

Sponsored by: Hernstadt

**CITY OF MARATHON, FLORIDA
RESOLUTION 2013-79**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, APPROVING CHANGE ORDER 1 TO THE CONTRACT FOR THE INSTALLATION OF PHASE 2 OCEANFRONT PARK BOARDWALK AND TIKI HUTS, BETWEEN THE CITY AND COFFIN MARINE SERVICES, INC.; ADDING PHASE 3 TO THE SCOPE OF WORK TO INCLUDE A LARGE EDUCATIONAL TIKI HUT, BOARDWALK CONNECTION TO PHASE 1 AND 2, AND FISHING PIER FOR A CONTRACT INCREASE OF \$93,834.00; AUTHORIZING THE CITY MANAGER TO EXECUTE THE CHANGE ORDER AND EXPEND BUDGETED FUNDS ON BEHALF OF THE CITY; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, pursuant to Resolution 2013-14, the City of Marathon (the “City”) entered into a contract (the “Contract”) with Coffin Marine Services, Inc., (“Coffin”) for Phase 2 improvements at Oceanfront Park (the “Project”); and

WHEREAS, the Contract grant funding sources require a December 2013 completion of both Phase 2 and Phase 3 of the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA, THAT:

Section 1. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. Change Order No. 1 to the Contract between the City and Coffin attached hereto as Exhibit “A,” is hereby approved. The City Manager is authorized to execute the Change Order and expend budgeted funds on behalf of the City.

Section 3. This resolution shall take effect immediately upon its adoption.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA THIS 24th DAY OF SEPTEMBER, 2013.

THE CITY OF MARATHON, FLORIDA



Mike Cinque, Mayor

AYES: Keating, Ramsay, Snead, Cinque
NOES: None
ABSENT: Bull
ABSTAIN: None

ATTEST:



Diane Clavier, City Clerk

(City Seal)

APPROVED AS TO FORM AND LEGALITY FOR THE USE
AND RELIANCE OF THE CITY OF MARATHON, FLORIDA ONLY:



City Attorney

CHANGE ORDER NO. 1

TO: City of Marathon

PROJECT: CITY OF MARATHON – Oceanfront Park Phase 2 - Tikis and Boardwalks

CONTRACTOR: Coffin Marine

DATE: 9.24.13

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

The Work as set forth in the Agreement is hereby amended to include the items set forth on Exhibit "A" (Phase 3 conceptual) attached hereto and by this reference made a part hereof.

This Change Order constitutes full, final, and complete compensation to the Contractor for all costs, expenses, overhead, and profit, and any damages of every kind that the Contractor may incur in connection with the above referenced changes in the Work, and any other effect on any of the Work under this Agreement.


The Contractor acknowledges and agrees that (a) the Contract Price of \$ 89,000 under the Agreement will be increased by this Change Order amount of \$93,834 and (b) the schedule for performance of Work will be changed by this Change Order. The Total Revised Contract price is \$182,834. Final Completion is scheduled for December 1, 2013 or earlier.

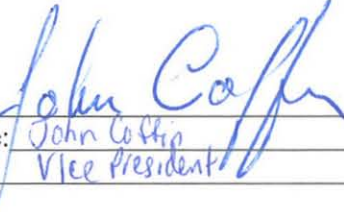
Except as herein or heretofore expressly modified, all terms of the Agreement shall remain in full force and effect and shall cover the performance of, and payment for, any work authorized hereunder. Any defined terms not defined in this Change Order shall have the meanings set forth in the Agreement.

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

THE CITY OF MARATHON
a Florida municipal corporation

CONTRACTOR

By: 
Name: Roger I. Hernstadt
Title: City Manager.

By: 
Name: John Coffin
Title: Vice President

END OF SECTION