

RESOLUTION NO. 22-11-120

**A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA,
VILLAGE OF ISLANDS, FLORIDA, APPROVING CHANGE ORDER
NO. 1 TO THE AGREEMENT BETWEEN ISLAMORADA, VILLAGE OF
ISLANDS AND AQUA WASTE REPAIRS, INC. RELATED TO THE
CANAL 114 INJECTION WELL RESTORATION PROJECT;
AUTHORIZING THE VILLAGE OFFICIALS TO IMPLEMENT THE
TERMS AND CONDITIONS OF CHANGE ORDER NO. 1;
AUTHORIZING THE VILLAGE MANAGER TO EXPEND BUDGETED
FUNDS AND PROVIDING FOR AN EFFECTIVE DATE**

WHEREAS, on September 21, 2022, Islamorada, Village of Islands (the "Village"), entered into an Agreement with Aqua Waste Repairs Inc. (the "Contractor") for the installation of the Plantation Key Canal 114 Gravity Injection Well as part of a canal restoration project; and

WHEREAS, Article 10.1 "Change to Scope of Work and Additional Work" of the Agreement provides for changes, modifications, and additions to the Agreement; and

WHEREAS, in October 2022, the Contractor presented Village staff with Change Order #1 for the substitution of a 24 inch diameter gate valve with wheel crank to a 30 inch diameter gate valve with 2 inch square nut with T-handle wrench; and

WHEREAS, Change Order No. 1 provides for changes to the Scope of Services to reflect this substitution of parts; and

WHEREAS, the Village Council finds that approval of Change Order No. 1 to the Agreement between the Village and the Contractor is in the best interest of the Village.

**NOW THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF ISLAMORADA,
VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:**

Section 1. Recitals. The above recitals are true and correct and incorporated into this Resolution by this Reference.

Section 2. Approval of Change Order. The Village Council of Islamorada, Village of

Islands, hereby approves Change Order No. 1 between the Village and the Contractor, a copy of which is attached hereto as Exhibit "A", together with such non-material changes as may be acceptable to the Village Manager and approved as to form and legality by the Village Attorney.

Section 3. Authorization of Village Officials. The Village Manager or designee and the Village Attorney are authorized to take all necessary and expedient action to implement the terms and conditions of Change Order No. 1.

Section 4. Authorization of Fund Expenditure. Notwithstanding the limitations imposed upon the Village Manager pursuant to the Village's Purchasing Procedures Ordinance, the Village Manager is authorized to expend budgeted funds to implement the terms and conditions of Change Order No. 1.

Section 5. Execution of Change Order. The Village Manager is authorized to execute Change Order No. 1 on behalf of the Village, to execute any required agreements and/or documents to implement the terms and conditions of Change Order No. 1 and to authorize any further acts necessary to implement the terms thereof, subject to approval as to form and legality by the Village Attorney.

Section 6. Effective Date. This Resolution shall become effective immediately upon its adoption.

Motion to adopt by K YVV, seconded by ; fY[[].

FINAL VOTE AT ADOPTION

VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS

Mayor Pete Bacheler	<u>Mg</u>
Vice Mayor Henry Rosenthal	<u>Mg</u>
Councilman Mark Gregg	<u>Mg</u>
Councilman Buddy Pinder	<u>Mg</u>
Councilman David Webb	<u>Mg</u>

PASSED AND ADOPTED THIS 17th DAY OF NOVEMBER, 2022.



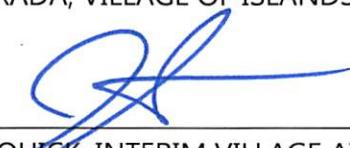
PETE BACHELER, MAYOR

ATTEST:



MARNE MCGRATH, VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND BENEFIT OF
ISLAMORADA, VILLAGE OF ISLANDS:



JOHN J. QUICK, INTERIM VILLAGE ATTORNEY



EXHIBIT "A"

CHANGE ORDER NO. 1

VILLAGE/OWNER: Islamorada, Village of Islands

COMPANY: Aqua Waste Repairs, Inc.

PROJECT: Canal 114 Restoration Gravity Injection Well

DATE: November 17, 2022

This Change Order will authorize the following changes to the Agreement:

The construction work as set forth in the Agreement is hereby amended as set forth in Exhibit "A" attached hereto and by this reference made a part hereof for all purposes.

This Change Order constitutes full, final, and complete compensation to the Company for all costs, expenses, overhead, and profit that the Company may incur in connection with the above referenced changes to the Agreement, and any other effect on any of the work under the Agreement. The Company acknowledges and agrees that the Agreement Price as reflected in the Agreement will be changed by this Change Order and (b) the Project Schedule and Contract Time for completion of the Canal 114 Injection Well will be unchanged by this Change Order. Except as herein or heretofore expressly modified, all terms of the Agreement shall remain in full force and effect and shall cover the performance of, and payment for, any changes in the construction work authorized hereunder. Any defined terms not defined in this Change Order shall have the meanings set forth in the Agreement.

By signing below the parties indicate acceptance of this Change Order as set forth herein.

[Signatures Follow on the Next Page]

Change Order No. 1

Page 2 of 2

VILLAGE/OWNER

ISLAMORADA, VILLAGE OF ISLANDS

By: T. Yates
Name: Ted Yates
Title: Village Manager

Date Executed: 11/18/22

ATTEST:

MANUEL DIAZ

Village Clerk

Approved as to form and legal sufficiency for
the use and benefit of Islamorada, Village of
Islands:

J. H.

Village Attorney

COMPANY:

AQUA WASTE REPAIRS INC.

By: P. Sutton
Name: Paula R. Sutton
Title: Controller

Date Executed: 11/21/22



CHANGE ORDER #1

ITEM	QUANTITY	SIZE	UNIT PRICE	AMOUNT	COST/CHANGE TO CONSTRUCTION CONTRACT
ADDED TO SCOPE ALUMINUM FLATBACK CANAL GATE, WATERMAN MODEL AC-31-F-NRS (FRAME FLATBACK ALUMINUM B-209 AL.6061-T6, GATE MOUNTED ON GROUT PAD (BY OTHERS), FRAME SEAL NEOPRENE, COVER ALUMINUM B-209 AL6061-T6, GATE SEATS UHMW, MINIMUM HEIGHT FRAME H=59", LIFT & STEM BASED ON OPERATING HEADS 6.33" SEATING & UNSEATING, 304SS STEM, NON RISING STEM, 2" SQUARE NUT, T-HANDLE WRENCH, 304SS MOUNTING HARDWARE)	1	30"	\$12,487.06 /EA	\$12,487.06 + \$850.00 FREIGHT	\$13,337.06
DELETED FROM SCOPE ALUMINUM FLATBACK CANAL GATE, WATERMAN MODEL AC-31-F-NRS (FRAME FLATBACK ALUMINUM B 209 AL.6061-T6, GATE MOUNTED ON GROUT PAD (BY OTHERS), FRAME SEAL NEOPRENE, COVER ALUMINUM B-209 AL6061-T6, GATE SEATS UHMW	1	24"	\$7,079.64 /EA	\$7,079.64 + \$750.00 FREIGHT	(\$7,829.64)
TOTAL NET CHANGE					\$5,507.42

Exhibit "1"

AIA DOCUMENT G701-2000



Change Order

(Instructions on reverse side)

PROJECT:
(Name and address)
CANAL 114 INJECTION WELL
RFP 22-06

TO CONTRACTOR:
(Name and address)
AQUA WASTE REPAIRS, INC.
3575 SNEED ROAD
FORT PIERCE, FL 34945
772-461-6228

CHANGE ORDER NUMBER: 0001
DATE: October 17, 2022
ARCHITECT'S PROJECT NUMBER: 6783-19-3137
CONTRACT DATE: September 21, 2022
CONTRACT FOR: GRAVITY INJECTION WELL

OWNER
ARCHITECT
CONTRACTOR
FIELD
OTHER

THE CONTRACT IS CHANGED AS FOLLOWS:
(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives.)

Change from 24" diameter gate valve, with wheel crank to 30" diameter gate valve with 2" square nut with T-handle wrench.

Price increase \$5,507.42

The original (Contract Sum) (Guaranteed Maximum Price) was \$ 268,905.00

The net change by previously authorized Change Orders \$ _____

The (Contract Sum) (Guaranteed Maximum Price) prior to this Change Order was \$ 268,905.00

The (Contract Sum) (Guaranteed Maximum Price) will be (increased) (decreased)

unchanged by this Change Order in the amount of \$ 5,507.42

The new (Contract Sum) (Guaranteed Maximum Price) including this Change Order will be \$ 274,412.42

The Contract Time will be (increased) (decreased) (unchanged) by _____ () days.

The date of Substantial Completion as of the date of this Change Order therefore is _____

NOTE: This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive for which the cost or time are in dispute as described in Subparagraph 7.3.8 of AIA Document A201.

Not valid until signed by the Architect, Contractor and Owner.

ENGINEER STEPHEN HANKS
ARCHITECT (Typed name)

(Signature)

BY

DATE

AQUA WASTE REPAIRS, INC.
CONTRACTOR (Typed name)

(Signature)

BY

DATE

ISLAMORADA, VILLAGE OF IS
OWNER (Typed name)

(Signature)

BY

DATE



© 2000 AIA ©
AIA DOCUMENT G701-2000
CHANGE ORDER



WOOD.

ENVIRONMENT &
INDUSTRIAL
SERVING THE
WORLD
5845 NW 138TH STREET
MIAMI LAKES, FL 33104
TEL: (305) 826-5588

ENGINEER OF RECORD
STEPHEN HANS
FL PE #7225

PROJECT:
CANAL #114 PLANTATION KEY
GRAVITY INJECTION WELL
FINAL DESIGN



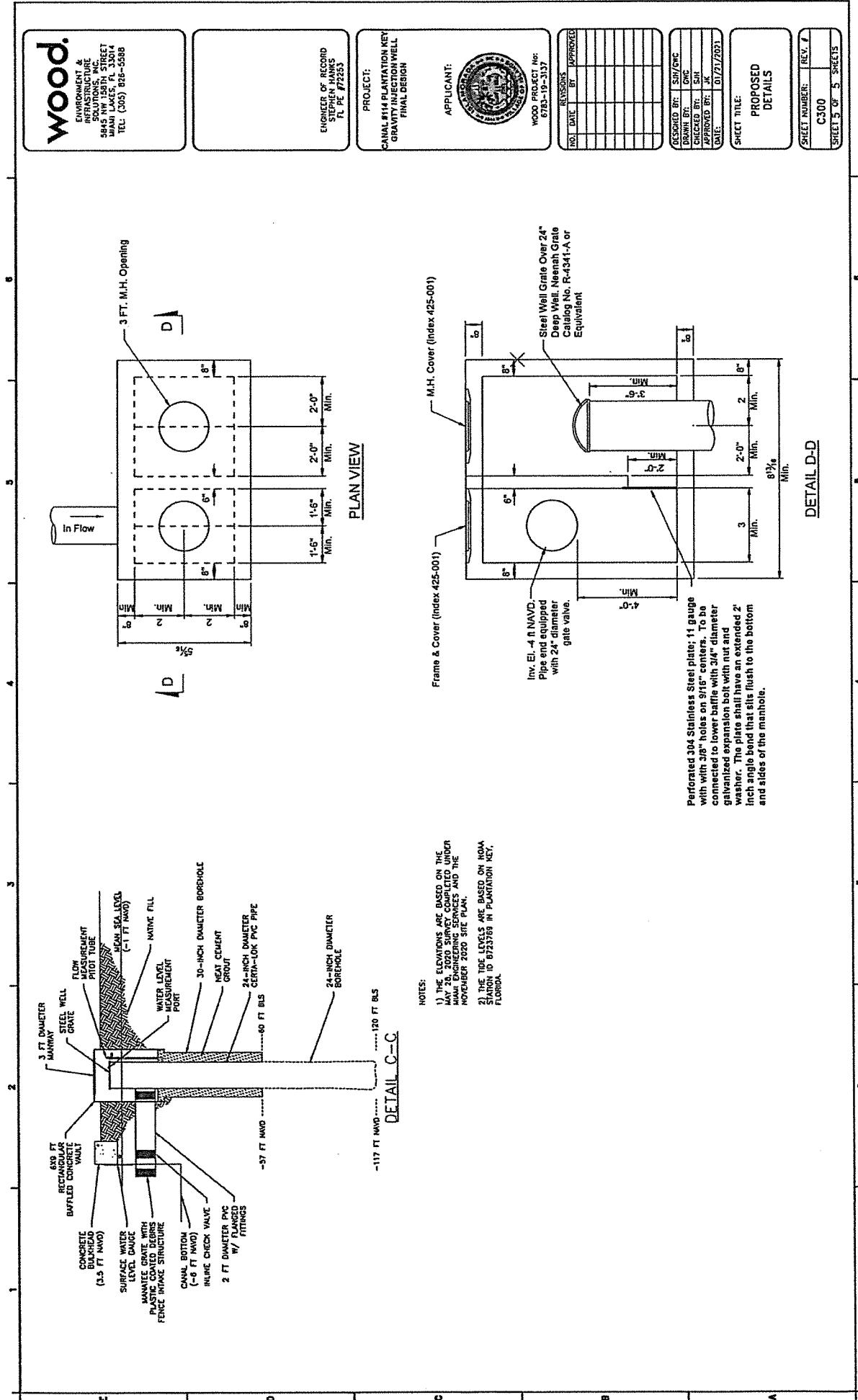
WOOD PROJECT No:
6783-19-5337

REVISIONS
NO. DATE
APPROVED

DESIGNED BY:	SUR/ONE
DRAINED BY:	SH
CHIEFED BY:	JK
APPROVED BY:	JK
DATE:	01/21/2021

SHEET 1 OF 5 SHEETS	
SHEET NUMBER:	REV. 4 C300

C6-1
Pg 1 of 4



Cl 51
pg 2 of 4

McDade

Waterworks, Inc.

6520 Harney Road - Tampa, FL 33610
Post Office Box 16039 - Tampa, FL 33687-6039
(813) 740-1144 - FAX (813) 627-9387

Serving the Water & Wastewater Plant Industry for over 30 Years

To:	AQUA WASTE REPAIRS
Attn:	PAULA R. SUTTON
Subject:	CANAL 114 GRAVITY WELL
From:	WESLEY BUNN

Fax:	
Phone:	
Date:	AUGUST 4, 2022
Quote #:	

Terms	F.O.B.	Freight	Ship Via	Validity
Net 30	Factory	Freight Included	Best Way	30 Days
<hr/>				
Line #	Quantity	Size	Description	Unit Price
01	1	24"	ALUMINUM FLATBACK CANAL GATE, WATERMAN MODEL AC-31-F-NRS (FRAME FLATBACK ALUMINUM B-209 AL6061 T6, GATE MOUNTED ON GROUT PAD (BY OTHERS), FRAME SEAL NEOPRENE, COVER ALUMINUM B-209 AL6061-T6, GATE SEATS UHMW	7,079.64
02				
03				
04				
05				
06				
07				
08				
09				
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11				
12				
13				
14				
15				
16				
17				
18				
19				
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21				
22				
23				
24				
25				
26				
27				
28				
29				
				Sub-Total: 7,079.64
				Freight: 750.00
				TOTAL: 7,829.64

All Material Subject to Prior Sale

McDade Waterworks, Inc. reserves the right to apply "Price in Effect" at time of delivery due to shortages and/or further tariff declarations by state or federal agencies. McDade Waterworks Inc. will not be responsible for industry price changes or shortages beyond our control as a result of changes to the current tariff law.

Sales Tax NOT Included

This quotation is for your acceptance in its entirety within 30 Days. If quantities or descriptions should change, McDade Waterworks, Inc. reserves the right to submit a revised quotation.

Sincerely,
McDade Waterworks, Inc.

Wesley G. Bunn, VP

6/01
PG 3 of 4

McDade

Waterworks, Inc.

6520 Harney Road - Tampa, FL 33610
Post Office Box 16039 - Tampa, FL 33687-6039
(813) 740-1144 - FAX (813) 627-9387

Serving the Water & Wastewater Plant Industry for over 30 Years

To:	AQUA WASTE REPAIRS
Attn:	PAULA R. SUTTON
Subject:	CANAL 114 GRAVITY WELL
From:	WESLEY BUNN

Fax:	
Phone:	
Date:	September 29, 2022
Quote #:	

Terms	F.O.B.	Freight	Ship Via	Validity		
Net 30	Factory	Freight Included	Best Way	30 Days		
LINE #	Quantity	Size	Description	Unit Price	Total	Lead Time
01	1	30"	ALUMINUM FLATBACK CANAL GATE, WATERMAN MODEL AC-31-F-NRS (FRAME FLATBACK ALUMINUM B-209 AL-6061 T6, GATE MOUNTED ON GROUT PAD (BY OTHERS), FRAME SEAL NEOPRENE, COVER ALUMINUM B-209 AL-6061-T6, GATE SEATS UHMW, MINIMUM HEIGHT FRAME H=59", LIFT & STEM BASED ON OPERATING HEADS 6.33" SEATING & UNSEATING, 304SS STEM, NON RISING STEM, 2" SQUARE NUT, T-HANDLE WRENCH, 304SS MOUNTING HARDWARE)	12,487.06	12,487.06	
02						
03						
04						
05			IF YOU CAN PURCHASE MORE THAN ONE AT A TIME WE CAN POSSIBLY GET SOME BETTER PRICING.			
06						
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24						
25						
26						
27						
28						
29						
				Sub-Total:	12,487.06	
				Freight:	3.50	
				TOTAL:	12,487.06	

All Material Subject to Prior Sale

McDade Waterworks, Inc. reserves the right to apply "Price in Effect" at time of delivery due to shortages and/or further tariff declarations by state or federal agencies. McDade Waterworks Inc. will not be responsible for industry price changes or shortages beyond our control as a result of changes to the current tariff law.

Sales Tax NOT Included

13,337.06

This quotation is for your acceptance in its entirety within 30 Days.
If quantities or descriptions should change, McDade Waterworks, Inc.
reserves the right to submit a revised quotation.

Sincerely,
McDade Waterworks, Inc.

Wesley G. Bunn, VP

awrinc@hotmail.com

1/1
P54 of 4

From: Wesley Bunn <wgbunn@MCDADEWATERWORKS.COM>
Sent: Monday, October 17, 2022 9:33 AM
To: AQUA WASTE REPAIRS, INC **
Subject: RE: WATERMAN AC-31

Estimated Freight is about \$850

Thank you,

L. McDade
Waterworks, Inc.

Wesley G. Bunn V.P.
Main Office Phone: (813) 740-1144
Cellular Phone: (813) 376-0057
Fax: (813) 627-9387

E-Mail: wgbunn@mcdadewaterworks.com Web: <http://www.mcdadewaterworks.com>
Mailing: P.O. Box 16039 - Tampa, FL 33687-6039 Physical: 6520 Harney Road - Tampa FL. 33610

From: AQUA WASTE REPAIRS, INC ** <awrinc@hotmail.com>
Sent: Monday, October 17, 2022 9:25 AM
To: AQUA WASTE REPAIRS, INC ** <awrinc@hotmail.com>; Wesley Bunn <wgbunn@MCDADEWATERWORKS.COM>
Subject: RE: WATERMAN AC-31

Wes, good morning

Any idea the freight cost?

Respectfully yours,
Paula R. Sutton, Controller



Aqua Waste Repairs, Inc...
Water Well -Develop, Maintenance & Abandonment
Waste Water Equipment Sales & Installation
Temporary Bridge & Structural Shoring
3575 Sneed Road, Ft. Pierce, FL 34945
(O) 772-461-6228 (F) 772-461-6668
FL CGC# 1507436 WWC# 11329
WWW.AQUAWASTEREPAIRS.COM

APPLICATION AND CERTIFICATE FOR PAYMENT AIA DOCUMENT G702 (Instructions on reverse side) PAGE ONE OF 2 PAGES

TO ISLAMORADA, VILLAGE OF ISLANDS
86800 OVERSEAS HIGHWAY
ISLAMORADA, FL 33036

FROM AQUA WASTE REPAIRS, INC.
3575 SNEED ROAD
FORT PIERCE, FL 34945
772-461-6228

PROJECT: CANAL 114 INJECTION WELL
RFP 22-06

VIA ARCHITECT: ENGINEER STEPHEN HANKS
WOOD ENVIRONMENT &
INFRASTRUCTURE SOLUTIONS

APPLICATION NO.: 02
PERIOD TO: 11/21/2022
PROJECT NOS.: CANAL 114

Distribution to:
 OWNER
 ARCHITECT
 CONTRACTOR

CONTRACT DATE: 9/21/2022

CONTRACT FOR: GRAVITY INJECTION WELL

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

1. ORIGINAL CONTRACT SUM \$ 268,905.00

2. Net change by Change Orders \$ 5,507.42

3. CONTRACT SUM TO DATE (Line 1 ± 2) \$ 274,412.42

4. TOTAL COMPLETED & STORED TO DATE \$ 114,277.09
(Column G on G703)

5. RETAINAGE:
a. _____ % of Completed Work
(Columns D + E on G703) \$ _____
b. _____ % of Stored Material
(Column F on G703) \$ _____
Total Retainage (Line 5a + 5b or
Total in Column I of G703) \$ _____

6. TOTAL EARNED LESS RETAINAGE \$ 114,277.09
(Line 4 less Line 5 Total)

7. LESS PREVIOUS CERTIFICATES FOR PAYMENT
(Line 6 from prior Certificate) \$ 108,769.67

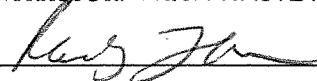
8. CURRENT PAYMENT DUE \$ 5,507.42

9. BALANCE TO FINISH, INCLUDING RETAINAGE
(Line 3 less Line 6) \$ 160,135.33

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	5,507.42	
Total approved this Month		
TOTALS	5,507.42	
NET CHANGES by Change Order		5,507.42

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: AQUA WASTE REPAIRS, INC.

By: 

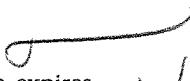
Date: 11/21/22

State of: FLORIDA

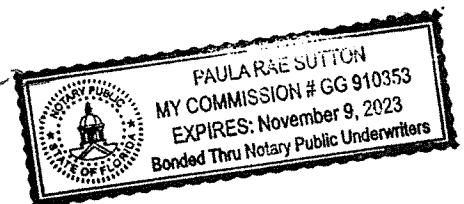
County of: ST. LUCIE

Subscribed and sworn to before

me this 21st day of Nov, 2022

Notary Public: 

My Commission expires: 11/9/23



ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ _____

(Attach explanation if amount certified differs from the amount applied for. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT: ENGINEER STEPHEN HANKS

By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.



CONTINUATION SHEET

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification, is attached.

In tabulations below, amounts are stated to the nearest dollar.

Use Column I on Contracts where variable retainage for line items may apply.

APPLICATION NO.: 02

APPLICATION DATE: 11/21/2022

PERIOD TO: 11/21/2022

ARCHITECT'S PROJECT NO.: 6783-19-3137

A	B	C	D	E	F	G		H	I			
						WORK COMPLETED	FROM PREVIOUS APPLICATION (D + E)	THIS PERIOD	MATERIALS PRESENTLY STORED (NOT IN D OR E)	TOTAL COMPLETED AND STORED TO DATE (D+E+F)	(G ÷ C)	BALANCE TO FINISH (C - G)
10.001	MOB/DE-MOBILIZATION	39,500.00	3,950.00			3,950.00	10			35,550.00		
10.002	24" WELL	72,000.00	10,800.00			10,800.00	15			61,200.00		
10.003	VAULT	72,000.00	47,520.00			47,520.00	66			24,480.00		
10.004	INLINE CHECK VALVE	20,400.00	11,016.00			11,016.00	54			9,384.00		
10.005	GATE VALVE	16,800.00	14,280.00			14,280.00	85			2,520.00		
10.006	MANATEE GRATE/PIPE	14,400.00	7,920.00			7,920.00	55			6,480.00		
10.007	BOLLARDS/TEMP GRATES	15,000.00	9,900.00			9,900.00	66			5,100.00		
10.008	TURBIDITY	6,000.00								6,000.00		
10.009	Contingency POL INS	12,805.00	3,383.67			3,383.67	26			9,421.33		
20.001	CO#1 Canal Gate Increase	5,507.42			5,507.42	5,507.42						
		274,412.42	108,769.67	5,507.42		114,277.09	42			160,135.33		

