# REQUEST FOR LEGAL SERVICES

To:	County Attorney's Office Attention: Noah Milov				
From:	Bill Cantwell	Drawer No	_PW05		
Dept:	Facilities Management Division	Ext. 5528			
Date:	September 25, 2025				
Request (in detail): Change Order No. One to Contract No. 2024-076					
Requesting Board approval of Change Order No. One to Contract No. 2024-076 for unforeseen concealed conditions.					
For County Attorney office use only: Assign to: Date:					
-	ttorney Project No.: 25-650  at: w/3/2125	County Attor SEP 3 0 202			



# **CHANGE ORDER**

COUNTY		County Engineer Contractor	X
Project: Construction of New Sally Port and Dem	nolition of the I	Lawrence Crow Build	ing
Polk County, a political subdivision of the State	e of Florida	Change O	rder No: One (01
Contractor: Strickland Construction, Inc. Architect/Engineer: Furr, Wegman & Banks Arc Description of Change Order:	chitects, PA	Contract N	<b>√o.:</b> 2024- <b>076</b>
<ul> <li>Add for the removal of unforeseen conceal</li> <li>Unforeseen concealed condition not-in</li> </ul>		undation conditions	\$115,526.25
2. Credit unused Owners Allowance			<u>&lt;\$70,928.90&gt;</u>
Credit of remaining unused Owners Al  Total		er No. One (01):	\$44,597.35
Contract is changed as follows:	i Change Oru	er 110. One (01).	φ <b>ττ</b> ,327.33
Architect/Engineer:	a_	(Signature) Date	9/25/20
Original Contract Sum:		\$ 3.	785,679.00
Net change by previously authorized Change Order		\$ <u>0.00</u>	
Contract Sum prior to this Change Order		\$ 3,785,679.00	
Contract Sum will be increased/decreased by this	Change Order i	in the amount of $\$ 44$	1,597.35
New Contract Sum including this Change Order w	vill be	\$ <u>3</u> ,	830,276.35
Contract. Time will be increased by <u>0</u> days.			
Date of Substantial Completion as of the date of the	nis Change Ord	er therefore is <u>Decem</u>	nber 5, 2025
The above changes are accepted by:			
Contractor:		Date: 9-25-25	5
You are hereby authorized to make the changes no			<del>-</del> ,
	Date: <u>9/30</u>	125	
Reviewed as to form and legal sufficiency:	1,50		
Wedy who			
County Attorney's Office Date 10/3/2-5	County Man	ager/Designee Dat	e
(Change order increases require Board approval) Attest: STACY M. BUTTERFIELD, CLERK			
Ву:	Polk County	, a political subdivision	on of the State of
Flo			
	By:		
		ı, Chairman	<sup>N</sup> ammissianars
By:	FOIK COUNT	y Board of County C	ommissioners -
Deputy Clerk			
Deputy Cicin			
Date Signed by Chairman:			
~ ~			



September 25, 2025

Mr. Steve McMillan Architectural Services Manager, Facilities Management Division, Polk County BoCC

Construction of New Sally Port and Demolition of the Lawrence Crow Building

Contract No: 2024-076

RE: Construction of New Sally Port – Change Order #1

Mr. McMillan,

Attached is Change Order #1, which includes the credit for the remaining unused Owner's Allowance and an add for the removal of unforeseen, concealed concrete foundation conditions that were not included in the original contract.

Respectfully,

Michael L. Myers Director of Construction Strickland Construction, Inc.



September 19, 2025

Mr. Steve McMillan Architectural Services Manager Facilities Management Division Polk County BoCC

RE: Construction of New Sally Port and Demolition of the Lawrence Crow Building - Contract No. 2024-076 Notice of Unforeseen Conditions: Extra-Large Footers Encountered During Demolition

Dear Mr. McMillan,

I am writing to formally notify you of the unforeseen, significantly oversized footers encountered during the demolition of the jail and the northeast corner of the administration building. These footers were not identified in the original scope of work or in the as-built drawings that were provided during the bidding process.

Our contracted scope of work included removal of the known 6" concrete floor within the complex, the 12' x 12" deep concrete footer pads, and standard-sized stem wall footings. To date, our demolition contractor, Steve Bivens Contracting, Inc., has removed all footings encountered up to 24" thick at no additional cost.

However, due to the substantial size and depth of the newly uncovered footings, Steve Bivens Contracting, Inc. is respectfully requesting additional compensation to cover the demolition and hauling costs, as outlined below.

#### 1. Jail Area

- Six (6) footings that are approximately 18' wide and over 3' thick
- One (1) footing that is approximately 36' wide and over 3' thick
- A 3' x 3' x 3' thick perimeter footing connecting the strip footings

We have initiated removal of the first footing located near N. Broadway Avenue. Based on current progress, each 18' wide footing will take approximately five (5) days to remove using a Hydraulic 210 Komatsu excavator with hammer attachment and a Komatsu 360 excavator with bucket and hydraulic thumb.

Estimated Additional Cost: \$105,000.00



#### Itemized Cost Breakdown:

- Excavator with hammer: 40 hrs. per footer \$150/hr. = \$6,000/ea. × 7 = \$42,000.00 (\$100/hr. onsite discount = \$4,000.00 savings)
- Excavator with bucket & thumb:
   40 hrs. per footer \$175/hr. = \$7,000/ea. × 7 = \$49,000.00
   (\$100/hr. onsite discount = \$4,000.00 savings)
- Trucking/Hauling:
   20 loads per footer × 7 = 140 loads \$100/load = \$14,000.00
   (\$200/load onsite discount = \$28,000.00 savings)

See photos below of the footers that were found in the jail area.



(P) 863.683.8048 (F) 863.683.8349

1441 E. Gary Road Lakeland, FL 33801

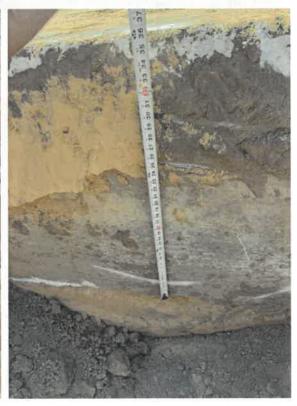
StricklandConstructionInc.com





















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StricklandConstructionInc.com



# 2. Northeast Corner of Administration Building

In the northeast corner of the administration building, we uncovered a footer approximately 6' wide, over 3' thick, and running north-south approximately 120' long.

Using the same equipment listed in item one, the estimated cost for removal and hauling is \$5,025.00.

#### Itemized Cost Breakdown:

- Excavator with hammer: 67 hrs. @ \$150/hr. = \$10,050.00 (\$100/hr. onsite discount = \$6,700.00 savings)
- Excavator with bucket & thumb:
  57 hrs. @ \$175/hr. = \$9,975.00
  (\$100/hr. onsite discount = \$5,700.00 savings)
- Trucking/Hauling:
   50 loads @ \$100/load = \$5,000.00
   (\$200/load onsite discount = \$10,000.00 savings)
- Price reduction = <\$20,000.00>

See photos below of the footers that were uncovered at the Northeast corner of the Admin Bldg.





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## Summary of Additional Costs:

Description	Amount	
Jail Area Footer Removal	\$105,000.00	
Admin. Bldg. Footer Removal	\$5,025.00	
Subtotal	\$110,025.00	
General Contractor Fee (5%)	\$5,501.25	
Total Additional Cost	\$115,526,25	

The total proposal amount of \$115,526.25 reflects a \$85,901.25 in savings by completing the work at current rates while the contractor is already mobilized on site. We estimate that if this work were deferred and rebid in two years, costs could exceed \$200,000.00 due to inflation, additional mobilization, and increased demolition rates.

Please let us know how you would like us to proceed. We appreciate your prompt attention to this matter.

Respectfully,

Michael L. Myers
Director of Construction
Strickland Construction, Inc.

# **SUBJECT**

Approve Change Order No. One (1) to Contract No. 2024-076 with Strickland Construction, Inc. for the Construction of the New Sally Port and Demolition of the Lawrence Crow Building. (\$44,597.35 onetime fiscal impact)

### **DESCRIPTION**

On November 5, 2024, the Board approved Contract No. 2024-076 with Strickland Construction, Inc. for the Construction of the New Sally Port and Demolition of the Lawrence Crow Building.

During demolition, the contractor encountered existing oversized building foundations that were not identified in the contract's original scope of work or the provided as-built drawings. The foundations were larger than anticipated and require additional work to remove.

Strickland Construction, Inc. has requested approval of Change Order No. One (1) to Contract No. 2024-076 in the amount of \$44,597.35 for this out-of-scope work.

## RECOMMENDATION

Board approve Change Order No. One (1) to Contract No. 2024-076, in the amount of \$44,597.35, with Strickland Construction, Inc. for the Construction of the New Sally Port and Demolition of the Lawrence Crow Building.

#### FISCAL IMPACT

Funding in the amount of \$44,597.35 is available in the.....

