



AGENDA MEMORANDUM

Future Item for the City Council Meeting of March 31, 2015
Action Item for the City Council Meeting of April 14, 2015

DATE: March 26, 2015

TO: Ronald L. Olson, City Manager

THRU: Gustavo Gonzalez, P.E., Assistant City Manager, Public Works and Utilities
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Execute Change Order No. 13

Bayfront Development Plan, Phase 3 (Bond 2008)
Shoreline Boulevard Realignment

CAPTION:

Motion authorizing the City Manager or designee to execute Change Order No. 13 with Bay, Ltd. of Corpus Christi, Texas in the amount of \$373,337.25 for a total restated fee of \$7,540,461.64, for the Bayfront Development Plan, Phase 3, Shoreline Boulevard Realignment project (Bond 2008).

PURPOSE:

The purpose of this agenda item is to obtain authority to execute Change Order No. 13 with Bay, Ltd. of Corpus Christi, Texas for the Bayfront Development Plan, Phase 3, Shoreline Boulevard Realignment project.

BACKGROUND AND FINDINGS:

The Bond 2008 Bayfront Development Plan Phase 3 included two major parts; the Realignment of Shoreline and the "Bayshore Park". The Bayshore Park will be implemented within the remaining funds under the Bond 2008 Proposition No. 7. City Council awarded the Construction Contract to Bay Ltd. in 2013 for the Realignment of Shoreline Drive. The limits of the project improvements are from Buford Street to Lawrence Street. The Shoreline Realignment Project was started in October 2013 and opened to traffic in February 2015.

Change Orders are an approved project tool through state statute and city policy. They are a natural part of the construction process and allow a project to be completed in a successful manner. Changes to a project may have both a cost and a scheduling impact. Dealing with these changes promptly through Change Orders will have the least amount of impact on the project budget and schedule. Delaying resolution of the issues will increase costs, jobsite friction, and delay the completion of the project. Reasons for Change Orders include:

- Differing site conditions
- Regulatory changes
- Owner/Stakeholders change their mind
- Scope added or deleted during construction
- Information missing from the contract documents

- Project delays
- Adverse weather

Change Order 13 includes a settlement for a request by the contractor for unanticipated delays resulting from unknown locations of Private utilities and some City owned utilities. Due to the utility conflicts, the Contractor was directed to demobilize from the site partially suspending work for 165 days. The contractor was required to provide on-site management with necessary equipment and subcontractors to immediately resume work upon resolution (construction conflicts by private utilities) The original claim for \$548,295 was negotiated down to the final settlement of \$373,337.25. The settlement was reviewed and negotiated by a consultant ECMS and agreed upon by City Staff.

ALTERNATIVES:

1. Execute the change order as proposed.
2. Do not execute the change order.

OTHER CONSIDERATIONS:

This project was approved November 4, 2008 in the Bond Issue 2008 Package under Proposition No. 7, Bayfront Master Plan.

CONFORMITY TO CITY POLICY:

Conforms to statutes regarding construction procurement criteria; §2, Article 10 of the City Charter regarding contracts.

EMERGENCY / NON-EMERGENCY:

Non-Emergency

DEPARTMENTAL CLEARANCES:

Parks and Recreation
Streets

FINANCIAL IMPACT:

Operating Revenue Capital Not applicable

Fiscal Year 2014-2015	Project to Date Expenditures (CIP only)	Current Year	Future Years	TOTALS
Line Item Budget	\$12,838,600.00	\$3,762,800.00	\$539,913.93	\$17,141,313.93
Encumbered/Expended Amount	\$11,049,456.28			\$11,049,456.28
This item (Bay, Ltd)		\$373,337.25	\$0.00	\$373,337.25
Future Anticipated Expenditures This Project	\$0.00		\$0.00	\$0.00
BALANCE	\$1,789,143.72	\$3,389,462.75	\$539,913.93	\$5,718,520.40

Fund(s): Bayfront Development CIP 2008

RECOMMENDATION:

City Staff recommends the approval of Change Order No. 13 with Bay, Ltd.

LIST OF SUPPORTING DOCUMENTS:

Project Budget
Location Map
Change Order
Presentation