



Legislation Details (With Text)

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On agenda: 11/7/2023 **Final action:**

Title: Approve the award of Change Order #9 to Contract 21-149, Moser Tower and Eagle Street Pedestrian Walkway Rehabilitation, to StruxC-MC LLC, for an amount of negative \$19,320, a total award of \$2,132,067.40, and for an additional 144 days

Sponsors:

Indexes:

Code sections:

Attachments:

Date	Ver.	Action By	Action	Result
11/7/2023	1	City Council	approved	Pass

CITY COUNCIL AGENDA ITEM

ACTION REQUESTED:

Approve the award of Change Order #9 to Contract 21-149, Moser Tower and Eagle Street Pedestrian Walkway Rehabilitation, to StruxC-MC LLC, for an amount of negative \$19,320, a total award of \$2,132,067.40, and for an additional 144 days

DEPARTMENT: Transportation, Engineering and Development

SUBMITTED BY: William J. Novack, Director/City Engineer

BOARD/COMMISSION REVIEW:

N/A

BACKGROUND:

On June 1, 2021 the City Council awarded Contract 21-149, Moser Tower and Eagle Street Pedestrian Walkway Rehabilitation, to StruxC-MC LLC. Work on Moser Tower includes concrete repairs, addressing corroded steel surfaces, painting all the steel and replacing the staircase inside the tower. Improvements to the Eagle Street walkway includes removal and replacement of a failing deck beam and associated railing work. The original contract completion date was established as November 5, 2021.

On November 16, 2021 The City Council approved Change Order #1 granting an additional 190 days to the contract due to delays encountered with coordinating relocation of the cell phone carrier transmitters on the tower.

On February 2, 2022 the Chief Procurement Officer approved Change Order #2 to add \$2,470 of contingency for additional materials.

On May 13, 2022 the City Manager approved Change Order #3 to add \$13,530.40 of contingency to support changes to the pre-cast panel material.

On June 8, 2022 the City Council approved Change Order #4 granting an additional 140 days to the contract due to supply chain delays with needed pre-cast materials.

On June 17, 2022 the City Manager approved Change Order #5 to add \$30,199 of contingency to pay for scaffolding design and implementation in support of the cell phone carrier relocations, changes to light pole removals, and modified pier foundation design.

On July 13, 2022 the Chief Procurement Officer approved Change Order #6 to add \$5,676 of contingency to pay for additional concrete overlay and transitions for two areas on Entry Level 1 within the tower.

On September 9, 2022 the City Manager approved Change Order #7 for an additional \$3,910 of contingency to permit a material change for the interior concrete flooring finish and associated additional labor required to install the new material.

On February 7, 2023 the City Council approved Change Order #8 for an additional \$3,450 of contingency to purchase a 20-year extended warranty on the waterproof membrane system. This Change Order also approved an additional 244 days due to work not being completed before winter shutdown.

The revised contract completion date for the project is effectively June 1, 2023.

DISCUSSION:

This Change Order is a final balancing of all pay items based on agreed as-built final quantities and is a net negative due to the reduction of various pay items. This Change Order reduces the total contract value by \$19,320.

Contract work was substantially completed on July 21, 2023. A punchlist was generated and provided to the contractor on September 26, 2023. Final completion was documented on October 23, 2023. This Change Order requests an additional 144 days to extend the contract to the final completion date of October 23, 2023.

Contingency

Authorized Contingency	Days	Dollars
<i>Original Amount</i>	29	\$62,764.56
(-) Previous Authorized	574	\$59,235.40
Subtotal	0	\$3,529.16
(-) This Change	144	(\$19,320.00)
Balance Left	0	\$3,529.16

Contract Award

<i>Original Contract</i>	\$2,092,152.00
Prior Cumulative Changes	\$59,235.40

Subtotal	\$2,151,387.40
(+) This Change	(\$19,320.00)
Total Contract	\$2,132,067.40

FISCAL IMPACT:

CIP# PA048, PA050

Moser Tower and Eagle Street Pedestrian Walkway Rehabilitation is expensed to the accounts listed below. No funds were budgeted for this project in 2022 or 2023 as the original completion date was scheduled for 2021. This change order of negative \$19,320.00 will not adversely impact the budget for this project.

Account Number	Fund Description	Total Budget Amount
30292200-551502	Infrastructure	\$2,450,000

*Per Council directive, contingency on construction projects is set at 3% on projects over \$500,000 and 5% on projects under \$500,000.