



COUNCIL AGENDA STATEMENT

Date: March 10, 2026
To: Honorable Mayor and City Council
From: Carlos A. Solis, P.E., Director of Public Works and Engineering
Through: George Garrett, City Manager

Agenda Item: **Resolution 2026-32**, Approving Change Order No. 2 To Contract Between The City And LPS Utilities, Inc., DBA LPS Contracting. Increasing The Contract In An Amount Not To Exceed \$134,975.00.00 For Completion Of The Site Utilities And Adjustment To Two Finger Piers; Authorizing The City Manager To Execute The Change Order And Expend Budgeted Funds On Behalf Of The City; And Providing For An Effective Date.

BACKGROUND & JUSTIFICATION:

The finger piers will be completed soon, and in order to lease them upon completion, water service will be required for each dock. While the original contract includes the lines on the docks, the completion of the site utilities was intended to be completed with the remodeling of the onsite building. Since we have the contractor mobilized onsite and they possess an underground utility license, we determined that it would be in the City’s best interest to perform this work now for both cost saving in mobilization and established unit cost, and the ability to provide water service to the docks upon completion. This cost is budgeted under the building remodel and is not an increase to the overall cost of the development. We have reviewed the cost and determined to be fair and consistent with the cost of similar work in our area. There is also an additional cost increase to extend two docks due to an inconsistency in the top of bank and slope in the area of two docks. The survey was performed when the property was purchased, and the bank has eroded since creating this inconsistency.

CONSISTENCY CHECKLIST:

	Yes	No
1. Comprehensive Plan:	_____	_____
2. Other: _____	_____	_____
3. Not applicable: X		

FISCAL NOTE:

The adopted FY26 Capital Infrastructure budget includes appropriations of \$2,000,000 for 7 Mile Marina improvements, with anticipated grant reimbursement revenue of \$502,700 from TDC and \$1,488,000 from FTC.

RECOMMENDATION:

Approval of Resolution

Sponsored by: Garrett

**CITY OF MARATHON, FLORIDA
RESOLUTION 2026-32**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARATHON, FLORIDA APPROVING CHANGE ORDER NO. 2 TO CONTRACT BETWEEN THE CITY AND LPS CONTRACTING. INCREASING THE CONTRACT IN AN AMOUNT NOT TO EXCEED \$134,975.00 FOR COMPLETION OF THE SITE UTILITIES AND ADJUSTMENT TO TWO FINGER PIERS ; 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, the City of Marathon (the “City”) approved a contract through resolution 2025-67 with LPS Contracting to redevelop the marina finger piers at the seven-mile marina; and

WHEREAS, it was determined that it would be in the City’s best interest to perform this work now for both cost saving in mobilization and establishing unit cost with the ability to provide water service to the docks; and

WHEREAS, an additional cost increase is required to extend the two docks due to inconsistencies in the top-of-bank elevation and slope in that area.

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 incorporated herein.

Section 2. Change order No.2 is identified in the attached Exhibit A and is hereby approved. The City Manager is authorized to sign the Change Order and to expend funds based upon it.

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 10 DAY OF MARCH 2026.

THE CITY OF MARATHON, FLORIDA

Lynny Del Gaizo, Mayor

AYES:
NOES:
ABSENT:
ABSTAIN:

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:**

Steve Williams, City Attorney

CHANGE ORDER # 2-

TO: City of Marathon
PROJECT: **Seven Mile Marina Docks**
CONTRACTOR: LPS Utilities, Inc.
DATE: February 26, 2026

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 in Exhibits "B" attached hereto and by this reference made a part hereof.

This Change Order constitutes full, final, and complete compensation to **LPS Utilities, Inc.** for all costs, expenses, overhead, and profit, and any damages of every kind that **LPS Utilities, Inc** may incur in connection with the above referenced changes in the Construction Work under this Agreement. **LPS Utilities, Inc.** acknowledges and agrees that (a) the Guaranteed Maximum Price of **\$639,320.20** under the Agreement **will be changed** by this Change Order. **LPS Utilities, Inc.** expressly waives any claims for any additional compensation, damages or time extensions in connection with the above-referenced changes. 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.

CITY OF MARATHON
A Florida municipal corporation

LPS Utilities, Inc

By: _____

By: _____

Name: _____

Name: _____

Title: City Manager _____

Title: _____

Exhibit "A"

CHANGE ORDER SUMMARY

Change Order No. 2

Project Title: Seven Mile Marina Docks

Bid No. 2025-007

Owner: City of Marathon

Contractor: **LPS Utilities, Inc**

Agreement Date: July 30, 2025

This Change Order is necessary to cover changes in the work to be performed under this Agreement. The GENERAL CONDITIONS, SUPPLEMENTARY CONDITIONS, and STANDARD SPECIFICATIONS apply to and govern all work under this Change Order.

THE FOLLOWING CHANGES ARE MADE TO THE CONTRACT DOCUMENTS:

(1)	Original Contract Price	<u>\$553,582.20</u>
(2)	Current Contract Price (Adjusted by Previous C.O.)	<u>\$639,320.20</u>
(3)	Total Proposed Change in Contract Price	<u>\$134,975.00</u>
(4)	New Contract Price (Item 2 + Item 3)	<u>\$774,295.20</u>
(5)	Original Contract Time	<u>140 Days</u>
(6)	Proposed Change in Contract Time	100 Days
(7)	Current Contract Time (Adjusted by Previous C.O.)	<u>140 Days</u>
(8)	Total Proposed Change in Contract Time	100 Days
(9)	New Contract Time (Item 6 + Item 7)	<u>240 Days</u>
(10)	Original Contract Final Completion Date	<u>Jan. 5, 2026</u>
(11)	New Contract Final Completion Date	<u>April 15, 2026</u>

Seven Mile Marina Docks

ORDER HISTORY

Item No.	Description	Current Contract Amount	Additive Change	Deductive Change	Net Change Contract Price	Net Change in Contract Time
1.		<u>\$553,582.20</u>	<u>\$85,738.00</u>	<\$0.00>	<u>\$85,738.00</u>	0 Days
2.		<u>\$639,320.20</u>	<u>\$134,975.00</u>	<\$0.00>	<u>\$134,975.00</u>	100 Days
Total		<u>\$639,320.20</u>	<u>\$220,713.00</u>	<\$0.00>	<u>220,713.00</u>	100 days

Exhibit "B"

CHANGE ORDER JUSTIFICATION

The City is near completion of the new docks at the Seven Mile Marina to accommodate 14 slips for lease to charter boat captains and a dock with a lift for the Fire Department boat. The original dock contract included running water line and electric conduits to five feet outside the docks, and these lines were to be extended and energized with the re-development of the building. In order to provide running water to the docks when they are completed, we plan on extending the water service and electric conduit to the docks now instead of waiting for the building project, thereby allowing the City to begin leasing the docks upon completion of the dock project. Electric connections will still be provided with the re-development of the building. The cost for this work was budgeted for with the re-development of the building.



Change Order Proposal

Attn:	Carlos Solis
Phone:	305-289-5008
Email:	Solisc@ci.marathon.fl.us
Job:	Seven Mile Marina Dock Construction and Restoration Project
COP #:	004 Finger Pier Landings Rev 1
COP Date:	1/15/2026

Estimator:	Adam Giles
Phone Number:	(305) 240-9882
Email:	Adam.Giles@lps-contracting.com
300 Sadowski Causeway Suite #309 Key Colony Beach, FL 33051	

ITEM NO.	ITEM DESCRIPTION	QTY UNIT	UNIT PRICE	TOTAL PRICE
A Dock Extension W/ Concrete Finger Pier Landings				
A001	Excavation	2.00 EA	\$ 1,250.00	\$ 2,500.00
A002	Pad Preparation Concrete Pad Installation	2.00 EA	\$ 4,500.00	\$ 9,000.00
A003	Furnish & Install Brackets, Fasteners, Framing, Decking & Hardware for Dock Extensions	2.00 EA	\$ 5,275.00	\$ 10,550.00
CONCRETE FINGER PIER LANDING TOTAL				\$ 22,050.00
B Dock Extension W/ (4) Additional Piles				
B001	Furnish & Install (4) 10" Timber Piles	4.00 EA	\$ 1,250.00	\$ 5,000.00
B002	Furnish & Install P.T. Framing & Weardeck Gray Decking for Dock Extension	2.00 EA	\$ 2,950.00	\$ 5,900.00
TIMBER PILE LANDING TOTAL				\$ 10,900.00

Concrete Finger Pier Landing Notes:

Tax has been included.
 Excavation for pads to be approximately 20" below existing grade.
 Concrete pads to be prepped by mechanical plate compactor.
 Twist straps to be Simpson H2.5A 316SS per submittal #004 reviewed on 10-10-25.
 Strap Fasteners to be Simpson 316SS SSA8DB per submittal #004 reviewed on 10-10-25.
 Decking to be Weardeck 2x6 Gray Color per submittal #004 reviewed on 10-10-25.
 Decking Fastener to be Simpson 316SS DCU234S316GR per submittal #004 reviewed on 10-10-25.
 Stringers to be 3x10 per plan.
 Stringer to be through-bolted to 1/4" thick aluminum L bracket that is 4"x4" and is 6" long.
 Through bolts to be 5/8" 316SS with nuts and washers of the same material.
 Aluminum L brackets to be fastened to concrete pad with 3/8"x4" 316SS Simpson Titan HD concrete anchors (Part# TJD37400H6SS).
 Excavated spoils to remain on site. No haul off of material included.

Timber Piling Finger Pier Landing Notes:

Top of timber pile to be cut flush with the top of stringers and hidden below decking.
 No timber pile wrap or cross bracing included in this pricing.
 Twist straps to be Simpson H2.5A 316SS per submittal #004 reviewed on 10-10-25.
 Strap Fasteners to be Simpson 316SS SSA8DB per submittal #004 reviewed on 10-10-25.
 Decking to be Weardeck 2x6 Gray Color per submittal #004 reviewed on 10-10-25.
 Decking Fastener to be Simpson 316SS DCU234S316GR per submittal #004 reviewed on 10-10-25.
 Stringers to be 3x10, cap board to be 3x12 per plan.
 Through bolts to be 5/8" 316SS with nuts and washers of the same material.

Print Name: _____

Sign Name: _____

Date: _____



Change Order Proposal

Attn:	Carlos Solis
Phone:	305-289-5008
Email:	Solisc@ci.marathon.fl.us
Job:	Seven Mile Marina Dock Construction and Restoration Project
COP #:	005 Utility Installation
COP Date:	2/26/2026

Estimator:	Adam Giles
Phone Number:	(305) 240-9882
Email:	Adam.Giles@lps-contracting.com
300 Sadowski Causeway Suite #309	
Key Colony Beach, FL 33051	

ITEM NO.	ITEM DESCRIPTION	QTY UNIT	UNIT PRICE	TOTAL PRICE
Utility Installation				
001	2.5" Water Line	50.00 LF	\$ 115.00	\$ 5,750.00
003	2.5" RPZ	1.00 EA	\$ 23,750.00	\$ 23,750.00
004	2" Water Line	268.00 LF	\$ 95.00	\$ 25,460.00
005	2" Valve & Traffic Rated Valve Box	8.00 EA	\$ 1,350.00	\$ 10,800.00
006	1" Water Line	67.00 LF	\$ 70.00	\$ 4,690.00
007	1" Valve & Traffic Rated Valve Box	1.00 EA	\$ 1,350.00	\$ 1,350.00
008	1" PVC Ball Valve on Seawall Face	4.00 EA	\$ 50.00	\$ 200.00
009	2" Electrical Conduit	350.00 LF	\$ 85.00	\$ 29,750.00
010	Electrical Junction Box	10.00 EA	\$ 1,200.00	\$ 12,000.00
011	1" Electrical Conduit	71.00 LF	\$ 75.00	\$ 5,325.00
013	Testing	1.00 EA	\$ 5,000.00	\$ 5,000.00
TOTAL				\$ 124,075.00

Utility Installation Notes:

Tax has been included.
 Municipal and FKAA permit fees to be paid by owner.
 2.5" water crossing parking lot to be 30" below grade and compacted to 98% modified proctor.
 Remaining pipe/conduit to maintain 24" of cover with 12" of separation per Addendum #3.
 Pipe bedding to be 89 stone.
 Trench backfill to be native material compacted to 90% of the modified proctor per addendum #3.
 No live tap or meter installation included in this pricing.
 All trenches to be cut with excavator. No caprock trenching or rock cutting included in this pricing.
 Pipe & valves along seawall faces to be fastened to seawall with 316SS hardware.
 No wiring included in this proposal. Underground utility installation only.
 Muletape to be pulled through electrical conduit upon installation.
 Electrical conduit and water to be run above ground for short distance near old bathroom. No seawall/concrete drilling included.
 No construction staking or as-built surveying included in this pricing.
 LPS to terminate 2.5" pipe within 3' of meter box location. Meter box and components to be furnished and installed by others.

Print Name: _____

Sign Name: _____

Date: _____

212'-2" WL
5-2" v w/box
199'-2" EL.
5 Turn

151'-2" EL

1-2' Gv w/Box
2- Turn Box

2-3 Turn

3-1" VALV.
58'-2" WL
67'-1" WL
1-1" v w/Box

71'-1" EL.
2- Turn Box

