,501.79 to Oelrich Construction, Inc. to the Sanford Utilities Building project is requested.

FISCAL/STAFFING STATEMENT:

The total amount requested is \$270,331.79 and is available from Utilities Capital account lines.

BACKGROUND:

The Sanford Utilities Building project is underway and there have been a total of four work change directives.

1. Increased cost due to material escalation since time of bidding - \$21,640.24
2. Updated scope of work per revised drawings for permit revision #1 dated 04/17/2024. Includes code updated to the new 2023 Florida Building Code - \$219,227.91
3. Updated scope of work per revised drawings for permit revisions #4 and #5. Includes site revision and electrical revision per building official - \$26,537.83
4. Revised door hardware to provide a frame harness and TS switches to exit devices per City IT requirements - \$2,926.11

There will be seven days added to the contract time due to the work change directives.

LEGAL REVIEW:

The Assistant City Attorney reviewed this matter and had no legal objection.

RECOMMENDATION:

City staff recommends that the City Commission approve Resolution No. 2024-3290 to amend the budget in an amount not to exceed \$270,331.79, increasing purchase order #40243 for payment to Oelrich Construction, Inc. relating to the Sanford Utilities Building project

SUGGESTED MOTION:

“I move that the City Commission approve Resolution No. 2024-3290 and the procurement activity, as proposed.”

Attachments: (1). Budget Amendment Resolution No. 2024-3290.
(2). Change Order #1.

SECTION 00950

CHANGE ORDER FORM

Change Order No. 01

Project Name: Sanford Utilities Building

Bid No.: IFB No. 22-23-23

City P.O. No.: 040243

Owner: City of Sanford

Contractor: Oelrich Construction, Inc.

Agreement Date: 4/17/2024

This Change Order is necessary to cover changes in the Work to be performed under the Agreement. The Agreement, General Conditions, Supplementary Conditions, and Technical Specifications contained in the Project Manual apply to and govern all Work under this Change Order.W

THE FOLLOWING CHANGES ARE MADE TO THE CONTRACT DOCUMENTS:

1. Original Contract Price	<u>\$ 3,072,170.00</u>
2. Current Contract Price (Adjusted by Previous Change Orders)	<u>\$ 3,072,170.00</u>
3. Total Proposed Change in Contract Price	<u>\$ 270,331.79</u>
4. New Contract Price (Item 2 + Item 3)	<u>\$ 3,342,501.79</u>
5. Original Contract Time (Notice to Proceed to Substantial Completion)	<u>300 Days</u>
6. Current Contract Time (Adjusted by Previous Change Orders)	<u>300 Days</u>
7. Current Subst. Completion Date (Adjusted by Previous Change Orders)	<u>2/11/2025</u>
8. Total Proposed Change in Contract Time	<u>Add 7 Days</u>
9. New Contract Time (Item 6 + Item 8)	<u>Add 7 Days</u>
10. New Contract Substantial Completion Date (Item 7 + Item 8)	<u>2/18/2025</u>
11. Current Final Completion Date (Adjusted by Previous Change Orders)	<u>3/28/2025</u>
12. Current Contract Time From Substantial Completion to Final Completion	<u>45 Days</u>
13. Total Proposed Change in Contract Time Subst. to Final Completion	<u>0 Days</u>
14. New Contract Time to Subst. Final Completion (Item 12 + Item 13)	<u>0 Days</u>
15. New Contract Final Completion Date (Item 10 + Item 14)	<u>4/4/2025</u>

CHANGES ORDERED

ITEM 1

Description of Change: Work Change Direction 1 - Cost Escalations
Reason for Change: Increased costs due to material escalation since time of bidding. See attachment.
Change in Contract Price: \$ 21,640.24
Change in Contract Time: 0 Days

ITEM 2

Description of Change: Work Change Directive 3 – Permit Revision #1
Reason for Change: Updated scope of work per revised drawings for Permit Revision #1, dated 4/17/2024. Includes code updates to the new 2023 Florida Building Code. See attachment.
Change in Contract Price: \$ 219,227.91
Change in Contract Time: 7 Days

ITEM 3

Description of Change: Work Change Directive 5 - Cost Escalations
Reason for Change: Updated scope of work per revised drawings for Permit Revisions #4 and #5. Includes site revision and electrical revision per building official. See attachment.
Change in Contract Price: \$ 26,537.83
Change in Contract Time: 0 Days

ITEM 4

Description of Change: Work Change Directive 6 -- Door Hardware Submittal Additions

Reason for Change: Revised door hardware to provide a frame harness and TS switches to exit devices per City IT requirements. See attachment.

Change in Contract Price: \$ 2,926.11

Change in Contract Time: 0 Days

CHANGE ORDER SUMMARY			
No.	Description	Change in Contract Price	Change in Contract Time
WCD-01	Cost Escalations	\$21,640.24	0 Days
WCD-03	Drawing changes due to Code Revisions	\$219,227.61	7 days
WCD-05	Drawing revisions due to Code Revisions	\$26,537.83	0 Days
WCD-06	Door Hardware Submittal Additions for Security	\$2,926.11	0 Days
TOTAL		\$ 270,331.79	7 Days

WAIVER This Change Order constitutes full and mutual accord and satisfaction for the adjustment of the Contract Price and Contract Time as a result of increases or decreases in cost and time of performance caused directly and indirectly from the change. Acceptance of this Waiver constitutes an agreement between OWNER and CONTRACTOR that the Change Order represents an equitable adjustment to the Agreement and that CONTRACTOR shall waive all rights to file a Contract Claim or claim of any nature on this Change Order. Execution of this Change Order shall constitute CONTRACTOR's complete acceptance and satisfaction that it is entitled to no more costs or time (direct, indirect, impact, etc.) pursuant to this Change Order.

APPROVAL AND CHANGE ORDER AUTHORIZATION

ACKNOWLEDGMENTS

The aforementioned change, and work affected thereby, is subject to all provisions of the original Agreement and specifically changed by this Change Order; and

It is expressly understood and agreed that the approval of the Change Order shall have no effect on the original Agreement other than matters expressly provided herein.

WITNESS to CONTRACTOR:

[Handwritten Signature]

8/14/2024

Date

Oelrich Construction, Inc.
Contractor

Ivan Oelrich, President
Printed Name and Title of Officer

[Handwritten Signature]

By (Signature)
8/14/24

Date
[Handwritten Signature]
(Corporate Seal)

ATTEST:

[Handwritten Signature]
(Signature)

9.10.2024
Date

(Seal)



Owner
Art Woodruff Mayor
Printed Name and Title

City of Sanford
By (Signature)

9-9-24
Date

END OF SECTION