

**CITY COUNCIL
COMMUNICATION:**

ITEM _____

**OFFICE OF THE CITY MANAGER
CITY OF DES MOINES, IOWA**

99-553

SYNOPSIS -

AGENDA:

DECEMBER 20, 1999

SUBJECT:

EAST 14TH STREET
AND EAST EUCLID
AVENUE SANITARY
SEWER -
CHANGE ORDER
NO. 1

TYPE:

RESOLUTION
ORDINANCE
RECEIVE/FILE

SUBMITTED BY:

FLOYD BENTZ, P.E.
CITY ENGINEER

A change order in the amount of \$54,561.45 has been negotiated with The Underground Company Ltd. (Duane Burkhardt, President, 2407 SW 9th Street, Des Moines, Iowa, 50315) for additional work in conjunction with the East 14th Street and East Euclid Avenue Sanitary Sewer. This change order will provide compensation to the contractor for removal of petroleum contaminated soils and an underground fuel storage tank encountered on the project.

FISCAL IMPACT -

This change order will be funded from City-Wide Sanitary Lateral Sewers, in the Capital Improvements Budget, with a \$54,561.45 transfer of funds from the Northeast Interceptor Subtrunk Connection. The Northeast Interceptor Subtrunk Connection project has encountered delays in right-of-way acquisition which will delay construction from 1999/2000 into 2000/2001. Therefore, \$54,561.45 in 1999/2000 funds is recommended to be utilized for this construction and funds be reallocated into 2000/2001 for the Northeast Interceptor Subtrunk Connection. The City is pursuing compensation from the responsible property owners.

RECOMMENDATION -

Approval of Change Order No. 1 with The Underground Company Ltd.

BACKGROUND -

On December 9 and 10, 1999, petroleum contaminated soil and an underground storage tank were encountered during construction of the sanitary sewer. The contractor began

stockpiling the contaminated material on the site. The City notified the Iowa Department of Natural Resources (IDNR) of the situation on December 9, 1999.

The City received a complaint on the evening of December 9, 1999, from a resident whose property adjoins the project regarding the odor and possible health concerns. The resident notified the Environmental Protection Agency (EPA) of the concern on December 10, 1999. The EPA in turn notified the IDNR and the IDNR notified the City of the complaint on December 10, 1999.

The City Clerk polled the City Council on December 10, 1999, and reported that Council members Chris Coleman, Christine Hensley, Michael McPherson, and Thomas Vlassis approved a change order to The Underground Co. Ltd. for disposal of the contaminated material pursuant to IDNR regulations:

This change order includes the disposal fee of \$36,667.82 at the Metro Waste Authority (MWA). The Engineering Department negotiated the price for disposal of the contaminated soil at the MWA from the normal price of \$30/ton to \$28.50/ton.

The contractor was directed to begin removing the material on December 10, 1999. On December 11, 1999, all contaminated material was removed from the site. Total estimated cost for the change order is \$54,561.45.

