

AGENDA REPORT

DATE July 20, 2004

ITEM: Change Order No. 1 and Final Payment: 5<sup>th</sup> Street Concrete Improvements, O.F. 1339.2

INITIATED BY: Public Works Department/Engineering Division

ACTION REQUESTED: Approve Change Order No. 1 and Final Payment

PRESENTED BY: Jim Rearden, Public Works Director

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**RECOMMENDATION:** Staff recommends approval of Change Order No. 1 and Final Payment to David W. Kuglin Construction (Kuglin), for the 5<sup>th</sup> Street Concrete Improvements, O.F. 1339.2.

**MOTION:** "I move the City Commission approve Change Order No. 1 for \$25,429.00 and final payments of \$25,174.71 to David W. Kuglin Construction, and \$254.29 to the State Miscellaneous Tax Division for the 5<sup>th</sup> Street Concrete Improvements - O.F. 1339.2 and authorize the City Manager to execute the necessary documents and make the payments."

**SYNOPSIS:** David W. Kuglin Construction completed all contracted work and staff recommends approval of the change order, acceptance of the project, and execution of the Final Payment. Kuglin advertised in the Great Falls Tribune certifying that all contracted labor and materials have been paid to date.

Change Order No. 1 provides compensation for additional curb and gutter replacement and subgrade work along 5<sup>th</sup> Street requested by adjacent property owners between 2<sup>nd</sup> and 3<sup>rd</sup> Avenues South. The property owners replaced the adjoining sidewalk. The additional work results in an increase of \$25,429.00, for a final total contract price of \$90,369.00.

**BACKGROUND:** A project was initiated by the City and the Montana Department of Transportation (MDT) to address the preservation of pavement on 5<sup>th</sup> Street from Park Drive to 10<sup>th</sup> Avenue South by milling, overlaying, and chip sealing. The work performed under this contract preceded the MDT project. Installation of handicap ramps at the 3<sup>rd</sup>, 4<sup>th</sup> and 9<sup>th</sup> Avenue intersections with 5<sup>th</sup> Street and replacement of the curb and gutter between 7<sup>th</sup> and 8<sup>th</sup> Avenues South were required prior to the MDT roadway improvements.

The Commission approved the original unit price contract for \$64,940.00 on April 6, 2004. The project is funded by street and water funds.

City Engineering staff completed design, performed construction inspection and administered the contract.

The two-year warranty period began on June 18, 2004 when the project was substantially complete.

Attachment: Change Order No. 1

**CHANGE ORDER**

Order No. 1  
Date: July 20, 2004  
Agreement Date: April 7, 2004

NAME OF PROJECT 5<sup>th</sup> Street Concrete Improvements, O.F. 1339.2  
OWNER City of Great Falls  
CONTRACTOR David W. Kuglin Construction

The following changes are hereby made to the CONTRACT DOCUMENTS.

Justification: Additional removal and replacement of concrete, as well as subgrade excavation, along 5<sup>th</sup> Street was requested by the City. This additional work resulted in a better finished product for improved drainage and for pavement preservation.

Change to CONTRACT PRICE:

Original CONTRACT PRICE \$ 64,940.00

Current CONTRACT PRICE adjusted by previous CHANGE ORDER \$ 64,940.00

The CONTRACT PRICE due to this CHANGE ORDER will be increased by \$ 25,429.00

The new CONTRACT PRICE including this CHANGE ORDER will be \$ 90,369.00

Requested by: \_\_\_\_\_  
Project Manager

Recommended by: \_\_\_\_\_  
City Engineer

Accepted by: \_\_\_\_\_  
Contractor (Authorized Signature)

Approved by: \_\_\_\_\_  
John Lawton, City Manager

Attest: \_\_\_\_\_  
Peggy Bourne, City Clerk

(Seal of the City)

Approved for Legal Content: \_\_\_\_\_  
David Gliko, City Attorney