Item F-3

CARSON CITY REGIONAL TRANSPORTATION COMMISSION
REQUEST FOR COMMISSION ACTION

Date Submitted: June 5, 2009 **Meeting Date:** July 8, 2009
Labor Commissioner PWP# CC-2009-042

To: Regional Transportation Commission
From: Purchasing and Contracts

Subject Title: Action to accept the Work as completed, to accept the Contract Summary as presented, and to approve the Release of Final Payment in the amount of $193,236.08 for Contract No. 0809-115 titled Appion Way Extension Project to Herback Engineering, LLC.

Staff Summary: Project consisted of adding a 350 foot right turn lane at the intersection of US 395 and Appion Way, completing the intersection of Appion Way and West Overland Street with US 395, installing 2 – 4'x12' wide reinforced box culverts under Appion Way, and minor improvements within the South Carson Street right-of-way. Project also included widening of the pavement structural section, installation of curb, gutter, sidewalk and sidewalk ramps, storm drain facilities, highway lighting, and traffic signs and striping.

Type of Action Requested: (check one)
(☐) None – Information Only
(☒) Formal Action/Motion

Recommended Commission Action: I move to accept the Work as completed, to accept the Contract Summary as presented, and to approve the Release of Final Payment in the amount of $193,236.08 for Contract No. 0809-115 titled Appion Way Extension Project to Herback Engineering, LLC.

Explanation for Recommended Commission Action: This project is complete and the contractor is entitled to final payment**.**

Applicable Statute, Code, Policy, Rule or Policy: Not applicable, final payment approval by the Regional Transportation Commission is an internal requirement. NRS does not require Regional Transportation Commission approval.

Fiscal Impact: No additional impact.

Explanation of Impact: Funding was approved in a prior Commission Action.

Engineers Estimate: $620,000.00

Project Cost:

Bid Award	$400,177.35
Change Orders	$ 27,771.85
Total Project Cost	$427,949.20

Funding Source: Funding was approved in a prior Commission Action.

Prior Commission Funding: Bid was awarded on October 30, 2009 in the amount of $400,177.35 with a contingency amount of $40,000.00.

Alternatives: Provide other direction pursuant to Commission Action

Supporting Material: Notice of Completion for the Clerk-Recorder, Contract Summary Memo from Project Manager, and Approved Change Orders

Prepared By: Sandy Scott, Purchasing & Contracts Coordinator

Commission Action Taken:

Motion: _____ 1) _____ Aye/Nay

2) _____ _____

_____

_____

_____

_____

_____ (Vote Recorded By)

CARSON CITY, NEVADA

CONSOLIDATED MUNICIPALITY AND STATE CAPITAL

NOTICE OF COMPLETION

June 25, 2009

Carson City Clerk Recorder
Alan Glover
855 E Musser Street
Carson City, NV 89701

APN #s 009-266-08
Labor Commissioner PWP# CC-2009-042

NOTICE IS HEREBY GIVEN FOR CONTRACT # 0809-115 FOR THE APPION WAY EXTENSION PROJECT

1. That Carson City, whose executive offices are located at 201 N. Carson St., Carson City, Nevada 89701, is a municipal government and the owner of the real property for which the work was performed.

2. That the location of said property is at Appion Way and US 395 and Appion Way and West Overland Street.

3. That said project commenced on or about December 12, 2008, and that the Board of Supervisors accepted the project as 100% complete on July 8, 2009.

4. That the Contractor performing and completing said project was Herback Engineering, LLC.

5. The said property is owned in fee simple title, and that no other person or persons whomsoever is the owner of, or interested therein.

This **NOTICE OF COMPLETION** is given in compliance with the provisions of NRS 108.225 and the above facts are true and correct to the best of my knowledge.

Sandy Scott, Purchasing and Contracts Coordinator
Carson City Purchasing and Contracts
201 North Carson Street Suite 3
Carson City, NV 89701
775-887-2133 extension 30137
FAX 775-887-2107
SScott@ci.carson-city.nv.us

MEMORANDUM

Date: June 3, 2009

To: Sandy Scott, Contract Coordinator

From: Kim Belt, Capital Program Manager

Subject: Appion Way Extension
Contract No. 0809-115 Project No. 3.0707
Completion of Contract Work

This is to advise you that all work required for the subject contract has been satisfactorily completed. Please prepare the necessary actions to release the final payment for this contract. There were 6 Change Orders on this project as summarized below:

C.O. #1 This Change Order covers removal and replacement of storm drain pipe and one (1) additional day
Cost to the City = $3,499.38

C.O. #2 This Change Order covers additional storm drain pipe and headwall modifications.
Cost to the City = $14,061.39

C.O. #3 This Change Order covers additional concrete for RCB headwalls.
Cost to the City = $5,946.72

C.O. #4 This Change Order covers an additional 32 days to contract due to weather conditions and design changes.
Cost to City = $0.00

C.O. #5 This Change Order covers additional rip rap, rebar, concrete and excavation.
Cost to City = $3,431.67

C.O. #6 This Change Order covers maintenance costs for Overland Street.
Cost to City = $1,540.00

C.O. #7 This Change Order covers balancing final bid item quantities.
Cost to City = -$707.31

The net effect of the above Change Orders was an increase in the total contract amount of $27,771.85.

CARSON CITY CONTRACTS
CHANGE ORDER No. 1

Contract No. 0809-115
Project Title: Appion Way Extension Project File No. 3.0707

The Contractor is hereby authorized to make the following changes to the Scope of Work for the referenced contract, subject to the provisions of the contract documents:

Item #1: This Change Order is initiated by the City to provide for removal and replacement of a 24" RCP storm drain pipe which conflicts with the pavement structural section. Additional costs are per Contractor's quote dated January 22, 2009, copy attached.

Justification: Contract documents allow the City to make adjustments to the contract.

Requested By: City

Item #1: Increases / ~~Decreases~~ / ~~Does not change~~ the Contract Sum by: $3,499.38

Item #1: Increases / ~~Decreases~~ / ~~Does not change~~ the Contract Term by: + 1 Calendar days

SUMMARY

1	Original Contract Sum	$ 400,177.35	
2	Net change by previously approved Change Orders	$ 0.00	
3	Contract Sum prior to this Change Order	$ 400,177.35	
4	Contract Sum will be (increased) (~~decreased~~) (~~unchanged~~) by this Change Order in the amount of	$ 3,499.38	
5	Revised Contract Sum including this Change Order	$ 403,676.73	
6	Original number of calendar days to complete the contract	90	Calendar days
7	Contract Term will be (increased) (~~decreased~~) (~~unchanged~~) by:	+1	Calendar days
8	Revised number of days to complete the contract	91	Calendar days
9	Revised date of Completion by this Change Order	March 8, 2009	

Not valid until signed by Contracts, Contractor, and Project Manager.

This change authorization constitutes full and complete compensation for all labor, equipment, materials, overhead, profit, any and all indirect costs, and time adjustment to perform the above described change. All other costs are non-compensable.

CONTRACTS		**CONTRACTOR**		**PROJECT MANAGER**	
City of Carson City					
By:	Karen L White	By:		By:	John Benzing
Printed Name:	KAREN L WHITE	Printed Name:	GREG HERBACK	Printed Name:	John Benzing
Title:	Management Asst III	Title:	OWNER	Title:	Construction Manager
Date:	2-6-09	Date:	2/3/08	Date:	1-23-09

ORIGINAL

CARSON CITY CONTRACTS
CHANGE ORDER No. 2

Contract No. 0809-115
Project Title: Appion Way Extension Project File No. 3.0707

The Contractor is hereby authorized to make the following changes to the Scope of Work for the referenced contract, subject to the provisions of the contract documents:

Item #1: This Change Order is initiated by the City to cover additional storm drain pipe that had to be installed and to modify the headwalls of the double 12' X 4' RCBs as requested by NDOT and the Structural Engineer, all as described in Attachment No. 1.

Justification: Contract documents allow the City to make adjustments to the contract.

Requested By: City

Item #1: Increases / ~~Decreases~~ / ~~Does not change~~ the Contract Sum by: $14,061.39

Item #1: ~~Increases~~ / ~~Decreases~~ / Does not change the Contract Term by: -0- Calendar days

SUMMARY

1	Original Contract Sum	$ 400,177.35	
2	Net change by previously approved Change Orders	$ 3,499.38	
3	Contract Sum prior to this Change Order	$ 403,676.73	
4	Contract Sum will be (increased) (~~decreased~~) (~~unchanged~~) by this Change Order in the amount of	$ 14,061.39	
5	Revised Contract Sum including this Change Order	$ 417,738.12	
6	Original number of calendar days to complete the contract	91	Calendar days
7	Contract Term will be (increased) (~~decreased~~) (~~unchanged~~) by:	-0-	Calendar days
8	Revised number of days to complete the contract	91	Calendar days
9	Revised date of Completion by this Change Order	March 8, 2009	

Not valid until signed by Contracts, Contractor, and Project Manager.

This change authorization constitutes full and complete compensation for all labor, equipment, materials, overhead, profit, any and all indirect costs, and time adjustment to perform the above described change. All other costs are non-compensable.

CONTRACTS		**CONTRACTOR**		**PROJECT MANAGER**	
City of Carson City					
By:	Karen L White	By:	S. Holton	By:	John Benzing
Printed Name:	Karen L White	Printed Name:	S. Holton	Printed Name:	John Benzing
Title:	Management Asst III	Title:	Project Coordin	Title:	Construction Manager
Date:	2-5-09	Date:	2-5-09	Date:	2-4-09

ORIGINAL

CARSON CITY CONTRACTS
CHANGE ORDER No. 3

Contract No. 0809-115
Project Title: Appion Way Extension Project File No. 3.0707

The Contractor is hereby authorized to make the following changes to the Scope of Work for the referenced contract, subject to the provisions of the contract documents:

Item #1: This Change Order is initiated by the City to cover additional concrete for the RCB headwalls and changes to the drainage of the project site, all as described in Attachment No. 1.

Justification: Contract documents allow the City to make adjustments to the contract.

Requested By: City

Item #1: Increases / ~~Decreases~~ / ~~Does not change~~ the Contract Sum by: $5,946.72

Item #1: ~~Increases~~ / ~~Decreases~~ / Does not change the Contract Term by: -0- Calendar days

SUMMARY

1	Original Contract Sum	$ 400,177.35	
2	Net change by previously approved Change Orders	$ 17,560.77	
3	Contract Sum prior to this Change Order	$ 417,738.12	
4	Contract Sum will be (increased) (~~decreased~~) (~~unchanged~~) by this Change Order in the amount of	$ 5,946.72	
5	Revised Contract Sum including this Change Order	$ 423,684.84	
6	Original number of calendar days to complete the contract	91	Calendar days
7	Contract Term will be (increased) (~~decreased~~) (~~unchanged~~) by:	-0-	Calendar days
8	Revised number of days to complete the contract	91	Calendar days
9	Revised date of Completion by this Change Order	March 8, 2009	

Not valid until signed by Contracts, Contractor, and Project Manager.

This change authorization constitutes full and complete compensation for all labor, equipment, materials, overhead, profit, any and all indirect costs, and time adjustment to perform the above described change. All other costs are non-compensable.

CONTRACTS		**CONTRACTOR**		**PROJECT MANAGER**	
City of Carson City					
By:	Karen L White	By:		By:	John Benzing
Printed Name:	KAREN L WHITE	Printed Name:	GREG HERBACK	Printed Name:	John Benzing
Title:	Management Asst III	Title:	OWNER	Title:	Construction Manager
Date:	3-4-09	Date:	3/4/09	Date:	3-4-09

ORIGINAL

CARSON CITY CONTRACTS
CHANGE ORDER No. 4

Contract No. 0809-115
Project Title: Appion Way Extension Project File No. 3.0707

The Contractor is hereby authorized to make the following changes to the Scope of Work for the referenced contract, subject to the provisions of the contract documents:

Item #1: This Change Order is initiated by the City to add additional days to contract, all as described in Attachment No. 1.

Justification: Contract documents allow the City to make adjustments to the contract.

Requested By: City

Item #1: ~~Increases~~ / ~~Decreases~~ / Does not change the Contract Sum by: -0-

Item #1: Increases / ~~Decreases~~ / ~~Does not change~~ the Contract Term by: 32 Calendar days

SUMMARY

1	Original Contract Sum	$ 400,177.35	
2	Net change by previously approved Change Orders	$ 23,507.49	
3	Contract Sum prior to this Change Order	$ 423,684.84	
4	Contract Sum will be (~~increased~~) (~~decreased~~) (unchanged) by this Change Order in the amount of	$ -0-	
5	Revised Contract Sum including this Change Order	$ 423,684.84	
6	Original number of calendar days to complete the contract	91	Calendar days
7	Contract Term will be (increased) (~~decreased~~) (~~unchanged~~) by:	32	Calendar days
8	Revised number of days to complete the contract	123	Calendar days
9	Revised date of Completion by this Change Order	April 9, 2009	

Not valid until signed by Contracts, Contractor, and Project Manager.

This change authorization constitutes full and complete compensation for all labor, equipment, materials, overhead, profit, any and all indirect costs, and time adjustment to perform the above described change. All other costs are non-compensable.

CONTRACTS		**CONTRACTOR**		**PROJECT MANAGER**	
City of Carson City					
By:	Karen A White	By:	S. Hilton	By:	K. Belt
Printed Name:	Karen L White	Printed Name:	S. Hilton	Printed Name:	Kim Belt
Title:	Management Asst III	Title:	Project Super	Title:	Capital Program Manager
Date:	6-3-09	Date:	6.03.09	Date:	3/18/09

ORIGINAL

CARSON CITY CONTRACTS
CHANGE ORDER No. 5

Contract No. 0809-115
Project Title: Appion Way Extension Project File No. 3.0707

The Contractor is hereby authorized to make the following changes to the Scope of Work for the referenced contract, subject to the provisions of the contract documents:

Item #1: This Change Order is initiated by the City to add concrete, rip rap, rebar, additional excavation and fill all as described in Attachment No. 1.

Justification: Contract documents allow the City to make adjustments to the contract.

Requested By: City

Item #1: Increases / ~~Decreases~~ / ~~Does not change~~ the Contract Sum by: $3,431.67

Item #1: ~~Increases~~ / ~~Decreases~~ / Does not change the Contract Term by: -0- Calendar days

SUMMARY

1	Original Contract Sum	$ 400,177.35	
2	Net change by previously approved Change Orders	$ 23,507.49	
3	Contract Sum prior to this Change Order	$ 423,684.84	
4	Contract Sum will be (increased) (~~decreased~~) (~~unchanged~~) by this Change Order in the amount of	$ 3,431.67	
5	Revised Contract Sum including this Change Order	$ 427,116.51	
6	Original number of calendar days to complete the contract	91	Calendar days
7	Contract Term will be (~~increased~~) (~~decreased~~) (unchanged) by:	-0-	Calendar days
8	Revised number of days to complete the contract	123	Calendar days
9	Revised date of Completion by this Change Order	April 9, 2009	

Not valid until signed by Contracts, Contractor, and Project Manager.

This change authorization constitutes full and complete compensation for all labor, equipment, materials, overhead, profit, any and all indirect costs, and time adjustment to perform the above described change. All other costs are non-compensable.

CONTRACTS		**CONTRACTOR**		**PROJECT MANAGER**	
City of Carson City					
By:	Karen L White	By:		By:	K. Belt
Printed Name:	Karen L White	Printed Name:	GREG Herbert	Printed Name:	Kim Belt
Title:	Management Asst III	Title:	Owner	Title:	Capital Program Manager
Date:	4/7/09	Date:	4/7/09	Date:	4/7/09

ORIGINAL

CARSON CITY CONTRACTS
CHANGE ORDER No. 6

Contract No. 0809-115
Project Title: Appion Way Extension Project File No. 3.0707

The Contractor is hereby authorized to make the following changes to the Scope of Work for the referenced contract, subject to the provisions of the contract documents:

Item #1: This Change Order is initiated by the City to pay for maintenance costs on Overland Street while waiting for paving as described in Attachment No. 1.

Justification: Contract documents allow the City to make adjustments to the contract.

Requested By: City

Item #1: Increases / ~~Decreases~~ / ~~Does not change~~ the Contract Sum by: $1,540.00

Item #1: ~~Increases~~ / ~~Decreases~~ / Does not change the Contract Term by: -0- Calendar days

SUMMARY

1	Original Contract Sum	$ 400,177.35	
2	Net change by previously approved Change Orders	$ 26,939.16	
3	Contract Sum prior to this Change Order	$ 427,116.51	
4	Contract Sum will be (increased) (~~decreased~~) (~~unchanged~~) by this Change Order in the amount of	$ 1,540.00	
5	Revised Contract Sum including this Change Order	$ 428,656.51	
6	Original number of calendar days to complete the contract	91	Calendar days
7	Contract Term will be (~~increased~~) (~~decreased~~) (unchanged) by:	-0-	Calendar days
8	Revised number of days to complete the contract	123	Calendar days
9	Revised date of Completion by this Change Order	April 9, 2009	

Not valid until signed by Contracts, Contractor, and Project Manager.

This change authorization constitutes full and complete compensation for all labor, equipment, materials, overhead, profit, any and all indirect costs, and time adjustment to perform the above described change. All other costs are non-compensable.

CONTRACTS		**CONTRACTOR**		**PROJECT MANAGER**	
City of Carson City					
By:	Karen L White	By:	S. Holton	By:	K. Belt
Printed Name:	KAREN L White	Printed Name:	S. HOLTON	Printed Name:	Kim Belt
Title:	Management Asst III	Title:	Project Supt	Title:	Capital Program Manager
Date:	6-3-09	Date:	6-3-09	Date:	6/2/09

ORIGINAL

CARSON CITY CONTRACTS
CHANGE ORDER No. 7

Contract No. 0809-115
Project Title: Appion Way Extension Project File No. 3.0707

The Contractor is hereby authorized to make the following changes to the Scope of Work for the referenced contract, subject to the provisions of the contract documents:

Item #1: This Change Order is initiated by the City to balance the final pay quantities of various Unit Bid Items as described in Attachment No. 1.

Justification: Contract documents allow the City to make adjustments to the contract.

Requested By: City

Item #1: ~~Increases~~ / Decreases / ~~Does not change~~ the Contract Sum by: - $707.31

Item #1: ~~Increases~~ / ~~Decreases~~ / Does not change the Contract Term by: -0- Calendar days

SUMMARY

1	Original Contract Sum	$ 400,177.35	
2	Net change by previously approved Change Orders	$ 28,479.16	
3	Contract Sum prior to this Change Order	$ 428,656.51	
4	Contract Sum will be (~~increased~~) (decreased) (~~unchanged~~) by this Change Order in the amount of	$ - 707.31	
5	Revised Contract Sum including this Change Order	$ 427,949.20	
6	Original number of calendar days to complete the contract	91	Calendar days
7	Contract Term will be (~~increased~~) (~~decreased~~) (unchanged) by:	-0-	Calendar days
8	Revised number of days to complete the contract	123	Calendar days
9	Revised date of Completion by this Change Order	April 9, 2009	

Not valid until signed by Contracts, Contractor, and Project Manager.

This change authorization constitutes full and complete compensation for all labor, equipment, materials, overhead, profit, any and all indirect costs, and time adjustment to perform the above described change. All other costs are non-compensable.

CONTRACTS		**CONTRACTOR**		**PROJECT MANAGER**	
City of Carson City					
By:	Karen L White	By:	S. Holton	By:	K. Belt
Printed Name:	Karen L White	Printed Name:	S. Holton	Printed Name:	Kim Belt
Title:	Management Asst III	Title:	Project Supt	Title:	Capital Program Manager
Date:	6-3-09	Date:	6-3-09	Date:	6/02/09

ORIGINAL