

# Mayor and Council Communication

**DATE:** 01/11/22

**M&C FILE NUMBER:** M&C 22-0039

**LOG NAME:** 602SSM280B90INP2B-SJLOUIS

**SUBJECT**

(CD 4) Authorize Execution of Change Order No. 3 in the Amount of \$125,299.65 to a Contract with S.J. Louis Construction of Texas, Ltd. for Sanitary Sewer Main M-280-B Rehabilitation Project and Adopt Attached Appropriation Ordinances

**RECOMMENDATION:**

It is recommended that the City Council:

1. Authorize execution of Change Order No. 3 in the amount of \$125,299.65 to City Secretary Contract No. 53962 with S.J. Louis Construction of Texas, Ltd., for Sanitary Sewer Main M-280-B Rehabilitation project for a revised contract amount of \$5,723,870.69;
2. Adopt the attached appropriation ordinance increasing estimated receipts and appropriations in the Water and Sewer Capital Projects Fund in the amount of \$125,300.00, transferred from available funds within the Water and Sewer Fund, for the purpose of funding the Sanitary Sewer Main M-280-B Rehabilitation project (City Project No. C01286); and
3. Adopt the attached appropriation ordinance adjusting estimated receipts and appropriations in the Water and Sewer Bond 2017 Fund in the amount of \$5,591,888.00, by increasing estimated receipts and appropriations in the Sanitary Sewer Main M-280-B Rehabilitation project (City Project No. C01286), and decreasing estimated receipts and appropriations in the CWSRF Series 2017 programmable project (City Project No. P00100) by the same amount.

**DISCUSSION:**

On March 5, 2020, Mayor and Council Communication (M&C 20-0309), the City Council authorized a construction contract in the amount of \$5,591,888.00 with S.J. Louis Construction of Texas, Ltd. (City Secretary Contract No. 53962) for Sanitary Sewer Main M-280-B Rehabilitation Project Located in Gateway Park. The contract was subsequently revised by Change Order No. 1 with zero cost administratively authorized November 6, 2020, that provided for concrete antimicrobial admixture in lieu of epoxy coating for the project sewer manhole structures, and Change Order No. 2 in the amount of \$6,683.04 administratively authorized April 7, 2021, that provided for removal of previously unknown concrete cap located in the trench of the existing 90 inch diameter sewer and the importation of borrow material to replace the unsuitable backfill material.

Change Order No. 3 will provide for increased quantities of imported backfill, 90-inch fiberglass pipe and repairs to existing sanitary sewer structures due to actual conditions that were encountered during construction.

Appropriations for Sanitary Sewer Main M-280-B Rehabilitation, are as depicted below:

Fund	Existing Appropriations	Additional Appropriations	Project Total*
W&S Capital Projects Fund 56002	\$782,707.00	\$125,300.00	\$908,007.00
Water/Sewer Bond 2016 Fund 56005	\$750,000.00	\$0.00	\$750,000.00
Sewer Capital Legacy Fund 59607	\$1,852,243.00	\$0.00	\$1,852,243.00
Water & Sewer Bond 2017 Fund 56013	\$5,591,888.00	\$0.00	\$5,591,888.00
<b>Project Total</b>	<b>\$8,976,838.00</b>	<b>\$125,300.00</b>	<b>\$9,102,138.00</b>

\*Numbers rounded for presentation purposes.

Business Equity: S.J. Louis Construction Of Texas, Ltd. agrees to maintain its initial M/WBE commitment of seven percent that it made on the original contract and extend and maintain that same M/WBE commitment of seven percent to all prior change orders up to and inclusive of this Change Order No. 3 Therefore S.J. Louis Construction of Texas, Ltd. remains in compliance with the City's M/WBE Ordinance and attests to its commitment by its signature on the Acceptance of Previous M/WBE Commitment form executed by an authorized representative of its company.

Approval of recommendation No. 3 would adjust appropriations between the programmable project and convert the Sanitary Sewer Main M-280-B Rehabilitation project (City Project No. C01286) into a static capital project. This action is needed as future funding for the Sanitary Sewer Main M-280-B Rehabilitation project (City Project No. C01286) is anticipated from other funding sources and the scope of this project differs from that of the current programmable project.

This project is located in COUNCIL DISTRICT 4.

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**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that funds are currently available in the Water & Sewer Fund and upon approval of the above recommendations and adoption of the attached appropriation ordinances, funds will be available in the W&S Capital Projects Fund for the VC Odor Control Improvements project. Prior to an expenditure being incurred, the Water Department has the responsibility of verifying the availability of funds.

**Submitted for City Manager's Office by:** Dana Burghdoff 8018

**Originating Business Unit Head:** Chris Harder 5020

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