

**CITY OF MIRAMAR
PROPOSED CITY COMMISSION AGENDA ITEM**

Meeting Date: November 20, 2024

Presenter's Name and Title: Daryll Johnson, Project Management Administrator on behalf of Support Services

Prepared By: Daryll Johnson, Project Management Administrator, Support Services

Temp. Reso. Number: TR8262

Item Description: Temp. Reso. #R8262, APPROVING CHANGE ORDER NO. 3 FOR PHASE 2 – COMPLETION OF THE V.I.P. AND RESTROOM CONTAINERS WITH STHC RESTORATION, INC.; AUTHORIZING THE CITY MANAGER TO EXECUTE THE PROPOSED CHANGE ORDER NO. 3 WITH STHC RESTORATION, INC. FOR THE PROVISION OF CONSTRUCTION SERVICES IN AN AMOUNT NOT-TO-EXCEED \$180,331.27 AND ALLOCATING A PROJECT CONTINGENCY ALLOWANCE OF \$15,000.00, FOR TOTAL OF \$195,331.27. (Support Services Project Management Administrator Daryll Johnson)

Consent Resolution Ordinance Quasi-Judicial Public Hearing

Instructions for the Office of the City Clerk: Agreement signed on dais.

Public Notice – As required by the Sec. ____ of the City Code and/or Sec. ____, Florida Statutes, public notice for this item was provided as follows: on _____ in a _____ ad in the _____; by the posting the property on _____ and/or by sending mailed notice to property owners within ____ feet of the property on _____ (fill in all that apply)

Special Voting Requirement – As required by Sec. _____, of the City Code and/or Sec. _____, Florida Statutes, approval of this item requires a _____ (unanimous, 4/5ths etc.) vote by the City Commission.

Fiscal Impact: Yes No

REMARKS: Funding In the amount of \$195,331.27 is available in the City's Capital Improvement Program (CIP) Project No. 51018 – Amphitheater at Miramar Regional Park - Concession & Walkways GL Account No. 395-55-815-572-000-606510-51018 entitled CIP-Construction (\$100,000); 387-55-808-572-000-606510-51018 entitled CIP-Construction (\$80,331.27); and GL Account No. 387-55-808-572-000-606520-51018 entitled CIP-Contingency (\$15,000)


Content:

- **Agenda Item Memo from the City Manager to City Commission**
- **Resolution TR No. R8262**
 - **Exhibit A: Change Order No. 3 & Change Order Proposal with STHC Restoration, Inc.**
- **Attachment(s)**
 - **Attachment No. 1: Support Services Administration Dept. Memo**



**CITY OF MIRAMAR
INTEROFFICE MEMORANDUM**

TO: Mayor and City Commissioners

FROM: Dr. Roy L. Virgin, City Manager 

BY: Daryll Johnson, Project Management Administrator

DATE: November 14, 2024

RE: Temp. Reso. No. R8262, approving Change Order No. 3 for Phase 2 – Completion of the V.I.P. and Restroom Container with STHC Restoration, Inc. for the Miramar Regional Park – Concession & Walkways Project, in the amount not-to-exceed \$180,331.27 for the provision of Construction Services.

RECOMMENDATION: The City Manager recommends approval of Temp. Reso. No. R8262, approving Change Order No. 3 for Phase 2 – Completion of V.I.P. and Restroom Containers to STHC Restoration, Inc.; and authorizing the City Manager to execute the proposed Change Order No. 3 with STHC Restoration, Inc. for the provision of construction services in the amount not-to-exceed \$180,331.27, and allocating a project contingency allowance of \$15,000 for a total of \$195,331.27.

ISSUE: The City desires to procure the construction services of STHC Restoration, Inc. to execute the proposed change order scope of work for Phase 2 - Completion of V.I.P. and Restroom Containers.

City Commission approval is required for expenditures exceeding \$75,000, in accordance with City Code Section 2-412 (a)(1).

BACKGROUND: The original agreement for the Turn-Key Modified Shipping Containers Project for the Miramar Regional Park Amphitheater with STHC Restoration, Inc. was approved by Resolution 21-125 and Phase 1 of the project was completed on May 23, 2024.

On September 26, 2024, the City Commission approved the FY2025 Budget, for Phase 2 – Completion of the remaining V.I.P. and Restroom Containers at Miramar Regional Park – Concession & Walkways Project.

On October 2, 2024, Staff received the Change Order No. 3 proposal from STHC Restoration, Inc. in the amount of \$180,331.27. The scope of work includes construction services for (1) V.I.P. Container w/ observation deck and (2) Restroom Containers.

Original Contract Amount		\$276,258.00
Change Order No. 1	misc. roof exhaust and hoods; ADA Ramp; anchoring/bolts.	\$60,473
Change Order No. 2	misc. flip-up windows; propane gas lines	\$24,488
Change Order No. 3	Phase 2 scope of work..	\$180,331
TOTAL		\$541,550.00

DISCUSSION: The proposed Scope of Work includes Construction Services for the proposed Amphitheater at Miramar Regional Park – Concession & Walkways Phase 1 Project Completed (7ea. Concession Containers; 2ea. Refrigerator/Freezer Containers) -vs- Phase 2 Project Current (1ea. V.I.P. Container; 2ea. Restroom Containers).

ANALYSIS: Funding In the amount of \$195,331.27 is available in the City's Capital Improvement Program (CIP) Project No. 51018 – Amphitheater at Miramar Regional Park - Concession & Walkways GL Account No. 395-55-815-572-000-606510-51018 entitled CIP-Construction (\$100,000); 387-55-808-572-000-606510-51018 entitled CIP-Construction (\$80,331.27); and GL Account No. 387-55-808-572-000-606520-51018 entitled CIP-Contingency (\$15,000)

Temp. Reso. No. R8262
11/20/24
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**CITY OF MIRAMAR
MIRAMAR, FLORIDA**

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF MIRAMAR, FLORIDA, APPROVING CHANGE ORDER NO. 3 FOR PHASE 2 – COMPLETION OF THE V.I.P. AND RESTROOM CONTAINERS AT MIRAMAR REGIONAL PARK WITH STHC RESTORATION, INC.; AUTHORIZING THE CITY MANAGER TO EXECUTE THE PROPOSED CHANGE ORDER NO. 3 WITH STHC RESTORATION, INC. FOR THE PROVISION OF (PHASE 2) CONSTRUCTION SERVICES IN AN AMOUNT NOT-TO-EXCEED \$180,331.27 AND ALLOCATING A PROJECT CONTINGENCY ALLOWANCE OF \$15,000.00, FOR A TOTAL OF \$195,331.27; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City desires to procure the construction services of STHC Restoration, Inc. to execute the proposed change order scope of work for the Phase 2 – Completion of the V.I.P. and Restroom Container; and

WHEREAS, City Commission approval is required for expenditures exceeding \$75,000 in accordance with City Code Section 2-412 (a)(1); and

WHEREAS, the original agreement for the Turn-Key Modified Shipping Container Project with STHC Restoration, Inc. was completed On May 23, 2024; and

WHEREAS, on September 26, 2024, the City Commission approved the FY2025 Budget, which included Phase 2 - Completion of the remaining V.I.P. and Restroom Container at Miramar Regional Park – Concession & Walkways Project; and

Reso. No. _____

Temp. Reso. No. R8262
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WHEREAS, On October 2, 2024, Staff received Change Order No. 3 proposal from STHC Restoration, Inc. in the amount of \$180,331.27. The scope of work includes construction services for a V.I.P. Container with observation deck and Restroom Containers; and

WHEREAS, the City Manager recommends that the City Commission approves the award of Change Order No. 3 to STHC Restoration, Inc., and authorization for the City Manager to execute the proposed change order with STHC Restoration, Inc., in the amount not-to-exceed \$180,331.27, and allocating a Project Contingency Allowance of \$15,000.00, for a total of \$195,331.27, in the form attached hereto as Exhibit "A;" and

WHEREAS, The City Commission deems it to be in the best interest of the citizens and residents of the City of Miramar to award the change order to STHC Restoration, Inc., and authorizes the City Manager to execute the proposed change order with STHC Restoration, Inc. in an amount not-to-exceed \$180,331.27 and allocating a Project Contingency Allowance of \$15,000.00, for a total of \$195,331.27; and

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**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF
MIRAMAR, FLORIDA AS FOLLOWS:**

Section 1: That the foregoing “**WHEREAS**” clauses are ratified and confirmed as Being true and correct and are made a specific part of this Resolution.

Section 2: That it approves the award of Change Order No. 3 for Phase 2 – Completion of the V.I.P. and Restroom Containers at Miramar Regional Park with STHC Restoration, Inc.

Section 3: That the City Manager is authorized to execute the proposed change order with STHC Restoration, Inc., in an amount not-to-exceed \$180,331.27 and allocating a Project Contingency Allowance of \$15,000.00 for a total of \$195,331.27 in the form attached hereto as Exhibit “A,” together with such non-substantive changes as are deemed acceptable to the City Manager and approved as to form and legal sufficiency by the City Attorney.

Section 4: That the appropriate City Officials are authorized to do all things necessary and expedient to carry out the aims of this Resolution.

Section 5: That this Resolution shall take effect immediately upon adoption.

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PASSED AND ADOPTED this _____ day of _____, _____.

Mayor, Wayne M. Messam

ATTEST:

City Clerk, Denise A. Gibbs

I HEREBY CERTIFY that I have approved
this RESOLUTION as to form:

City Attorney,
Austin Pamies Norris Weeks Powell, PLLC

<u>Requested by Administration</u>	<u>Voted</u>
Commissioner Winston F. Barnes	_____
Commissioner Maxwell B. Chambers	_____
Commissioner Yvette Colbourne	_____
Mayor Wayne M. Messam	_____

Reso. No. _____

**CITY OF MIRAMAR
CHANGE ORDER NUMBER: 3**

Reso. No.: **Contract No.:** 2765 **Purchase Order No.:** 212259 **Project No.:** 51018

Project Title: Miramar Regional Park Modified Shipping Containers

Contractor: STHC Restoration LLC.

Cost: \$ 180,331.27 **Estimated:** Yes No

Budget 395-55-815-572-000-606510-51018 \$100,000,387-55-808-572-000-606510-51018
Account/s: \$80.331.27 and 387-55-808-572-000-606520-51018 \$15.000. +

Description of changes, reason therefore, and cost and/or time change for each change:

Attached, for your review and approval, please find Change Order No 3., to the Agreement with STHC Restoration LLC., Project No. 51018, Modified Shipping Containers. This change request is for additional restroom upgrade per the building code changes, interior repair; and subsequent price increase for material and equipment required for the VIP container construction.

	Amount	Time (Days)	Completion Date
ORIGINAL CONTRACT AMOUNT:	\$ 276,258.53		7/7/2021
Total Previous Change Orders: Qty. 2	\$ 84,961.25		2/15/2023
Adjusted Contract Amount:	\$ 361,219.78	0	5/26/2021
This Change Order: No. 3	\$ 180,331.27	480	10/3/2024
Total Change Orders to Date:	\$ 265,292.52	480	10/3/2024
REVISED CONTRACT AMOUNT:	\$ 541,551.05	480	10/3/2024

Notes:

Attachments (List):

Total Change in Amount: **Increase:** \$ 180,331.27 **Decrease:** \$ **No Change:**

**Total Change in Contract Period
(Calendar Days):** **Add:** 480 **Deduct:** **No Change:**

CITY OF MIRAMAR
CHANGE ORDER NUMBER: 3

Recommended By:

N/A
Consultant Signature _____ Date _____


Consultant Name and Title _____

Recommended By:



Project Manager _____ Date 10-29-24

Accepted By:

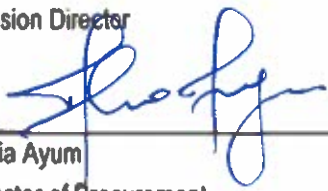

Contractor Signature _____ Date NOV-04
STEFFANO MEDRANO
Contractor Name and Title _____

Accepted By:



Daryll Johnson _____ Date 11/4/24
Division Director

Approved By:



Alicia Ayum _____ Date 11.4.24
Director of Procurement

Approved By

Kelvin L. Baker _____ Date _____
Deputy City Manager

ATTEST:

Denise A. Gibbs
City Clerk

Dr. Roy Virgin _____ Date _____
City Manager

APPROVED AS TO FORM:

By: _____ Date _____
City Attorney
Austin Pamies Norris
Weeks Powell, PLLC

END OF SECTION



CHANGE ORDER REQUEST

Change Order No.: 03

Contract No.: 2765

To: Mr. Rohan Green

Senior Project Manager

The City of Miramar | 2200 Civic Center Place

Date: 10/02/2024

Project Name: Continuing Services to Turn-Key Modified Shipping Containers for the Miramar Regional Park Amphitheater in Miramar, Florida.

Under our agreement dated June 16, 2021, we request to make the following change(s) following the terms and conditions of the contract:

DESCRIPTION OF THE CHANGES

For the additive sum of One Hundred Eighty Thousand Three Hundred Thirty-One and Twenty-Seven Cents (\$180,331.27) to complete the Containers Fase II, the VIP Lounge Build-out, and Plumbing and Restrooms Restoration.

Original Agreement Amount: \$276,258.53

A sum of Previous Changes: \$84,961.25

This Change Order Add: \$180,331.27

Present Agreement Amount: \$541,551.05

Accepting this Change Order shall constitute a modification of our Agreement and will be performed subject to the same terms and conditions.

Accepted by: _____

Date: __/__/____



City of Miramar
Support Services Administration Department
Interoffice Memorandum

TO: Roy Virgin City Manager

THRU: Stephen Johnson, Assistant City Manager

FROM: Daryll Johnson, Support Services Administrator

DATE: October 28, 2024

RE: Change Order No 3 to the Agreement with STHC Restoration LL., Project No. 51018 for Modified Shipping Containers at the Miramar Regional Park.

Attached, for your review and approval, please find Change Order No.3 to the Agreement with STHC Restoration LLC., Project No. 51018, **Modified Shipping Containers**. This change request from STHC is to complete Phase II of the Container project that include the VIP Containers and Two rest rooms that require code upgrade and interior renovation.

The City Commission approved Resolution No. R7433 for **Continuing Services to Turn-Key Modified Shipping Containers for the Miramar Regional Park Amphitheater** to STHC Restoration, LLC.; authorizing the City Manager to execute the proposed agreement for the provision of contracting services, in an amount not-to-exceed \$276,258.53 and allocating a contingency allowance of \$10,000, for a total project cost of \$286,258.53.

City Commission approved FY2022/ FY2023/FY2024 and FY2025 Budgets which included additional funding in the total amount of \$350,000 for the Amphitheater at Miramar Regional Park – Concession and Walkways Project.

Change Order #1 for \$60,473.21 from STHC was to provide and install 3 Roof Exhaust Fans on the roof of Containers D, D1 and C, Supply and install one ADA Ramp at Container A1; provide and install container anchors per detail from Engineer and the cost for purchasing and installing four (4) ceiling Hoods and Fans with complete Fire Suppression System in containers A1, A2, B and A3

Change order No.2 in the amount of \$24,488.04 utilizes the \$10,000 contingency provided by the commission approval of the original contract and thereby allowing \$14,488.04 plus \$10,000 to be authorized under the City Manager's authority and increased the amount of the project to \$361,219.78.

Change Order #3 in the amount of \$180,331.27 will provide funding for the completion of Phase II for the container project and increases the project amount to \$541,551.05. This change order is dependent on Commission approval on Nov 20th, 2024.

Rohan Green is the Manager for this project, he can be reached at (954) 602-3352 or by cell phone at (954) 348-8559.

Fund Account Name	Account Number	Amount
CIP CONSTRUCTION	395-55-815-572-000-606510-51018	\$ 100,000.00
CIP CONSTRUCTION	387-55-808-572-000-606510 51018	\$ 80,331.27
CIP CONTINGENCY	387-55-808-572-000-606520-51018	\$15,000.00
		\$195,331.27