



"Consent" or "Regular" Agenda Item?

[ Regular ]

**Commission President**

Bernie Dardis

Primary Portfolio:

Administration/Finance

Secondary Portfolio:

Street, Water and Sewer

**Commission**

**Vice President**

Brad Olson

Primary Portfolio:

Street, Water and Sewer

Secondary Portfolio:

Administration/Finance

**Commissioner**

Roben Anderson

Primary Portfolio:

Planning, Zoning and

Engineering

Secondary Portfolio:

Sanitation

**Commissioner**

Mark Simmons

Primary Portfolio:

Police and Fire

Secondary Portfolio:

Planning, Zoning and

Engineering

**Commissioner**

Mandy George

Primary Portfolio:

Sanitation

Secondary Portfolio:

Police and Fire

**City Administrator**

Vacant

**Assistant City Administrator**

Dustin T. Scott

**To:** West Fargo City Commission

**From:** Dan Hanson, City Engineer

**Date:** June 19, 2023

**Subject:** Improvement District No. 1337 (Wilds 21<sup>st</sup> Addition – Phase 2)

**Action:** Approve Change Order No. 4

**New Information and Recommendation:**

The Developer has requested that the relocation of an existing Cass Rural Water water main be relocated around the property formerly owned by the Grants to facilitate a future private site plan.

Cass Rural Water has been contacted by the Consultant and are in agreement with this work being completed. All water main work on this project is to be paid for, owned and operated by Cass Rural Water.

The following documents are attached for review/consideration:

- Change Order No. 4 with exhibit showing proposed work

**Staff Recommendation:** Approve Changer Order No. 4

**Financial Analysis:**

All water main costs included in this change order are to be invoiced to and paid for by Cass Rural Water.

**Previously Presented Information and Commission Actions:**

**June 6, 2022-**

- **Staff Recommendation:** Adopt Resolution Approving Contract and Contractor's Bond and Authorize Notice to Proceed.
- **Commission Action:** Commissioner Olson moved and Commissioner George seconded to approve. Commissioner Gjerdevig was absent and not voting. No opposition, motion carried.

**May 16, 2022-**

- **Staff Recommendation:** Staff would like to note that the cost of improvements in this phase is significantly higher than in previous years, but is still under the threshold of N.D.C.C. rejection requirements. The Developer has been made aware of increased costs and has requested to move forward with the project. The Engineering Department would recommend Approving the Resolution Accepting Bids and Award of the Contract to Dakota Underground for their base bid only for the amount of \$ 5,985,127.52
- **City Commission Action:** Commissioner Olson moved and Commissioner Gjerdevig seconded to approve. Commissioner George and Dardis Opposed. Motion carried.

**April 18, 2022- .**

- **Staff Recommendation:** Approve Plans and Specs, and Authorize Bid Advertisement.
- **City Commission Action:** Commissioner Gjerdevig moved and Commissioner Simmons seconded to approve. No opposition. Motion carried.

**March 21, 2022 –**

- **Staff Recommendation:** Approve the Amended Engineer's Report, Approve Task Order 50-1, and Authorize Engineer to prepare Plans and Specifications.
- **City Commission Action:** Commissioner Simmons moved and Commissioner Gjerdevig seconded to approve. No opposition. Motion carried.

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February 7, 2022 -

- **Staff Recommendation:** Accept the "Petition for Improvements" and direct engineering to prepare an amendment to the Engineer's Report.
- **City Commission Action:** Commissioner Olson moved and Commissioner Gjerdevig seconded to approve. Commissioner Simmons was absent and not voting. No opposition, motion carried.

February 22, 2022-

- **Staff Recommendation:** Accept Resolution Declaring Petition for Improvements Received.
- **City Commission Action:** Commissioner Olson moved, and Commissioner George seconded to approve. Commissioner Gjerdevig was absent and not voting. No opposition, motion carried.

Date of Issuance: <u>June 19, 2023</u>	Effective Date: <u>June 19, 2023</u>
Owner: <u>City of West Fargo</u>	Owner's Contract No.: <u>District No. 1337</u>
Contractor: <u>Dakota Underground Company</u>	Contractor's Project No.: _____
Engineer: <u>Moore Engineering, Inc.</u>	Engineer's Project No.: <u>21728B</u>
Project: <u>The Wilds 21st Addition - Phase 2</u>	Improvement District No. 1337; New Water Supply, Sewerage and Street Contract Name: <u>Systems; and Incidentals</u>

The contract is modified as follows upon execution of this Change Order:

Description: The Developer has requested that the City relocate an existing high pressure Cass Rural Water User's water main to the property line to assist in future development of the farmstead property.

Attachments: Exhibit A, Exhibit B, and revised plan sheets.

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES
Original Contract Price:  \$ <u>5,985,127.52</u>	Original Contract Times: Milestone #1: <u>October 28, 2022</u> Substantial Completion: <u>July 28, 2023</u> Ready for Final Payment: <u>September 15, 2023</u> days or dates
Increase from previously approved Change Order: Orders No. <u>1</u> to No. <u>3</u> :  \$ <u>105,019.21</u>	No Change from previously approved Change Order: Orders No. <u>1</u> to No. <u>3</u> : Milestone #1: <u>-</u> Substantial Completion: <u>5</u> Ready for Final Payment: <u>5</u> days
Contract Price prior to this Change Order:  \$ <u>6,090,146.73</u>	Contract Times prior to this Change Order: Milestone #1: <u>October 28, 2022</u> Substantial Completion: <u>August 2, 2023</u> Ready for Final Payment: <u>September 20, 2023</u> days or dates
Increase of this Change Order:  \$ <u>111,117.00</u>	Increase of this Change Order: Milestone #1: <u>-</u> Milestone #2: <u>August 2, 2023</u> Substantial Completion: <u>28</u> Ready for Final Payment: <u>28</u> days or dates
Contract Price incorporating this Change Order:  \$ <u>6,201,263.73</u>	Contract Times with all approved Change Orders: Milestone #1: <u>October 28, 2022</u> Milestone #2: <u>August 2, 2023</u> Substantial Completion: <u>August 30, 2023</u> Ready for Final Payment: <u>October 18, 2023</u> days or dates

RECOMMENDED:	ACCEPTED:	ACCEPTED:
By: _____ Engineer (if required)	By: _____ Owner (Authorized Signature)	By: _____ Contractor (Authorized Signature)
Title: _____	Title: _____	Title: _____
Date: _____	Date: _____	Date: _____

**EXHIBIT A  
CHANGE ORDER NO. 4**

**DESCRIPTION OF CHANGES**

<u>Item No. &amp; Description</u>			<u>Unit</u>	<u>Quantity</u>	<u>Bid Unit Price</u>	<u>Decrease in Contract Price</u>	<u>Increase in Contract Price</u>
<u>Water Main Items</u>							
9.	331413	Water Main - 8" PVC C900	LF	10	\$55.00		\$550.00
70.	24200	Water Main - Abandon	LF	485	\$34.00		\$16,490.00
71.	331414	Water Main - 8" SDR11 IPS	LF	509	\$153.00		\$77,877.00
72.	331413	Water Main - Connect to Existing	EA	2	\$8,100.00		\$16,200.00
<b>TOTALS</b>						<b>\$0.00</b>	<b>\$111,117.00</b>
<b>NET CHANGE IN CONTRACT PRICE</b>							<b>\$111,117.00</b>

**JUSTIFICATION:**

1. The Cass Rural Water main will be abandoned in place with control density fill materials. The proposed water main will be realigned to the edge of the property. Provide 2 week notice prior to starting work so proper notifications can be given to residents.
2. The current Work to be completed by Substantial Completion to be moved to Milestone No. 2 and a time extension to Substantial Completion and Ready for Final Payment to reflect the proposed water main relocation.

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Change Order Exhibit A

Page 2 of 2

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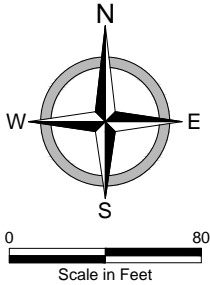
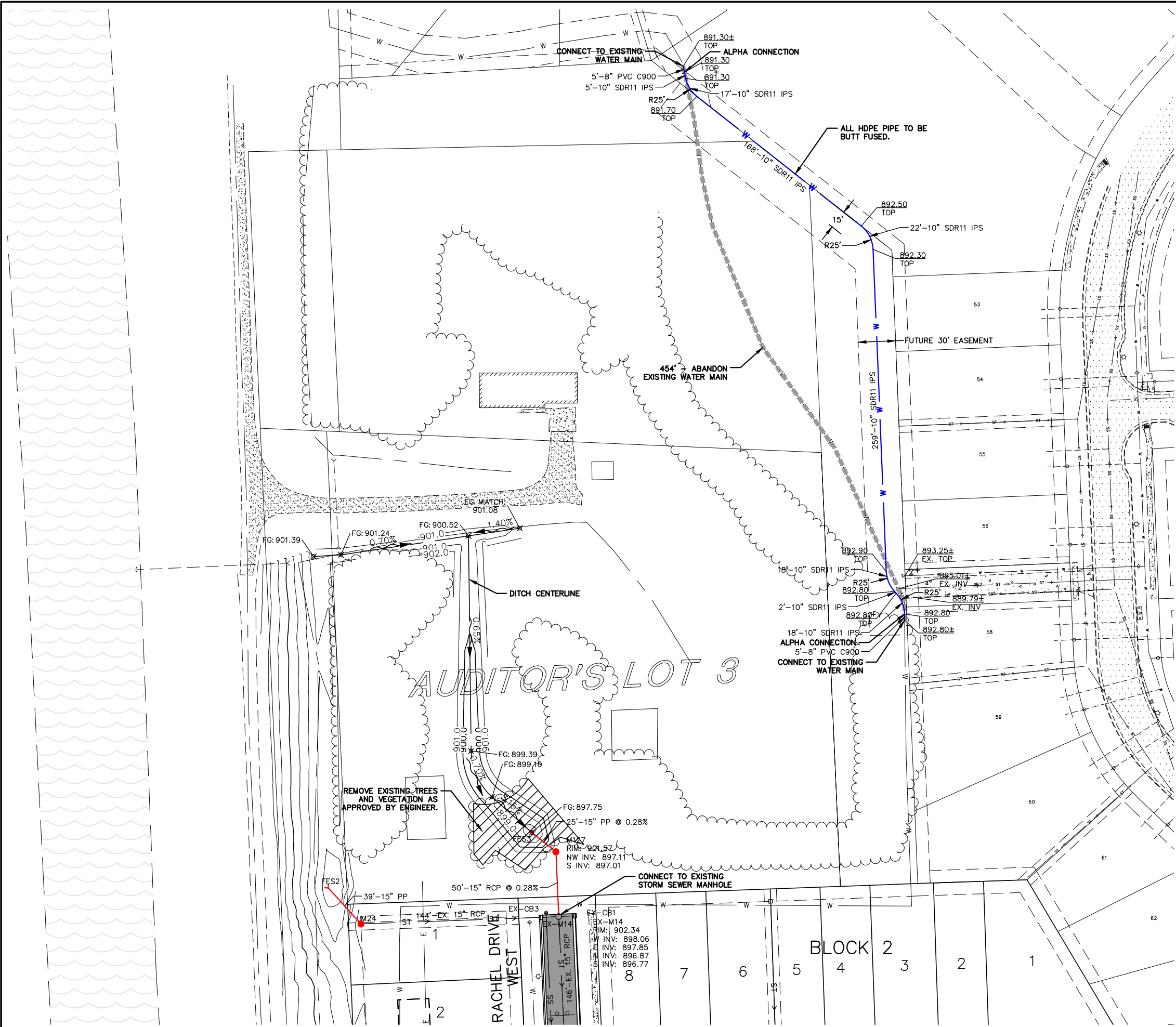
**EXHIBIT B: Special Instructions**

**CHANGE ORDER NO. 4**

**New Water Supply, Sewerage, Street Systems and Incidentals Improvement District No. 1337**

**The Wild's 21<sup>st</sup> Addition – Phase 2**

<u><b>Label</b></u>	<u><b>Description</b></u>	<u><b>Summary of Changes</b></u>
G-002	Table of Contents	ADDED sheet revision date and “CHANGE ORDER NO. 3” to sheets affected by addendum changes.
C-606	FARMHOUSE SITE DRAINAGE	ADDED the sheet showing watermain improvements.



REGISTERED PROFESSIONAL ENGINEER  
NORTH DAKOTA

ANTHONY J. SOMMERFELD  
PE-27750  
DATE: 06/05/23



SITE PLANS  
IMPROVEMENT DISTRICT NO. 1337  
THE WILDS 21ST ADDITION - PHASE 2  
WEST FARGO, NORTH DAKOTA  
FARMHOUSE SITE - GRADING AND UTILITY PLAN

DATE:	04.26.22
REVISED:	06.05.23
REVISED:	----
REVISED:	----
REVISED:	----
REVISED:	----
RECORD:	----
PROJECT No.	21728B
MANAGER:	MWW
DESIGNER:	BJP/AJS
DRAFTER:	JJB
REVIEWER:	----

C-606