

# RESOLUTION NO. 07 11 2024C

**A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 WITH JTL LANDSCAPING, LLC, PROVIDING FOR ADDITIONAL WORK ON PHASE 1A OF THE O'FALLON FIRING RANGE FACILITY PROJECT, IN AN AMOUNT NOT TO EXCEED \$114,563.00.**

**WHEREAS**, the City of O'Fallon entered into a construction services agreement in 2024 with JTL Landscaping, LLC; and

**WHEREAS**, additional work needs have been identified and agreed upon for Phase 1A of the project; and

**WHEREAS**, a mid-year budget adjustment will be completed to transfer funds from the Police and Road Improvement Use Tax Fund to the project fund; and

**WHEREAS**, City staff recommends approval of this Resolution;

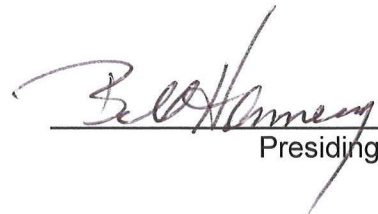
**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF O'FALLON, MISSOURI, AS FOLLOWS:**

**SECTION 1:** The City Council approves on behalf of the City Change Order No. 1 with JTL Landscaping, LLC, for additional work needs at a cost not to exceed \$114,563.00, in substantial conformity with the terms shown on Exhibit A attached hereto and incorporated herein by this reference as if set out here in full, together with such changes therein as shall be approved by the officers of the City executing same which are consistent with the provisions and intent of this legislation and necessary, desirable, convenient or proper in order to carry out the matters herein authorized. The City Administrator and other appropriate City officials are hereby authorized to execute the Agreement and such additional documents and take any and all actions necessary, desirable, convenient or prudent in order to carry out the intent of this legislation.

**PASSED BY THE CITY COUNCIL FOR THE CITY OF O'FALLON, MISSOURI, THIS 11<sup>TH</sup> DAY OF JULY, 2024.**


Attest:

  
Bess Bacher, City Clerk

  
Presiding Officer

**RESOLUTION NO. 07 11 2024C**

**APPROVED BY THE MAYOR FOR THE CITY OF O'FALLON, MISSOURI, THIS 11<sup>TH</sup> DAY OF JULY, 2024.**

  
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Bill Hennessy, Mayor

Attest:

  
\_\_\_\_\_  
Bess Bacher, City Clerk

Approved as to Form:

  
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Kevin M. O'Keefe, City Attorney



# City of O'Fallon, Missouri

## Change Order Details

POLICE FIRING RANGE PHASE 1A: SITE PREPARATION AND MASS GRADIN

<b>Description</b>	Bid 24-009-Site Preparation and Mass Grading, demolition of old existing structures, storm system installation, detention/retention pond development and general site grading and stockpiling.
<b>Prime Contractor</b>	JTL LANDSCAPING LLC 4 WESTBURY DR ST CHARLES , MO 63301
<b>Change Order</b>	1
<b>Status</b>	Pending
<b>Date Created</b>	05/16/2024
<b>Type</b>	Net Add Change Order
<b>Summary</b>	Change Order #1
<b>Change Order Description</b>	<p>Additional costs required for hazardous waste that needed to be removed from the old Keeven shed that was not stated or shown within the Ph1 Site Assessment Report provided in the specifications. These items include sodium metal bulbs, 4' lamps, PCB ballasts. These are all classified as hazardous water material through the Department of Natural Resources. The Ph1 report does not look for items as mentioned above under that scope, an additional hazardous material inspection is typically needed which was not completed by the City for the project.</p> <p>Additional costs associated to abandonment of an additional well head location that was found during tree clearing and grubbing that was not known or shown on the plan set. This well head was abandoned per Missouri Department of Natural Resources requirements.</p> <p>Additional costs associated to changes in the bid quantities on multiple items due to an adjustment of swale grading needed from original survey and design. This grade adjustment is based upon a revised elevation at the outlet end of a large diameter pipe that extends under Hwy 79. This discharge point is the controlling and highest elevation for the drainage across the site to the new retention pond. The grade adjustment requires the swale to be deeper than originally planned which affects the pipe depths at two locations to allow for drainage to the basin. Additional</p>

EXHIBIT A

Change Order Details:

POLICE FIRING RANGE PHASE 1A: SITE PREPARATION AND MASS GRADIN

05/30/2024

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compacted granular fill is needed for the backfill of pipe due to the increase depth. There is also an increase in excavation in grading needed due to this change.

Additional costs associated to various bid quantities that were also adjusted from original bid quantities for Seeding and also Temporary Erosion Control Blanket for site restoration needs.

<b>Awarded Project Amount</b>	\$1,440,000.00
<b>Authorized Project Amount</b>	\$1,440,000.00
<b>Change Order Amount</b>	\$114,563.00
<b>Revised Project Amount</b>	\$1,554,563.00

**Increases/Decreases**

Line Number	Item ID	Unit	Unit Price	Current		Change		Revised	
				Quantity	Amount	Quantity	Amount	Quantity	Amount

**Section: 1 - MASS GRADING**

0004	4	CY	\$4.700	137,600.000	\$646,720.00	2,700.000	\$12,690.00	140,300.000	\$659,410.00
Site Grading									

**Reason:** Additional grading and excavation needed for the swale revision per the revised plan to deepen the swale bottom approximately 2' in depth and grade the slopes out properly in accordance with City regulations. This swale revision starts at the discharge pipe of Hwy 79 and extends through pipe structures 3,4,5,6, & 11,12,13,14 to the new basin area.

**Section: 2 - SITE PREPERATION**

0013	13	LF	\$161.000	568.000	\$91,448.00	-24.000	-\$3,864.00	544.000	\$87,584.00
36" Class III RCP Pipe (Gasket Type)									

**Reason:** Reduction of pipe lengths needed for pipe run based upon the new revised plan set where the discharge pipes were brought up to the normal pool elevation of the basin to

Line Number	Item ID	Unit	Unit Price	Current		Change		Revised	
				Quantity	Amount	Quantity	Amount	Quantity	Amount

meet City requirements.

0015	15	LF	\$350.000	136.000	\$47,600.00	-24.000	-\$8,400.00	112.000	\$39,200.00
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60" Class III RCP Pipe (Gasket Type)

**Reason:** Reduction of pipe lengths needed for pipe run based upon the new revised plan set where the discharge pipes were brought up to the normal pool elevation of the basin to meet City requirements.

0020	20	AC	\$2,000.000	7.000	\$14,000.00	45.000	\$90,000.00	52.000	\$104,000.00
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Seeding

**Reason:** Increase in restoration needs as this quantity was incorrect on the original bid tab. Staff is working with the contractor minimize restoration needs as much as practical and final adjustments will be made at the end of the project.

**Section: 4 - ROADWAY ITEMS**

0023	23	SY	\$3.000	20,216.000	\$60,648.00	5,734.000	\$17,202.00	25,950.000	\$77,850.00
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Temporary Erosion Control Mat

**Reason:** Additional quantity needed due to adjustments based upon the revised plan set for areas of restoration that were revised from the original bid to better protect slopes within the basin area from future erosion issues and silting in of the new basin.

5 items			Totals		\$860,416.00		\$107,628.00		\$968,044.00
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## New Items

Line Number	Item ID	Unit	Quantity	Unit Price	Extension
<b>Section: 1 - MASS GRADING</b>					
0030	O'FALLON - NEGOTIATED LUMP SUM	LS	1.000	\$1,815.000	\$1,815.00
NEGOTIATED LUMP SUM CHANGE ORDER ITEM: WELL HEAD ABANDONMENT					
<b>Reason:</b> A second well head was found when clearing and grubbing. This was an unforeseen item. The scope for the bid tab item of Removal on Improvements only included one well head abandonment near the old Keeven shed.					
0040	O'FALLON - NEGOTIATED LUMP SUM	LS	1.000	\$920.000	\$920.00
NEGOTIATED LUMP SUM CHANGE ORDER ITEM: ADDITIONAL ENVIRONMENTAL REMOVALS AND DISPOSAL					
<b>Reason:</b> Additional costs required for hazardous waste that needed to be removed from the old Keeven shed that was not stated or shown within the Ph1 Site Assessment Report provided in the specifications. These items include sodium metal bulbs, 4' lamps, PCB ballasts. These are all classified as hazardous water material through the Department of Natural Resources. The Ph1 report does not look for items as mentioned above under that scope, an additional hazardous material inspection is typically needed which was not completed by the City for the project.					
<b>Section: 2 - SITE PREPERATION</b>					
0050	O'FALLON - NEGOTIATED UNIT PRICE	TON	120.000	\$35.000	\$4,200.00
NEGOTIATED UNIT PRICE: MSD3 AGGREGATE					
<b>Reason:</b> Additional quantity needed for additional depth on storm system pipes based upon the revised plan set and new elevations needed. This price includes the costs for furnishing, placement, and compaction of an approximate depth increase of 2'. This material will be placed on pipe run for structures 3,4,5,6.					
3 items					Total: \$6,935.00

## Attachments

Document	Name	Description	Submission Date
COR_1R_O_Fallon_Firing_Range.pdf	COR 1R_O'Fallon Firing Range.pdf		05/30/2024 05:50 PM EDT
COR_2_O_Fallon_Firing_Range-Well_Head_Abandonment.pdf	COR 2_O'Fallon Firing Range-Well Head Abandonment.pdf		05/30/2024 05:53 PM EDT
COR_3R_O_Fallon_Firing_Range-Swale_Grading_Adjustments.pdf	COR 3R_O'Fallon Firing Range-Swale Grading Adjustments.pdf		05/30/2024 05:53 PM EDT
3 attachments			

The parties agree that this adjustment constitutes full and equitable compensation for any and all costs, markup or claims directly or indirectly attributable to this change, for all delays or accelerated work related thereto, and for performance for this change within the time frame stated. Contractor hereby releases the City from any liability or claim for additional compensation or damages related to the modification and work specified within this document. All Other Terms and Conditions of the Contract Documents shall remain in effect.

THE TERMS OF SETTLEMENT OUTLINED ABOVE ARE HEREBY AGREED TO

*air Be* 6/5/2024

APPROVED - CONTRACTOR

DATE

*MSE* 07/11/2024

APPROVED - CITY SIGNATORY AUTHORITY

DATE

RECOMMENDED - CITY PROJECT MANAGER DATE



APPROVED - MODOT (IF FEDERALLY FUNDED) DATE