

RESOLUTION NO. 08 22 2024C

A RESOLUTION AUTHORIZING A CHANGE ORDER WITH KEELEY CONSTRUCTION GROUP, INC., PROVIDING FOR THE MAIN STREET WATER MAIN RELOCATION PROJECT, IN AN AMOUNT NOT TO EXCEED \$162,450.92, BRINGING THE TOTAL CONTRACT TO AN AMOUNT NOT TO EXCEED \$730,777.92.

WHEREAS, the City of O'Fallon conducted a formal bid for Main Street Water Main Relocation on January 9, 2024, (Bid No. 24-001) with Keeley Construction Group, Inc., being approved for the construction contract in the amount of \$568,327.00; and

WHEREAS, Staff requested cost proposals for the changes in the work and completed a thorough review and evaluation of the proposed costs to be fair and reasonable for the work required with the total amount of Change Order No. 1 being \$162,450.92 and a new contract total being \$730,777.92; 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 1 with Keeley Construction Group for a cost increase not to exceed \$162,450.92, 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 Change Order 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 22ND DAY OF AUGUST, 2024.

Attest:


Bess Bacher, City Clerk






Presiding Officer

RESOLUTION NO. 08 22 2024C

APPROVED BY THE MAYOR FOR THE CITY OF O'FALLON, MISSOURI, THIS 22nd DAY OF AUGUST, 2024.




Bill Hennessy, Mayor

Attest:


Bess Bacher, City Clerk

Approved as to Form:


Kevin M. O'Keefe, City Attorney

**EXHIBIT A
CHANGE ORDER**

No 1

DATE OF ISSUANCE 30JUL24

EFFECTIVE DATE 30JUL24

OWNER: **City of O'Fallon**
 CONTRACTOR: Keeley Construction Group, Inc.
 Contract: 24-001: Main Street Water Main Relocation from Pitman to Terra
 Project: Main Street Water Main Relocation from Pitman to Terra
 OWNER's Contract No. 24-001 ENGINEER's Contract No. H&S 2313300

ENGINEER City of O'Fallon
 You are directed to make the following changes in the Contract Documents:
 Description:
 Adjusting bid quantities to reflect actual quantities completed.
 Additional changes incurred due to unknown field conditions include: unknown valves, unknown abandoned water line, unknown pavement thickness ranging from 18" to 29" thick, unknown concrete rubble beneath the existing roadway preventing directional drill, unknown utility gas/communication line conflicts requiring additional vertical bends, and addition of new inserta valve necessary to adequately abandon existing main.

Reason for Change Order:
 Quantity changes to reflect installed amounts. New items for unforeseen project conditions.

Attachments: (List documents supporting change)
 See attached change summary.

CHANGE IN CONTRACT PRICE:
Original Contract Price \$ <u>568,327.00</u>
Net Increase from previous Change Orders No. <u>0</u> to <u>1</u> : \$ <u>162,450.92</u>
Contract Price prior to this Change Order: \$ <u>568,327.00</u>
Net increase of this Change Order: \$ <u>162,450.92</u>
Contract Price with all approved Change Orders: \$ <u>730,777.92</u>

CHANGE IN CONTRACT TIMES:
Original Contract Times: Substantial Completion: <u>120</u> Ready for final payment: <u>120</u> (days or dates)
Net change from previous Change Orders No. <u>0</u> to No. <u>1</u> : Substantial Completion: <u>0</u> Ready for final payment: <u>0</u> (days)
Contract Times prior to this Change Order: Substantial Completion: <u>120</u> Ready for final payment: <u>120</u> (days or dates)
Net increase (decrease) this Change Order: Substantial Completion: <u>0</u> Ready for final payment: <u>0</u> (days)
Contract Times with all approved Change Orders: Substantial Completion: <u>120</u> Ready for final payment: <u>120</u> (days or dates)

RECOMMENDED:

APPROVED:

ACCEPTED:

By:  Digitally signed by Tim Straszacker Date: 2024.08.01 15:48:06-05'00'

ENGINEER (Authorized Signature)

By: 

OWNER (Authorized Signature)

By: 

CONTRACTOR(Authorized Signature)

Date: 8/1/2024

Date: 8.22.24

Date: 08/01/2024

EJCDC 1910-8-B (1996 Edition)

Prepared by the Engineers Joint Contract Documents Committee and endorsed by The Associated General Contractors of America and the Construction Specifications Institute.



CHANGE ORDER

INSTRUCTIONS

A. GENERAL INFORMATION

This document was developed to provide a uniform format for handling contract changes that affect Contract Price or Contract Times. Changes that have been initiated by a Work Change Directive must be incorporated into a subsequent Change Order if they affect Price or Times.

Changes that affect Contract Price or Contract Times should be promptly covered by a Change Order. The practice of accumulating Change Orders to reduce the administrative burden may lead to unnecessary disputes.

If Milestones have been listed in the Agreement, any effect of a Change Order thereon should be addressed.

For supplemental instructions and minor changes not involving a change in the Contract Price or Contract Times, a Field Order should be used.

B. COMPLETING THE CHANGE ORDER FORM

Engineer normally initiates the form, including a description of the changes involved and attachments based upon documents and proposals submitted by Contractor, or requests from Owner, or both.

Once Engineer has completed and signed the form, all copies should be sent to Owner or Contractor for approval, depending on whether the Change Order is a true order to the Contractor or the formalization of a negotiated agreement for a previously performed change. After approval by one contracting party, all copies should be sent to the other party for approval. Engineer should make distribution of executed copies after approval by both parties.

If a change only applies to price or to times, cross out the part of the tabulation that does not apply.

Project - O'Fallon Main Street Water Main Relocation from Pitman to Terra
Summary of Change Order No. 1

Change Request # /		
Amount	Bid Item #	Description of Change
\$ 31,188.00	Alternate Bid #4.A	Add: Alternate Bid No. 4A: Open Cut 70-Feet of 8-Inch Pipe
\$ 14,378.80	COR #1 (2nd Rev)	Directional Drilling Attempt (rubble fill material under Main Street preventing trenchless work)
\$ 5,009.85	COR #2 (4th Rev)	Night Time Premium Street Crossing (City elected to perform open cut work overnight to minimize traffic disturbance)
-	COR #3	Not Used
-	COR #4	Not Used
\$ 1,775.34	COR #5 (2nd Rev)	Unknown Valve Encountered at Cordes St
-	COR #6 (1st Rev)	Not Used
\$ 5,835.02	COR #7 (1st Rev)	Unknown Valve Encountered at STA 3+80
\$ 5,185.23	COR #8 (3rd Rev)	Additional 8in Bends at Daniel Dr (additional fittings needed to avoid deep gas main and shallow storm sewer)
\$ 5,550.08	COR #9 (1st Rev)	Removal of Unknown 8in Abandoned Water Main
\$ 7,570.73	COR #10 (2nd Rev)	Deeper Excavation STA 10+00 to STA 12+10 (needed to avoid depths of gas main, storm sewer, and fiber lines)
\$ 2,835.70	COR #11 (2nd Rev)	Additional exploratory investigation of water main utilities
\$ 6,196.29	COR #12 (1st Rev)	STA 12+10: 12-inch vs. 8-inch Fitting Size Increase (decided to connect to existing 12-inch main to improve flow conditions.)
\$ 3,681.80	COR #13 (2nd Rev)	Larger 1", 1-1/2" and 2" Water Services vs. 3/4" Water Services
\$ 7,782.05	COR #14 (2nd Rev)	4" Insertion Valve at Cordes Street (needed for proper abandonment of existing main)
-	COR #15 (2nd Rev)	Not Used
\$ 66,420.85	COR #16 (1st Rev)	Unknown thick asphalt on Main Street (avg. 18" to 20") (high 30")
\$ 13,845.00	COR #17	Quantity Adjustment (Bid Item #12): Additional Flowable Fill (increase due to deeper depths)
\$ 246.24	COR #18 (1st Rev)	Material change for Non-Specified EMPC Concrete Mix Design
\$ 2,205.00	COR #19 (2nd Rev)	Quantity Adjustment (Bid Item #11): Additional Water Service Length (City service extended)
\$ 13,929.90	COR #20 (2nd Rev)	Unknown 8-Inch Water Main on Cordes Street (required additional length of pipe and modification to tie-in)
\$ (1,889.29)	COR #21	Removal of 4 Bollard Posts from Project
-	COR #22	Not Used
\$ 3,854.33	COR #23	Quantity Adjustment (Bid Items #14, #15, #16): Additional sidewalk and curb replaced outside of contract limits.
\$ (21,770.00)	Bid Item #4	Quantity Adjustment (Bid Item #4): 8" PVC Water Main - Directional Drill (restrained) - removed
\$ (6,361.00)	Bid Item #5	Quantity Adjustment (Bid Item #5): Remove 1 Each 6" Tapping Sleeve & Valve (Performed 0 of 1 quantity)
\$ (942.00)	Bid Item #10	Quantity Adjustment (Bid Item #10): Remove 1 Each Reconnect 3/4" Water Service (Performed 12 of 13 quantity)
\$ (1,440.00)	Bid Item #18	Quantity Adjustment (Bid Item #18): Remove 1 Each Hydrant Removal (Performed 2 of 3 quantity)
\$ (1,796.00)	Bid Item #21	Quantity Adjustment (Bid Item #21): Remove 2 Each Cut & Cap Existing 8" Pipe (Inactive Line) (Performed 3 of 5 quantity)
\$ (841.00)	Bid Item #23	Quantity Adjustment (Bid Item #23): Remove 1 Each Cut & Cap Existing 6" Pipe (Inactive Line) (Performed 0 of 1 quantity)
\$ 162,450.92	TOTAL CHANGE ORDER#1:	
\$ 568,327.00	ORIGINAL SUBCONTRACT AMOUNT	
\$ 730,777.92	REVISED CONTRACT AMOUNT	