

REQUEST FOR COUNCIL ACTION

SUBJECT: Approve Change Order No. 6 for the Bingham Creek Culvert Improvement Project

SUMMARY: Approve Change Order No. 6 with Cody Ekker Construction, Inc. for an amount not-to-exceed \$15,979.87.

FISCAL IMPACT: The funds for this project are available in the Storm Capital account.

STAFF RECOMMENDATION:

Staff recommends approval of Change Order No. 6 with Cody Ekker Construction, Inc. for an amount not-to-exceed \$15,979.87.

MOTION RECOMMENDED:

"I move to adopt Resolution No. ~~15-165~~ authorizing the Mayor to execute Change Order No. 6 with Cody Ekker Construction, Inc. for an amount not-to-exceed \$15,979.87.

Roll Call vote required

Prepared by:



Tim Heyrend, P.E.
Utilities Engineer

Reviewed by:



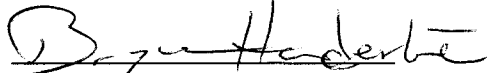
Wendell T. Rigby, P.E.
Director of Public Works

Reviewed as to Legal Sufficiency:



Darien Alcorn
Acting City Attorney

Recommended by:



Bryce Haderlie
Interim City Manager

BACKGROUND DISCUSSION:

The Bingham Creek Culvert Project is now complete. The project widened the road, added sidewalk curb and gutter, and replaced culverts at both 1300 West and 4000 West. The proposed change order #6 is to finalize the actual measurements of the asphalt, sidewalk, and fencing. The costs are based on the contract pricing, and all costs were thoroughly reviewed for accuracy and relevancy.

Previous changes to the contract addressed sewer pump around costs, additional retaining wall costs, removal of contaminated soils, and safety concerns along the roadways by adding jersey barriers and guard railing.

Attachments:

- Resolution
- Change Order 6

THE CITY OF WEST JORDAN, UTAH

A Municipal Corporation

RESOLUTION NO. 15-165

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER NO. 6 BETWEEN THE CITY AND CODY EKKER CONSTRUCTION, INC.

Whereas, the City Council of the City of West Jordan has a Change Order No. 6 request for the Bingham Creek Culvert Improvement Project in the amount of \$15,979.87; and

Whereas, the City Council desires to approve Change Order No. 6 with Cody Ekker Construction, Inc., which change order shall not be binding upon the City of West Jordan unless and until the change order is fully executed by the parties; and

Whereas, the proposed Change Order No. 6 between the City of West Jordan and Cody Ekker Construction, Inc. (a copy of which is attached as **Exhibit A**) for construction of the Bingham Creek Culvert Improvement Project in an amount not-to-exceed \$15,979.87 has been reviewed; and

Whereas, the City Council of the City of West Jordan has determined that the attached change order with Cody Ekker Construction, Inc. for an amount not-to-exceed \$15,979.87 is acceptable for the purpose of completing the Bingham Creek Culvert Improvement Project.

NOW, THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF WEST JORDAN, UTAH:

- Section 1. The Change Order No. 6 for the Bingham Creek Culvert Improvement Project is hereby approved with Cody Ekker Construction, Inc., which approval shall not be binding upon the City of West Jordan until the contract is fully executed by the parties
- Section 2. After approval as to legal form by the City Attorney, the Mayor is hereby authorized to execute Change Order No. 6 between the City of West Jordan and Cody Ekker Construction, Inc. in an amount not to exceed \$15,979.87.
- Section 3. This Resolution shall take effect immediately.

Adopted by the City Council of West Jordan, Utah, this 25th day of August 2015.

Kim V. Rolfe
Mayor

ATTEST:

Melanie S. Briggs
City Recorder

RESOLUTION NO. 15-165

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER NO. 6 BETWEEN THE CITY AND CODY EKKER CONSTRUCTION INC.

Voting by the City Council

"AYE"

"NAY"

Jeff Haaga

Judy Hansen

Chris McConnehey

Chad Nichols

Sophie Rice

Ben Southworth

Mayor Kim V. Rolfe



CHANGE ORDER

Project: Bingham Creek Culvert Improvement		No.:6
Project No.: SD 12-01	Orig. Contract Amt.: \$1,139,330.00	Page 1 of 1
Contractor: Cody Ekker Construction Inc.	Prev. Appvd. Changes \$133,916.89	Days: 28
Owner: City of West Jordan	This Change: \$15,979.87	Days: 5
City's Res. Project Rep.: Tim Heyrend	Revised Contract Amt.: \$1,289,226.76	Days: 182
Engineering Inspector: Brian Montgomery	Total Change Order % 13.16	

This Change Order covers changes to the subject contract as described herein. The Contractor shall construct, furnish equipment and materials, and perform all work as necessary or required to complete the Change Order Items for a lump sum price agreed upon between the Contractor and City of West Jordan, otherwise referred to as Owner.

Description of Changes	Increase in Contract Amount (\$)	(Decrease) in Contract Amount (\$)	Contract Time Extension (days)
1. Relocate additional water meter. Contract price.	\$1,500.00		1
2. Add on a fire hydrant extension to bring hydrant to grade.	\$900.00		1
3. Reduce: curb, gutter, and sidewalk by 16.5 LF @ \$40/LF, Park Strip by 319.54 Sq.Ft. @ \$9/LF, and drive approaches by 31.35 Sq. Ft. @ \$7/Sq. Ft., Trees not Removed @ \$4,000; 4' Fence 39.5 LF @ \$25/LF, Concrete Deduction \$1,000.		\$9,742.81	1
Increase: asphalt driveway width @ \$1,841, Sod 2,560 Sq. Ft. @ \$2/Sq.Ft., installation of metal mounting plates on fence \$520, Extra 6' Fence 76 LF @ \$60/LF, Additional Property Boundary Fence 281 LF @ \$20/LF, Existing Fence 14.5 LF @ \$15/LF, Fence Gate \$500, Park Strip Completion with Gravel – not in original bid- 696.67 Sq. Ft. @ \$2.50/Sq. Ft., Extra Erosion Control Mat, 1200 Sq. Ft. @ \$1/ Sq. Ft., Sawcut curb for additional driveway \$500, Install Rock Wall 75 Sq. Ft. @ \$20/Sq. Ft.	\$23,322.68		2
Totals	\$25,722.68	\$9,742.81	
Net Change in Contract Amount (Increase or Decrease)	\$15,979.87		5

The amount of the Contract will be increased by the sum of \$15,979.87 and the contract time shall be extended by 5 calendar days. The undersigned Contractor approves the foregoing Change Order as to the changes, if any, in the contract price specified for each item including any and all supervision costs and other miscellaneous costs relating to the change in work, and as to the extension of time allowed, if any, for completion of the entire work on account of said Change Order. The Contractor agrees to furnish all labor and materials and perform all other necessary work, inclusive of that directly or indirectly related to the approved time extension, required to complete the Change Order items. This document will become a supplement to the Contract and all provisions will apply hereto. It is understood that the Change Order shall be effective when approved by the Owner.

RECOMMENDED: TH Tim Heyrend (Engineer)

DATE: 8/10/15

ACCEPTED: Cody Ekker (Contractor)

DATE: 8/10/15

APPROVED: Sharon Casper (Contracts Administrator)

DATE: 8-13-15

ACCEPTED: _____ (Director of Public Works)

DATE: _____

APPROVED: _____ (City Manager)

DATE: _____