



Village of Biscayne Park Commission Agenda Report

Village Commission Meeting Date:	October 6, 2015
Subject:	Resolution 2015 -- 48 Authorizing the Change order for Phase 4 of the Log Cabin Restoration between the Village of Biscayne Park and McKenzie Construction LLC.
Prepared By:	Heidi Siegel, AICP, Village Manager
Sponsored By:	Staff

BACKGROUND

After an Invitation to Bid process, on May 19, 2015 the Village Commission entered into an agreement with McKenzie Construction LLC for the Log Cabin restoration. The contract that was approved was for Phases 1- 3 and based funds at the time. The contract allows for an option for a change order once future funds are secured.

During the budget workshops, the Village Commission expressed a desire to proceed with Phase 4 of the project through Village funding due to a lack of funding for Phase 4 by the State of Florida budget process. At the final budget hearing on September 24, 2015, the Village Commission approved the funding of Phase 4 as part of the Fiscal Year 2015/2016 general fund budget.

The Change Order is in the amount of \$ 134,545.00 and matches the amount presented to the Commission at the May 19th meeting. Any additional changes or options to the dais made at a future date will change the final amount depending on whether they are additions or deletions to the design of the dais.

FISCAL / BUDGET IMPACT

The cost of this change order is provided through Village funds in the Fiscal Year 2015/2016 general fund budget.

STAFF RECOMMENDATION

Approval of Resolution 2015-48.

ATTACHMENTS

- Resolution 2015-48
- Amendment to the contract with McKenzie Construction
- McKenzie Construction Change Order
- Detail breakdown of dais design options costs
- Dais sketch

**AMENDMENT TO CONTRACT BETWEEN VILLAGE OF BISCAYNE PARK
AND MCKENZIE CONSTRUCTION, LLC**

WHEREAS, on May 19, 2015, the Village of Biscayne Park (hereinafter the "Village") and McKenzie Construction, LLC (hereinafter the "Contractor"), entered into a Contract for the restoration of the Log Cabin, which Contract is incorporated herein by reference as Exhibit "1" (hereinafter the "Contract"); and

WHEREAS, Paragraph 4.2 of the Contract states that Phase IV of the Contract will be presented as a change order to the Contract upon execution of the required grant agreement with the State of Florida Department of State Historical Resources; and

WHEREAS, the Village submitted its application to the State of Florida Department of State Historical Resources; however, funding was not made available to the Village through the State grant; and

WHEREAS, Village staff presented a proposed budget to the Village Commission at its first budget workshop on August 11, 2015 which contained a line item of \$135,000.00 for Phase IV of the restoration of the Log Cabin; and

WHEREAS, at its second budget workshop and final hearing of the 2015-16 budget on September 24, 2015, the Village Commission gave final approval for the Phase IV funding of the restoration of the log cabin; and

WHEREAS, both parties are desirous of amending the Contract in order to provide funding for Phase IV of the restoration of the Log Cabin;

NOW THEREFORE, in consideration of the premises hereof, the mutual promises and agreements contained herein, and the payments to be made to Contractor for services rendered to the Village hereunder, the parties hereby agree as follows:

Section 1. The above recitals are acknowledged and incorporated herein.

Section 2. Paragraph 2.1 of the Contract shall be amended to read as follows:

2.1 The CONTRACTOR shall furnish all of the labor, materials, equipment, transportation, supplies and services necessary to perform all of the work required by the Contract Documents and the plans and specifications prepared by RJ Heisenbottle Architects for the Log Cabin Restoration based on the following work phases:

Phase I: Demolition of porch, removal of floors, installation of footers and a percentage of general condition costs.

Phase II: Structural work including roof, portion of electrical, portion of mechanical and a percentage of general condition costs.

Phase III: Restoration of floors, installation of windows and doors, remaining electrical, remaining mechanical, bathroom plumbing and fixtures and a percentage of general condition costs.

Phase IV: Restoration of porch, log restoration to include chinking and stain, shutters, lighting and a percentage of general condition costs. ~~(Phase IV is conditioned upon historical resources grants and OWNER change order.)~~

Section 3. Paragraph 4.2 of the Contract shall be amended to read as follows:

4.2 ~~Phase IV is solely contingent upon issuance of State of Florida Department of State Historical Resources funding for Special Categories Grant FSC160051 in the amount of \$100,000.00 with a \$50,000 match provided by the Village of Biscayne Park for a total amount of \$150,000.00 and further contingent upon Commission approval which may be for all or part of the Phase IV improvements. If the historical resources grant is not delivered or the OWNER decides not to move forward with Phase IV, no funds will be paid to CONTRACTOR for Phase IV. Phase IV will be presented as a change order to this contract upon execution of the required grant agreement with the State of Florida Department of State. The OWNER shall pay the CONTRACTOR \$135,000.00 for performance of the work specified in Section 2.1, Phase IV, subject to additions and deductions by Change Order as provided in the Contract Documents, the Contract Sum of One Hundred Thirty Five Thousand dollars and no cents (\$135,000.00).~~

Section 4. All Other Conditions and Terms: All conditions and terms of the Contract between the Village of Biscayne Park and McKenzie Construction, LLC executed on May 19, 2015 not specifically amended herein remain in full force and effect. In the event of any conflict, this Amendment to Contract will supersede all other terms. In the event of ambiguity, the most conservative interpretation consistent with the public interest is intended.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment to Contract the day and year first above written.

ATTEST:

VILLAGE OF BISCAYNE PARK,
FLORIDA

Maria Camara, Village Clerk

David Coviello, Mayor

APPROVED AS TO FORM:

John J. Hearn, Village Attorney

MCKENZIE CONSTRUCTION, LLC

BY: _____

Print Name: _____

Title: _____

State of _____
County of _____

On this, the _____ day of _____, 2015, before me, the undersigned Notary Public of the State of Florida, the foregoing instrument was acknowledged by _____ (name of authorized signer), _____ (title of authorized signer), of MCKENZIE CONSTRUCTION, LLC on behalf of the corporation.

WITNESS my hand and official seal this ___ day of _____, 2015.

Notary Public, State of

Printed, typed or stamped name of Notary Public exactly as commissioned
Personally known to me, or
Produced identification:

(type of identification produced)



McKenzie Construction
 2247 NW 17 Ave.
 Miami, Florida 33142
 Phone: (786) 412-7341

Project: - Log Cabin
 640 NE 114 St
 Biscayne Park, Florida 33161

Prime Contract Change Order Request : Phase 4 - Additional Scope of Work

TO:	Village of Biscayne Park 640 NE 114 Street Biscayne Park Florida, 33161	FROM:	McKenzie Construction 2247 NW 17th Avenue Miami 33142
CHANGE ORDER REQUEST NUMBER / REVISION:		PRIME CONTRACT CHANGE ORDER:	None
STATUS:	Pending - In Review	CREATED BY:	Hector Gonzalez (McKenzie Construction)
SCHEDULE IMPACT:		DATE CREATED:	8/24/2015
		TOTAL AMOUNT:	\$134,545.00

CHANGE ORDER REQUEST TITLE: Phase 4 - Additional Scope of Work

CHANGE ORDER REQUEST DESCRIPTION:

As per Article 4.2 of the Contract documents see Change Order for the work to be completed under Phase 4 including:

Additional exterior railings, chinking work, light fixtures and wood shutters.

ATTACHMENTS:

POTENTIAL CHANGE ORDERS IN THIS CHANGE ORDER REQUEST:

PCO #	Contract Company	Title	Schedule Impact	Amount
009	Village of Biscayne Park	Phase 4 - Additional Scope of Work		\$134,545.00
Total:				\$134,545.00

CHANGE ORDER REQUEST LINE ITEMS:

PCO: 009

#	Cost Code	Description	Type	Amount
1	06 - Wood and Plastics	Additional Exterior wood railings	Owner Cost	\$25,000.00
2	06 - Wood and Plastics	Additional chinking and staining work	Owner Cost	\$15,000.00
3	06 - Wood and Plastics	New Cabinetry for added sink	Owner Cost	\$8,900.00
4	06 - Wood and Plastics	New Dias and Podium	Owner Cost	\$24,530.00
5	08 - Doors and Windows	Wood Shutters and Hardware	Owner Cost	\$11,950.00
6	26 - Electrical	Light Fixtures	Other	\$34,000.00
7	01 - General Conditions	Project Management/Supervision, Temporary Utilities and Cleaning	Other	\$7,145.00
8	360010 - Overhead and Profit	Contractor Fee	Professional Services	\$8,020.00
Subtotal:				\$134,545.00
Grand Total:				\$134,545.00



Richard J. Heisenbottle (RJ Heisenbottle Architects)

Village of Biscayne Park

640 NE 114 Street
Biscayne Park Florida 33161

McKenzie Construction

2247 NW 17th Avenue
Miami 33142

SIGNATURE **DATE**

McKenzie Construction

SIGNATURE **DATE**

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SIGNATURE **DATE**

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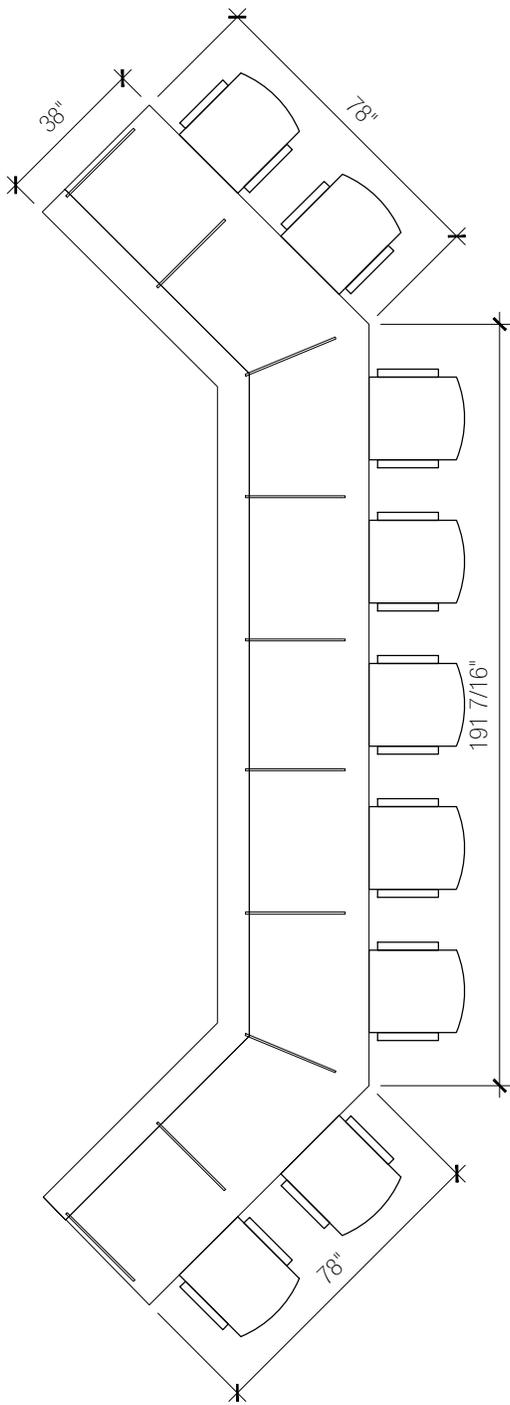


McKenzie Construction
 hector@buildmckenzie.com
 786-412-7341
 2247 NW 17 Ave, Miami, FL 33142

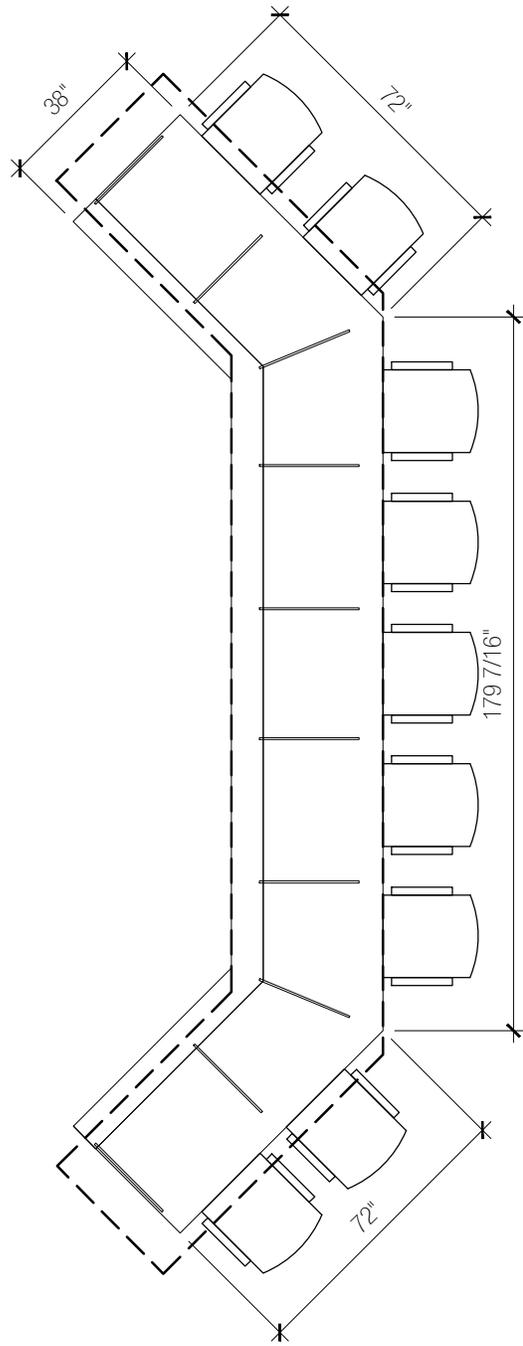
Estimate based on drawings drawn by RJ Heisenbottle Architects issued for permit on 3/30/15.

Item	Description	Est.Cost
Millwork	<p>One (1) Dais as per the layout by RJ Heisenbottle, Sheet A-8.01 Approximately 25' L x 3' H x 7'-7" D. Countertop to be (2) layers of Plywood with wood veneer and solid wood edge trim with a bullnose edge with a 2x4 wood support. Includes 3/4" plywood support as per plan with wood veneer finish. Front face to include re-used logs with chinking in between logs, solid wood cap, trim, and end plate, wood veneer behind aluminum name plates (veneer TBD, aluminum plates not included), insulated cavity for speaker with grid housing cover and removable back panel. Includes stud construction of structure of upright to match drawings, openings for duplex electrical outlets, data, phone, and speaker.</p> <p><i>Finish: Wood logs, chinking, wood veneer, solid wood cap</i></p> <p>***Piece is not movable. Does not include electrical and media hardware***</p> <p><i>Option #1: Moveable Dais on Casters (Additional)</i></p> <p><i>Option #2: No Lip from the Dais (Reduction)</i></p> <p><i>Option #3: Wings, removable and on casters (Additional)</i></p> <p><i>Option #4: Removable Lip (Additional)</i></p> <p><i>Option #5: Plastic Laminate in lieu of wood veneer with solid wood edge (Reduction)</i></p> <p><i>Option #6: Veneer on visible surfaces of Dais in lieu of Logs & Chinking (Reduction)</i></p>	<p>\$22,710.00</p> <p>\$3,050.00</p> <p>-\$880.00</p> <p>\$5,460.00</p> <p>\$1,980.00</p> <p>-\$1,100.00</p> <p>-\$1,950.00</p>
Millwork	<p>One (1) Podium Approx. 1'-7" D x 2'-4" W x 48" H Podium. As per plans Sheet A-8.01 #10. <i>Finish: Wood veneer finish.</i></p>	\$1,820.00
	Grand Total	\$22,710.00
Discount	McK Courtesy discount for Dais in any chosen one not included on any of the above	\$1,500.00
Credit	Credit for the removal of the wood speaker box	\$430.00

Item	Alternate	Est.Cost
Millwork	One (1) Dais as per the layout by RJ Heisenbottle, Sheet A-8.01 (SMALLER)	\$22,210.00



EXISTING



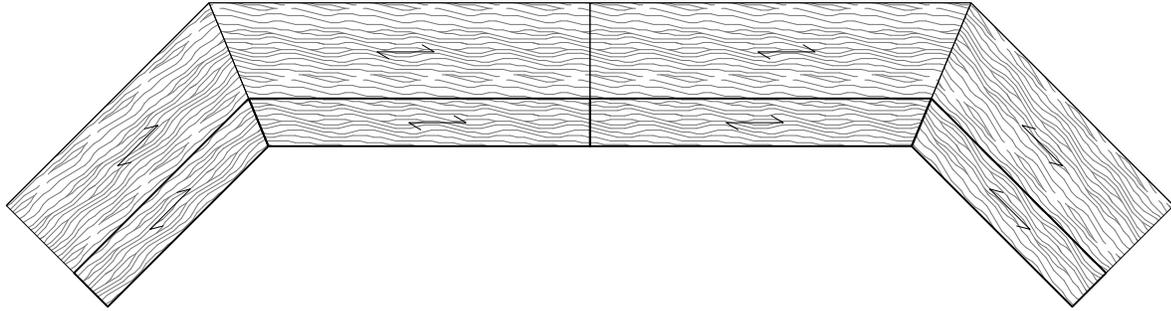
MODIFIED

1. EXISTING AND MODIFIED DAIS DIMENSIONS

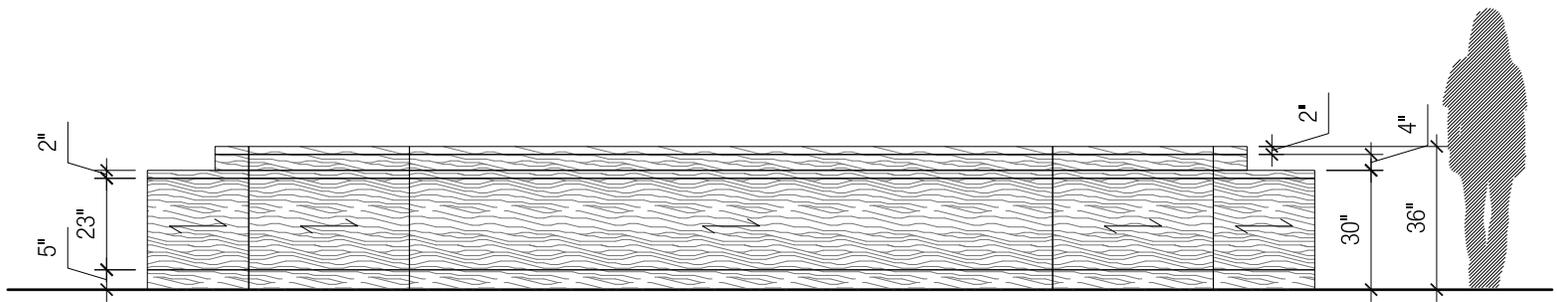
1/4" = 1'



← VENEER GRAIN DIRECTION



1 PLAN
1/4" = 1'



2 ELEVATION
1/4" = 1'

