



Legislation Details (With Text)

**File #:** 23-0639      **Version:** 1      **Name:** 5/1/23 CB Asphalt Change Order No. 2  
**Type:** Resolution      **Status:** Passed  
**File created:** 5/1/2023      **In control:** City Council  
**On agenda:** 5/1/2023      **Final action:** 5/1/2023  
**Enactment date:** 5/1/2023      **Enactment #:** R-23-137

**Title:** Resolution to Approve Construction Contract Change Order No. 2 with CB Asphalt Paving for Street Cut and Miscellaneous Pavement Repair - ITB No. 4624 and to Amend the FY23 Budget and Appropriate \$750,000.00 from the Water Supply System Fund Balance (\$1,300,00.00 increase, total contract \$2,300,000.00) (8 Votes Required)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. CB Asphalt Resolution Resolution.pdf, 2. CONTRACT - 0 for CB ASPHALT PAVING - PUBLIC WORKS 8-18-2020.pdf, 3. CB Asphalt Resolution 2.pdf, 4. Change Order #2 - CB Asphalt.pdf, 5. CHANGE ORDER - 1 for CB ASPHALT MAINTENANCE, LLC - PUBLIC WORKS .pdf, 6. RENEWAL - 1 for CB ASPHALT MAINTENANCE, LLC - PUBLIC WORKS 6-16- (3).pdf

Date	Ver.	Action By	Action	Result
5/1/2023	1	City Council	Approved	Pass

Resolution to Approve Construction Contract Change Order No. 2 with CB Asphalt Paving for Street Cut and Miscellaneous Pavement Repair - ITB No. 4624 and to Amend the FY23 Budget and Appropriate \$750,000.00 from the Water Supply System Fund Balance (\$1,300,00.00 increase, total contract \$2,300,000.00) **(8 Votes Required)**

Attached for your approval is a resolution authorizing a construction contract change order with CB Asphalt Paving for \$1,300,000.00 to perform street cut and miscellaneous pavement repair for a total contract value of \$2,300,000.00. This contract is used to perform permanent asphalt repairs for utility excavations, path maintenance, parking lots, and major and local road deficiencies.

CB Asphalt Paving and True North Asphalt were the lowest qualified bidders for Street Cut and Miscellaneous Pavement Repair - ITB No. 4624. Each contractor was awarded a construction contract for \$500,000.00 for a total of \$1,000,000.00 to perform the work as authorized in R-20-244. True North Asphalt has not performed any pavement repairs to date and has been unresponsive. Council awarded Change Order No. 1 to increase the total contract to \$1,000,000.00 on 4/5/2021, R-21-106. CB Asphalt Paving has performed quality work for three years and a change order to the construction contract is sought to increase spending authority with the sole responsive contract holder to complete necessary repairs during the final 14 months left on their contract.

**Budget/Fiscal Impact:** Funding for FY23 is available in the Stormwater and Sewage Disposal System Budgets and the Water Supply System unobligated fund balance. Funding for FY24 will be included in the appropriate fund budgets if so, approved by Council.

CB Asphalt Paving complies with the City's Non-Discrimination and Living Wage ordinances.

Prepared by: Paul Matthews, Public Works Assistant Manager

Reviewed by: Molly Maciejewski, Public Works Unit Manager  
Brian Steglitz, Public Services Area Administrator

Approved by: Milton Dohoney Jr., City Administrator

Whereas, Council awarded construction contracts for street cut and miscellaneous pavement repair to CB Asphalt Paving and True North Asphalt on July 6, 2020 in the amount of \$500,000.00 each for a total of \$1,000,000.00;

Whereas, True North Asphalt has not performed any pavement repairs to date and has been unresponsive;

Whereas, Council awarded Change Order No. 1 to increase the total contract to \$1,000,000.00 on 4/5/2021, R-21-106;

Whereas, CB Asphalt Paving has performed quality work for three years and a change order to the construction contract is sought to increase spending authority with the sole responsive contract holder to complete the necessary repairs;

Whereas, Funding for FY23 is available in the Stormwater and Sewage Disposal System budget and Water Supply System unobligated fund balance and Funding for FY24 will be included in the appropriate fund budgets if so, approved by council; and

Whereas, CB Asphalt Paving complies with the City's Non-Discrimination and Living Wage Ordinances;

RESOLVED, That Council approve Change Order No. 2 to the construction contract with CB Asphalt Paving in the amount of \$1,300,000.00 (ITB No. 4624) for a total contract amount of \$2,300,000.00;

RESOLVED, That Council appropriate \$750,000.00 to the FY23 Water Supply System Operations and Maintenance Budget from the Water Supply System unobligated fund balance; and

RESOLVED, That the City Administrator be authorized to take the necessary actions to implement this resolution.