

## Legislation Details (With Text)

<b>File #:</b>	BILL NO. 19-201	<b>Name:</b>	
<b>Type:</b>	Ordinance	<b>Status:</b>	Passed
<b>File created:</b>	8/13/2019	<b>In control:</b>	City Council - Regular Session
<b>On agenda:</b>	9/3/2019	<b>Final action:</b>	9/3/2019
<b>Title:</b>	An Ordinance approving Change Order No. 1 to the contract with Beemer Construction Company, Inc. for the Winterset Woods & Sterling Hills Trunk Sewer Main project, an increase of 81 calendar days to reach Substantial and Final Completion for a revised Substantial Completion Date of September 28, 2019, and authorizing the City Manager to execute the same by and on behalf of the City. (PWC 8/27/19)		
<b>Sponsors:</b>	Public Works Admin & Engineering		
<b>Indexes:</b>			
<b>Code sections:</b>			
<b>Attachments:</b>	1. Ordinance, 2. Change Order		

Date	Ver.	Action By	Action	Result
9/3/2019	1	City Council - Regular Session	for second reading	Pass
9/3/2019	1	City Council - Regular Session	adopted and numbered	Pass
8/27/2019	1	Public Works Committee	recommended for approval	Pass

An Ordinance approving Change Order No. 1 to the contract with Beemer Construction Company, Inc. for the Winterset Woods & Sterling Hills Trunk Sewer Main project, an increase of 81 calendar days to reach Substantial and Final Completion for a revised Substantial Completion Date of September 28, 2019, and authorizing the City Manager to execute the same by and on behalf of the City. (PWC 8/27/19)

### Issue/Request:

An Ordinance approving Change Order No. 1 to the contract with Beemer Construction Company, Inc. for the Winterset Woods & Sterling Hills Trunk Sewer Main project, an increase of 81 calendar days to reach Substantial and Final Completion for a revised Substantial Completion Date of September 28, 2019, and authorizing the City Manager to execute the same by and on behalf of the City.

### Key Issues:

- ☐ Abnormally wet weather conditions limited access to the project
- ☐ MoDOT's Weighted Timetable was used to quantify the impact the wet weather had on the project schedule
- ☐ The Contractor should be allowed additional time to complete the work based on weather and the MoDOT calculation method

### Proposed City Council Motion:

FIRST MOTION: I move for a second reading of an Ordinance approving Change Order No. 1 to the contract with Beemer Construction Company, Inc. for the Winterset Woods & Sterling Hills Trunk Sewer Main project, an increase of 81

calendar days to reach Substantial and Final Completion for a revised Substantial Completion Date of September 28, 2019, and authorizing the City Manager to execute the same by and on behalf of the City.

SECOND MOTION: I move for adoption of an Ordinance approving Change Order No. 1 to the contract with Beemer Construction Company, Inc. for the Winterset Woods & Sterling Hills Trunk Sewer Main project, an increase of 81 calendar days to reach Substantial and Final Completion for a revised Substantial Completion Date of September 28, 2019, and authorizing the City Manager to execute the same by and on behalf of the City.

Background:

The contract documents allow for an adjustment in calendar days to complete the project in the event of abnormal weather conditions. Based on historical data, staff agreed abnormally wet conditions existed between the Notice to Proceed Date and May 28, 2019. In an effort to fairly quantify the effect the wet weather had on the project schedule, MoDOT's Weighted Timetable for Contracts with No Time Exclusions was used to determine a revised Substantial Completion Date.

Impact/Analysis:

[Enter text here]

Timeline:

Start: \_\_\_\_

Finish: \_\_\_\_

Other Information/Unique Characteristics:

Section 6.4 the City's Procurement Policy governing changes in contract time states the following:

"Change orders resulting in a revised contract time exceeding ten percent (10%) of the original contract time, a single change order increasing contract time by 30 days or more... must be approved by the City Council."

Dena Mezger, Director of Public Works

Recommendation: Staff recommends approval of an Ordinance approving Change Order No. 1 to the contract with Beemer Construction Company, Inc. for the Winterset Woods & Sterling Hills Trunk Sewer Main project, an increase of 81 calendar days to reach Substantial and Final Completion for a revised Substantial Completion Date of September 28, 2019, and authorizing the City Manager to execute the same by and on behalf of the City.

Committee Recommendation: The Public Works Committee voted unanimously 4-0 to recommend to City Council approval of an Ordinance approving Change Order No. 1 to the contract with Beemer Construction Company, Inc. for the Winterset Woods & Sterling Hills Trunk Sewer Main project, an increase of 81 calendar days to reach Substantial and Final Completion for a revised Substantial Completion Date of September 28, 2019, and authorizing the City Manager to execute the same by and on behalf of the City.