



City of Grand Island

Tuesday, January 08, 2008

Council Session

Item G10

#2008-5 - Approving Change Order #3 - Water Main District

#455 - Park-View Subdivision

Staff Contact: Gary R. Mader; Wesley Nespor

Council Agenda Memo

From: Gary R. Mader, Utilities Director
Wesley Nespor, Asst. City Attorney/Purchasing

Meeting: January 8, 2008

Subject: Water Main District 455 – Park-View Subdivision
Change Order #3

Item #'s: G-10

Presenter(s): Gary R. Mader, Utilities Director

Background

In March of 2007, the City entered into a contract for Water Main District 455 with Starostka Group Unlimited, Inc., of Grand Island, to install water lines and services to the properties along Commerce Avenue and Pioneer Blvd., in the Park-View Subdivision, located in the south-central portion of the City.

Discussion

The project was somewhat hampered in progress due to the consistently wet weather during the summer months this year. At the end of the project, there remained two residential driveways that had been damaged during the construction and not yet repaired by the contractor. After repeated requests to complete the repair of the driveways, the contractor was formally notified by the Legal Department that if the necessary repairs were not completed by a date certain, the Utilities Department would complete the project and back charge the contractor. The date certain was not met by the contractor. In order to complete repair for the area residents before the winter season, the Utilities Department proceeded with the repair. That work is now complete. The total cost was \$1,906.83. Proposed Change Order #3 to the contract would deduct that amount from the contract price.

Alternatives

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council approve Change Order #3 to the Water Main District 455 Contract with Starostka Group Unlimited Inc., in the amount of a \$1,906.83 reduction in the contract amount.

Sample Motion

Move to approve Change Order #3 to the contract for Water Main District 455.



CHANGE ORDER #3

TO: Starostka Group Unlimited, Inc.
429 Industrial Lane
Grand Island, NE 68803

Project: Water Main District 455 (Commerce Avenue and Pioneer Blvd.)

You are hereby directed to make the following change in your contract:

1. Amend the awarded contract price to include the deduction and cost of repairing the driveways on Commerce Avenue (WWO 22632) for the sum of \$1,910.00 for a total amended contract price of \$226,025.95.

| | |
|--|------------------------------|
| <i>The Original Contract Sum</i> | <u>\$219,862.80</u> |
| Contract Amount Per Units Placed | <u>\$219,337.78</u> |
| Change Order #1 - Per Units Placed | <u>\$ 8,595.00</u> |
| Change Order #2 – Time Extension / Warranty | <u>\$ 0.00</u> |
| Change Order #3 – Driveway Replacement | <u>(\$ 1,906.83)</u> |
| Final Amended Contract Sum | <u>\$226,025.95</u> |

Approval and acceptance of this Change Order acknowledges understanding and agreement that the deduction of cost and time adjustments included represent the complete values arising out of and/or incidental to the Work described herein. Additional claims will not be considered.

APPROVED: **CITY OF GRAND ISLAND**

By: _____
Mayor

Date _____

Attest: _____

Approved as to Form, City Attorney

ACCEPTED: **STAROSTKA GROUP UNLIMITED, INC.**

By: *Mark Starostka*

Date 12/20/07

RESOLUTION 2008-5

WHEREAS, on February 27, 2007, by Resolution 2007-43, the City of Grand Island awarded a bid in the total amount of \$219,862.80 for the construction of Water Main District No. 455 to Starostka Group Unlimited, Inc., of Grand Island, Nebraska; and

WHEREAS, on November 13, 2007, by Resolution No. 2007-282, the City of Grand Island approved Change Order No. 2 for an extension of the warranty period on the backfill compaction; and

WHEREAS, because Starostka Group Unlimited, Inc., failed to repair two residential driveways that had been damaged during the construction of Water Main District No. 455, the Utilities Department completed the repairs at a cost of \$1,906.83 and that amount is to be deducted from the contract amount by Change Order No. 3.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the Mayor be, and hereby is, authorized and directed to execute Change Order No.3 for Water Main District No. 455.

- - -

Adopted by the City Council of the City of Grand Island, Nebraska, January 8, 2008.

Margaret Hornady, Mayor

Attest:

RaNae Edwards, City Clerk