

**CITY OF BILOXI  
AGENDA ITEM  
FACT SHEET**

Item No.: 5 K

Council Meeting Date: April 5, 2022

ITEM TITLE: RESOLUTION

INTRODUCED BY: Mayor Andrew "FoFo" Gilich

CONTACT PERSON: E. Michael Leonard, CAO *EM*

**SUMMARY EXPLANATION:**

Resolution accepting and approving Change Order No. Twelve (12) to Standard Form of Agreement with Blackline Corporation for Capital Project No. 997: Saenger Theatre Exterior Repairs

Resolution  Ordinance \_\_\_\_\_ Public Hearing \_\_\_\_\_ Routine Agenda \_\_\_\_\_

Exhibits for Review

Contract  Minutes \_\_\_\_\_ Plans/Maps \_\_\_\_\_ Deed \_\_\_\_\_ Lease \_\_\_\_\_

Other (Specify): Exhibit A: Change Order No. Twelve (12)

Submittal Authorization: Council President \_\_\_\_\_ Mayor

STAFF RECOMMENDATION: Staff recommends approval

COUNCIL ACTION: Motion By: \_\_\_\_\_ Second By: \_\_\_\_\_

Vote:	<u>Councilmember</u>	<u>Yes</u>	<u>No</u>	<u>Other</u>	<u>Councilmember</u>	<u>Yes</u>	<u>No</u>	<u>Other</u>
	Lawrence	___	___	___	Tisdale	___	___	___
	Gines	___	___	___	Glavan	___	___	___
	Newman	___	___	___	Barrett	___	___	___
	Deming	___	___	___				

ACTION TAKEN:

Resolution No.

RESOLUTION ACCEPTING AND APPROVING CHANGE ORDER NO. TWELVE (12)  
TO STANDARD FORM OF AGREEMENT WITH BLACKLINE CORPORATION FOR  
CAPITAL PROJECT NO. 997: SAENGER THEATRE EXTERIOR REPAIRS

WHEREAS, by Resolution No. 469-19, the governing authorities of the City of Biloxi (the "City") approved entry into that certain Standard Form of Agreement (the "Agreement") with Blackline Corporation ("Blackline") for Capital Project No. 997: Saenger Theatre Exterior Repairs ("Project 997");

WHEREAS, Blackline has submitted Change Order No. Twelve (12), which does not revise the scope of work and does not change the total contract value, which remains Four Million Three Hundred Seventy-Three Thousand Three Hundred Seventy-Three and 86/100 Dollars (\$4,373,373.86);

WHEREAS, Change Order No. Twelve (12) extends the contract performance time by thirty-nine (39) days, for a revised completion date of June 8, 2022;

WHEREAS, the Capital Project Budget for Project 997 contains sufficient funding for this Change Order No. Twelve (12); and

WHEREAS, it is the recommendation of E. Michael Leonard, Chief Administrative Officer, that the City accept and approve Change Order No. Twelve (12) to the Agreement with Blackline for Project 997.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF BILOXI, MISSISSIPPI, THAT:

SECTION ONE: The findings, conclusions, and statements of fact contained in the foregoing preamble are hereby adopted, ratified, and incorporated herein.

SECTION TWO: The Mayor is, on behalf of the City of Biloxi, hereby authorized

to accept and execute Change Order No. Twelve (12), attached hereto as Exhibit "A," to the Standard Form of Agreement with Blackline Corporation for Capital Project No. 997: Saenger Theatre Exterior Repairs.

SECTION THREE: This resolution shall take effect and be in force from and after adoption.



**Change Order**

<b>PROJECT:</b> <i>(Name and address)</i> 16047 Biloxi Saenger Theater Biloxi, MS	<b>CONTRACT INFORMATION:</b> Contract For: General Construction Date: August 06, 2019	<b>CHANGE ORDER INFORMATION:</b> Change Order Number: 012 Date: March 21, 2022
<b>OWNER:</b> <i>(Name and address)</i> City of Biloxi 140 Lameuse Street Biloxi, MS 39530	<b>ARCHITECT:</b> <i>(Name and address)</i> Dale Partners Architects P.A. 161 Lameuse Street Biloxi, Mississippi 39530	<b>CONTRACTOR:</b> <i>(Name and address)</i> Blackline Corporation 1902 15th Street, Suite 101 Gulfport, MS 39501

**THE CONTRACT IS CHANGED AS FOLLOWS:**

*(Insert a detailed description of the change and, if applicable, attach or reference specific exhibits. Also include agreed upon adjustments attributable to executed Construction Change Directives.)*

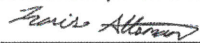

Contract date shall be extended 39 days to the final completion date of June 8th. This time extension provides additional days to complete the work included in CCD-7.

The original Contract Sum was	\$ 2,325,000.00
The net change by previously authorized Change Orders	\$ 2,063,146.08
The Contract Sum prior to this Change Order was	\$ 4,388,146.08
The Contract Sum will be increased by this Change Order in the amount of	\$ 0.00
The new Contract Sum including this Change Order will be	\$ 4,388,146.08

The Contract Time will be increased by Thirty-nine (39) days.  
The new date of Substantial Completion will be June 8, 2022.

**NOTE:** This Change Order does not include adjustments to the Contract Sum or Guaranteed Maximum Price, or the Contract Time, that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

**NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.**

Dale Partners Architects P.A. <b>ARCHITECT</b> <i>(Firm name)</i>  <b>SIGNATURE</b>	Blackline Corporation <b>CONTRACTOR</b> <i>(Firm name)</i>  <b>SIGNATURE</b>	City of Biloxi <b>OWNER</b> <i>(Firm name)</i>  <b>SIGNATURE</b>
Travis Altsman, AIA <b>PRINTED NAME AND TITLE</b> 3.21.22 <b>DATE</b>	Kempton Batia, President <b>PRINTED NAME AND TITLE</b> 3-21-22 <b>DATE</b>	A.M. Gilich, Jr., Mayor <b>PRINTED NAME AND TITLE</b>  <b>DATE</b>