

Mayor and Council Communication

DATE: 11/09/21

M&C FILE NUMBER: M&C 21-0848

LOG NAME: 20KROGER DRIVE PHASE 2 CHANGE ORDER 2

SUBJECT

(CD 4) Authorize Execution of Change Order Number 2 in the Amount of \$154,656.61 and the Addition of 50 Calendar Days to the Contract with Reliable Paving, Inc., for Construction of Paving, Drainage and Traffic Signal Improvements for Kroger Drive Phase II From Ray White to Park Vista Circle for a Revised Contract Amount of \$3,443,880.19 (2018 Bond Program)

RECOMMENDATION:

It is recommended that the City Council authorize execution of Change Order Number 2 in the amount of \$154,656.61 and the addition of 50 calendar days to City Secretary Contract Number 55427 with Reliable Paving, Inc., for construction of paving, drainage and traffic signal improvements for Kroger Drive Phase II from Ray White to Park Vista Circle for a revised contract amount of \$3,443,880.19 (City Project No. 101015).

DISCUSSION:

On March 2, 2021, Mayor and Council Communication (M&C) 21-0147, the City Council authorized a contract with Reliable Paving, Inc. in the amount of \$3,211,162.73 for construction of paving, drainage and traffic signal improvements for Kroger Drive Phase II from Ray White to Park Vista Circle (City Project No. 101015). The contract was subsequently revised by Change Order No. 1 in the amount of \$78,060.85 administratively authorized August 6, 2021 that provided for black powder coating of the proposed traffic signals and street lights, and boring of the electrical conduit across Kroger Drive rather than installing it by open cut.

Change Order No. 2 provides for changes in the type of wiring and conduit provided for the street lighting improvements to the current standard of copper wiring and schedule 80 conduit instead of the old standard of aluminum wiring and schedule 40 conduit, upgraded traffic signal detection equipment to the current standard hybrid detection system instead of the old standard video imaging detection system, and decreasing the amount of pedestrian rail required for the project. Change Order No. 2 also provides 50 additional calendar days due to delays associated with review and approval of the street light and traffic signal material submittal documents, processing of Change Order No. 1 and changes to the street light and traffic signal plans to incorporate the revisions mentioned above.

This project is included in the 2018 Bond Program. Available resources within the General Fund will be used to provide interim financing until debt is issued. Once debt associated with the project is sold, bond proceeds will reimburse the General Fund in accordance with the statement expressing official Intent to Reimburse that was adopted as part of the ordinance canvassing the bond election (Ordinance No. 23209-05-2018) and subsequent actions taken by the Mayor and Council.

Reliable Paving, Inc. agrees to maintain its initial M/WBE commitment of 17% that it made on the original contract and extend and maintain that same M/WBE commitment of 17% to all prior change orders up to and inclusive of this Change Order No. 2. Therefore Reliable Paving, Inc. 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.

This project is located in COUNCIL DISTRICT 4.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are available in the current capital budget, as previously appropriated, in the 2018 Bond Program Fund for the Basswood @US 377 & Kroger @377 project to support the approval of the above recommendation and execution of the change order. Prior to any expenditure being incurred, the Transportation and Public Works Department has the responsibility to validate the availability of funds.

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