

**CHANGE ORDER No. 1
WATER TREATMENT PLANT No. 8 EXPANSION
PROJECT NO. WUD 05-146**

**CHANGE ORDER NO: 1 (One)
R.J. Sullivan, Corp.
2001 N.W. 22nd Street
Pompano Beach, Florida 33069**

**WATER UTILITIES DEPARTMENT
CONTRACT NO. R2006- 0780
CONTRACT DATE: May 2, 2006
NOTICE TO PROCEED:
BUDGET FUND: 4011-721-W001-6541
DISTRICT 2**

You are directed to make the following changes in this contract:

1. Delete contractor purchase of the following materials and equipment that will now be furnished by the Owner, as listed on the attached Purchase Requisition Request Forms from R.J. Sullivan, Corp. and the attached scope of work, in the amount of \$1,615,341.00 purchase price times the 1.06 sales tax rate plus an addition ½ cent sales tax on the first \$5,000.00 which equals \$1,712,386.46. The Contractor will install these owner furnished materials and equipment in accordance with the Special Conditions, Provisions Governing State of Florida Sale and Use Tax Exemption for County-Furnished Materials. Project WUD 05-146 is a lump sum contract and the material quantities have been estimated by R.J. Sullivan, Corp. for the purposes of this change order. The Contractor is responsible to complete the project without excess or wasted materials. The Contractor is responsible for any additional material escalation or delivery charges resulting from their delays. It is the County's intent to purchase only materials required for the project, at a cost not to exceed Contractor's bid price of \$1,712,386.46 with sales tax or \$1,615,341.00 without sales tax. It is not the County's intent to deduct from the Contractor's contract amount more than the actual cost of the materials should the actual cost be less than the bid amount. Therefore, should the value of the material and equipment related to this change order exceed \$1,615,341.00 without sales tax, then the Contractor is responsible for furnishing the additional material and equipment to complete the project at no additional cost to the County. Should the value of the material be less than \$1,615,341.00 without sales tax, then the Contractor shall be refunded the balance.

TOTAL CHANGE ORDER NO. 1: \$1,712,386.46


NOT VALID UNTIL SIGNED BY BOTH OWNER AND ENGINEER. SIGNATURE OF THE CONTRACTOR INDICATES HIS AGREEMENT HERewith INCLUDING ANY ADJUSTMENT IN THE CONTRACT SUM OR CONTRACT TIME, AND NO ADDITIONAL COST OR TIME INDICATED HEREIN WILL BE RELATED TO THIS CHANGE.

**WATER TREATMENT PLANT No. 8 EXPANSION
PROJECT NO. WUD 05-146
CONTRACT NO. R-
CHANGE ORDER NO. 1(One)**


The original Contract Sum was: \$18,620,000.00
 Net change by previous Change Orders: \$0.00
 The Contract Sum prior to this Change Order was: \$18,620,000.00
 The Contract Sum will be **decreased** by this Change Order. <\$1,712,386.46>
 The new Contract Sum including this Change Order will be ..\$16,907,613.54
 The Contract time will be increased by: (0)days
 The Date of Substantial Completion including this Change Order:
 Substantial Completion **420 days from Notice To Proceed (NTP)**
 The Date of Final Completion including this Change Order: **480days from NTP**

EXECUTION OF THIS CHANGE ORDER ACKNOWLEDGES FINAL SETTLEMENT OF, AND RELEASES, ALL CLAIMS FOR COSTS AND TIME ASSOCIATED, DIRECTLY OR INDIRECTLY, WITH THE ABOVE-STATED MODIFICATION(S) INCLUDING ALL CLAIMS FOR CUMULATIVE DELAYS OR DISRUPTIONS RESULTING FROM, CAUSED BY, OR INCIDENT TO SUCH MODIFICATIONS AND INCLUDING ANY CLAIM THAT THE ABOVE STATED MODIFICATION(S) CONSTITUTES IN WHOLE OR PART, A CARDINAL CHANGE TO THE CONTRACT.


**Palm Beach County
Water Utilities Dept.**


 ENGINEER
 Stephen McGrew, P.E.
 ADDRESS
 P.O. Box 16097
 West Palm Beach, Fl. 33416
 DATE 6/20/06

**R.J. Sullivan,
Corporation**


 CONTRACTOR
 Robert J. Sullivan, Pres.
 ADDRESS
 2001 N.W. 22nd Street
 Pompano Beach, Fl. 33069
 DATE 6/20/06

**Palm Beach County Board
of County Commissioners**


 OWNER
 Tony Masilotti, Chairman
 ADDRESS
 P.O. Box 16097
 West Palm Beach, Fl. 33416
 DATE _____

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

ATTEST: SHARON R. BOCK,
CLERK AND COMPTROLLER:

County Attorney (Corporate Seal)

Deputy Clerk

**WATER TREATMENT PLANT No. 8 EXPANSION
PROJECT NO. WUD 05-146
SCOPE OF WORK**

Delete Contractor purchase of the following materials and equipment that will be furnished by the Owner per the Special Conditions, Sale and Use Tax Exemption for County-Furnished Materials, as listed on the attached documents from the R.J. Sullivan Corp. Purchase of the equipment and materials by the County will result in savings of the Florida State Sales tax. Except as provided in this Change Order, the Contractor shall provide insurance coverage as stated in the original contract. The Change Order deducts 1.06 plus times the value of the materials and equipment to be purchased by the County plus the first \$5,000.00 of the purchase price times an additional 1/2-cent sales tax rate for each of the five (5) purchase orders which equals \$1,712,386.46. Contractor will act as the County's agent in performing the services required by the Special Conditions.

PO No.	Supplier	Description of Material	Material Price	Sales Tax	Total
1	Infilco Degremont, Inc. DACO Division MKI Services, Inc.	Upflow Treatment System	\$685,000.00	\$41,125.00	\$726,125.00
2		Lime Storage System	\$185,883.00	\$11,177.98	\$197,060.98
3	Chemco Systems, LP	Lime feeder, slaker and degritter equipment	\$284,791.00	\$17,112.46	\$301,903.46
4	WesTech Engineering, Inc.	Lime sludge thickening equipment	\$134,667.00	\$8,105.02	\$142,772.02
5	F.B. Leopold Company, Inc.	Filter systems	\$325,000.00	\$19,525.00	\$344,525.00
		Totals	\$1,615,341.00	\$97,045.46	\$1,712,386.46

**WATER TREATMENT PLANT No. 8 EXPANSION
PROJECT NO. WUD 05-146
CONTRACT NO. R-
CHANGE ORDER NO. 1(ONE)**

COST SUMMARY

<u>C.O. #</u>	<u>DESCRIPTION</u>	<u>ADDITIONS</u>	<u>(DELETIONS)</u>	<u>NET CHANGE</u>
1	Deduction of Materials and equipment.	\$0	<\$1,712,386.46 >	<\$1,712,386.46 >

**WATER TREATMENT PLANT No. 8 EXPANSION
PROJECT NO. WUD 05-146
CONTRACT NO. R-2006-
CHANGE ORDER NO. 1(One)**

OWNER INITIATED

QUANTITY OVERRUNS/UNDERRUNS

DIFFERING SITE CONDITIONS

REQUEST BY ANOTHER AGENCY

ZONING/CODE/ORDINANCE CHANGES

ERRORS/OMISSIONS IN DESIGN

Reimbursable

Non-Reimbursable

**WATER TREATMENT PLANT NOS. 8 EXPANSION
PROJECT NO. WUD 05-146
CONTRACT NO. R2006-0780
CHANGE ORDER NO. 1 (ONE)
CHANGE ORDER SUMMARY**

Contractor: R.J. Sullivan Corp.		APPROVAL LIMITS:		DEPARTMENT HEAD		CONTRACT REVIEW COMM.		DEPT. HEAD + C.R.C.		
		(Dollars)		(Time)		(Dollars)		(Dollars)		
Date Approved:		\$10,000		30 Days		\$50,000		90 Days		
Resolution No.										
Contract Amt. \$13,930,020.00		\$25,000		30 Days		\$100,000		90 Days		
		CUMMULATIVE C.O.								
C.O. #	DATE APPROVED	NET CHANGE	DEPT. HEAD		CONTRACT REVIEW COMM.		TOTAL DEPT. HEAD		BOARD OF COUNTY	
			AMOUNT	DAYS	(ADDS + DEDUCTS) AMOUNT	DAYS	(ADDS + DEDUCTS) AMOUNT	DAYS	(ADDS + DEDUCTS) AMOUNT	DAYS
1	Pending	\$ (1,712,386.46)	\$0.00	0	\$0.00	0	\$0.00	0	\$ (1,712,386.46)	
TOTAL		\$ (1,712,386.46)	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$ (1,712,386.46)	\$0.00

NOTES:
1. NET CHANGE IS ACTUAL AMOUNT OF CHANGE IN THE CONTRACT VALUE.
2. (ADDS + DELETES) IS THE ABSOLUTE VALUE OF UNRELATED CHANGES FOR USE IN DETERMINING THE APPROVAL AUTHORITY FOR THE CHANGE ORDER.

SCHEDULE 1

PARTICIPATION OF SBE/MWBE CONTRACTORS

PROJECT NAME: Water Treatment Plant No. 8 Expansion PROJECT NO. WUD 05-146
 NAME OF PRIME CONTRACTOR: R.J. Sullivan, Corp. CHANGE ORDER NO. 1
 CONTACT PERSON: Chris Sullivan, V.P. PHONE NO: 954-975-0388 FAX NO: 954-975-3333
 CONTRACT DATE: May 2, 2006 DEPARTMENT: Water Utilities

Name, Address and Phone Number of MWBE	Type of Work To Be Performed	Contract Amount			
		Black	Hispanic	Women	Other(Please Specify)
1.		\$ <u> </u>	\$ <u> </u>	\$ <u> </u>	\$ <u>0</u>
2.		\$ <u> </u>	\$ <u> </u>	\$ <u> </u>	\$ <u>0</u>
3.		\$ <u> </u>	\$ <u> </u>	\$ <u> </u>	\$ <u>0</u>
4.		\$ <u> </u>	\$ <u> </u>	\$ <u> </u>	\$ <u>0</u>
5.		\$ <u> </u>	\$ <u> </u>	\$ <u> </u>	\$ <u>0</u>
TOTALS		\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>

PRIME CONTRACTOR TO COMPLETE:

ORIGINAL CONTRACT PRICE: \$18,620,000.00 ORIGINAL PARTICIPATION: \$0.00 % PARTICIPATION: 0.00%
 ADJUSTED CONTRACT PRICE: \$16,907,613.54 ADJUSTED PARTICIPATION: \$0.00 % PARTICIPATION: 0.00%

* Change Order #1 related to the Sales Tax Recovery Program does not change SBE/M/BE participation.