

# MEMORANDUM

To: Vicki Tessmer, Supervisor, Board Records  
From: Olga Valcich, CPPB, Procurement Agent  
Date: December <sup>6</sup>4, 2018 **OV**  
Subject: Change Order No. 1 to T1700244, Gilliam Construction, LLC, Palmetto, FL (REF: 17-1805DC) 26<sup>th</sup> Street East Sidewalk, CDBG, Palmetto (Project 9012219)



Please accept the executed Change Order #1 with Gilliam Construction, LLC, Palmetto, FL for 26<sup>th</sup> Street East Sidewalk Project (CDBG) to be placed on the next Consent Calendar adding \$9,872.96, and revising the Agreement from \$250,062.67 to \$259,935.63. An additional 31 calendar days are also added to the completion time due to the acquisition and placement of handrails at six (6) locations where sidewalks cross concrete flumes. The revised completion date is January 31, 2019.

The executed Change Order #1 is authorized by Chapter 2-26 of the Manatee County Code and pursuant to the Procurement Division's Administrative Standards & Procedures Manual. Should you have any questions, please call at Ext. 3055. Thank you.

## **INSTRUCTIONS TO BOARD RECORDS**

Upon acceptance by the Board of County Commissioners, please send confirmation to the following:

[Olga.Valcich@mymanatee.org](mailto:Olga.Valcich@mymanatee.org)

## **Attachments:**

PO No. T1700244, Change Order #1 dated December 4, 2018

Executed Change Order #1 dated December 4, 2018

Bond Rider #1001087383 dated November 29, 2018 increasing the Agreement from \$250,062.67 to \$259,935.63

OV

Financial Management Department  
Procurement Division  
1112 Manatee Ave. West  
Phone number: (941) 749-3043



**MANATEE COUNTY  
Purchasing Division**

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

Term Agreement #: T1700244  
Date: 12/04/18  
Requested by: CHERYL MAGNUSSON

**VENDOR**

V023243 (941) 723-1001  
GILLIAM CONSTRUCTION LLC  
1712 B 28TH ST CT E  
PALMETTO, FL 34221

gcgilliamconstruction@yahoo.com

ITEM#	DESCRIPTION	DOLLAR AMOUNT
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CHANGE ORDER NO. 1 IS ISSUED TO PO T1700244  
ADDING 12 STEEL HANDRAILS AND EXTENDING THE  
COMPLETION DATE BY 185 CALENDAR DAYS.  
REVISED COMPLETION DATE IS January 31, 2019.

\*\*\*\*\*  
 \*\*\*\*\* CHANGE ORDER #1 \*\*\*\*\*  
 THIS IS A CHANGE TO THE  
 ORIGINAL PURCHASE ORDER  
 \*\*\*\*\*  
 \*\* PAPERLESS TERM AGREEMENT \*\*  
 \* NO HARD COPY WILL BE SENT \*  
 \*\* TO CHANGE YOUR EMAIL \*\*  
 \*\*\* CONTACT THE BUYER \*\*\*  
 \*\*\*\*\*

0003

CDBG FY 14/15  
 C/O #1 TO T1700244  
 INCREASING PO PLUS EXTENDING 185 CALENDAR  
 DAY TO AGREEMENT.  
 172-9012204-534000/9012204-9100 1,046.76




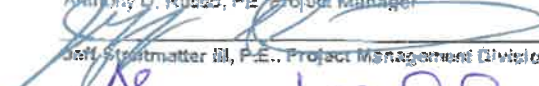

**Agreement Total** 1,046.76

**Request #:** TA002955  
**Reference #:** 19TA002955OV  
**Buyer:** OLGA VALCICH PROCUREMENT AGENT (941) 749-3055

**Approved By:**

**See Agreement for Remittance Instructions**

TA 002935

CONTRACT CHANGE ORDER (For Adjustment Amounts < \$1,000,000)		Change Order No.: 1	
PROJECT: 26 Street East Sidewalk CDBG, Palmetto		Contract Amount: (Present Value)	\$250,062.67
		Project Number:	9012219
NO. OF ITEM	DESCRIPTION OF ITEM AND CHANGE	DECREASE	INCREASE
1	Handrails		\$9,872.96
BY EXECUTION OF THIS CHANGE ORDER THE CONTRACTOR AGREES THAT ALL CLAIMS FOR ADDITIONAL CONTRACT TIME AND COSTS FOR THE ITEMS IN THIS CHANGE ORDER HAVE BEEN SATISFIED.			
		TOTAL DECREASE:	TOTAL INCREASE: \$9,872.96
Contractor: Gilliam Construction LLC		THE NET CHANGE OF \$9,872.96	
Address: 1712 B 28 St. Ct. E		ADJUSTS THE CURRENT CONTRACT AMOUNT FROM	
City / State: Palmetto, FL 34221		\$250,062.67 TO \$259,935.63	
Contractor Signature: 		185 CALENDAR DAYS ARE ADDED TO THE SCHEDULE WHICH CHANGES THE FINAL COMPLETION DATE FROM 7/30/2018 TO 1/31/19	
Date: 11/27/2018			
RECOMMENDATION, CONCURRENCES AND APPROVALS			
	SIGNATURES	DATE	
Consultant / Engineer	 Denise Greer, PE, King Engineering	11-27-18	
Project Manager:	 Anthony D. Rutzo, PE, Project Manager	11/27/2018	
Division Manager:	 Jeff Steinmatter III, P.E., Project Management Division Manager	11-28-2018	
Manatee County	 Purchasing Official	12-6-2018	
Authority to execute this contract per Manatee County Code, Chapter 2-26, and per the delegation by the County Administrator effective 1/28/2009			

**JUSTIFICATION FOR CHANGE**

Change Order No : 1

Project Number: 9012219

**1. NECESSITY FOR CHANGE:**

There are six locations along the sidewalk route that include storm water flumes. Originally it was thought that hand rails would not be required at these locations however during final walk through it was determined and agreed that hand rails would be in the best interest of the users and provide a more safe travel path.

2. Is change an alternate bid? (yes / no) NO
3. Does change substantially alter the physical size of the project? (yes / no) NO  
(If yes, explain)
4. Effect of this change on other "Prime" contractors? NO
5. Has the Surety and insurance company been notified, if applicable? N/A

# CHANGE RIDER

TO BE ATTACHED TO AND FROM A PART OF BOND NO. 1001087383

ISSUED BY American Contractors Indemnity Company

ON BEHALF OF Gilliam Construction, LLC

IT IS UNDERSTOOD AND AGREED THAT THE FOLLOWING IS CHANGED TO READ AS FOLLOWS:


FROM: \$250,062.67

TO: \$259,935.63

THIS COVERAGE IS TO BE EFFECTIVE November 29th, 2018

SIGNED, SEALED AND DATED THIS 29th DAY OF November, 2018

American Contractors Indemnity Company



ATTORNEY-IN-FACT

Jeremy Crawford, Attorney-In-Fact



**TOKIOMARINE  
HCC**

**POWER OF ATTORNEY  
AMERICAN CONTRACTORS INDEMNITY COMPANY | TEXAS BONDING COMPANY  
UNITED STATES SURETY COMPANY | U.S. SPECIALTY INSURANCE COMPANY**

KNOW ALL MEN BY THESE PRESENTS: That American Contractors Indemnity Company, a California corporation, Texas Bonding Company, an assumed name of American Contractors Indemnity Company, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

Jeremy Crawford, Michael D. Williams, William J. Nemeec, Tanya Fukushima,  
William Gerber or Michael E. Konzen of Golden Valley, Minnesota

its true and lawful Attorney(s)-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the bond penalty does not exceed \*\*\*\*\*Five Million\*\*\*\*\* Dollars

(\*\*\*\$5,000,000.00\*\*\*). This Power of Attorney shall expire without further action on April 23<sup>rd</sup>, 2022. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

Be it Resolved, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

Be it Resolved, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 1<sup>st</sup> day of June, 2018.

**AMERICAN CONTRACTORS INDEMNITY COMPANY | TEXAS BONDING COMPANY  
UNITED STATES SURETY COMPANY | U.S. SPECIALTY INSURANCE COMPANY**

State of California  
County of Los Angeles



By:   
Daniel P. Aguilar, Vice President

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

On this 1<sup>st</sup> day of June, 2018, before me, Sonia O. Carrejo, a notary public, personally appeared Daniel P. Aguilar, Vice President of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature (seal)



I, Kio Lo, Assistant Secretary of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect, furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this 29<sup>th</sup> day of November, 2018.

Corporate Seals  
Bond No. 1001087383  
Agency No. 8219



Kio Lo, Assistant Secretary