

2022-0355

INTRODUCED BY: MATTHEW JEWELL, PARISH PRESIDENT
(DEPARTMENT OF PUBLIC WORKS)

ORDINANCE NO. 23-1-4

An ordinance approving and authorizing the execution of Change Order No. 1 (Final) for the Paradis Canal Flood Control Structure Project No. P080905-10A, grant reference Project Numbers U.S. Department of the Treasury Project No. 1 RDCGR380093-01-00, CPRA Project No. BA-0209, and DRA Project No. LA-51112, as part of the West Bank Hurricane Protection Levee Project, to decrease the contract amount by \$60,369.66 and increase the contract time by two hundred and thirty-six (236) days.

WHEREAS, Ordinance No. 20-5-2 adopted May 4, 2020, by the St. Charles Parish Council approved and authorized the execution of a contract with Sealevel Construction, Inc. for the Paradis Canal Flood Control Structure Project No. P080905-10A, grant reference Project Numbers U.S. Department of the Treasury Project No. 1 RDCGR380093-01-00, CPRA Project No. BA-0209, and DRA Project No. LA-51112, in the amount of \$5,036,169.00; and,

WHEREAS, St. Charles Parish executed a Notice of Award with the U.S. Department of the Treasury, Office of the Fiscal Assistant Secretary, Office of Gulf Coast Restoration on July 24, 2019 for \$398,727.11 in funding for said project through the Resources and Ecosystems Sustainability, Tourist Opportunities, and Revived Economies of the Gulf Coast States authorized via Resolution No. 6320; and,

WHEREAS, St. Charles Parish entered into an Intergovernmental Agreement with the State of Louisiana through the Coastal Protection and Restoration Authority-Board (CPRA) on July 2, 2019 to provide funding not to exceed \$2,540,724.00 for said project for the CPRA-Parish Matching Opportunities Program through RESTORE Spill Impact Component funding authorized via Resolution No. 6420; and,

WHEREAS, St. Charles Parish entered into an Award Agreement with the Delta Regional Authority (DRA) on November 28, 2018 for funding in the amount of \$200,000 for said project through the DRA States' Economic Development Assistance Program authorized via Resolution No. 6350; and,

WHEREAS, Ordinance No. 08-10-7 adopted October 20, 2008 approved and authorized the execution of a Contract for Engineering Services with BURK-KLEINPETER, INC. for necessary professional engineering services associated with Parish Project No. P080905 St. Charles Parish West Bank Hurricane Protection Levee and Urban Flood Control; and,

WHEREAS, Change Order No. 1 (Final) is a result of changes within the scope of the contract to modify quantities to accurately reflect the final balancing of the project line items for the construction amount; and,

WHEREAS, the decrease in contract amount by \$60,369.66 is a result of a decrease in quantity for four (4) bid line items, and increase in quantity for two (2) line items, a deletion of 7 bid line items, and an addition of 4 bid line items; and,

WHEREAS, the increase in contract time by two-hundred and thirty-six (236) days is a result of the addition of one hundred and eighty-three (183) rain days, five (5) work change directive days, twenty-three (23) Tropical storm and Hurricane days, and twenty-five (25) days for compliance with State orders for social-distancing due to COVID-19.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That Change Order No. 1 (Final) for Paradis Canal Flood Control Structure Project No. P080905-10A, grant reference Project Numbers U.S. Department of the Treasury Project No. 1 RDCGR380093-01-00, CPRA Project No. BA-0209, and DRA Project No. LA-51112, as part of the West Bank Hurricane Protection Levee Project, to decrease the contract amount by \$60,369.66 and increase the contract time by two hundred and thirty-six (236) days is hereby approved and accepted.

SECTION II. That the Parish President is hereby authorized to execute said Change Order on behalf of St. Charles Parish.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: BILLINGS, FONSECA, DARENSBOURG GORDON, CLULEE, GIBBS,
BELLOCK, FISHER
NAYS: NONE
ABSENT: DUFRENE, FISHER-CORMIER

And the ordinance was declared adopted this 23rd day of January, 2023, to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: Bob Billings
SECRETARY: Michelle Dupontato
DLVD/PARISH PRESIDENT: January 23, 2023
APPROVED: DISAPPROVED:
PARISH PRESIDENT: Matthew Jewell
RETD/SECRETARY: January 23, 2023
AT: 7:35pm RECD BY: [Signature]

RECORDED IN THE ST. CHARLES PARISH
CLERK OF COURT OFFICE
ON 1/25/23
AS ENTRY NO. 473090
IN (MORTGAGE) CONVEYANCE BOOK
NO. 2024 FOLIO 5

SECTION 00806

CHANGE ORDER

No. 1 (Final)

DATE OF ISSUANCE 12/12/2022

EFFECTIVE DATE 1/23/23

Owner: St. Charles Parish
Contractor: Sealevel Construction, Inc.
Contract: Paradis Flood Control Structure
Project: Paradis Flood Control Structure
Owner's Contract No. P080905-10A
Engineer: Burk-Kleinpeter, Inc.

Engineer's Contract No. 10475

You are directed to make the following changes in the Contract Documents:

Description:

1. Delete the Following Work Items:

- | | | |
|----|--|------------------|
| a. | Contract Item #: [5] Reloading Test Pile
Delete item in its entirety. | (- \$ 2,000.00) |
| b. | Contract Item #: [21] Silt Fence
Delete item in its entirety. | (- \$ 2,350.00) |
| c. | Contract Item #: [27] Excavation Haul Off-Site (Unsuitable Material)
Delete item in its entirety. | (- \$ 5,000.00) |
| d. | Contract Item #: [29] Embankment (Off-Site Borrow)
Delete item in its entirety. | (- \$3,000.00) |
| e. | Contract Item #: [36] Granular Material
Delete item in its entirety. | (- \$ 2,400.00) |
| f. | Contract Item #: [39] Rip-Rap (55 lb)
Delete item in its entirety. | (- \$ 10,000.00) |
| g. | Contract Item #: [40] Suitable Excavated Material Hauled to Stockpile Area
Delete item in its entirety. | (- \$ 14,400.00) |

Total of Deducted Items = (- \$ 39,150.00)

2. Add the Following Work Items:

a.	New Contract Item #:	[9a]	WCD #1 - Cast-in-Place Structural Concrete Additions Addition of \$ 19,916.00 (LS).	(+ \$ 19,916.00)
b.	New Contract Item#:	[35a]	WCD #3 - Credit on Driven Timber Piling – Labor Only Deduction of \$ 15.30 (LF). <i>Note: This item is a reduction to offset Item 35 due to the Staff Gage mounting change included in WCD #003.</i>	(- \$ 1,224.00)
c.	New Contract Item #:	[CO1-1]	WCD #2 - Relocation of the Test Pile 40' West Addition of \$ 8,080.00 (LS).	(+ \$ 8,080.00)
d.	New Contract Item #:	[CO1-2]	WCD #3 - Additional Price to Weld/Touch Up Paint Staff Gages to Sheetpile Wall Addition of \$ 612.27 (EACH).	(+ \$ 1,224.54)
Total of Added Work Items				= <u>(+ \$ 27,996.54)</u>

3. Revise the Following Work Item Quantities:

a.	Contract Item #:	[26]	Excavation The quantity is to be changed to 1,875.33 CY.	(+ \$ 1,002.64)
b.	Contract Item #:	[28]	Embankment The quantity is to be changed to 917.46 CY.	(- \$ 10,120.64)
c.	Contract Item #:	[30]	Existing Access Road Grating The quantity is to be changed to 6,520.00 LF.	(- \$ 15,478.40)
d.	Contract Item #:	[31]	Existing Access Road Grading Supplement Surfactant The quantity is to be changed to 144.00 CY.	(- \$ 14,820.00)
e.	Contract Item #:	[33]	Grouted Rip-Rap (55 lb) The quantity is to be changed to 91.54 TON.	(- \$ 12,799.80)
f.	Contract Item #:	[34]	Fertilizing, Seeding and Mulching The quantity is to be changed to 0.40 ACRE.	(+ \$ 3,000.00)
Total of Change in Work Items Quantity				= <u>(- \$ 49,216.20)</u>

Reason for Change Order:

1. Deleted Work Items

- a. Line item [5] was not used {-1 EA}.
- b. Line item [21] was not used {-470 LF}.
- c. Line item [27] was not used {-500.00 CY}.
- d. Line item [29] was not used {-100.00 CY}
- e. Line item [36] was not used {-80.00 CY}
- f. Line item [39] was not used {-100.00 TON}
- g. Line item [40] was not used {-800.00 CY}

2. Add Work Items

- a. [9a] WCD #001 - Additional concrete, rebar, and formwork necessary to construct monoliths to the revised design loads in the revised drawings {+ \$ 19,916.00 LS}.
- b. [35a] WCD #003 - The staff gages were mounted directly to the sheetpile wall using bolted connections. This item is a credit for the labor required to drive the timber pile mounting poles as originally designed {- \$ 15.30 LF resulting in a total credit of - \$ 1,224.00}.
- c. [CO1-1] WCD #002 - The test pile was relocated 40' to the west of its original location. This was done by the request of St. Charles Parish to place the test pile closer to the footprint of the proposed flood control structure {+ \$ 8,080.00 LS}.
- d. [CO1-2] WCD #003 – The staff gages were bolted to welded brackets on the sheetpile wall. This item includes the work associated with cleaning, welding, and painting the brackets {+ \$ 612.27 EACH resulting in a total increase of + \$ 1,224.54}.

3. Revise Work Item Quantities

- a. [26] The quantity has been changed based on the comparison of the initial and final surveys {+ 125.33 CY}.
- b. [28] The quantity has been changed based on the comparison of the initial and final surveys {- 632.54 CY}.
- c. [30] Reduced quantity only needed to complete the project {- 193,480 LF}.
- d. [31] Reduced quantity only needed to complete the project {- 156 CY}.
- e. [33] Reduced quantity only needed to complete the project {- 98.46 TON}.
- f. [34] Additional seeding spread on spread material along the flood side of the Magnolia Ridge levee {+ 0.20 ACRE}.

4. Change in Contract Time

This change order includes a time extension of two-hundred thirty-six (236) calendar days, increasing the current 540 calendar days contract time to 776 calendar days and extending the expected completion date from DECEMBER 7, 2021 to JULY 31, 2022. Five (5) days of the requested two-hundred thirty-six (236) day time extension is due to the added work from Work Change Directives #01 & 02. One-hundred eighty-three (183) of the requested two-hundred thirty-six (236) day time extension is added due to inclement weather that caused a disruption of work at the project site. Twenty-three (23) of the requested two-hundred thirty-six (236) day time extension is due to tropical weather events including Tropical Storm Marco, Tropical Storm Beta, Hurricane Zeta, Tropical Storm Nicolas, and Hurricane Ida. Twenty-five (25) of the requested two-hundred thirty-six day time extension is for compliance with State orders for social-distancing due to COVID-19.

CHANGE IN CONTRACT PRICE:
Original Contract Price \$ <u>5,036,169.00</u>
Net Increase (Decrease) from previous Change Orders No. <u> </u> to <u> </u> : \$ <u>0.00</u>
Contract Price prior to this Change Order: \$ <u>5,036,169.00</u>
Net increase (decrease) of this Change Order: \$ - <u>60,369.66</u>
Contract Price with all approved Change Orders: \$ <u>4,975,799.34</u>

CHANGE IN CONTRACT TIMES:
Original Contract Times: Substantial Completion: <u>December 7, 2021</u> Ready for final payment: <u>January 21, 2022</u>
Net change from previous Change Orders No. <u> </u> to No. <u> </u> : Substantial Completion: <u> - </u> Ready for final payment: <u> - </u>
Contract Times prior to this Change Order: Substantial Completion: <u>December 7, 2021</u> Ready for final payment: <u>January 21, 2022</u>
Net increase (decrease) this Change Order: Substantial Completion: <u>+236</u> Ready for final payment: <u>+236</u> (days)
Contract Times with all approved Change Orders: Substantial Completion: <u>July 27, 2022</u> Ready for final payment: <u>Upon Issuance of Certificate of Final Acceptance</u>

RECOMMENDED:
By: [Signature]
ENGINEER (Authorized Signature)
Date: 12/12/22

APPROVED:
By: [Signature]
OWNER (Authorized Signature)
Date: 1/23/23

ACCEPTED:
By: [Signature]
CONTRACTOR (Authorized Signature)
Date: 12/15/22