

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
SEPTEMBER 1, 2015 AGENDA**

Subject:	Type:	Submitted By:
APPROVE CHANGE ORDER NO. 1- THOMPSON CREEK CHANNEL REHABILITATION-GROUP B CHANNEL RECONSTRUCTION	◆ RESOLUTION ORDINANCE RECEIVE/FILE	JOHN KOTTMANN CITY ENGINEER/ASSISTANT PUBLIC WORKS DIRECTOR

SYNOPSIS

A resolution has been prepared to approve a change order to the contract with Anderson Excavating Company of Omaha, Nebraska, to provide for a change in the completion date for the Thompson Creek Channel Rehabilitation-Group "B" Channel Reconstruction contract.

FISCAL IMPACT

Funding has been budgeted in the CIP for the Thompson Creek Phase VI project in FY 15 and FY 16.

RECOMMENDATION

Approval

BACKGROUND

Bids were taken on February 20, 2015, for the construction of the Thompson Creek Rehabilitation Group B-Channel Reconstruction. The low bid for this section of the work was submitted by Anderson Excavating Co. in the amount of \$1,332,728.50 with a completion date of September 1, 2015. Delays in completing the work have been encountered due to rain days far in excess of the average number of rain days and due to the relocation of utility lines not being completed in early April as was anticipated. There have been 42 days with rain between April 3 and August 10 which, based on NRCS data, is 17 days above the average number of rain days for that period. With accommodation for delays after the rains this is at least 25 days of delay and when combined with the utility company delays in April results in the recommendation from Thompson, Dreessen and Dorner, Inc. to extend the completion date for all work except permanent seeding to November 1, 2015. The permanent seeding is to be completed by May 15, 2016.

This change order does not involve cost changes. There will be a future change order to address temporary seeding that will be required until permanent seeding can be completed.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING A CHANGE ORDER TO THE CONTRACT WITH ANDERSON EXCAVATING COMPANY, OMAHA, NEBRASKA, TO EXTEND THE COMPLETION DATE FOR ALL WORK EXCEPT PERMANENT SEEDING TO NOVEMBER 1, 2015 WITH THE PERMANENT SEEDING TO BE COMPLETED BY MAY 15, 2016

WHEREAS, the City has determined it is necessary to extend the completion date of the project due to rain days far in excess of the average number of rain days and due to the relocation of utility lines not being completed in early April; and

WHEREAS, this change order does not involve cost changes; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of the City of La Vista, Nebraska, that the Mayor is authorized to execute the necessary documents for a change order with Anderson Excavating Company, Omaha, Nebraska to extend the completion date for all work except permanent seeding to November 1, 2015 with the permanent seeding to be completed by May 15, 2016.

PASSED AND APPROVED THIS 1ST DAY OF SEPTEMBER, 2015.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk

CHANGE ORDER NO. 1

DATE: August 26, 2015

PROJECT: Thompson Creek Channel Rehabilitation – Group B – Channel Reconstruction

TD2 FILE NO.: 171-408.93

OWNER: The City of La Vista, Nebraska
8116 Park View Blvd.
La Vista, NE 68128

CONTRACTOR: Anderson Excavating Co.
1920 Dorcas Street
Omaha, NE 68108

CONTRACT DATE: March 11, 2015

DESCRIPTION OF CHANGES:

The date of completion for the following items shall be extended as follows:

September 4, 2015 (East of Edgewood Boulevard only):

1. All residential top of bank turf seeding between 72nd Street and 73rd Avenue shall be seeded in place.
2. All debris stockpiles shall be hauled off site.
3. All damage to fences along private property adjacent to the project area shall be repaired (coordinate locations with the City and the Engineer).

If any of the above items are not completed by September 4, 2015, the Contractor shall pay liquidated damages in the amount of \$100.00 per day for each calendar day elapsing after the expiration date, until these items of work are completed.

September 25, 2015 (East of Edgewood Boulevard only):

1. All hauling of excess soil off site (contract items 4 and 5) shall be completed.

If the above item is not completed by September 25, 2015, the Contractor shall pay liquidated damages in the amount of \$100.00 per day for each calendar day elapsing after the expiration date, until these items of work are completed.

October 9, 2015 (East of Edgewood Boulevard only):

1. All Geo-Wrapped Soil Lifts (contract item 36) shall be constructed in place.
2. All tree plantings (contract items 56 and 57) shall be installed in place.
3. A temporary cover crop (Winter Wheat) shall be seeded in place throughout all disturbed areas (excluding those permanently seeded).

If any of the above items are not completed by October 9, 2015, the Contractor shall pay liquidated damages in the amount of \$100.00 per day for each calendar day elapsing after the expiration date, until these items of work are completed.

November 1, 2015:

1. All other contract work including that work located west of Edgewood Boulevard within Central Park shall be completed by November 1, 2015.
2. All storm sewer and storm sewer related improvements shall be constructed in place.
3. The contractor shall enter into a second contract with the City of La Vista, separate from the THOMPSON CREEK CHANNEL REHABILITATION GROUP B – CHANNEL RECONSTRUCTION contract, for the Maintenance Plan items listed in the special provisions.

If any of the above items are not completed by November 1, 2015, the Contractor shall pay liquidated damages in the amount of \$100.00 per day for each calendar day elapsing after the expiration date, until these items of work are completed.

May 1, 2016 (Entire project area):

1. The date for the completion of contract items 41,42, 50-54 and 58 shall be extended to May 1, 2016.

If any of the above items are not completed by May 1, 2016, the Contractor shall pay liquidated damages in the amount of \$500.00 per day for each calendar day elapsing after the expiration date, until these items of work are completed.

REASONS FOR CHANGES:

These changes are necessary due to the unusually high amount of rain that occurred throughout the duration of the current construction season and to the utility relocation delays.

Submitted by,

Charles E. Riggs, P.E.
THOMPSON, DREESSEN & DORNER, INC.

CER/tjp

The undersigned parties to the above-referenced contract hereby agree to the changes as set forth above.

THE CITY OF LA VISTA, NEBRASKA

ANDERSON EXCAVATING CO.

MAYOR

BY

TITLE

CLERK

ATTEST