



**MANATEE COUNTY
Purchasing Division**

1112 Manatee Ave. W., Ste. 803
Bradenton, FL 34205
(941) 749-3014

Term Agreement #: T1200158
Date: 07/09/13
Requested by: CASH/JFY

VENDOR

V006180 (941) 755-2850
SUPERIOR ASPHALT INC
4703 15TH ST E
BRADENTON, FL 34203

amulvey@superiorasphaltinc.net

ITEM#	DESCRIPTION	DOLLAR AMOUNT
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ADMINISTRATIVE CONTRACT ADJUSTMENT NO. 1 (FINAL) IS ISSUED IN ACCORDANCE WITH RESOLUTION R-07-189 WHICH WAS APPROVED IN OPEN FORUM ON OCTOBER 9, 2007.

 ***** ADMINISTRATIVE *****
 *** CONTRACT ADJUSTMENT #1 ***
 * TO ORIGINAL PURCHASE ORDER *

 ** PAPERLESS TERM AGREEMENT **
 * NO HARD COPY WIL BE SENT *
 ** TO CHANGE YOUR EMAIL **
 *** CONTACT THE BUYER ***

0002

ACA #1 (FINAL) TO T1200158 53RD AVE E @ 15TH ST E.

ADJUST QUANTITIES BASED ON MATERIALS ACTUALLY INSTALLED DURING CONSTRUCTION.

*
 ORIGINAL AMOUNT: \$181,696.05
 ACA #1: -(\$16,666.71)
 NEW TOTAL: \$165,029.34
 *

29 DAYS ARE ADDED TO THE SCHEDULE WHICH REVISED THE FINAL COMPLETION DATE TO FEBRUARY 15, 2013.

307-6029960-534000/6029960-0004 -16,666.71

Agreement Total -16,666.71

Request #: R055285
Reference #: IFB#12-1094-OV
Buyer: OLGA VALCICH CONTRACT SPECIALIST (941) 749-3055

Approved By:

See Agreement for Remittance Instructions

MEMORANDUM



PUBLIC WORKS DEPARTMENT
Project Management Division
1022 26th Avenue E.
Bradenton, FL 34208

MANATEE COUNTY
FLORIDA

Phone: 941-708-7450
Fax: 941-708-7549
www.myanatce.org

To: Melissa M. Wendel, CPPO, Purchasing Official
From: Jeff Streitmatter III, P.E., Project Management Division Manager
Date: June 25, 2013
Subject: **Administrative Contract Adjustment No. # 1 (Final)**
53rd Avenue East at 15th Street East
Superior Asphalt, Inc.

A handwritten signature in black ink, appearing to be "J. Streitmatter III".

RECOMMENDATION:

Execution of Administrative Contract Adjustment No. #1 to P.O. T1200158 with Superior Asphalt, Inc. decreasing the contract amount by \$16,666.71 from \$181,696.05 to \$165,029.34 and adds 29 calendar days to the contract time. The funding source for this contract is Gas Taxes. The decreased amount of \$16,666.71 is 9.18% of the original contract approval; and additional contract time is 19.3% percent of the original 150 contract days.

COMPREHENSIVE PLAN/POLICY DETERMINATION:

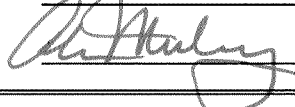

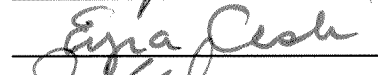

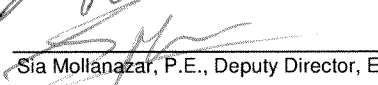
The services requested are consistent with Comprehensive Plan Goal 5.1, and Manatee County Purchasing Ordinance.

BACKGROUND/DISCUSSION:

- August 10, 2012, the BCC executed a contract with Superior Asphalt, Inc. in the amount of \$181,696.05 for roadway and signal upgrade at the intersection of 53rd Avenue East at 15th Street East.
- Administrative Contract Adjustment #1 adjust quantities based on materials actually installed during construction; adds 29 days to the contract completion date; assesses liquidated damages at \$278.00 per day for 73 days; and adjusts the final contract amount accordingly.

JS/ec

cc: Ron Schulhofer, Director, Public Works
Sia Mollanazar, P.E., Deputy Director, Engineering Services
Eyra Cash, P.E., Project Engineer II
Project File: 6029960 10.2

ADMINISTRATIVE CONTRACT ADJUSTMENT		Contract Adjustment No.: 1 (Final)	
PROJECT: 53rd Avenue East at 15th Street East		Contract Amount: (Present Value)	\$181,696.05
		Project Number:	323-6029960
NO. OF ITEM	DESCRIPTION OF ITEM AND CHANGE	DECREASE	INCREASE
3	Synthetic Bales - Bid 25 EA Quantity: (25 Ea) x \$62.50 =	\$1,562.50	
4	Sediment Barrier - Bid 1066 LF Bid 1066 LF - Installed 954 LF = 112 LF x \$2.10 =	\$235.20	
5	Rock Bags - Bid 9.00 EA Quantity: (9.00 EA) x \$163.00 =	\$1,467.00	
7	Embankment - Bid 5 CY Bid 5 CY - Installed 3.1 CY = 1.9 CY x \$825.00 =	\$1,567.50	
8	Milling Existing Asphalt 1.5" - Bid 3055 SY Bid 3,055 SY - Installed 2,815 SY = 240 SY x \$2.95 =	\$708.00	
12	Sidewalk Concrete - 4" Thick - Bid 14 SY Installed 18 SY - Bid 14 SY = 4 SY x \$84.25 =		\$337.00
13	Performance Turf, Sod - Bid 6 SY Installed 21 SY - Bid 6 SY = 15 SY x \$52.65 =		\$789.75
BY EXECUTION OF THIS ADMINISTRATIVE CONTRACT ADJUSTMENT (ACA) THE CONTRACTOR AGREES THAT ALL CLAIMS FOR ADDITIONAL CONTRACT TIME AND FEES FOR THE ITEMS IN THIS ACA HAVE BEEN SATISFIED.			
		TOTAL DECREASE: \$35,571.18	TOTAL INCREASE: \$18,904.47
Contractor: Superior Asphalt, Inc. Address: P.O. Box 2489 City / State: Oneco, Florida 34264 Contractor Signature:  Date: 6/20/13		THE NET CHANGE OF \$16,666.71 ADJUSTS THE CURRENT CONTRACT AMOUNT FROM \$181,696.05 TO \$165,029.34 29 CALENDAR DAYS ARE ADDED TO THE SCHEDULE WHICH CHANGES THE FINAL COMPLETION DATE TO FEBRUARY 15, 2013.	
RECOMMENDATION, CONCURRENCES AND APPROVALS			
		SIGNATURES	DATE
Consultant / Engineer:			6/21/13
Project Manager:			6/21/13
Division Manager:	 Jeff Strefmattter III, P.E., Project Management Division Manager		6-21-13
Department Director / Deputy Director:	 Sia Mollanazar, P.E., Deputy Director, Engineering Services		6-24-13

ADMINISTRATIVE CONTRACT ADJUSTMENT Page 2 (Continuation)		Contract Adjustment No. 1 (Final)	
		Project Number: 323-6029960	
NO. OF ITEM	DESCRIPTION OF ITEM AND CHANGE	DECREASE	INCREASE
14	Adjust Manhole & Water Valve - Bid 3 EA Bid 3 EA - Installed 2 EA = 1 EA x \$1,350.00 =	\$1,350.00	
15	Directional Bore, Less 6" - Bid 110 LF Quantity: (110 LF) x \$14.20 =	\$1,562.00	
16	Conduit Signals F & I Underground - 189 LF Bid 189 LF - Installed 99 LF = 90 LF x \$5.55 =	\$499.50	
17	Conduit Signals F & I Under Existing Pavement- Bid 16 LF Quantity: (16 LF) x \$32.05 =	\$512.80	
19	Pull & Junction Boxes F & I Pull Box - Bid 4 EA Bid 4 EA - Installed 1 EA = 3 EA x \$280.00 =	\$840.00	
26	Pedestrian Det. F & I Det. With Sign Only - Bid 2 EA Quantity: (2 EA) x \$120.00 =	\$240.00	
31	Pole Removal - Deep (Bolt on Attachment) - Bid 1 EA Quantity: (\$3,370.00 x 10%) =	\$337.00	
40	Retro -Refl. Pav't Markers (Yellow/Yellow) - Bid 54 EA Bid 54 EA - Installed 49 EA = 5 EA x \$5.25 =	\$26.25	
41	Thermo, Standard White Solid 6" - Bid 0.217 NM Installed 0.241 NM - Bid 0.217 NM=0.024 NMx\$7,895.00=		\$189.48
42	Themo, Refurbishment White Solid 8" - Bid 208 LF Quantity: (208 LF) x \$2.10=	\$436.80	
43	Themo, Refurbishment White Solid 12" - Bid 167 LF Bid 167 LF - Installed 163 LF = 4 LF x \$3.15 =	\$12.60	
44	Themo, Refurbishment White Solid 24" - Bid 36 LF Bid 36 LF - Installed 33 LF = 3 LF x \$6.35 =	\$19.05	
49	Thermo Standard Yellow Solid 8" - Bid 0.252 NM Bid 0.252 NM - Installed 0.238 NM=0.014 NMx\$7,895.00=	\$110.53	
50	Thermo Standard Yellow Solid 18" - Bid 139 LF Installed 211 LF - Bid 139 LF = 72 LF x \$3.15 =		\$226.80
		DECREASE SUBTOTAL: \$5,946.53	INCREASE SUBTOTAL: \$416.28

ADMINISTRATIVE CONTRACT ADJUSTMENT

Contract Adjustment No. 1 (Final)

Page 3 (Continuation)

Project Number: 323-6029960

NO. OF ITEM	DESCRIPTION OF ITEM AND CHANGE	DECREASE	INCREASE
51	Reduction in Discretionary Bid Amount Field Directive #1 \$10,932.85 Field Directive #2 <u>\$5,276.70</u> Total \$16,209.55 Discretionary Amount <u>\$20,000.00</u> Reduction \$3,790.45	\$3,790.45	
52	Liquidated Damages 73 Days @ \$278.00 Per Day From February 16 to April 29, 2013	\$20,294.00	
53	Conflict Cost with Existing Mast Arm Base Removal		\$17,361.44
		DECREASE SUBTOTAL: \$24,084.45	INCREASE SUBTOTAL: \$17,361.44

JUSTIFICATION FOR CHANGE

Contract Adjustment No. 1 (Final)

Project Number: 323-6029960

1. NECESSITY FOR CHANGE:

ACA #1 & Final - Adjust quantities based on materials actually installed during construction; adds 29 days to the contract completion date; assesses liquidated damages at \$278.00 per day for 73 days; and adjusts the final contract amounts accordingly.

2. Does this adjustment alter the scope of work? (If yes, explain) = No
3. Effect of this change on other "Prime" contractors? = No
4. It is the contractor's responsibility to notify the bonding agency = Yes



Superior Asphalt, Inc.

April 3rd, 2013

Vincent Canna
Sr. Engineering Specialist
Manatee County
1022 26th Avenue East
Bradenton, Florida 34208

Re: 53rd Ave. East (SR 70) @ 15th St. East
IFB #12-1094-OV
Project # 6029960

Subject: Request for Compensation and Additional Days, due to unforeseen conflicts with the installation of Mast Arm Foundation.

Dear Vincent;

Superior Asphalt, Inc. is writing this letter as a follow up to our conversation concerning the unforeseen work required to install the new Mast Arm foundation on the above referenced project. The price for the removal of the existing concrete base is \$ 17,361.44 Superior Asphalt, Inc. is also requesting an additional 29 days of contract time to be added to the contract.

A. COST FOR CONFLICT: \$17,361.44	
Road Runner's price (please see attached breakdown) \$15,783.13	
Superior Asphalt, Inc. markup 10%=	<u>1,578.31</u>

Grand Total: \$17,361.44

B. TIMELINE:
Please see attached breakdown showing the timeline.

Please call me if you have any questions or if you require any additional information.

Sincerely,

Jon Wyman
Project Manager
Superior Asphalt, Inc.



Superior Asphalt, Inc.

April 2nd, 2013

Vincent Canna
Sr. Engineering Specialist
Manatee County
1022 26th Avenue East
Bradenton, Florida 34208

Re: 53rd Ave. East (SR 70) @ 15th St. East
IFB #12-1094-OV
Project # 6029960

Subject: Time Line showing lost days

Dear Vincent;

As we discussed in our meeting on March 26th, 2013 the following is a timeline for additional days requested

TIMELINE-Requesting 36days

- Jan. 9th, 2013-Road Runner gave notice that they would begin on the drill shaft on Fri. Jan. 18th, 2013. That same day Ed Giddens of FDOT in Sarasota informed Superior Asphalt, Inc., that he wanted the drill shaft placement done during a Monday thru Thursday time frame, Ed also informed Superior that Mon. Jan. 21st, 2013 was a State Holiday and that Road Runner would not be able to begin until Tue. Jan 22nd, 2013.
- Jan. 21st, 2013-Road Runner did go out to pot-hole the area for any possible conflicts. This is when the conflict was discovered. No time loss, as Road Runner could have done the pot holing a lot earlier than when they did it.
- Jan. 22nd, 2013-The meeting lead to call for another meeting on site for Jan. 23rd at 10:00 a.m. so that Road Runner could uncover the existing conflict and see how deep the existing concrete base was in the ground.
- Jan. 24th, 2013-Superior Asphalt, Inc. requested a meeting to go over what was uncovered and to talk about a solution to the problem.
- Jan. 31st, 2013-Superior Asphalt, Inc. heard back from Manatee County and Manatee County scheduled a meeting for Feb. 6th; at 1:30 p.m.
- Feb. 6th, 2013-Superior Asphalt, Inc. had the meeting with Manatee County and was instructed to give a price to remove the existing foundation.
- Feb. 8th, 2013- Superior Asphalt, Inc. submitted their price for the work to remove the existing foundation. The price was submitted to Manatee County after 5:00 p.m. on Friday.



Superior Asphalt, Inc.

- Feb. 14th, 2013-Superior Asphalt, Inc. had a conversation with Manatee County and they thought the price was too high and instructed us at that time to remove just a portion of the existing concrete base to be able to get the drill shaft in. This would enable us to move the signal pole base from its original location to the East approximately 3 to 5 feet, and to leave the majority of the existing concrete pole base in the ground. Also, Manatee County instructed us to go ahead with the work, as we were will behind schedule. A time loss from Jan 22nd, 2013 to Feb. 14th, 2013 was 24 days.
- Feb. 15th, 2013-Road Runner mobilized on site and removed that portion of the conflict instructed by Manatee County, after the removal and the drill shaft was in place, it was then discovered that by moving the signal and it foundation to the east 3 to 5 feet, that there was not going to be enough room for the equipment to be able to drill the drill shaft and to set the new pole because of the existing power lines were in conflict with the equipment that was being used. Superior Asphalt, Inc. went back to the original plan of removing the entire existing concrete base.
- Feb. 22nd, 2013-Road Runner removed the existing concrete base and the new drill shaft base was poured on Feb. 25th, 2013. A time loss of 5 days, from Feb. 14th to Feb. 19th, 2013. Total loss of all days is 29 days.

The original schedule called for the signals to be started on Dec. 3rd, 2012 and to be finished with the signals on Jan. 17th, 2013, a total of 45 contract days or 34 working days. If Superior Asphalt, Inc. is complete with the job on April 29th, 2013, this would mean that Superior Asphalt, Inc. will be 102 days late on this project. And if you take off the 29 days to resolve the conflict, this would mean that Superior Asphalt, Inc. will be late by 73 days.

Please call me if you have any questions or if you require any additional information.

Sincerely,

Jon Wyman
Project Manager
Superior Asphalt, Inc.

LABOR
1/21/2013 DISCOVERY OF CONFLICT

	HOURLY RATE	HOURS IMPACTED	EXTENSION	
OPERATOR	\$ 30.15	8.5	\$ 256.28	
OPERATOR	\$ 33.17	8.5	\$ 281.95	
LABOR	\$ 14.14	8.5	\$ 120.19	
LABOR	\$ 14.14	8.5	\$ 120.19	
LABOR	\$ 14.14	8.5	\$ 120.19	
		SUB TOTAL	\$ 898.79	
		BURDEN	\$ 251.66	28%
		TOTAL LABOR	\$ 1,150.45	

1/22/2013 EXPLORATION OF CONFLICT

	HOURLY RATE	HOURS IMPACTED	EXTENSION	
OPERATOR	\$ 30.15	8.5	\$ 256.28	
OPERATOR	\$ 33.17	8.5	\$ 281.95	
LABOR	\$ 14.14	8.5	\$ 120.19	
LABOR	\$ 14.14	8.5	\$ 120.19	
LABOR	\$ 14.14	8.5	\$ 120.19	
		SUB TOTAL	\$ 898.79	
		BURDEN	\$ 251.66	28%
		TOTAL LABOR	\$ 1,150.45	

1/23/2013 EXPLORATION OF CONFLICT FOR ENGINEERS - ADDITIONAL

	HOURLY RATE	HOURS IMPACTED	EXTENSION	
OPERATOR	\$ 30.15	9.5	\$ 286.43	
OPERATOR	\$ 33.17	0	\$ -	
LABOR	\$ 14.14	0	\$ -	
LABOR	\$ 14.14	9.5	\$ 134.33	
LABOR	\$ 14.14	9.5	\$ 134.33	
		SUB TOTAL	\$ 555.09	
		BURDEN	\$ 155.42	28%
		TOTAL LABOR	\$ 710.51	

2/15/2013 REMOVE PARTIAL CONFLICT PER DIRECTION

	HOURLY RATE	HOURS IMPACTED	EXTENSION
OPERATOR	\$ 30.15	10	\$ 301.50
OPERATOR	\$ 33.17	10	\$ 331.70
LABOR	\$ 14.14	10	\$ 141.40
LABOR	\$ 14.14	10	\$ 141.40

LABOR	\$ 14.14	10	\$ 141.40	
		SUB TOTAL	\$ 1,057.40	
		BURDEN	\$ 296.07	28%
		TOTAL LABOR	\$ 1,353.47	

2/22/2013 REMOVE ENTIRE CONFLICT PER DIRECTION

	HOURLY RATE	HOURS IMPACTED	EXTENSION	
OPERATOR	\$ 30.15	11	\$ 331.65	
OPERATOR	\$ 33.17	11	\$ 364.87	
LABOR	\$ 14.14	11	\$ 155.54	
LABOR	\$ 14.14	11	\$ 155.54	
LABOR	\$ 14.14	11	\$ 155.54	
		SUB TOTAL	\$ 1,163.14	
		BURDEN	\$ 325.68	28%
		TOTAL LABOR	\$ 1,488.82	

TOTAL LABOR	\$ 5,853.70	
OVERHEAD 4-3.2.2	\$ 1,024.40	17.50%
	\$ 6,878.10	

1/21/2013 DISCOVERY OF CONFLICT

	ACTIVE HOURLY RATE	INACTIVE HOURLY RATE	ACTIVE HOURS	INACTIVE HOURS	EXT ACTIVE	EXT INACTIVE
3/4 TON TRUCK	\$ 5.00	\$ 2.50	8.5		\$ 42.50	\$ -
CRANE TRUCK	\$ 65.00	\$ 32.50		8.5	\$ -	\$ 276.25
PRESSURE DIGGER	\$ 75.00	\$ 37.50		8.5	\$ -	\$ 318.75
WATER TRUCK	\$ 45.00	\$ 22.50		8.5	\$ -	\$ 191.25
BOBCAT	\$ 25.00	\$ 12.50			\$ -	\$ -
EXCAVATOR	\$ 25.00	\$ 12.50	8.5		\$ 212.50	\$ -
BREAKER	\$ 5.00	\$ 2.50			\$ -	\$ -
DUMP TRUCK	\$ 45.00	\$ 22.50		8.5	\$ -	\$ 191.25
SUB TOTAL					\$ 1,232.50	

1/22/2013 EXPLORATION OF CONFLICT

	ACTIVE HOURLY RATE	INACTIVE HOURLY RATE	ACTIVE HOURS	INACTIVE HOURS	EXT ACTIVE	EXT INACTIVE
3/4 TON TRUCK	\$ 5.00	\$ 2.50	8.5		\$ 42.50	\$ -
CRANE TRUCK	\$ 65.00	\$ 32.50		8.5	\$ -	\$ 276.25
PRESSURE DIGGER	\$ 75.00	\$ 37.50		8.5	\$ -	\$ 318.75
WATER TRUCK	\$ 45.00	\$ 22.50		8.5	\$ -	\$ 191.25
BOBCAT	\$ 25.00	\$ 12.50			\$ -	\$ -
EXCAVATOR	\$ 25.00	\$ 12.50	8.5		\$ 212.50	\$ -
BREAKER	\$ 5.00	\$ 2.50			\$ -	\$ -
DUMP TRUCK	\$ 45.00	\$ 22.50		8.5	\$ -	\$ 191.25
SUB TOTAL					\$ 1,232.50	

1/23/2013 EXPLORATION OF CONFLICT FOR ENGINEERS - ADDITIONAL

	ACTIVE HOURLY RATE	INACTIVE HOURLY RATE	ACTIVE HOURS	INACTIVE HOURS	EXT ACTIVE	EXT INACTIVE
3/4 TON TRUCK	\$ 5.00	\$ 2.50	9.5		\$ 47.50	\$ -
CRANE TRUCK	\$ 65.00	\$ 32.50		9.5	\$ -	\$ 308.75
PRESSURE DIGGER	\$ 75.00	\$ 37.50		9.5	\$ -	\$ 356.25
WATER TRUCK	\$ 45.00	\$ 22.50		9.5	\$ -	\$ 213.75
BOBCAT	\$ 25.00	\$ 12.50		9.5	\$ -	\$ 118.75

EXCAVATOR	\$ 25.00	\$ 12.50	9.5		\$ 237.50	\$ -
BREAKER	\$ 5.00	\$ 2.50		9.5	\$ -	\$ 23.75
DUMP TRUCK	\$ 45.00	\$ 22.50			\$ -	\$ -
SUB TOTAL					\$ 1,306.25	

2/15/2013 REMOVE PARTIAL CONFLICT PER DIRECTION

	ACTIVE HOURLY RATE	INACTIVE HOURLY RATE	ACTIVE HOURS	INACTIVE HOURS	EXT ACTIVE	EXT INACTIVE
3/4 TON TRUCK	\$ 5.00	\$ 2.50	10		\$ 50.00	\$ -
CRANE TRUCK	\$ 65.00	\$ 32.50		10	\$ -	\$ 325.00
PRESSURE DIGGER	\$ 75.00	\$ 37.50		10	\$ -	\$ 375.00
WATER TRUCK	\$ 45.00	\$ 22.50		10	\$ -	\$ 225.00
BOBCAT	\$ 25.00	\$ 12.50			\$ -	\$ -
EXCAVATOR	\$ 25.00	\$ 12.50	10		\$ 250.00	\$ -
BREAKER	\$ 5.00	\$ 2.50	10		\$ 50.00	\$ -
DUMP TRUCK	\$ 45.00	\$ 22.50	10		\$ 450.00	\$ -
SUB TOTAL					\$ 1,725.00	

2/22/2013 REMOVE ENTIRE CONFLICT PER DIRECTION

	ACTIVE HOURLY RATE	INACTIVE HOURLY RATE	ACTIVE HOURS	INACTIVE HOURS	EXT ACTIVE	EXT INACTIVE
3/4 TON TRUCK	\$ 5.00	\$ 2.50	11		\$ 55.00	\$ -
CRANE TRUCK	\$ 65.00	\$ 32.50	2	9	\$ 130.00	\$ 292.50
PRESSURE DIGGER	\$ 75.00	\$ 37.50	2	9	\$ 150.00	\$ 337.50
WATER TRUCK	\$ 45.00	\$ 22.50	2	9	\$ 90.00	\$ 202.50
BOBCAT	\$ 25.00	\$ 12.50			\$ -	\$ -
EXCAVATOR	\$ 25.00	\$ 12.50	11		\$ 275.00	\$ -
BREAKER	\$ 5.00	\$ 2.50	11		\$ 55.00	\$ -
DUMP TRUCK	\$ 45.00	\$ 22.50	11		\$ 495.00	\$ -
SUB TOTAL					\$ 2,082.50	

TOTAL EQUIPMENT \$ 7,578.75
OVERHEAD \$ 1,326.28 17.50%
\$ 8,905.03