

 <p style="text-align: center;">Council Communication Office of the City Manager</p>	Date: June 11, 2012
	Agenda Item No. 9 Roll Call No. <u>12-0863</u> Communication No. <u>12-295</u> Submitted by: Jeb E. Brewer, P.E., City Engineer

AGENDA HEADING:

Approving Change Order No. 2 with Reilly Construction Co., Inc., for additional work on the 2012 Levee Improvements - Contract 1 for a total not to exceed \$43,298.10.

SYNOPSIS:

Recommend approval of Change Order No. 2 in an amount not to exceed \$43,298.10 with Reilly Construction Co., Inc., Chris R. Reilly, President, 110 E. Main Street, PO Box 99, Ossian, Iowa 52161 for additional work on the 2012 Levee Improvements – Contract 1.

FISCAL IMPACT:

Amount: \$43,298.10

Funding Source: 2012-2013 CIP, Page Storm - 11, Flood Protection System Improvements, FLD008, Storm Water Utility Funds

ADDITIONAL INFORMATION:

The 2012 Levee Improvements - Contract 1 was awarded on April 23, 2012 in an amount of \$438,067 to Reilly Construction Co., Inc. The improvement includes repair, replacement, modifications, and incidental items required to coordinate with US Army Corps of Engineers (USACE) levee improvements or annual inspection requirements delineated at three locations: the 2nd Avenue and Birdland Drive storm water pump station location, the S.E. 15th and Harriett Streets location, and the Dean's Lake location. The estimated construction cost was \$531,000. The low bid was \$92,933 under the budget estimate.

The S.E. 15th and Harriett Streets portion of the work has an early contract completion date specified in order for the work to be completed before this year's annual joint City and USACE levee inspection. The contract documents included some garbage removal at this site, but within a few days after the contractor started work, it became evident that there would be more garbage than designated in the contract documents. Instead of a combination of garbage and construction debris, it was almost all garbage that must be disposed of at the Metro Waste Authority's landfill. Since time is of the essence to meet the intermediate completion for the levee inspection, Change Order 1 was negotiated with Reilly Construction for the extra amount of garbage that was approximately three feet deep in the storm sewer trench. As construction progressed, the depth of garbage increased to ten feet in part of the trench, further increasing the volume that must be disposed of at the Metro Waste Authority.

Change Order 2 has been negotiated with the contractor for additional garbage disposal and replacement soil quantities.

PREVIOUS COUNCIL ACTION(S):

Date: April 23, 2012

Roll Call Number: [12-0645](#) & [12-0646](#)

Action: [Approving](#) 2012 Levee Improvements – Contract 1: plans, specifications, form of contract documents, receive and file bids, designation of lowest responsible bidder as Reilly Construction Co., Inc. at \$438,067 and approving contract, bond, and permission to sublet. ([Council Communication No. 12-179](#)) Moved by Meyer to adopt. Motion Carried 7-0.

Date: June 27, 2011

Roll Call Number: [11-1073](#)

Action: [Approving](#) Professional Services Agreement with Howard R. Green Company, in conjunction with design and construction phase services for the 2011 System Wide Local Flood Protection Project Improvements, not to exceed \$377,000. ([Council Communication No. 11-413](#)) Moved by Hensley to adopt. Motion Carried 7-0.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:

Anticipated actions include partial payments to the contractor and final acceptance of work.

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