APPROVED AS TO FORM
GOW
1(300)
Office of the City Attorney

Prepared By:CWE	
Requested: Projects Comm	ittee
Presentation on: 3/26/19	
Suspension of Rules: No	

RESOLUTION

RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 FOR 10TH AVENUE ROADWAY IMPROVEMENTS PROJECT (A15-1211/2016.129.001)

WHEREAS, heretofore, as a result of competitive bidding or as otherwise authorized by the Alabama Competitive Bid Law, Ala. Code §41-16-50, et seq. (1975) and/or Ala. Code §39-2-1, et seq. (1975), the City of Tuscaloosa awarded a contract for the above-referenced project to John Plott Company, Inc., (Contractor's Name); and,

WHEREAS, it has been determined that a change order to the above-referenced contract is necessary for the following reasons:

For additional sanitary sewer and modifications to storm sewer.

WHEREAS, the Architect, the Engineer for the project, or the City's representative, as

as set forth in the C.O. and accompanying documents); and,

	may be, have/has certified to the Council as per the attached change order request, d change order is: (Mark applicable category)
a.	Minor change of a total monetary value less than required for competitive bidding.
b.	Changes for matters relatively minor and incidental to the original contract necessitated by unforeseeable circumstances arising during the course of work.
c.	Emergency arising during the course of work.
d.	Change or alternates provided for in the original bidding where there is no difference in price of the Change Order from the original best bid on the Alternate.
<u> </u>	Change of relatively minor terms not contemplated when the plans and specifications were prepared and the project was bid, and which are in the public interest and do not exceed ten (10) percent of the Contract Price.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA as follows:

1. That the Mayor be, and he is hereby, authorized to execute that certain change order now before the Council for the above stated project in the amount of \$413,199.25 (Change Order Cost), time 32 (Calendar day extension of time), and for the reasons so stated, by and as an act for and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

2. That the Architect or Engineer or Owner's representative, as the case may be, shall implement this change order and properly document the same pursuant to all applicable contract documents.

FUNDING	REQUIRED:	ĭ¥es □N	lo ,	
	2052 Cr			
	- 13053 10- 61030			
				
-17		. /	_	
By://	mon of.	moval	<u> </u>	
	ance Director			
Chi	ef Finan	aol Off	CLY	

CO	JNCIL ACTION
Resolution	
Ordinance_	
Introduced,	
Passed	3-210-19
2 [™] Reading	
Unanimous	
Failed	
Tabled	
Amended	
Comments:	

CONTRACT CHANGE ORDER NO. 2 City of Tuscaloosa, Office of the City Attorney

DATE:	3/13/2019	PROJECT: 10th A	venue Roadway Improve	ements Project
FILE NO .:	A15-1211	ENGINEERING PROJECT	NO.: 2016.129.001	
10:	John Plott Company, Inc.		- 10 March - La manus of Agent State Common Advance (State Common Agent of	
		(Cont	ractor)	
TERMS:	You are herby authorized the following changes the supporting documents an	ereto in accordance with t	of your Contract for thi he attached Change Orc	s project, to make ler Request and
	FURNISH necessary labor	materials and equipmen	t to:	
	See attached Change Ord			
TOTAL ADD	ALTION OF SERVICES TO	20122		
	OTTION OR REDUCTION TO			
	ibers in parentheses are de	eductions)		
	ONTRACT PRICE		\$\$	4,159,832.14
	NGENCY/ALLOWANCE		\$	0.00
	AL CONTRACT PRICE		\$	4,159,832 14
	previous Change Orders		\$	68,228.89
	vised contract price		\$	4,228,061.03
This Change	pro management and a contract of the contract	X Add Deduct	\$	413,199.25
Revised Con	tract Price this date		\$	4,641,260.28
Extension of days).	f time resulting from the Ch	lange Order	32 (Indicat	e number of calendar
The amount	of this Change Order will b	e the responsibility of:	The City of Tuscaloo	śa
related to th modification file any furth	it Modification constitutes in ils change. By acceptance of represents an equitable act ner claims or changes arisin intract Modifications to this	f this Contract Modification djustment to the Contract g out of or as a result of the	on, the Contractor hereb , and further, agrees to	y agrees that the waive all right to
The Contract	tor and the Owner(s) hereb	y agree to the terms of th	is Change Order as cont	ained herein.
C	DNSENT OF SURETY		CONTRAC	TING PARTIES
WESTE	ERN SURETY		John Plott	Company, Inc.
By:	Robert S. ATTORNEY. IN.	FROIT	Ву:	in Gilling Authorized Representative)
Bv.	Church Kender	10	CITY OF 1	TUSCALOOSA
	Neel-Schaffer, Inc.		Walter :	Molley

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Robert W Poellnitz Jr, Walter Wayne Guy, Rick Manasco, Robert Gerald Plott, , Anne M Leslie, Individually

of Tuscaloosa, AL, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Anomey is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 8th day of February, 2019.

SEAL ST

WESTERN SURETY COMPANY

Paul T Rouflat Vice President

State of South Dakota County of Minnehaha

S5

On this 8th day of February, 2019, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls. State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

му	commission	expires
.VIY	commission	expires

June 23, 2021



J. Mohr Notary Public

CERTIFICATE



WESTERN SURETY COMPANY

J. Relaced

Part. 94289-7-2012

Go to www.cnasurety.com > Owner / Obligee Services > Validate Bond Coverage, if you want to verify bond authenticity.

OW	NFR:	CITY OF TUSCALOOSA								
ARC	CHITECT / ENGINEER:	NEEL-SCHAFFER, INC.								
COI	STRACTOR:	JOHN PLOTT COMPANY, INC.								
PRO	DIECT:	10th AVENUE ROADWAY IMPROVEMENT								
FILE	A15-1211	ENGINEERI	NG PROJECT	NO.:	2016.129.0	01				
CHANGE ORDER REQUEST NO.			2	-	DATE:	3/13/2019				
1. 2.	DESCRIPTION OF CHANGE See attached Change Order Request No. 1 B CHANGE ORDER COSTS: Proposal Attached: proposal attached:	\$413,199.2	5	Cost Fetim	ated / Propos	al Required				
	proposition proposition	DUCI RU		CON Estant	aucu / Frupus	en negunoa				
	stem	Quantity	Material Unit Price	Labor (hours)	Labor Unit Price	Sub-Total Cost				
a.										
ь.										
С.	See attached Change Order Request No. 2									
d.	Backup for Details									
Ρ.										
f.*										
					TOTAL:	\$ 413,199.25				

- 3. INSTITUTED BY: The City of Tuscaloosa & Neel-Schaffer, Inc.
- 4. IUSTIFICATION OF NEED: See attached Change Order Request No. 2 Backup for Details

^{*} If more than 6 items, provide attachments

5.	JUSTIFICATION OF CHANGE ORDER VERSUS COMPETITY These are all added to an existing contract and are an int						
6.	COSTS REVIEW: Costs for the work appear to be reasonable and customar	ry					
7.	THIS CHANGE ORDER IS SUBMITTED FOR REVIEW AND A TYPE:	IPPROVAL AND IS CLASSIFIED AS THE FOLLOWING					
	Minor change of a total monetary value less than required for competitive bidding						
	Changes for matters relatively minor and incidental to the original contract necessitated by unforeseeable circumstances arising during the course of work						
Emergencies arising during the course of work							
	Change or alternates provided for in the original biddin of the Change Order from the original best bid on the	ing where there is no difference in price Alternate					
	X Change of relatively minor terms not contemplated will prepared and the Project was bid and which are in the of the Contract Price	hen the plans and specifications were public interest and do not exceed 10%					
8.	EXTENSION OF CONTRACT TIME REQUESTED: Calenda	ar Days 32					
REC	OMMENDED:	APPROVED:					
BY:	Yvereloose's Consulting Engineer/Architect	BY: Tun Gillia					
BY:	Jenny D. Jones	BY: Ourner's Legal Advisor					
		BY: Owner's Authorized Representative					

10th Avenue Roedway Improvements Project No. 2016, 128,001 Project Change Order Request No. 2 Backup

Construction Change No.	Bld Item No.	Description	Quantity	Units	Unit Price	T	Total	
В	2240-2	Crushed Aggregate, 825 Type A	3,500	ton	\$ 21.32	5	74,620.0	
В	2500-8	Upper Binder Patching (5502/sy)	265	ton	\$ 107.60	8	28,514.0	
В	2722-1	8" Diameter DIP, CL62 Epoxy Lined Senitary Sower (10". 12" crit)	239	#	\$ 124.69	5	29,600.9	
6	2722-7	A* Dismeter DIP, CL52 Epoxy Lined Senttary Sewer (10'-12' cut)	(55)	H	\$ 124.69	8	(6.857.9	
6	2722-10	Post Construction Camera Inspection	871	11	\$ 4.8R	3	3,274.4	
6	2722-11	8" Diameter DIP, CL52 Epoxy Lined Sanitary Sewer (8'-10' cur)	432	អ	\$ 126.03	5	54,444.8	
6	2722 12	4" Dismeter Pre-Cest MH (8'-10' cut) Epoxy Lined	1	68	\$ 8,141.51	8	6,141.5	
6	2722-13	4" Diameter Pre-Cast MH (10'-12' cut) Epoxy Lined	2	6.8	\$ 8,235.17	5	12.470.3	
6	2722-14	6° x 4° DI Wye	8	829	\$ 1,573.50	8	9,441.0	
6	2722-15	8° x 6° DI Wye	1	88	\$ 1.609.77	8	1,809.77	
8	2722-18	4° PVC, C900, DR21 Sewer Lateral	515	Ħ	\$ 78.98	\$	40,884 40	
6	2 722 -17	6° PVC, C900, DR21 Sewer Lateral	50	H	\$ 77.20	\$	3,880.00	
6	27 22 -18	Groud-Fill Extering Sanitary Sewar	505	er er	\$ 15.43	\$	7,792.15	
6	2722-19	Adjustment to MH-A2	1	ls	¥ 1,907.85	5	1,907.85	
6	2722-18	Temporary Connect Sewer Laterels	3	63	\$ 885.82	\$	2,857.48	
7	2528-2	Retaining Wall at Structure #88	1	ls	\$ 22,219.76	\$	22,219.78	
6	2433-7	86" Span x 54" Rise Rosdway Pipe	72	Ħ	\$ 493.41	5	35,525.52	
8	2602-4R	Revisions to Structure No. 140	1	ls	\$ 1725.00	\$	1,725.00	
8	2802-12	Special Structure No. 138	1	İs	8 29,443 65	\$	29,443.85	
8	2602-13	Special Structure No. 125	1	ts	\$ 29,816.35	\$	29,818.35	
9	7602-3R	Revisions to Structure No. 105	1	ls	\$ 575.00	\$	575.00	
mise	2722-20	Additional Bypess Pumping	1	İs	3 23.752.89	\$	23,752.89	
	TOTAL CHANGE ORDER REQUEST NO. 2: \$ 413,189.25							

Justification: Construction Change No. 6

The aform sewer on the project extends north beyond Meadow Lerm Drive to approximately station 38+50 on the west side of 10th Avenue, and to approximately station 43+25 on the east side of 10th Avenue.

In the process of installing the storm sewer on the west side of 10th Avenue, the contractor discovered conflicts with the first three sewer services north of Meadow Lewn Drive; after doing some research, it was determined that the sewer main in the middle of 10th Avenue was not low enough to allow reconnection of these services.

In the process of laying the storm sewer on the east side of 10th Avenue, the contractor encountered a sewer service that approximately station 42+50. After doing some additional research, it was determined that the sewer service found actually came from the Maxican restaurant on Hargrove Roset, the Church's saver service actually connects to a main to the south of the Church's property, out the front of the property, turns south down 10th Avenue and than connects to the edisting manhole at approximately station 41+75; after viewing the service with a camera. It appeared to be stopped up or collapsed.

To elleviste the conflicts and reconnect all of the sewer services, it was determined to tay a new sewer main at a lower elevation from new manhols A2 (installed as part of the uniginal contract) north to approximately station 43+25. This work will include three additional manholes, approximately 671 linear feet of 6" epoxy lined sentiary sewer main, approximately 565 linear feet of sewer service (lateral) piping, and all other items for a complete and functional installation.

10th Avenue Readway Improvements Project No. 2015.129,001 Project Change Order Request No. 2 Backup

Justification: Construction Change No. 7

New structure no. 88 is constructed on top of, and eripocent to, an existing 8' x 5' culvent and drainage sessement. The retaining walls are needed to support the shoulder of the road between the and of the structure and the edge of 10th Avenue

Justification: Construction Change No. 8

Due to some future upstream drainage apprarias, it was requested that the 18" RCP between structure nos. 126 and 138, and the 30" RCP between structure nos. 138 and 140, be replaced with 72" equivalent RCP (or 88" span x 54" rise). To accomplish this, structure nos. 125, 139 and 140 had to be modified. Structure nos. 125 and 138 were standard Inlets that had to be changed to special structures to accommodate the larger pipe; structure no. 140 was already a special structure built to accommodate the piping required by the project but still required slight modifications.

Justification: Construction Change No. 9

Structure no. 105 is located on the west side of 10th Avenue in an existing driveway for a residence at the corner of Meadow Lawn Drive; the driveway is to be removed and re-installed to enter from Meadow Lawn Drive Instead of 10th Avenue. The removal of the driveway and the subsequent construction of the ctructure will trap water in the front jets of the realterne that could utilize the project, the water drained down the old driveway into 10th Avenue.

The solution was to provide a means for the water to enter the back side of structure no. 105. Consequently, a 24" long by 6" high slot was added to the rear along with slope parking to help collect the water.



Change Order Request # 12 for: Construction Change # 6

February 28, 2019

Project: 10th Avenue Roadway Improvements Project

Project No. 2016.129.001

RE: CO request # 12 for: Added Sanitary Sewer per Construction Change # 6

Attn: Mr. Chuck Reynolds

Below is the pricing for the work associated with drawing change # 6. Total quantities are estimated based off the drawing and quantities provided by Neel-Schaffer, Inc. Along with the monetary compensation, John Plott Company is requesting 21 additional calendar days be added to the contract.

		Description	Qty	Unit	Un	It Price	Tot	al Price]
13	2722 10	4' Mameter Precast MII (8'-10' cut) Epoxy Lined		ea	\$	6,141.51		6,141.51	
B	2722-11	4' Diameter Precast MH (10'-12' cut) Epoxy Lined		ea	Ś	6,235.17	Š	12,470.34	
y -	2722-12-	8" Diameter DI CL 52 Epaxy Lined Sewer (8'-10' cut)	432	t	Š	126.03	5	54,444.96	
	2722 13	8" X 4" Wye	6	ea	Ś	1,573.50	Ś	9,440.99	
NZ	2722-14	8° X 6" Wye		68	Ś	1,609.77	4	1,609,77	
16	2722-15	4" PVC, C900, DR 21, Sewer Lateral	515		<u>\$</u> .	78,96	÷	40,664.40	
878		6" PVC, C900, DR 21, Sewer Lateral	50	_	5	77.20	4	3,860.00	
6		Grout-Fill Existing Sanitary Sewer (to be abandoned)		·	<u>``</u>	15.43	<u> </u>	14,272.75	
20	2722-18	Additional Bypass Pumping for proposed work		15	\	15,321.75	4		
-		Psyment for unusable manhole A1			<u> </u>	2,725.08	<u>*</u>	1 775 00	11,502,45
19		Mil A2 adjustments (in pipe will not have boot)		İs	\$	1,907.85	\$	1,775.89- 1,907.85	(Blotomet)

Clarifications/Exclusions.

- Epoxy Coated DI pipe has a 4wk lead time from release of order. It may be possible to improve this time if a prompt response is provided.
- 2. The bypass pumping that is on-going shall be paid separate from this at the daily rate provided in CO Request # 11. The day the Oi pipe is received bypass pumping item \$\frac{\text{PF22-48}}{\text{priced above will commence and the daily rate will stop.}
- 3. All other contract items (stone backfill, CCTV, pavement patching etc.) will be paid at the contract unit prices as required.

- 4. Item 2722-20 is a lump sum price to make adjustments to the manhole already set.
- 5. Item 2722-19 is a lump sum price for the manhole that was purchased, and delivered to the site but will not be used.
- 6. Pricing is based on having 10th AVE closed to thru traffic during work.

Let me know if you have any questions.

Thank You,

Andy Harshman

Project Manager/Safety Coordinator

John Plott Company, Inc.



Change Order Request # 13 for: Construction Change # 7,8,9

March 12 2019

Project: 10th Avenue Roadway Improvements Project Project No. 2016.129.001

RE: CO request # 12 for: Added Storm Sewer Improvements

Attn: Mr. Chuck Reynolds

Below is the pricing for the work associated with drawing change # 7,8 and 9. Quantities are estimated based off the drawing and quantities provided by Neel-Schaffer, Inc. Item 2a for the additional 88" X 54" Arch pipe is listed at the already established unit price in the contract. Along with the monetary compensation, John Plott Company is requesting 11 additional calendar days be added to the contract.

	stem No.	Description		Qty	Unit	Unit Price	Total P		1
2524-3	1	Change #7 (retaining wall at strecture 88)	7		ls	\$22,219.76			I.
2612-4E		Change #8 (Modifications to Structure 140 to				V22/235.70	3 %	2,219.76	ľ
. ,		accomidate 88" X 54" RCAP	-1	1	Is	\$ 1,725.00	١.	4 101: 00	L
2434 - 7	2h	Change # 8 (Added 88" X 54" RCAP)	7	72		\$ 493.41		1,725.00	ľ
3102 - 12		Change #8 (New Structure # 138)	7			\$ 29,443.85		5,525.52	١.
2607-12		Change # 8 (New structure # 125)	7		ls	\$29,616.35		9,443.85	ر
24.02 - 45.		Change #9 (Modifications to structure 105)	7		is	\$ 575.00	-	0,616.35	
•				4	13	\$ 375,00	Þ	575.00	•

Additional outstanding items that we are requesting compensation for are below. These are related to pumping sewer and storm water, and temporary relocating existing laterals so the storm sewer could be installed. Once the answer was provided to temporarily install MH A1, the pumps were removed. Dates are listed below.

ite	m No.	Description		T				,
-		The state of the s	Qty	Unit	Unit Price	Tota	l Price	l
1		Bypass Pumping sewer main and storm sewer from	1			1		1
		2/16/19 to 3/2/19 (14 days per ump at daily cost of						
	4	\$437.48/ day	1	ls	\$12,249.44	4	12 240 44	+ 11,507,45 1
L	5	Temp in Laterals at 37+00 L, 38+00 L and 44+00 R		ea	\$ 885.82	4	2,657.46	
		•			(Y	~	2,007,40	•



Clarifications/Exclusions.

- 1. Quote is valid for 15 days.
- 2. Quote is only valid if all work is awarded. If portions are deleted, re-pricing remaining portions will be required
- All other contract items (stone backfill, fence removal, fence replacement, slope paving, pavement patching etc.) will be paid at the contract unit prices as required.
- No utility adjustments are included. If required, they shall be completed by others or pricing will be provided to perform the additional work.
- 5. Pricing is based on having 10th AVE closed to thru traffic during work.

Let me know if you have any questions.

Thank You,

Andy Rarshman

Project Manager/Safety Coordinator

John Plott Company, Inc.

Chuck Reynolds

From:

Andrew Harshman <aharshman@jplott.com>

Sent:

Friday, March 01, 2019 11.16 AM

To:

Chuck Reynolds

Subject:

FW: 10th Avenue Roadway Improvements (2016.129.001)

Attachments:

CO Request No. 12.pdf

Chuck,

The bypass pumping can be cut to \$11,503.45 (1 LS)

Thanks, Andy

From: Andrew Harshman

Sent: Thursday, February 28, 2019 12:04 PM

To: 'Chuck Reynolds' <chuck.reynolds@neel-schaffer.com>

Cc: Herbert Hamilton <HHamilton@JPlott.com>; David Fincher <david.fincher@neel-schaffer.com>; Phillip Guin

<phillip_guin@neel-schaffer.com>

Subject: RE: 10th Avenue Roadway Improvements (2016.129.001)

Chuck,

Attached is the pricing.

Thanks, Andy

From: Chuck Reynolds < chuck.reynolds@neel-schaffer.com>

Sent: Wednesday, February 27, 2019 10:48 AM To: Andrew Harshman aharshman@ipiott.com

Cc: Herbert Hamilton < HHamilton@JPlott.com >; David Fincher < david.fincher@neel-schaffer.com >; Phillip Guin

<phillip.guin@neel-schaffer.com>

Subject: 10th Avenue Roadway Improvements (2016.129.001)

Andy,

Attached is Drawing No. 39A, revised to show the extension of the gravity sewer line up 10th Avenue to approximately station 43+25. We need unit pricing on the following items that were added for which we do not already have pricing in the contract:

Item 2722-10	1	ea	4' Diameter Pre-Cast MH (8'-10' cut), Epoxy Lined
Item 2722-11	2	ea	4' Diameter Pre-Cast MH (10'-12' cut), Epoxy Lined
Item 2722-12	432	If	8" Diameter DI CL52 Epoxy Lined Sanitary Sewer (8'-10' cut)
Item 2722-13	6	ea	8" x 4" DI Wye
item 2722-14	1	69	8" x 6" DI Wye
Item 2722-15	515	lf	4" PVC, C900, DR21, Sewer Lateral
item 2722-16	50	1f	6" PVC, C900, DR21, Sewer Lateral
Item 2723-17	925	lf	Grout-Fill Existing Sanitary Sewer (to be abandoned)

