

**CITY OF BILOXI
AGENDA ITEM
FACT SHEET**

Item No.: 5M

Council Meeting Date: December 16, 2025

ITEM TITLE: RESOLUTION

INTRODUCED BY: Mayor Andrew "FoFo" Gilich

CONTACT PERSON: Richard Weaver, Chief Administrative Officer *rw*

SUMMARY EXPLANATION:

Resolution authorizing and accepting (in current FY2026 budget) Change Order No. Forty-Seven (47) to the Construction Agreement with Necaise Brothers Construction Company, Inc. for the Hurricane Katrina Infrastructure Repair Program, South Contract, Areas BEA1, BEA2 and BEA3 (Project Nos. KG630 AND K7112)

Resolution Ordinance _____ Public Hearing _____ Routine Agenda _____

Exhibits for Review

Contract Minutes _____ Plans/Maps _____ Deed _____ Lease _____

Other (Specify): Exhibit A: Change Order No. Forty-Seven (47)

Submittal Authorization: Council President _____ Mayor

STAFF RECOMMENDATION: Staff recommends approval

COUNCIL ACTION: Motion By: _____ Second By: _____

Vote:	Councilmember	Yes	No	AFR	ABST	Councilmember	Yes	No	AFR	ABST
	Gray	___	___	___	___	Tisdale	___	___	___	___
	Marshall	___	___	___	___	Glavan	___	___	___	___
	Nail	___	___	___	___	Shoemaker	___	___	___	___
	Creel	___	___	___	___					

ACTION TAKEN:

Resolution No.

RESOLUTION AUTHORIZING AND ACCEPTING CHANGE ORDER NO. FORTY-SEVEN (47) TO THE CONSTRUCTION AGREEMENT WITH NECAISE BROTHERS CONSTRUCTION COMPANY, INC. FOR THE HURRICANE KATRINA INFRASTRUCTURE REPAIR PROGRAM, SOUTH CONTRACT, AREAS BEA1, BEA2 AND BEA3 (PROJECT NOS. KG630 AND K7112)

WHEREAS, by Resolution No. 924-21, the governing authorities of the City of Biloxi (the "City") approved entry into that certain Construction Agreement with Necaïse Brothers Construction Company, Inc. ("Necaïse") for the Hurricane Katrina Infrastructure Repair Program, South Contract, Areas BEA1, BEA2 and BEA3, Project Nos. KG630 and K7112;

WHEREAS, Necaïse has submitted Change Order No. Forty-Seven (47); which revises the scope of work by substituting a 6' tall "wrought iron look" for a 6' tall chain link fence around the Beauvoir lift station;

WHEREAS, Change Order No. Forty-Seven (47) increases the value of Area BEA2 by Thirteen Thousand Three Hundred and 00/100 Dollars (\$13,300.00), for a total revised contract amount of Fifteen Million Nine Hundred Seven Thousand Four Hundred Forty-Six and 26/100 Dollars (\$15,907,446.26), for this area;

WHEREAS, Change Order No. Forty-Seven (47) does not extend the contract performance time and the revised completion date remains December 19, 2025;

WHEREAS, upon approval of Change Order No. Forty-Seven (47), the total contract value for Areas BEA1, BEA2 and BEA3, including Project Nos. KG630 and K7112, will be of Thirty-Seven Million Three Hundred Forty-Nine Thousand Forty-Four and 29/100 Dollars (\$37,349,044.29); and

WHEREAS, it is the recommendation of Richard Weaver, Chief Administrative Officer, and Walter A. Rode, Program Manager, that the City approve Necaïse's Change Order No. Forty-

Seven (47) to the South Contract, Areas BEA1, BEA2 and BEA3, Project Nos. KG630 and K7112.

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 hereby authorized to accept and execute Necaie Brothers Construction Company, Inc.'s Change Order No. Forty-Seven (47), attached hereto as Exhibit "A," to the Hurricane Katrina Infrastructure Repair Program, South Contract, Areas BEA1, BEA2 and BEA3, Project Nos. KG630 and K7112.

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



CONSTRUCTION CHANGE ORDER

DATE: November 21, 2025

NUMBER: FORTY-SEVEN (47)

CONTRACT DATE: December 10, 2021

DESCRIPTION: Beauvoir Phase 1, 2 & 3 - PW Area 4
BEA1, BEA2 & BEA3
City Project Number: KG630 & K7112
NEMIS Number: 10977

CONTRACTOR: Necalse Brothers Construction Co., Inc.

PHASE: BEA2

The following changes on the above-referenced project are recommended for the reasons stated herein:

A 6-foot-tall chain link security fence for the Edgewater Lift Station is proposed to be installed in the contract. This proposed change is to replace the chain link fence with a 6-foot-tall aluminum "wrought iron look" fence of the same type and style as the existing fence at the Beauvoir Lift Station. The cost of the originally proposed chain link fence will be deducted from the contract. This Change Order will increase the Contract Amount.

Pay Item Number	Description	Original Quantity	EA	Revised Quantity	EA	Unit Price	Amount
BEA2-CO-47	Add – Aluminum "wrought iron look" fence for Edgewater LS	0	EA	1	EA	\$19,695.00	\$19,695.00
	Deduct – Chain link fence.	1	EA	0	EA	\$ 6,395.00	-\$6,395.00

Total Added From This Change Order Request \$ 13,300.00

Grand Total of This Change Order Request \$ 13,300.00

The work described above will not require a time extension to be added to the contract. Except as the City and the Contractor may otherwise expressly agree, no additional time will be granted as it relates to this Change Order. The Contractor shall be deemed to have waived (i) any adjustments to which it otherwise might be entitled under the Contract, and (ii) any increase in the amount of equitable adjustments additional to those explicitly provided in this Change Order.

TOTAL ESTIMATED TIME OF PROJECT:

Contract Notice to Proceed Date:	February 7, 2022
Construction Start Date	July 11, 2022
Original Allotted Contract Time:	1,080 days
Original Contract Completion Date:	June 25, 2025
<u>Previously Approved Change Orders Allotted Contract time (All Phases):</u>	177 days
Additional Contract Time This Change Order	0 days
New Allotted Contract Time:	1,257 days
New Contract Completion Date:	December 19, 2025

TOTAL ESTIMATED COST OF PROJECT:

Original Contract Price (Beauvoir 1,2,3):	<u>\$ 32,000,000.00</u>
Previously Approved Change Orders (BEA1,2,3): 1-46	<u>\$ 5,335,744.29</u>
<u>This Change Order Request (BEA2):</u>	<u>\$ 13,300.00</u>
Revised Total (Beauvoir):	<u>\$ 37,349,044.29</u>

APPROVED:

Jamie Dinayn 11/21/25
Necalse Bros. Const. Co., Inc. Date

W. G. P. [Signature] 11/21/2025
Program Manager Date

Mayor Date

Can't Be Beat Fence



Estimate

DATE	ESTIMATE #
10/23/2025	20483

2204 Hwy 53
Perkinston MS 39573

228.255.9040 (phone)
228.255.5828 (fax)

www.cantbebeatfence.com

Estimate For:

Necaise Bros.
21040 Coastal Parkway
Gulfport, Ms. 39503
228-328-4274
Edgewater Lift Station

PROJECT

Necaise Bros Edgewater Lift Station

ITEM	DESCRIPTION	QTY	COST	TOTAL
101	Jeridth Alum fence Furnish and install 112LF of 6' high Jerith commercial grade 3 rail to match Lift station fence at the Coast Coliseum All posts will be plated and anchored to slab	1	12,795.00	12,795.00T
101	Furnish and install 20' double drive Gate x 6' high to match fence (2) 10' leafs set on 4" square posts	1	4,500.00	4,500.00T
101	Gate posts for the 20' double drive Jerith will not plate they will have to core drilled due to size of the gate need to be 8" dia X 8" deep	2	250.00	500.00T
101	Furnish and install 4' walk single Swing gate X 6' high to match fence	2	950.00	1,900.00T
	Excluded from this quote are following; no clearing , no grading of fence line , No grounding of fence , no building permits. MPC must be provided to avoid sales tax. Taxes due by General Contractor		0.00	0.00
Estimate subject to Terms and Conditions. Go to cantbebeatfence.com/terms-of-service/ for details.			TOTAL	\$19,695.00



Estimate

DATE	ESTIMATE #
8/20/2025	20185

2204 Hwy 53
Perkinston MS 39573

228.255.9040 (phone)
228.255.5828 (fax)

www.cantbebeatfence.com

Estimate For:
Necaise Bros. 21040 Coastal Parkway Gulfport, Ms. 39503 228-328-4274 Edgewater Lift Station

PROJECT
Necaise Bros Edgewater Lift Station

ITEM	DESCRIPTION	QTY	COST	TOTAL
101	Galvanized materials Furnish and install approximate 112 feet of 6' high Galvanized Chain link with 1 5/8 OD SS40 top rail and brace at each Terminals all terminal are 3" OD SS 40 Galv. with 2 1/2" OD SS40 Galv.. line posts all posts will set in ground with concrete footer.	1	4,650.00	4,650.00T
101	Furnish and install 20' double driver gate X 6' high (2) 10' leafs set on 3" OD SS40 Galv.	1	1,005.00	1,005.00T
101	Furnish and install 4' single swing gate X 6' high set on 3" OD Gate posts	2	370.00	740.00T
	excluded from this quote are following no clearing, no grading of fence line No grounding of fence no Building permit and posts will be set on the outside of slab. CBBFC will call for a dig permit. Taxes due by General Contractor		0.00	0.00
Estimate subject to Terms and Conditions. Go to cantbebeatfence.com/terms-of-service/ for details.			TOTAL	\$6,395.00