

EXPLANATION OF CONSENT AGENDA ITEM E.2.c.(12) April 27, 2016

ITEM:

Consideration of approving an increase to Purchase Order P17558 to Wagner, Hohns, Inglis (WHI) for addition support of claims analysis and forensic scheduling review/reporting on claims from GLF Construction Corp. associated with the Canaveral Harbor 44 Foot Channel Project – Package 1, Upland and Minor Marine Work (CN 1-8-10-12-014A), in an amount not to exceed \$16,000. (Crowe)

EXPLANATION:

GLF reached substantial completion on the 44' Channel Widening project on October 1, 2015. The Contractor originally claimed that several aggregate delays were entirely the fault of the Canaveral Port Authority and had previously claimed to be compensated an additional \$2,915,598.77. Following initial financial review of the claim package and meetings with GLF, their scheduling expert and the Port's representative, Wagner Hohns Inglis, this aggregate claim was reduced to \$2,142,016.32. The \$773,582.45 reduction in the claim also included a complete restructuring and resubmittal of all cost backup. This additional services request will cover a repeat review of the resubmitted cost backup data to assist the Port with further negotiation of the aggregate claim total. In addition, the increased scope will expand on the previous "critical-path" schedule analysis performed by WHI to be used as an additional tool in the negotiation.

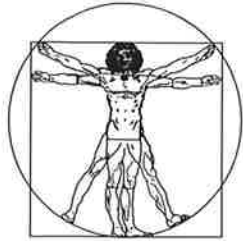
Funding Review by Finance (Pat Poston):

The total NTE amount of \$16,000 will exceed the FY16 Capital Budget. If approved the Capital Budget will increase by \$16,000. [Budget item 2127 - WTB Phase 1 Widen & Deepen]

Staff Recommends Approval

Prepared by: Bill Crowe, P.E.





Wagner · Hohns · Inglis, Inc.

CONSULTANTS TO THE CONSTRUCTION INDUSTRY

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April 1, 2016

Via E-mail

Mr. Bill Crowe, P.E.

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Re: **Claim Review**

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Mr. Crowe,

We would like to expand the purchase order in two areas. After our first review of costs, the Contractor withdrew its numbers and resubmitted them (~\$800,000.00 lower). This required us to review the new numbers again. In addition, the scope of the as-built analysis was expanded. Initially this scope included only the creation of an as-built analysis similar to that performed by the Contractor. However, after reviewing the record, it was determined that an as-built analysis actually presented an honest view of the delays encountered on the Project. As this analysis was largely favorable for CPA more time was spent fleshing out details and providing supporting documents to this portion of the report than was initially expected.

Estimated Labor Hours and Costs

ESTIMATED SCOPE and BUDGET		
Scope	Estimated Hours	Cost
Task 1 – Expanded As-built Critical Path Analysis	40	\$8,000
Task 2 – Re-Critique of Costs and Rebuttal	40	\$8,000
TOTAL		\$16,000

All fees will be billed hourly;

- Bob Robinson P.E. \$250/hr
- Amon Ackley P.E. \$200/hr
- Bill Epstein E.I.T. \$175/hr
- Technical Admin \$75/hr

Any balance on the budget will be returned to the CPA or allocated for future phases of work.

This proposal is for WHI to perform the specific tasks identified herein only. WHI will be working under CPA's direction and therefore reserves the right to seek additional compensation should the direction provided by the CPA result in a larger scope than could have been reasonably anticipated as of this writing.

Very truly yours,
Wagner Hohns Inglis, Inc.

A handwritten signature in black ink, appearing to read 'Amon D Ackley', with a long horizontal flourish extending to the left.

Amon D Ackley, P.E.
Senior Consultant