



## STAFF REPORT

DATE: August 7, 2023  
TO: Ty Lasher, City Manager  
FROM: Anne Stephens, Public Works Director  
RE: Cedar Pass Water and Storm Sewer System – Change Order No. 2

### **Proposal Focus:**

#### Our Mission

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- Attractive growth and safe living – Encourage attractive neighborhoods and new developments.

#### Our Values

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- Working Together – Departments working together as one team. Staff working with residents, HOA's and neighborhoods. Citizens working with each other.

### **Current Situation:**

Due to the soil conditions not being as expected during bidding, additional excavation of pond muck and dewatering was required. Additional depth of pond liner was also installed to help maintain the integrity of the pond following construction.

### **Goals:**

- To work with the Developer to grow the City in an attractive, safe manner that is consistent with City standards.

### **Discussion:**

As Nowak was working on expanding the pond, they encountered considerably more pond muck than was originally anticipated during the bidding of the project. The removal of this muck required dewatering services as well as additional excavation and an expanded pond liner to maintain the integrity of the pond following construction. This change order represents the additional work required to construct the pond as intended.

### **Financials:**

The additional costs associated with this change order will be included in the contract costs for the storm water drainage project and will be financed through a bond and spread as special assessments against the benefiting lots.

### **Recommendation:**

Staff recommends that the City Council accept Change Order No. 2 for \$62,492.54.



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Wichita, KS 67209

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www.GarverUSA.com

## Construction Contract Change Order

<b>Project:</b> Cedar Pass WDS & SWS Bel Aire, KS 20T41282	<b>Change Order No.</b> 2
	<b>Date Prepared:</b> August 1, 2023 <b>Prepared by:</b> Patrick Herman
<b>Owner:</b> City of Bel Aire 7651 E Central Park Ave Bel Aire, KS 67226	<b>Contractor:</b> Nowak Construction 200 S Goddard Rd Goddard, KS 67052

### Description of Work Included in Contract

Construction of Water Distribution System and Storm Water Drain to serve Cedar Pass Addition - Phase 1

### Changes and Reasons Ordered (List Individual Changes as: A, B, C, D, etc.)


- A. Overages related to additional excavation of soil under and around the pond

Attachments:

Contract Changes	Bid Item No.	Bid Item Description	Unit of Measure	Original Contract Quantity	Contract Unit Price	Revised Contract Quantity	Revised Unit Price	Original Contract Cost	Revised Contract Cost
A		Ground Water Excavation	LS		\$15,006.80			\$0.00	\$15,006.80
B	24	Excavation	CY	69205	\$1.75	72199	\$1.75	\$121,108.75	\$126,348.25
C	30	Pond Liner	CY	8116	\$3.75	11,110	\$3.75	\$30,435.00	\$41,662.50
D		Existing Pond Mucking	CY			6,848	\$3.70	\$0.00	\$25,337.60
E		Nowak Construction Markup	LS			1	\$5,681.14	\$0.00	\$5,681.14
<b>Summation of Cost</b>								<b>\$151,543.75</b>	<b>\$214,036.29</b>
<b>Net Cost for this Change Order</b>									<b>\$62,492.54</b>

<b>Estimated Project Cost</b>	<b>Time Change</b>
Estimated Project Cost	Contract Start Date May 23, 2023
Original Contract Amount <b>\$1,049,176.90</b>	Original Contract Time (calendar days) 100
Previously Approved Changes <b>\$10,500.00</b>	Previously Approved Changes (calendar days) 0
This Change Order <b>\$62,492.54</b>	Additional Contract Time This Change Order (calendar days)
New Contract Amount <b>\$1,122,169.44</b>	Suspended Time (calendar days)
	New Construction Completion Date August 31, 2023

THIS AGREEMENT IS SUBJECT TO ALL ORIGINAL CONTRACT PROVISIONS AND PREVIOUS CHANGE ORDERS

<b>ISSUED FOR REASONS INDICATED ABOVE</b> Engineer: Garver	 Engineer's Signature	Project Manager	8-1-2023 Date
<b>ACCEPTED BY CONTRACTOR</b>	_____ Contractor's Signature	_____ Title	_____ Date
<b>APPROVED BY OWNER</b>	_____ Owner's Signature	_____ Title	_____ Date

# Nowak Construction

PO Box 218  
200 South Goddard Rd  
Goddard, KS 67052

Phone: (316) 794-8898  
Fax: (316) 794-2243

<b>To:</b> Bel Aire, Kansas <b>Address:</b> Bel Aire, KS	<b>Contact:</b> <b>Phone:</b> <b>Fax:</b>
<b>Project Name:</b> 2023-08-04 - Cedar Pass Addition - Phase 1 - Bel Aire, KS, CO <b>Project Location:</b> Cedar Pass - Phass 1 <b>Addendum #:</b> 1,2,3	<b>Bid Number:</b> <b>Bid Date:</b> 5/4/2023

Item #	Item Description	Estimated Quantity	Unit	Unit Price	Total Price
<b>Unruh Excavating - Requested Change Order</b>					
1	Ground Water Excavation	1.00	LS	\$15,006.80	\$15,006.80
2	Extra (6") Pond Excavation	2,994.00	CY	\$1.75	\$5,239.50
3	Extra (6") Clay Liner	2,994.00	CY	\$3.75	\$11,227.50
4	Existing Pond Mucking ( 215' X 215' X 4')	6,848.00	CY	\$3.70	\$25,337.60
5	Nowak Construction Markup	1.00	LS	\$5,681.14	\$5,681.14

**Total Price for above Unruh Excavating - Requested Change Order Items:** **\$62,492.54**

**Total Bid Price:** **\$62,492.54**

**ACCEPTED:**

The above prices, specifications and conditions are satisfactory and are hereby accepted.

**Buyer:** \_\_\_\_\_

**Signature:** \_\_\_\_\_

**Date of Acceptance:** \_\_\_\_\_

**CONFIRMED:**

**Nowak Construction**

**Authorized Signature:**  \_\_\_\_\_

**Estimator:** Alan Blough  
(316) 794-8898 alan@nowakconstruction.com