



City of Ann Arbor
City Administrator's Office
301 E. Huron Street, PO Box 8647
Ann Arbor, MI 48107-8647
734-794-6110 x41101

MEMORANDUM

DATE: October 10, 2018

TO: Howard S. Lazarus, City Administrator

FROM: Craig A. Hupy, P.E., Public Services Area Administrator

RE: Scio Church Road Improvements Project
Emergency Authorization to Perform Additional Material Testing and Inspection

The purpose of this memorandum is to inform you of an emergency authorization to continue the work of performing material testing and on-site density inspection as part of the subject project.

The Scio Church Road Improvements Project is a roadway rehabilitation project within the City with its limits from S. Main Street to S. Seventh Street. The project is a federally-funded project that we are overseeing on behalf of the Michigan Department of Transportation.

This project is rehabilitating a segment of Scio Church Road and includes constructing a new concrete curb and gutter and sidewalk on the south side of the roadway, constructing new sidewalk along the north side of the roadway throughout the project limits, installing an infiltration trench to help reduce peak storm water flows within the project limits, narrowing portions of the roadway in order to help reduce unneeded impervious surfaces, and install bump outs at the Scio Church Road/S. Seventh Street intersection to assist pedestrian crossings.

As you are aware, the recently suspended labor dispute between Operating Engineers Local 324 and the Michigan Infrastructure and Transportation Association (MITA) has added about one month to the project's schedule. Also, the Contractor for the project was about 3-1/2 weeks behind schedule before the labor dispute arose. Unfortunately, this has significantly impacted our material testing contract with CTI and Associates, Inc. (CTI) (the firm that was chosen to perform the needed material testing and on-site density testing for the project.) As a result of these delays, it appears at this writing that we will be about \$30,000 over the contract value for this work due to the added duration of the project for which CTI is not responsible. Also contributing to the shortfall was the original contract did not contain sufficient resources to perform all needed testing services for the project. Although, we did have many of the tests included in the contract, it was necessary

to perform more of these tests in order to verify to state and federal standards that the construction was properly performed and documented. Consequently, it is necessary to add additional funds to our agreement with CTI so that we can continue the work and complete the roadway work this fall.

In total, we expect to add approximately \$30,000 of work to the testing agreement with CTI to properly complete all needed testing services to complete the project. With Council's approval of the material testing agreement (R-18-239), a \$10,000 contingency fund was established for the work. Therefore, approximately an additional \$20,000 will be needed to fund the remaining portion of the work.

Given the nature of this project and the state and federal requirements that we are to follow to properly document the work, it is not possible to stop the work as that would have led to more expenses (construction delays, roadway user delays, additional congestion, etc.) and additional needless delays to the work.

In keeping with City Policy and as provided in City Code 1:316, the Engineering Unit of the Public Services Area requested an emergency authorization from the City Administrator to continue the work of the project pending submittal to, and approval from, City Council. Staff are currently in the process of negotiating the final costs to the project with CTI and will present a resolution to Council as soon as practicable to approve the Change Order. It is anticipated that this will be an item on the November 8, 2018 Council Agenda. Funds exist within the Street Resurfacing Millage Fund to pay for this work.

cc: Nicholas S. Hutchinson, P.E., City Engineer
Michael G. Nearing, Senior Project Manager