



## Legislation Text

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**File #:** 21-0653, **Version:** 1

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Resolution to Approve Change Order No. 2 for Bailey Excavating, Inc. for the Barton Drive Water Main Replacement and Resurfacing Project (\$195,242.73, for a Total Contract Amount of \$1,655,851.52)(ITB 4617)

Attached for your review and approval is a change order to the construction contract with Bailey Excavating, Inc. (Bailey) for the Barton Drive Water Main Replacement and Resurfacing Project.

This Contract work included replacing and upsizing water mains on Barton Drive between Northside Avenue and Pontiac Trail. This Project also included geometric changes to intersections with Brede Place, Longshore Drive, Chandler Road, and Starwick Drive; new sidewalks; new accessible sidewalk ramps; some drainage structure replacements; and street resurfacing between the M14 ramps and Pontiac Trail.

The contract with Bailey Excavating, Inc., for \$1,391,453.62 was approved by City Council on May 4, 2020 (Resolution R-20-147) with a contingency of \$150,000.00. The first Contract Change Order was approved administratively for \$69,155.17 and fell below the contingency amount. Change Order No. 1 included work that was requested by Public Works for additional storm sewer work to repair an existing outfall structure and add a new riprap spillway; and to fix a water main break that was outside of the project limits. This work would normally have been done by City crews, but Public Works preferred that Bailey do the work and invoice the City, as they were already working in the area.

Change Order No. 2 is for \$195,242.73 and brings the total Contract change to \$264,397.90, which exceeds the previously approved contingency amount. Change Order No. 2 increased existing pay items due to changed field conditions, including routine stormwater work that is funded by the Stormwater Fund, and added new pay items for additional work at the intersection of Barton Drive and Starwick Drive.

In order to simplify the record keeping, the extra work items requested by Public Works were added to this contract rather than invoicing Public Works directly. The total cost for this requested work was \$190,400.20 (\$47,197.53 attributed to the Water Supply System and \$143,202.67 attributed to the Stormwater System), leaving \$73,997.70 of overage attributed to the project itself.

Change Order No.2 increases the total authorized amount to \$1,655,851.52. Bailey Excavating, Inc. has submitted all required Non-Discrimination, Prevailing Wage, Living Wage, and Conflict of Interest Disclosure forms and complies with the requirements of the City's Non-Discrimination and Living Wage ordinances.

Budget/Fiscal Impact: Funding for the additional work required by this change order is available in the approved FY21 Operating and Maintenance budget of the Water Supply System Fund and Storm Water Fund, the approved Storm Water Capital Fund and the Street, Bridge, and Sidewalk Millage. Prepared by: Nicholas Hutchinson, P.E., City Engineer

Reviewed by: Craig Hupy, Public Services Area Administrator

Approved by: Tom Crawford, City Administrator

Whereas, The City of Ann Arbor Capital Improvements Plan (CIP) includes the Barton Drive Water Main Replacement and Resurfacing Project;

Whereas, Bailey Excavating, Inc. was awarded a contract on May 4, 2020 (R-20-147) in the amount of \$1,391,453.62 to perform the construction of the Barton Drive Water Main Replacement and Resurfacing Project;

Whereas, Change Order No. 1 for \$69,155.17 increased the Contract to \$1,460,608.79

Whereas, The project includes work not within the original scope due to changed field conditions and additional requests from the Public Works Department;

Whereas, It is necessary to approve Change Order No. 2 to the contract to include additional work in the total amount of \$264,397.90 as detailed in Change Order No. 1 and Change Order No. 2;

Whereas, Funding for these change orders comes from the approved FY21 Operating and Maintenance budget of the Water Supply System Fund and Storm Water Fund, the approved Storm Water Capital Fund and the Street, Bridge, and Sidewalk Millage; and

Whereas, Bailey Excavating, Inc. has submitted all required Non-Discrimination, Prevailing Wage, Living Wage, and Conflict of Interest Disclosure forms and complies with the requirements of the City's Non-Discrimination and Living Wage ordinances;

RESOLVED, That Change Order No. 2 in the amount of \$195,242.73 be approved to the construction contract with Bailey Excavating, Inc. for a total Change Order amount of \$264,397.90, and a total contract amount of \$1,655,851.52, for the Barton Drive Water Main Replacement and Resurfacing Project (ITB 4617); and

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