RESOLUTION 2012-28

A RESOLUTION OF THE GARIBALDI CITY COUNCIL ACTING AS LOCAL CONTRACT REVIEW BOARD; ADOPTING FINDINGS IN SUPPORT OF CHANGED CONDITIONS RESULTING IN ADDITIONAL COSTS; AND AUTHORIZING THE CITY MANAGER TO APPROVE AND MANAGE CHANGES TO THE CONTRACT WITH DAVID ROBERTS CONTRACTING FOR THE CONSTRUCTION OF THE "OREGON COAST HIGHWAY 101 (GARIBALDI AVENUE) SIDEWALK AND BICYCLE LANE IMPROVEMENTS 12TH TO 10TH STREET" PROJECT

WHEREAS, the City of Garibaldi has received a grant from the Oregon Department of Transportation (ODOT) for the purpose of a public works project constructing sidewalks, a bicycle lane, storm water infrastructure and other utility improvements along Hwy 101 (Garibaldi Ave.) between 12th and 10th Streets in Garibaldi, also known as the "Oregon Coast Highway 101 (Garibaldi Avenue) Sidewalk and Bicycle Lane Improvements 12th to 10th Street Project" (Project); and

WHEREAS, in Resolution No. 2012-26 the City Council acting as the Garibaldi Contract Review Board awarded the bid for the Project work to David Roberts Contracting and entered into a contract to construct the Project, and

WHEREAS, unforeseen conditions have been discovered in the course of constructing the Project which conditions resulted in necessary increases in scope and cost of the Project; and

WHEREAS, the City Council finds that the changes in the scope and cost of the project will conform to the requirements of GMC 3.10.080(C).

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF GARIBALDI RESOLVES AS FOLLOWS:

Section 1. The Council adopts as relevant facts and findings in support of this Resolution the above recitals, which are incorporated herein by reference.

Section 2. Project Change Orders 1 through 4 as presented by the City Manager are included in ***Exhibit A***, attached to and incorporated herein by reference.

Section 3. The Council hereby delegates to the City Manager the authority to expend additional funds for the construction of the Project as required and not to exceed a total Project cost of $200,000.

Section 4. This resolution is effective as of the date of its adoption by the City Council.

PASSED BY THE COMMON COUNCIL AND APPROVED BY THE MAYOR this 3rd day of October, 2012.

Suzanne McCarthy

Hon. Suzanne McCarthy, Mayor

ATTEST:

John O'Leary, City Manager

Attached: "Exhibit A", Project Change Orders

CHANGE ORDER

Change Order No.: 1

Date: Sept. 18, 2012

Agreement Date: Aug, 28, 2012

NAME OF PROJECT: **OREGON COAST HIGHWAYS 101 (GARIBALDI AVENUE) SIDEWALK AND BICYCLE LANE IMPROVEMENTS 12TH TO 10TH STREET**

OWNER: City of Garibaldi

CONTRACTOR: David Roberts Excavating

The following changes are hereby made to the Contract: 6+66 & 28 JO DMR 9/24/12

Justification: The sidewalk and driveways between Station ~~0+30~~ and 4+~~65~~ shall be constructed with extra thickness, wire mesh reinforcing and crushed rock bedding as described in the memo from Wallis Engineering dated Sept. 12, 2012. This Change Order is based on the unit prices listed in Attachment, and subject to final measurement of as-constructed quantities.

Original Contract Price was:	$ 129,812
Previously Approved Change Order(s)	$ 0
Contract Price prior to this Change Order:	$ 129,812
Contract Price for this Change Order will be (increased) (~~decreased~~) by:	$ 9,190
New Contract Price including this Change Order will be:	$ 139,002

Subject to measurement DMR.

The Contract Time will be (~~increased~~) (~~decreased~~) (unchanged) by (_____) working days.

The date for substantial completion as of the date of this Change Order, therefore, is: _____ (Date).

Requested by: David D M Roberts David Roberts

Recommended by: Richard G. Gitschlag, P.E.

Ordered by: John O'Leary, City Manager

Accepted by: John O'Leary City Manager

Amended

CHANGE ORDER

Change Order No.: 1

Date: Sept. 18, 2012

Agreement Date: Aug. 28, 2012

NAME OF PROJECT: **OREGON COAST HIGHWAYS 101 (GARIBALDI AVENUE) SIDEWALK AND BICYCLE LANE IMPROVEMENTS 12TH TO 10TH STREET**

OWNER: City of Garibaldi

CONTRACTOR: David Roberts Excavating

The following changes are hereby made to the Contract:

Justification: The sidewalk and driveways between Station 4+29 and 6+85 (between 10th & 11th Strets) shall be constructed with extra thickness, wire mesh reinforcing and crushed rock bedding as described in the memo from Wallis Engineering dated Sept. 12, 2012. This Change Order is based on the unit prices listed in Attachment, and the measured areas from the Engineer's AutoCAD drawings.

Original Contract Price was:	$ 129,812
Previously Approved Change Order(s)	$ 0
Contract Price prior to this Change Order:	$ 129,812
Contract Price for this Change Order will be (increased) (~~decreased~~) by:	$ 9,362
New Contract Price including this Change Order will be:	$ 139,174

The Contract Time will be (~~increased~~) (~~decreased~~) (unchanged) by (_____) working days.

The date for substantial completion as of the date of this Change Order, therefore, is: _____ (Date).

Requested by: David Roberts

Recommended by: RGG Richard G. Gitschlag, P.E.

Ordered by:

Accepted by:

Change Order - 1

		Change Order #1			
Bid Item	Desc	Units	Measure	Unit Price	Extension
1	Survey & Staking		LS	3,500.00	-
2	Mobilization		LS	8,000.00	-
3	Temp Traffic Control	1	LS	460.00	460.00
4	Erosion Control		LS	2,000.00	-
5	12" RCP Storm Sewer		LF	60.00	-
6	12" DI Storm Sewer		LF	65.00	-
7	Conc Area Inlet		Ea	1,000.00	-
8	Type G-1 Inlets		Ea	1,200.00	-
9	Type CG-1 Inlets		Ea	1,400.00	-
10	Storm MH		Ea	2,000.00	-
11	3/4" CR Aggregate		CY	40.00	-
12	Hot Mix A/C		Ton	160.00	-
13	Type C Curb		LF	20.00	-
14	Curb/Gutter		LF	22.00	-
15	Curb Opening		Ea	300.00	-
16	Conc Driveways		SF	6.00	-
16A	Conc Driveways (Extra)	262	SF	8.28	2,169.36
17	Conc Walks		SF	4.00	-
17A	Conc Walks (Extra)	1,145	SF	5.88	6,732.60
18	Pvmt Line Removal		LF	2.00	-
19	Pvmt Stop Bar Removal		SF	4.00	-
20	Longit. Pvmt Stripe		LF	5.00	-
21	Pvmt Bike Symbol		Ea	400.00	-
22	Stop Bars		SF	11.00	-
23	R&R Signs		LS	1,000.00	-
24	X-Walk Signs		LS	1,000.00	-
25	Topsoil		CY	50.00	-
26	Seeding		SF	1.00	-
27	Remove Ex. St Sewer		LF	20.00	-
28	Rem. Exist. Inlet		Ea	200.00	-
29	Adjust Inlet		Ea	400.00	-
30	Const Inlet over Ex. Pipe		Ea	1,000.00	-
31	Adjust Valve Boxes		Ea	100.00	-
32	Remove Struct & Obstr		LS	1,000.00	-
33	Force Account Labor & Equip				
34	4" PVC & Fitting				
35	Sawcut A/C (Extra)				
36	CDF (Backfill)				
37	Temp A/C Patch (Hot)				
38	Haul Hot Mix				
39	12" C-900 PVC Storm				
39a	12" C-900 PVC Storm				
	Force Account Markup (per ODC				
	Total:				9,361.96

CHANGE ORDER

Change Order No.: 2

Date: Sept. 23, 2012

Agreement Date: Aug. 28, 2012

NAME OF PROJECT: **OREGON COAST HIGHWAYS 101 (GARIBALDI AVENUE) SIDEWALK AND BICYCLE LANE IMPROVEMENTS 12TH TO 10TH STREET**

OWNER: City of Garibaldi

CONTRACTOR: David Roberts Excavating

The following changes are hereby made to the Contract:

Justification: Connect Existing 4" Rain Drain at Sta. 5+00

Original Contract Price was:	$ 129,812
Previously Approved Change Order(s)	$ 9,190
Contract Price prior to this Change Order:	$ 139,002
Contract Price for this Change Order will be (increased) (~~decreased~~) by:	$ 549.90
New Contract Price including this Change Order will be:	$ 139,551.90

The Contract Time will be (increased) (~~decreased~~) (~~unchanged~~) by (_____) working days.

The date for substantial completion as of the date of this Change Order, therefore, is: _____ (Date).

Requested by: David M Roberts David Roberts

Recommended by: Richard G. Gitschlag, P.E.

Ordered by: John O'Leary, City Manager

Accepted by: John O'Leary, City Manager

Federal Agency Approval: (when applicable)

Change Order - 2

Exhibit A -- A RESOLUTION OF THE GARIBALDI CITY COUNCIL ACTING AS LOCAL CONTRACT REVIEW BOARD; ADOPTING FINDINGS IN SUPPORT OF CHANGED CONDITIONS RESULTING IN ADDITIONAL COSTS; AND AUTHORIZING THE CITY MANAGER TO APPROVE AND MANAGE CHANGES TO THE CONTRACT WITH DAVID ROBERTS CONTRACTING FOR THE CONSTRUCTION OF THE "OREGON COAST HIGHWAY 101 (GARIBALDI AVENUE) SIDEWALK AND BICYCLE LANE IMPROVEMENTS 12TH TO 10TH STREET" PROJECT

Bid Item	Desc	Change Order #2 Units	Measure	Unit Price	Extension
1	Survey & Staking		LS	3,500.00	-
2	Mobilization		LS	8,000.00	-
3	Temp Traffic Control		LS	7,000.00	-
4	Erosion Control		LS	2,000.00	-
5	12" RCP Storm Sewer		LF	60.00	-
6	12" DI Storm Sewer		LF	65.00	-
7	Conc Area Inlet		Ea	1,000.00	-
8	Type G-1 Inlets		Ea	1,200.00	-
9	Type CG-1 Inlets		Ea	1,400.00	-
10	Storm MH		Ea	2,000.00	-
11	3/4" CR Aggregate		CY	40.00	-
12	Hot Mix A/C		Ton	160.00	-
13	Type C Curb		LF	20.00	-
14	Curb/Gutter		LF	22.00	-
15	Curb Opening		Ea	300.00	-
16	Conc Driveways		SF	6.00	-
16A	Conc Driveways (Extra)				
17	Conc Walks		SF	4.00	-
17A	Conc Walks (Extra)				
18	Pvmt Line Removal		LF	2.00	-
19	Pvmt Stop Bar Removal		SF	4.00	-
20	Longit. Pvmt Stripe		LF	5.00	-
21	Pvmt Bike Symbol		Ea	400.00	-
22	Stop Bars		SF	11.00	-
23	R&R Signs		LS	1,000.00	-
24	X-Walk Signs		LS	1,000.00	-
25	Topsoil		CY	50.00	-
26	Seeding		SF	1.00	-
27	Remove Ex. St Sewer		LF	20.00	-
28	Rem. Exist. Inlet		Ea	200.00	-
29	Adjust Inlet		Ea	400.00	-
30	Const Inlet over Ex. Pipe		Ea	1,000.00	-
31	Adjust Valve Boxes		Ea	100.00	-
32	Remove Struct & Obstr		LS	1,000.00	-
33	Force Account Labor & Equip	0.25	Days	1,800.00	450.00
34	4" PVC & Fitting	1	LS	20.00	20.00
35	Sawcut A/C (Extra)				-
36	CDF (Backfill)				
37	Temp A/C Patch (Hot)				
38	Haul Hot Mix				
39	12" C-900 PVC Storm				
39a	12" C-900 PVC Storm				
	Force Account Markup (per ODO			17%	79.90
	Total:				549.90

CHANGE ORDER

Change Order No.: 3

Date: Sept. 24, 2012

Agreement Date: Aug. 28, 2012

NAME OF PROJECT: **OREGON COAST HIGHWAYS 101 (GARIBALDI AVENUE) SIDEWALK AND BICYCLE LANE IMPROVEMENTS 12TH TO 10TH STREET**

OWNER: City of Garibaldi

CONTRACTOR: David Roberts Excavating

The following changes are hereby made to the Contract:

Justification: The sidewalk and driveways between Station 0+30 and 4+05 (between 11th & 12th Strets) shall be constructed with extra thickness, wire mesh reinforcing and crushed rock bedding as described in the memo from Wallis Engineering dated Sept. 12, 2012. This Change Order is based on the unit prices listed in Attachment, and the measured areas from the Engineer's AutoCAD drawings.

Original Contract Price was:	$ 129,812
Previously Approved Change Order(s)	$ 9,912
Contract Price prior to this Change Order:	$ 139,724
Contract Price for this Change Order will be (increased) (~~decreased~~) by:	$ 16,634
New Contract Price including this Change Order will be:	$ 156,358

The Contract Time will be (~~increased~~) (~~decreased~~) (unchanged) by (_____) working days.

The date for substantial completion as of the date of this Change Order, therefore, is: _____ (Date).

Requested by: _____ David Roberts

Recommended by: _____ Richard G. Gitschlag, P.E.

Ordered by: _____ John O'Leary, City Manager

Accepted by: _____ John O'Leary, City Manager

Change Order - 3

Bid Item	Description	Units	Measure	Unit Price	Extension
1	Survey & Staking		LS	3,500.00	-
2	Mobilization		LS	8,000.00	-
3	Temp Traffic Control		LS	7,000.00	-
4	Erosion Control		LS	2,000.00	-
5	12" RCP Storm Sewer		LF	60.00	-
6	12" DI Storm Sewer		LF	65.00	-
7	Conc Area Inlet		Ea	1,000.00	-
8	Type G-1 Inlets		Ea	1,200.00	-
9	Type CG-1 Inlets		Ea	1,400.00	-
10	Storm MH		Ea	2,000.00	-
11	3/4" CR Aggregate		CY	40.00	-
12	Hot Mix A/C		Ton	160.00	-
13	Type C Curb		LF	20.00	-
14	Curb/Gutter		LF	22.00	-
15	Curb Opening		Ea	300.00	-
16	Conc Driveways		SF	6.00	-
16A	Conc Driveways (Extra)	556	SF	8.28	4,603.68
17	Conc Walks		SF	4.00	-
17A	Conc Walks (Extra)	2,046	SF	5.88	12,030.48
18	Pvmt Line Removal		LF	2.00	-
19	Pvmt Stop Bar Removal		SF	4.00	-
20	Longit. Pvmt Stripe		LF	5.00	-
21	Pvmt Bike Symbol		Ea	400.00	-
22	Stop Bars		SF	11.00	-
23	R&R Signs		LS	1,000.00	-
24	X-Walk Signs		LS	1,000.00	-
25	Topsoil		CY	50.00	-
26	Seeding		SF	1.00	-
27	Remove Ex. St Sewer		LF	20.00	-
28	Rem. Exist. Inlet		Ea	200.00	-
29	Adjust Inlet		Ea	400.00	-
30	Const Inlet over Ex. Pipe		Ea	1,000.00	-
31	Adjust Valve Boxes		Ea	100.00	-
32	Remove Struct & Obstr		LS	1,000.00	-
33	Force Account Labor & Equip		Days	1,800.00	-
34	4" PVC & Fitting				-
35	Sawcut A/C (Extra)				-
36	CDF (Backfill)				-
37	Temp A/C Patch (Hot)				-
38	Haul Hot Mix				-
39	12" C-900 PVC Storm				
39a	12" C-900 PVC Storm				
	Force Account Markup (per ODC			0%	-
	Total:				16,634.16

CHANGE ORDER

Change Order No.: 4

Date: Sept. 25, 2012

Agreement Date: Aug. 28, 2012

NAME OF PROJECT: **OREGON COAST HIGHWAYS 101 (GARIBALDI AVENUE) SIDEWALK AND BICYCLE LANE IMPROVEMENTS 12TH TO 10TH STREET**

OWNER: City of Garibaldi

CONTRACTOR: David Roberts Excavating

The following changes are hereby made to the Contract:

Justification: Corrections to Storm Sewers, Inlets from Sta. 0+00 through Sta. 4+02 as shown on Wallis Engineering marked-up plan sheets as attached to email from David Brokaw dated 9-14-12 And Connections to Existing Storm Inlets at 10th Street Intersection

Original Contract Price was:	$ 129,812
Previously Approved Change Order(s)	$ 26,546
Contract Price prior to this Change Order:	$ 156,358
Contract Price for this Change Order will be (increased) (~~decreased~~) by:	$ 34,741
New Contract Price including this Change Order will be:	$ 191,099

The Contract Time will be (increased) (~~decreased~~) (~~unchanged~~) by (_____) working days.

~~The date for substantial completion as of the date of this Change Order, therefore, is: _____ (Date).~~ Additional Contract Time is being negotiated at this time.

Requested by: _____ David Roberts

Recommended by: RGG Richard G. Gitschlag, P.E.

Ordered by: John O'Leary, City Manager

Accepted by: John O'Leary, City Manager

Federal Agency Approval: _____
(when applicable)

Change Order - 1

Exhibit A -- A RESOLUTION OF THE GARIBALDI CITY COUNCIL ACTING AS LOCAL CONTRACT REVIEW BOARD; ADOPTING FINDINGS IN SUPPORT OF CHANGED CONDITIONS RESULTING IN ADDITIONAL COSTS; AND AUTHORIZING THE CITY MANAGER TO APPROVE AND MANAGE CHANGES TO THE CONTRACT WITH DAVID ROBERTS CONTRACTING FOR THE CONSTRUCTION OF THE "OREGON COAST HIGHWAY 101 (GARIBALDI AVENUE) SIDEWALK AND BICYCLE LANE IMPROVEMENTS 12TH TO 10TH STREET" PROJECT

		Change Order #4			
Bid Item	Desc	Units	Measure	Unit Price	Extension
1	Survey & Staking		LS	3,500.00	-
2	Mobilization		LS	8,000.00	-
3	Temp Traffic Control	6	Days	800.00	5,040.00
4	Erosion Control		LS	2,000.00	-
5	12" RCP Storm Sewer		LF	60.00	-
6	12" DI Storm Sewer		LF	65.00	-
7	Conc Area Inlet		Ea	1,000.00	-
8	Type G-1 Inlets	4	Ea	1,200.00	4,800.00
9	Type CG-1 Inlets		Ea	1,400.00	-
10	Storm MH		Ea	2,000.00	-
11	3/4" CR Aggregate		CY	40.00	-
12	Hot Mix A/C		Ton	160.00	-
13	Type C Curb		LF	20.00	-
14	Curb/Gutter		LF	22.00	-
15	Curb Opening		Ea	300.00	-
16	Conc Driveways		SF	6.00	-
16A	Conc Driveways (Extra)				
17	Conc Walks		SF	4.00	-
17A	Conc Walks (Extra)				
18	Pvmt Line Removal		LF	2.00	-
19	Pvmt Stop Bar Removal		SF	4.00	-
20	Longit. Pvmt Stripe		LF	5.00	-
21	Pvmt Bike Symbol		Ea	400.00	-
22	Stop Bars		SF	11.00	-
23	R&R Signs		LS	1,000.00	-
24	X-Walk Signs		LS	1,000.00	-
25	Topsoil		CY	50.00	-
26	Seeding		SF	1.00	-
27	Remove Ex. St Sewer		LF	20.00	-
28	Rem. Exist. Inlet		Ea	200.00	-
29	Adjust Inlet		Ea	400.00	-
30	Const Inlet over Ex. Pipe		Ea	1,000.00	-
31	Adjust Valve Boxes		Ea	100.00	-
32	Remove Struct & Obstr		LS	1,000.00	-
33	Force Account Labor & Equip				-
34	4" PVC & Fitting				-
35	Sawcut A/C (Extra)				-
36	CDF (Backfill)				-
37	Temp A/C Patch (Hot)				-
38	12" C-900 PVC Storm	320	LF	60.00	19,200.00
39	Remove Exist Storm CBs	1.5	Days	2,300.00	3,450.00
40	Subcontract Truck & Driver	1	Day	850.00	850.00
41					-
	Force Account Markup (per ODO			15%	1,401.00
	Total:				34,741.00
					191,099.02