

2024-0188

INTRODUCED BY: MATTHEW JEWELL, PARISH PRESIDENT
(DEPARTMENT OF PUBLIC WORKS)

ORDINANCE NO. 24-6-5

An ordinance approving and authorizing the execution of Change Order No. 1 for the Primrose Canal Cleaning and Improvements – Phase 1A (Project No. P210202), to increase the contract amount by \$166,603.23.

WHEREAS, Ordinance No. 21-3-2 adopted March 15, 2021, by the St. Charles Parish Council, approved and authorized the execution of a professional services agreement with Bryant Hammett & Associates, LLC for providing all necessary surveying services for the Primrose Canal Cleaning and Improvements Project (P210202), in the lump sum amount of \$39,810.00; and,

WHEREAS, Ordinance No. 22-3-11 adopted March 21, 2022, by the St. Charles Parish Council, approved and authorized the execution of a Professional Services Agreement with C. H. Fenstermaker & Associates, LLC, to perform engineering services for Primrose Canal Cleaning and Improvements (Project No. P210202), in the not to exceed amount of \$637,824.00; and,

WHEREAS, Ordinance No. 23-11-4 adopted November 6, 2023, by the St. Charles Parish Council, approved and authorized the execution of Amendment No. 1 to Ordinance No. 21-3-2, which approved the Professional Services Agreement with Bryant Hammett & Associates, LLC for providing all necessary surveying services for the Primrose Canal Cleaning and Improvements (Parish Project No. P210202); and,

WHEREAS, Ordinance No. 23-12-11 adopted December 18, 2023, by the St. Charles Parish Council, approved and authorized the execution of a Contract with Omega Foundation Services, Inc., for Primrose Canal Cleaning and Improvements - Phase 1A (Project No. P210202) in the amount of \$2,757,000.00; and,

WHEREAS, Ordinance No. 24-1-1 adopted January 9, 2024, by the St. Charles Parish Council, approved and authorized the execution of a Professional Services Agreement with Alpha Testing and Inspection, Inc., to perform testing services for the Primrose Canal Cleaning and Improvements (Project No. P210202), in the not to exceed amount of \$26,000.00; and,

WHEREAS, it is necessary to amend the construction contract to include the price increase of the steel sheet piles supplied for this project from August 2023 to February 2024, as the procurement was delayed due to the legal actions taken upon St. Charles Parish by the second lowest bidder, resulting in an increase to the contract amount by \$166,603.23.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That Change Order No. 1 for the Primrose Canal Cleaning and Improvements - Phase 1A (Project No. P210202), to increase the contract amount by \$166,603.23 is hereby approved and accepted.

SECTION II. That the Parish President is hereby authorized to execute said Change Order on behalf of St. Charles Parish.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: MOBLEY, FONSECA, PILIE, O'DANIELS, FISHER, DEBRULER
NAYS: NONE
ABSENT: WILSON, SKIBA, COMARDELLE

And the ordinance was declared adopted this 3rd day of June, 2024, to become effective five (5) days after this publication in the official journal.

CHAIRMAN: Bob Fisher
SECRETARY: Michelle Laporte
DLVD/PARISH PRESIDENT: June 4, 2024
APPROVED: ✓ DISAPPROVED: _____

PARISH PRESIDENT: Matthew Jewell
RETD/SECRETARY: June 6, 2024
AT: 3:20pm RECD BY: [Signature]

RECORDED IN THE ST. CHARLES PARISH
CLERK OF COURT OFFICE
ON 6/10/24
AS INSTRUMENT NO. 482125
IN MORTGAGE/CONVEYANCE/OATH BOOK

SECTION 00806

CHANGE ORDER

No. 001

DATE OF ISSUANCE 5/3/24

EFFECTIVE DATE 6/6/24

OWNER St. Charles Parish

CONTRACTOR Omega Foundation Services,

Contract: Primrose Canal Cleaning & Improvements – Phase 1A

Project: Primrose Canal Cleaning & Improvements – Phase 1A

OWNER's Contract No. P210202

ENGINEER's Contract No. 2224838.00C

ENGINEER C. H. Fenstermaker & Associates, L.L.C.

You are directed to make the following changes in the Contract Documents:

Description: *See attached example on how to fill in this information*

1. Delete the Following Work Items: N/A
 2. Add the Following Work Items:
 - a. New Contract Item #: *X-001 – Steel Sheet Pile Price Adjustment*
Addition of \$ 166,603.23 (L.S.). See attached quotes and purchase order.
- Total of Added Work Items = (+\$166,603.23)

3. Revise the Following Work Item Quantities: N/A

Reason for Change Order: List a reason for each Line Item listed above. *See attached example on how to fill in this information*

1. Deleted Work Items
 - a. N/A
2. Add Work Items
 - a. The line item “Steel Sheet Pile Price Adjustment” will be added to the contract to reimburse the contractor for an increase of cost for material from the original bid date. The project was originally bid in August 2023, while a material Notice to Proceed was not given until February 2024. During this period the price for the sheet pile material increased \$224.04 per ton and \$223.50 per ton for the sheet pile bent corners. Please see the attached exhibits for backup documentation supporting this increase in prices.
3. Revise Work Item Quantities
 - a. N/A

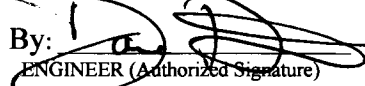
Attachments:

1. Exhibit A – Samuel, Sons and Co. 8-31-2023 Quote
2. Exhibit B – Samuel, Sons and Co. 2-12-2024 Quote/Purchase Order
3. Exhibit C – Sheet Pile Price Adjustment Calculations

CHANGE IN CONTRACT PRICE:
Original Contract Price <u>\$2,757,000.00</u>
Net Increase (Decrease) from previous Change Orders No. ___ to ___: <u>\$N/A</u>
Contract Price prior to this Change Order: <u>\$2,757,000.00</u>
Net increase (decrease) of this Change Order: <u>\$166,603.23</u>
Contract Price with all approved Change Orders: <u>\$2,923,603.23</u>

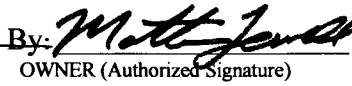
CHANGE IN CONTRACT TIMES:
Original Contract Times: Substantial Completion: _____ July 12, 2024 Ready for final payment: _____ August 26, 2024 (days or dates)
Net change from previous Change Orders No. ___ to No. ___: Substantial Completion: _____ N/A _____ Ready for final payment: _____ N/A _____ (days)
Contract Times prior to this Change Order: Substantial Completion: _____ N/A _____ Ready for final payment: _____ N/A _____ (days or dates)
Net increase (decrease) this Change Order: Substantial Completion: _____ N/A _____ Ready for final payment: _____ N/A _____ (days)
Contract Times with all approved Change Orders: Substantial Completion: _____ July 12, 2024 Ready for final payment: _____ August 26, 2024 (days or dates)

RECOMMENDED:

By: 
ENGINEER (Authorized Signature)

Date: 5/3/24

APPROVED:

By: 
OWNER (Authorized Signature)

Date: 6-6-24

ACCEPTED:

By: 
CONTRACTOR (Authorized Signature)

Date: 5/3/24

Exhibit A

Samuel, Sons and Co. 8-31-2023 Quote



Samuel, Son & Co. (USA), Inc.
 945 Center Street
 Green Cove Springs, FL 32043
 (904) 287-8000 Fax (904) 529-7757
 www.rollformgroup.com

QUOTATION

PAGE 1 of 1

Project: Primrose Canal Cleaning and Improvements - Phase 1A
Location: Luling, LA

Customer: Omega-Foundations
Attn: Mr. Keith Poret
Phone:
Fax:
Cell:
Email:

Date:	8/31/2023		
Inquiry Date:			
Proposed Ship Date:	6-10 Weeks, ARO		
Terms:	Net 30	Shipped Via:	Truck
F.O.B.:	Ship Point		
PPD:	Collect:	XX	
Bid Date:			
Sales Person:	Douglas Hoff		

Here is our quotation on the products named, subject to the conditions noted:

Prices are based on costs and conditions existing on date of quotation and are subject to changes by the Seller before final acceptance. Typographical errors are subject to correction. Unless otherwise specified, all sales/rentals are subject to all applicable sales and use taxes.

QUANTITY	DESCRIPTION	PRICE	PER	AMOUNT
<u>Option A</u> 598pcs 1,445.17 WF	Sale of Line Item #05121-01; Cold Formed Alternative 1 for AZ-26; 50600 SF New DZ-105 Steel Sheet Piling; ASTM A572 GR. 50; 35' Lengths; 671.8530 tons	\$1,247.96	Ton	\$838,445.67
4 each	New DZ-105 Bent Corner; ASTM A572 GR 50; 4 @ 35' Lengths; 4.494 Tons	\$2,370.00	Ton	\$10,650.78
<u>Option 1</u> 40,664.00 SF	2 COATS Tnemec Series 90G-1K97 Tneme-Zinc/46h-413 and Tneme-Tar 16.0-20.0 dry mils at 2.5-3.5 dry mils Top 10' Lengths; Both sides of ALL DZ-105 Pieces	\$6.28	SF	\$255,369.92
<u>Option 2</u> 40,664.00 SF	2 COATS of the equivalent Sherwin-Williams system Top 10' Lengths; Both sides of ALL DZ-105 Pieces	\$6.02	SF	\$244,887.04
1,303 LF	Bent PL 5/16" THK x 4 1/2" x 22" x 4 1/2" ASTM A572 Gr. 50 20' Lengths; 21.9637 tons	\$1,550.00	Ton	\$34,043.74
<u>Option 1</u> 6,801 SF	2 COATS Tnemec Series 90G-1K97 Tneme-Zinc/46h-413 and Tneme-Tar 16.0-20.0 dry mils at 2.5-3.5 dry mils	\$6.28	SF	\$42,710.28
<u>Option 2</u> 6,801 SF	2 COATS of the equivalent Sherwin-Williams system	\$6.62	SF	\$45,022.62
	Freight Charge: 30 total loads	\$2,000.00	LD	\$60,000.00
Notes:				

Freight Charge: Please See Above **Note: Sales Taxes are not Charged on Freight**
Steel Prices are subject to mill and freight charge increases.

Vendor makes no warranty of any kind, expressed or implied, concerning the properties, merchantability or fitness for a particular use of the products herein. Vendee acknowledges that it relied on its own judgement and expertise in choosing the equipment or material.

Quote Valid for 15 Days

Presented By:

Douglas Hoff

Above prices do not include applicable sales and use taxes. Please sign in the space provided below to indicate your acceptance and approval of the above, returning a copy by email.

Accepted By:

Date:

Exhibit B

Samuel, Sons and Co. 2-12-2024

Quote/Purchase Order



PURCHASE ORDER

OMEGA FOUNDATION SERVICES, INC
 1103 Hwy 19
 Slaughter, LA 70777
 225-244-6564

DATE: 2/12/2024
 P.O. # 146-215
 Project # 146

PROJECT NAME: **Primrose Canal**

VENDOR
 Samuel, Son and Co. Inc.
 945 Center Street
 Green Cove Springs, FL 32043

SHIP TO
 Omega Foundation Services
 1103 Hwy 19
 Slaughter, LA 70777

REQUISITIONER	SHIP VIA	F.O.B.	SHIPPING TERMS

ITEM #	DESCRIPTION	QTY	UNIT	UNIT PRICE	TOTAL
001	New DZ-105 Steel Sheet Piling; ASTM A572 GR. 50; 35' Lengths; 671.853 tons	671.853	Tons	\$ 1,472.00	988,967.62
002	New DZ-105 Bent Corner; ASTM A572 GR 50; 4@ 35' lengths ; 4.494 tons	4.494	Tons	\$ 2,593.50	11,655.19
003	2 COATS Tnemec Series 90G-1K97 Tneme-Zinc/46h-413 and Tneme-Tar 16.0-20.0 dry mils at 2.5-3.5 dry mils Top 10' Lengths; Both sides of ALL DZ-105 Pieces	40664	SF	\$ 6.28	255,369.92
004	Bent PL 5/16" THK x 4 1/2" x 22" x 4 1/2" ASTM A572 Gr. 50 20' Lengths; 21.9637 tons - Includes CTE Coating	21.9637	Tons	\$ 1,550.00	34,043.74
005	2 COATS Tnemec Series 90G-1K97 Tneme-Zinc/46h-413 and Tneme-Tar 16.0-20.0 dry mils at 2.5-3.5 dry mils	6801	SF	\$ 6.28	42,710.28
006	Freight Charge: 30 total loads	30	EA	\$ 2,000.00	60,000.00
					-
					-
					-
					-
					-
					-
					-

SUBTOTAL	\$	1,392,746.74
TAX RATE		9.950%
TAX	\$	138,578.30
DELIVERY		
OTHER	\$	-
TOTAL	\$	1,531,325.04

Other Comments or Special Instructions

Jeremy Tate
 Authorized by

2/12/2024
 Date

If you have any questions about this purchase order, please contact us at 225-301-7104



Samuel, Son & Co. (USA), Inc.
 945 Center Street
 Green Cove Springs, FL 32043
 (904) 287-8000 Fax (904) 529-7757
 www.rollformgroup.com

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PAGE 3 of 3

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Attn: Mr. Keith Poret
Phone:
Fax:
Cell:
Email:

Date:	2/12/2024		
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F.O.B.:	Ship Point		
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Option 2 40,664.00 SF	2 COATS of the equivalent Sherwin Williams system Top 10' Lengths; Both sides of ALL DZ-105 Pieces	\$6.00	SF	\$244,164.00
1,303 LF	Bent PL 5/16" THK x 4 1/2" x 22" x 4 1/2" ASTM A572 Gr. 50 20' Lengths; 21.9637 tons - Includes CTE Coating	\$1,550.00	Ton	\$34,043.74
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Option 2 6,801 SF	2 COATS of the equivalent Sherwin Williams system	\$6.00	SF	\$40,806.00
	Freight Charge: 30 total loads	\$2,000.00	LD	\$60,000.00
Notes:				

Freight Charge: Please See Above **Note: Sales Taxes are not Charged on Freight**
Steel Prices are subject to mill and freight charge increases.

Vendor makes no warranty of any kind, expressed or implied, concerning the properties, merchantability or fitness for a particular use of the products herein. Vendee acknowledges that it relied on its own judgement and expertise in choosing the equipment or material.

Quote Valid for 15 Days

Presented By:

Douglas Hoff

Above prices do not include applicable sales and use taxes. Please sign in the space provided below to indicate your acceptance and approval of the above, returning a copy by email.

Accepted By:

Date:

Exhibit C

Sheet Pile Price Adjustment Calculations

Original Quote					Purchase Order					Difference
Item	Quantity	Per	Unit Price	Amount	Item	Quantity	Per	Unit Price	Amount	
New Dz-105 Steel Sheet Piling; ASTM A572 GR 50; 35' Lengths	671.853	TON	\$1,247.96	\$838,445.67	New Dz-105 Steel Sheet Piling; ASTM A572 GR 50; 35' Lengths	671.853	TON	\$ 1,472.00	\$988,967.62	\$ 150,521.95
New Dz-105 Bent Corner; ASTM A572 GR 50; \$ @ 35 length	4.494	TON	\$2,370.00	\$ 10,650.78	New Dz-105 Bent Corner; ASTM A572 GR 50; \$ @ 35 length	4.494	TON	\$ 2,593.50	\$ 11,655.19	\$ 1,004.41
2 COATS Tnemec Series 90G-1K97 Tneme-Zinc/46h-413 and Tneme-Tar 16.0-20.0 dry mils Top 10' lengths, both sides of ALL DZ-105 Pieces	40664	SF	\$ 6.28	\$255,369.92	2 COATS Tnemec Series 90G-1K97 Tneme-Zinc/46h-413 and Tneme-Tar 16.0-20.0 dry mils Top 10' lengths, both sides of ALL DZ-105 Pieces	40664	SF	\$ 6.28	\$255,369.92	\$ -
Bent PL 5/16' THK x 4 1/2" x 22" x 4 1/2" ASTM A572 GR 50 20' Lengths; includes CTE coating	21.9637	TON	\$1,550.00	\$ 34,043.74	Bent PL 5/16' THK x 4 1/2" x 22" x 4 1/2" ASTM A572 GR 50 20' Lengths; includes CTE coating	21.9637	TON	\$ 1,550.00	\$ 34,043.74	\$ -
2 COATS Tnemec Series 90G-1K97 Tneme-Zinc/46h-413 and Tneme-Tar 16.0-20.0 dry mils at 2.5-3.5 dry mils	6801	SF	\$ 6.28	\$ 42,710.28	2 COATS Tnemec Series 90G-1K97 Tneme-Zinc/46h-413 and Tneme-Tar 16.0-20.0 dry mils at 2.5-3.5 dry mils	6801	SF	\$ 6.28	\$ 42,710.28	\$ -
Freight	30	LOAD	\$2,000.00	\$ 60,000.00	Freight	30	LOAD	\$ 2,000.00	\$ 60,000.00	\$ -
Subtotal w/o Freight				\$ 1,181,220.38	Subtotal w/o Freight				\$ 1,332,746.74	\$ 151,526.36
Subtotal w/ Freight				\$ 1,241,220.38	Subtotal w/ Freight				\$ 1,392,746.74	\$ 151,526.36
Tax				\$ 117,531.43	Tax				\$ 132,608.30	\$ 15,076.87
Tax Total				\$ 1,298,751.81	Tax Total				\$ 1,465,355.04	\$ 166,603.23
Total w/ Freight					Total w/ Freight				\$	166,603.23

Final Price of CO

Contract Amount	\$ 2,757,000.00
Updated Contract Amount	\$ 2,923,603.23