

**RESOLUTION NO. 24-21**

**A RESOLUTION OF THE CITY OF PANAMA CITY BEACH, FLORIDA, APPROVING CHANGE ORDER #8 TO THE CITY'S AGREEMENT WITH CWR CONTRACTING, INC. FOR THE FRONT BEACH ROAD SEGMENT 3 PROJECT, TO ADD \$213,320.10 AND THIRTY (30) DAYS FOR PERFORMANCE OF THE WORK.**

**BE IT RESOLVED** that the appropriate officers of the City are authorized to execute and deliver on behalf of the City that certain Change Order #8 to the Agreement between the City and CWR Contracting, Inc. for the Front Beach Road Segment 3 Project, to add Two Hundred Thirteen Thousand Three Hundred Twenty Dollars and Ten Cents (\$213,320.10) and thirty (30) days for performance of the work related to unforeseen work and alterations in the plans, in substantially the form **attached** and presented to the Council today, with such changes, insertions, or omissions as may be approved by the City Manager and whose execution shall be conclusive evidence of such approval.


**THIS RESOLUTION** shall be effective immediately upon passage.

**PASSED** in regular session this 20<sup>th</sup> day of October, 2023.

**CITY OF PANAMA CITY BEACH**

By:   
Mark Sheldon, Mayor

**ATTEST:**

  
Lynne Fasone, City Clerk

**CHANGE ORDER**

No. 8

PROJECT	Front Beach Road CRA Segment 3		
DATE OF ISSUANCE	October 26, 2023	EFFECTIVE DATE	October 26, 2023
OWNER	City of Panama City Beach, Florida		
OWNER's Contract No	2018-01		
CONTRACTOR	CWR Contracting, Inc.	ENGINEER	Dewberry Engineers

You are directed to make the following changes in the Contract Documents

Description: See Attachment "A" for breakdown of items of work/descriptions of work scope associated with this Change Order.

**Total value of Change Order #8 is \$213,320.10.**

Due to ongoing utility relocation issues at the Lullwater box culvert, settlement of extension of contract time is expressly reserved by the Contractor and Owner until such time as the utilities are relocated and the impact on contract time can be determined. Time associated with this change order is related to granted weather and recovery days from the notice to proceed through September 30, 2023.

Reason for Change Order:

Plan modifications and additional work needed to provide for unforeseen work or alterations in plans that could not reasonably have been contemplated or foreseen in the original plans and specifications, and to make the project functionally operational in accordance with the intent of the original contract.

Attachments:

See Attachment "B" for modified plans associated with this Change Order

	CHANGE IN CONTRACT TIME:	
Original Contract Price	Original Contract Times:	560
\$28,003,403.41	Substantial Completion:	November 24, 2022
	Final Completion	December 24, 2022
		days or dates
Net Changes from previous Change Orders	Net changes from previous Change Orders	465
\$1,929,183.46		days
Contract Price prior to this Change Order	Contract Time prior to this Change Order	
\$29,932,586.87	Substantial Completion:	March 3, 2024
	Final Completion	April 2, 2024
		days or dates
Net <b>Increase</b> of this Change Order	Net <b>Increase</b> of this Change Order	30
\$213,320.10		days
Contract Price with all approved Change Orders	Contract Times with all approved Change Orders	
\$30,145,906.97	Substantial Completion:	April 2, 2024
	Final Completion	May 2, 2024
		days or dates

RECOMMENDED:

APPROVED

ACCEPTED

By: \_\_\_\_\_  
Engineer (Authorized Signature)

By: \_\_\_\_\_  
(Authorized Signature)

By: \_\_\_\_\_  
Contractor (Authorized Signature)

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Date: \_\_\_\_\_

# ATTACHMENT "A" – CHANGE ORDER #8

## Contract 2018-01

### FRONT BEACH ROAD CRA SEGMENT 3 PROJECT

#### Change Order Item Explanations/Details

- 1) Modify Inlet and add driveways at Hundley Property/Ice Machine/Emerald Bay Apartments
  - a. Contractor requested compensation **\$27,215.06 lump sum**
  - b. Located at Station 401+00 to Station 403+50, westbound to northbound slip lane and Arnold Road Station 18+00 to Station 21+00, left roadway
  - c. Required to meet access requirements for individual lots for Hundley property (Sandbar restaurant/ice machine driveways) and Emerald Bay Apartment driveways.
  
- 2) Additional directional bore and support work for utilities at Lullwater Box Culvert Extension
  - a. Contractor requested compensation **\$31,472.00 lump sum**
  - b. Located between Front Beach Road Station 270+80 and Station 273+20, left roadway
  - c. Required to accommodate pole attached utility relocations due to changes to sheet piling installation and temporary undergrounding of FPL facilities to place out of conflict with overhead crane. Install 3 – 4" and 3 – 2" conduits (350 LF @ \$89.92 per LF)
  - d. This work in addition to previously approved FPL payments for temporary relocation of overhead lines approved by Council
  
- 3) Extend sidewalk and curb and gutter on south side of FBR, west of Cabana Cay Boulevard
  - a. Contractor requested compensation **\$60,048.91 lump sum**
  - b. Located between Front Beach Road Station 240+00 and Station 242+40, right roadway
  - c. Plans modified in response to concerns/future potential claims from adjacent property owners regarding runoff directed from roadway onto private property. An existing curb was removed and not shown to be replaced in the City's plans. This corrects the issue and directs sheet flow runoff from the pavement to the new storm system. Sidewalk will be extended to existing driveways, avoiding additional pedestrian crossings of the roadway.
  
- 4) Place concrete encasement of sanitary sewer crossing over Lullwater Box Culvert
  - a. Contractor requested compensation **\$26,645.07 lump sum**
  - b. Located between Front Beach Road Station 272+30 and Station 273+00, left roadway
  - c. Field modification for encasement of force main, limerock backfill and substitution of 6" limerock in lieu of soil stabilization required over box culvert to ensure integrity of force main which must be placed at shallow depth of cover above existing box culvert and below new pavement (westbound travel lane).

- 5) Realign stormwater outfall pipe under transit lane and away from right of way line
- a. Contractor requested compensation **\$31,497.77 lump sum**
  - b. Located between Front Beach Road Station 253+00 and Station 272+50, right roadway
  - c. Field modification for adjustment of alignment of trunk line storm sewer to transit lane (away from right of way line) recommended to avoid potential claim for additional compensation from Contractor for damage to private property and/or need for construction easements to construct storm outfall pipeline between roundabout and box culvert within existing narrow right of way and close to private property.
  - d. Requires two additional storm structures 2 EA @ \$15,748.88 per structure.
- 6) Install base in lieu of mixed subgrade, WB to NB slip lane and portion of Arnold Road, right roadway
- a. Contractor requested compensation **\$36,441.29 lump sum**
  - b. Located between Station 400+00 and Station 405+20 - westbound to northbound slip lane at roundabout and Arnold Road Station 18+30 to Station 18+65, right roadway
  - c. Field modification to place 6" limerock base in lieu of subgrade for WB to NB slip lane at roundabout.
  - d. 1320 SY of limerock estimated in lieu of subgrade @ approximately \$27.61 per SY (less than current statewide price average for 6" limerock base)
  - e. Similar to previously approved work scope, this will resolve utility conflicts with shallow existing telephone and gas lines. Cost for work will be pursued for reimbursement from AT&T and TECO Peoples Gas.
  - f. Benefit of expediting construction of slip lane to minimize inconvenience to public.

**GRAND TOTAL FOR THIS CHANGE ORDER: \$213,320.10**



City of  
**Panama City Beach**

**PCB City Hall**  
17007 PCB Parkway  
PCB, FL. 32413  
P: (850) 233-5100  
F: (850) 233-5108  
www.pcbgov.com

October 19, 2023

Mr. James T. Haney, Senior Project Manager  
CWR Contracting, Inc.  
4116 Highway 231 North  
Panama City, FL 32404

**RE: Adjustment to Contract Time for the Effects of Inclement Weather - AMENDED  
Front Beach Road CRA Segment 3  
City Project 2018-01**

Dear Jim:

The daily reports documenting the effects of inclement weather have been evaluated for the period beginning **May 1, 2022 through September 30, 2023**. Weather impacts that incurred prior to May 1, 2022, were resolved via the issuance of contract time extension for all concurrent delays as part of Change Order #5, issued on July 28, 2022.

It has been determined thirty (30) calendar day(s) meet the criteria established by the contract for granting additional contract time due to the effects of inclement weather for the referenced period.

**The days granted are as follows:**

**5/23/2022, 5/25/2022, 5/26/2022, 7/1/2022, 7/12/2022, 7/13/2022, 9/12/2022, 11/10/2022, 11/30/2022, 12/15/2022, 12/21/2022, 1/25/2023, 3/10/2023, 3/28/2023, 4/13/2023, 4/14/2023, 4/17/2023, 4/28/2023, 4/29/2023, 5/1/2023, 6/16/2023 6/19/2023, 6/20/2023, 7/10/2023, 7/14/2023, 8/29/2023, 8/30/2023, 8/31/2023, 9/1/2023, 9/26/2023.**

It has been determined that **thirty (30) contract day(s)** will be added to the total authorized contract time.

Your company has ten (10) days from receipt of this notice to appeal the number of days granted herein. Any such appeal must be accompanied by all available specific facts that support your position. Failure to make an appeal or to provide the specific facts supporting your positions within ten (10) days from receipt of this notice shall constitute a waiver of any rights to appeal the City's decision at a later date.

Sincerely,

(signed)

Scott G. Passmore, PE  
Assistant Program Manager  
The Corradino Group, Inc

c: Courtney Drummond, PE, CRA Manager, The Corradino Group, Inc.  
Yberis Sosa, Assistant Project Manager, The Corradino Group, Inc.  
Joseph Pace, Public Works Field Inspector, City of Panama City Beach

**Mayor**  
Mark Sheldon

**Vice Mayor**  
Paul Casto

**Ward 2**  
Phil Chester

**Ward 3**  
Mary Coburn

**Ward 4**  
Michael Jarman

**City Manager**  
Drew Whitman