



CITY OF WAUKESHA

Administration

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Committee: Board of Public Works	Date: 1/20/2022
Common Council Item Number: ID #22-3444	Date: 2/1/2022
Submitted By: Alex Damien, Interim Director Public Works	City Administrator Approval: Kevin Lahner, City Administrator
Finance Department Review: Bridget Souffrant, Finance Director	City Attorney's Office Review: Brian Running, City Attorney
Subject: Review and act on Contract Change Order No. 1 with Payne and Dolan, Inc. for the 2021 Asphalt Resurfacing project.	

Details:

The Contract Change Order details additional work completed by Payne and Dolan, Inc for the 2021 Asphalt Resurfacing Project at the request of the City.

1. Roadway Items

Additional concrete curb and gutter and concrete sidewalk were removed and replaced at the request of the City as described below:

- a. Increase of quantity for Line Item, 7, Bid Item #03300 - Remove Existing Curb and Gutter
 Description: Increase of 1,535.94 LF of curb and gutter removal
 1535.94 LF @ \$4.00/LF \$ 6,143.76
- b. Increase of quantity for Line Item, 8, Bid Item #03331 - Remove Existing Sidewalk
 Description: Increase of 6,960.34 SF of sidewalk removal
 6,960.34 SF @ \$1.00/SF \$ 6,960.34
- c. Increase of quantity for Line Item, 33, Bid Item #07130 – 30” Type A Concrete Curb and Gutter
 Description: Increase of 1,505.94 LF of curb and gutter placement
 1,505.94 LF @ \$25.00/LF \$ 37,648.50
- d. Increase of quantity for Line Item, 36, Bid Item #07304 – 4” Concrete Sidewalk
 Description: Increase of 2,573.75 SF of 4” sidewalk placement
 2,573.75 SF @ \$7.00/SF \$ 18,016.25
- e. Increase of quantity for Line Item, 37, Bid Item #07326 – 6” Concrete Sidewalk
 Description: Increase of 3,531.59 SF of 6” sidewalk placement
 3,531.59 SF @ \$7.00/SF \$ 24,721.13



f. Roadway Base Items -

Additional poor base soil conditions were discovered that lead to additional excavation below subgrade (EBS) as summarized below:

Increase of quantity for Line Item, 16, Bid Item #04991 – 3” Crushed Aggregate Base Course, 3” (EBS)

Description: Increase of 3,356.82 TON of crushed agg. base course placement
3,356.82 TON @ \$27.04/TON \$ 90,768.41

g. Credit for less quantities completed (various items including crack sealing, slurry, storm sewer pipe, storm sewer manhole and inlet repair) (\$ 47,748.93)

h. Project Penalties

Work to complete the additional roadway items added 57 calendar days to the original contract completion date. The contractor failed to meet the definition of Substantial Completion prior to the extended contract date of November 13, 2021. Included within the contract is a liquidated damages penalty of \$1,000/Day for engineering and inspection services. The work within the Contract was Substantially Complete 4 days after the extended date and was completed on November 17, 2021.

Credit for Liquidated Damages..... (\$4,000.00)

Roadway Item Subtotal \$ 132,509.46

2. Sanitary Items

a. Credit for less quantities completed (various items including pipe bursting, chimney, frame, cover and asphalt patching) (\$ 14,139.95)

Sanitary Item Subtotal \$ (\$14,139.95)

3. Drop-off Center Paving Items

a. Credit for less quantities completed (various items including concrete sidewalk and pavement patching) (\$ 7,460.11)

Drop-off Paving Subtotal \$ (\$7,460.11)

4. Aviation Drive Parking Lot Paving Items

Additional poor base soil conditions were discovered that lead to additional excavation below subgrade (EBS) as summarized below:

a. Crushed Aggregate Base Course, 3” (EBS):

Increase of quantity for Line Item, 11 (Alternative 4), Bid Item #04991 – Crushed aggregate base course 3” (EBS)

Description: Increase of 2,204.89 TON of crushed agg. base course placement
2,204.89 TON @ \$26.10/TON \$ 31,447.63

b. Credit for less quantities completed (various items including geotextile fabric, pavement marking and silt fence) (\$ 8,388.34)

Aviation Drive Subtotal .. \$ 23,059.29

5. Parking Lot 6 (Brook St) Paving Items

a. Credit for less quantities completed (various items including geotextile fabric, HMA pavement, and top soil) (\$ 4,432.77)

Lot 6 Subtotal (\$ 4,432.77)

Total Change Order \$ 129,535.92

Options & Alternatives:

There were no feasible alternatives. The work was time sensitive and had to be completed with this project.

Financial Remarks:

Original Contract: \$4,604,881.99

Contract prior to this Change Order: \$ 4,604,881.99

Expense:

Account 2006-68290 for Roadway Items	\$132,509.46
Account 7399-68390-71470 for Sanitary Items.....	\$(14,139.95)
Account 3394-68290 for Drop-off Center Paving	\$(7,460.11)
Account 5542-6890 for Aviation Dr. Parking Lot Paving	\$ 23,059.29
Account 7790-68220 for Parking Lot 6 Paving.....	\$(4,432.77)

Contract Change Order #1: \$129,535.92

Total Contract Amount after Change Order #1 = \$4,734,417.91

Executive Recommendation:

Recommend approval of Contract Change Order No. 1 with Payne and Dolan, Inc for the 2021 Asphalt Resurfacing project.