

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
NOVEMBER 20, 2018 AGENDA**

| Subject: | Type: | Submitted By: |
|--|---|--------------------------------|
| CHANGE ORDER NO. 1 84 TH STREET REDEVELOPMENT AREA PUBLIC IMPROVEMENT REDEV. PROJECT 84 TH STREET ACCESS IMPROVEMENTS | ◆ RESOLUTION ORDINANCE RECEIVE/FILE | JOHN KOTTMANN CITY ENGINEER |

SYNOPSIS

A resolution has been prepared to approve a change order to the contract with Swain Construction, Inc. of Omaha, Nebraska to provide for material and labor increases due to the delay of a portion of the contract to 2019 not caused by the Contractor and for signal foundation design work that was required during shop drawing reviews. The contract price increases from \$529,953.11 to \$540,336.11.

FISCAL IMPACT

The FY 19/20 biennial budget includes funding for this project.

RECOMMENDATION

Approval.

BACKGROUND

The initial contract was awarded to Swain Construction, Inc. on May 15, 2018 in the amount of \$529,953.11. Due to the City Centre Drive intersection relocation being delayed until spring of 2019 from fall of 2018 for reasons not caused by Swain Construction, Inc., there are material and labor cost increases. There was also a requirement for their electrical subcontractor to provide traffic signal foundation designs during shop drawing review which was not part of the original bid requirements. These changes amount to an addition of \$10,383.00. The change order also modifies the completion date for Phases 2 and 3 related to the City Centre Drive relocation to June 9, 2019 for substantial completion and June 24, 2019 for final completion.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA AUTHORIZING CHANGE ORDER NUMBER 1 TO THE CONTRACT WITH SWAIN CONSTRUCTION, INC., OMAHA, NEBRASKA, TO PROVIDE FOR MATERIAL AND LABOR INCREASES DUE TO THE DELAY FOR A PORTION OF THE CONTRACT TO 2019 AND ADDITIONS OF WORK TO THE CONTRACT FOR AN ADDITIONAL AMOUNT NOT TO EXCEED \$10,383.00.

WHEREAS, the City has determined it is necessary to make changes and additions of work to the contract; and

WHEREAS, the FY19/20 Biennial Budget provides funding for the project. The contract price increases from \$529,953.11 to \$540,336.11

NOW THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of La Vista, Nebraska, that the Mayor is authorized to execute the necessary documents for change order number 1 to the contract with Swain Construction Inc., Omaha, Nebraska, to provide for material and labor increases due to the delay for a portion of the contract to 2019 and additions of work to the contract for an additional amount not to exceed \$10,383.00.

PASSED AND APPROVED THIS 20TH DAY OF NOVEMBER, 2018.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, CMC
City Clerk



CHANGE ORDER

No. 1

Date of Issuance: November 12, 2018

Effective Date: November 12, 2018

Project: La Vista City Centre 84th Street Access Improvements

Owner: City of La Vista

Owner's Contract No.: CD-17-008

Contract: 84th Street Access Improvements

Date of Contract: 06/05/18

Contractor: Swain Construction

Engineer's Project No.: B16-0546

The Contract Documents are modified as follows upon execution of this Change Order:

Description: **Modification #1** – Add to the contract schedule the change in SUBSTANTIAL AND FINAL COMPLETION for phases 2, and 3.

Modification #2 – Cost implications associated with the delay of Phases 2 and 3 until Spring of 2019.

Attachments: (List documents supporting change): See attached **Change Proposal Request**

| CHANGE IN CONTRACT PRICE | CHANGE IN CONTRACT TIMES |
|---|---|
| Original Contract Price: <u>\$ 529,953.11</u> | Original Contract Times: Substantial Completion (Phase 1, 2 & 3): <u>October 15, 2018</u> Ready for Final Payment (Phase 1, 2 & 3): <u>October 30, 2018</u> |
| No Change from previously approved Change Orders No. <u> </u> to No. <u> </u> : \$ | No Change from previously approved Change Orders No. Substantial Completion (Phase 1, 2 & 3): <u>October 15, 2018</u> Ready for Final Payment (Phase 1, 2 & 3): <u>October 30, 2018</u> |
| Contract Price prior to this Change Order: <u>\$ 529,953.11</u> | Contract Times prior to this Change Order: Substantial Completion (Phase 1, 2 & 3): <u>October 15, 2018</u> Ready for Final Payment (Phase 1, 2 & 3): <u>October 30, 2018</u> |
| Increase Change of this Change Order: <u>\$ 10,383.00</u> | Increase of this Change Order: Substantial Completion Phase 1: <u>November 2, 2018</u> Ready for Final Payment Phase 1: <u>November 15, 2018</u> Substantial Completion Phase 2 & 3: <u>June 9, 2019</u> Ready for Final Payment Phase 2 & 3: <u>June 24, 2019</u> |
| Contract Price incorporating this Change Order: <u>\$ 540,336.11</u> | Contract Times with all approved Change Orders: Substantial Completion Phase 1: <u>November 2, 2018</u> Ready for Final Payment Phase 1: <u>November 15, 2018</u> Substantial Completion Phase 2 & 3: <u>June 9, 2019</u> Ready for Final Payment Phase 2 & 3: <u>June 24, 2019</u> |

RECOMMENDED:
By: 
Engineer (Authorized Signature)
Title: Engineer
Date: 11/12/18

ACCEPTED:
By: _____
Contractor (Authorized Signature)
Title: _____
Date: _____

ACCEPTED:
By: _____
Owner (Authorized Signature)
Title: _____
Date: _____



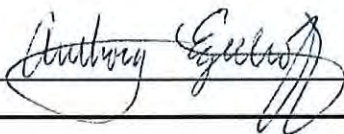
CHANGE PROPOSAL REQUEST

Project Name: LVCC – 84th Street Redevelopment Date: 9/17/18

Contractor: Swain Reply By: _____

Question: (Attach Sketches if Required)

1. Requesting cost implications associated with the delay of Phases 2&3 till spring of 2019.

By:  Date: 9/17/18

Reply:

1. I have revised the completion dates on page 2 to reflect the calendar days allowed by our Contract documents.
2. We hereby request an additional \$5,700.00 for additional Swain related labor and concrete increases in 2019.
3. We hereby request an additional \$2,141.00 for additional Commonwealth Electric related labor increases in 2019.
4. We hereby request an additional \$1,270.00 for additional Todco Barricade related labor increases in 2019.
- ~~5. We hereby request an additional \$9,280.00 for the added battery backup for the traffic signals.~~
6. We hereby request an additional \$1,272.00 for the required traffic signal foundation designs.
7. Stored materials payment will be requested for traffic signal items with no retainage withheld.

By:  Date: 9/19/18

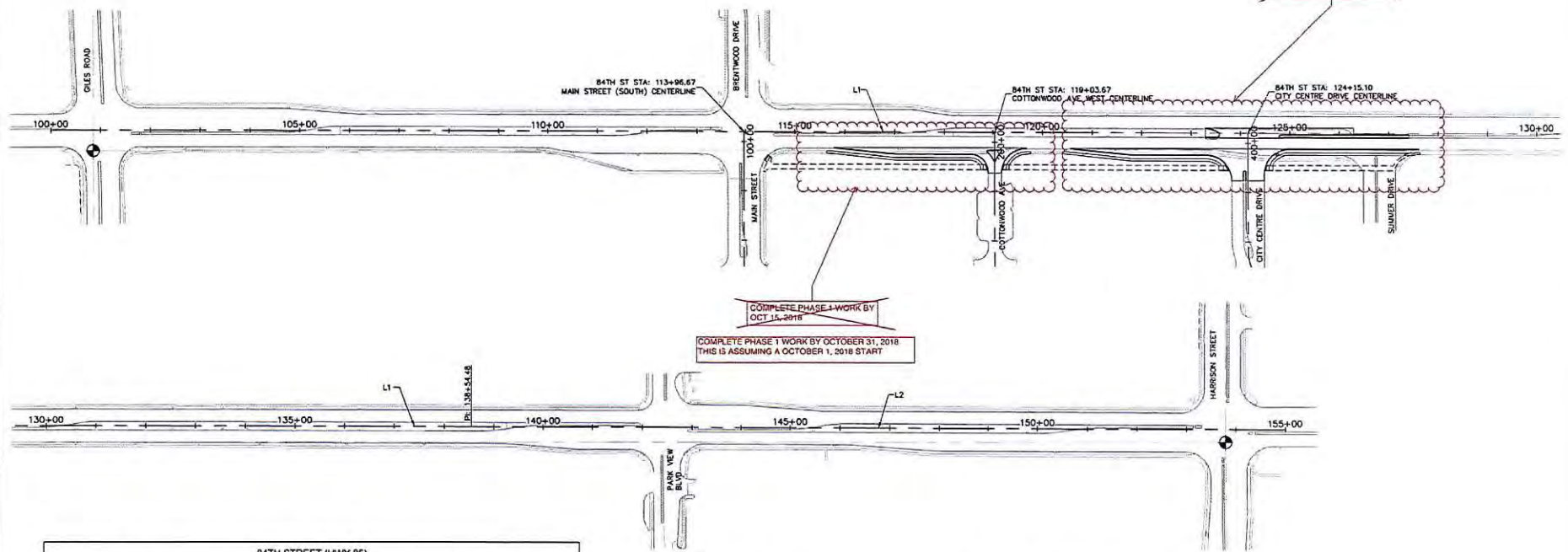
CC: RPR, File

84TH STREET

DELAY PHASES 2 & 3 TILL APRIL 1, 2018 WITH COMPLETION BY JUNE 9, 2019 PENDING WEATHER PERMITTING ON APRIL 1, 2019

DELAY PHASES 2 & 3 TILL APRIL 7, 2018 WITH COMPLETION BY MAY 20, 2019

COMPLETE PHASE 1 WORK BY OCT 15, 2018
COMPLETE PHASE 1 WORK BY OCTOBER 31, 2018 THIS IS ASSUMING A OCTOBER 1, 2018 START



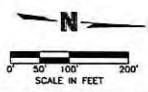
| 84TH STREET (HWY 85) | | | | | | | | | |
|----------------------|---------------------|-------------------------------|-------------------------------|------------|-----------------|---------------|------------------------|--------------------|-------------|
| ID # | STATION RANGE | START COORD. | END COORD. | PI STATION | PI START COORD. | PI END COORD. | LINE/CHORD LENGTH (FT) | LINE/CHORD BEARING | RADIUS (FT) |
| L1 | 100+00 138+54.48 | N: 514186.27 E: 2730041.45 | N: 518037.43 E: 2729861.42 | | | | 3854.48 | N2°22'47"W | |
| L2 | 138+54.48 155+00 | N: 518037.43 E: 2729861.42 | N: 519681.52 E: 2729812.93 | | | | 1645.52 | N2°23'07"W | |

SYMBOL LEGEND

SECTION CORNER

SECTION CORNERS

SE CORNER OF SE ¼ of S10-T14N-R12E, BRASS CAP
N 514272.73 E 2730079.88
SE CORNER OF SE ¼ of S13-T14N-R12E, BRASS CAP
N 519562.31 E 2729843.71



HORIZONTAL CONTROL

PWS: F:\301AN\3061_1000\016-0848\10-Design\AutoCAD\Final Plans\84th\84th\84th STREET_V_018.dwg USER: mcdavid
DATE: January 30, 2018