RESOLUTION NO. 2017-121

A RESOLUTION AUTHORIZING THE ISSUANCE OF AMENDATORY SUPPLEMENTAL CHANGE ORDER NO. 1, TO CONTRACT NO. C16-0033, ISSUED TO MOUNT CONSTRUCTION CO, INC., BERLIN, NJ, IN THE AMOUNT OF \$119,030.00.

WHEREAS, the City Council of the City of Vineland, on March 8, 2016, adopted Resolution No. 2016-79, entitled "A RESOLUTION AWARDING A CONTRACT TO MOUNT CONSTRUCTION CO., INC., BERLIN, NJ FOR THE COMPLETION OF BLACKWATER BRANCH CULVERT REPLACEMENT, IN THE AMOUNT OF \$481,606.00"; and

WHEREAS, N.J.A.C. 5:30-11.9 sets forth the procedures for processing change orders which exceed the 20 percent limitation; and

WHEREAS, the City Engineer has requested that an amendment be made to contract awarded to Mount Construction Co., Inc., Berlin, NJ for the Completion of Blackwater Branch Culvert Replacement, as authorized by Resolution No. 2016-79, said amendment is made necessary to mitigate hazardous conditions and to keep water from breaching the work area; and

WHEREAS, this change order will include the temporary sheetpiling as extra work, will also provide for an 18 SF overage on construction signage and provide an additional twenty-two (22) weeks to complete the project, due to NJDEP work restrictions from 3/1 to 6/30 in the streambed; and

WHEREAS, the City Engineer will seek reimbursement from the Federal Highway Administration for this change order under the Federal Project No. STP-C00S (820); and

WHEREAS, the City of Vineland desires to comply with said requirements of N.J.A.C. 5:30-11.9, and to that end herewith files with the governing body a report stating the facts involved and indicating that said change order may be allowed under these regulations; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for the amendatory supplemental change order for which authorization is requested in the amount of \$119,030.00;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Vineland that said amendatory supplemental change order #1 to Contract No. C16-0033, issued to Mount Construction Co., Inc., Berlin, NJ, in the amount of \$119,030.00, be and the same is hereby ratified and approved.

BE IT FURTHER RESOLVED, that the Mayor of the City of Vineland is hereby authorized to execute a Modification Agreement between the New Jersey Department of Transportation and the City of Vineland with respect to this change order for the Blackwater Branch Culvert Replacement – West Avenue at Blackwater Branch, under Federal Project No. STP-C00S (820).

Adopted:

President of Council

ATTEST:

City Clerk



February 21, 2017

TO THE MAYOR AND COUNCIL OF THE CITY OF VINELAND

RE: Amendatory Supplemental Change Order No. 1 Contract No. C16-0033 Completion of Blackwater Branch Culvert Replacement

We are requesting an amendatory supplemental change order to Contract No. C16-0033, issued to Mount Construction Co., Inc., Berlin, NJ for the Completion of Blackwater Branch Culvert Replacement. This contract was authorized by Resolution No. 2016-79, adopted by City Council on March 8, 2016.

The change order requested, in the amount of \$119,030.00, provides for the necessary to mitigate hazardous conditions and to keep water from breaching the work area, as more particularly described in the attached request. This change order will provide for temporary sheetpiling and will for an 18 SF overage on construction signage. This also provides for an additional twenty-two (22) weeks to complete the project, due to NJDEP work restrictions from 3/1 to 6/30 in the streambed.

This change order represents, an increase of approximately 24.7153% over the original contract amount of \$481,606.00.

The amendatory supplemental change order which exceeds the 20% limitation, for which authorization is herein requested, may be authorized in accordance with N.J.A.C. 5:30-11.9.

espectfully submitted. bert Dickenson

Assistant Business Administrator

RD/wr Encl.



Brian N. Myers, PE, CME City Engineer bmyers@vinelandcity.org www.vinelandcity.org 640 E. Wood Street PO Box 1508 Vineland, NJ 08360-1508 Phone: (856) 794-4090 Fax: (856) 405-4606

RECEIVED

FEB 1 3 2017 CITY OF VINELAND BUSINESS ADMIN.

February 14, 2017

MEMORANDUM TO:

Bob Dickenson, Business Administrator

RE: Blackwater Branch Culvert Replacement West Avenue at Blackwater Branch Federal Project No. STP-C00S(820) Federal Agreement No. 15-DT-BLA-719 City Eng. Project No. 13-015

Enclosed, please find a copy of a Request For Change Order for an additional \$119,030.00 to the above referenced project.

It was found that the cofferdams, that were built to plan, were ineffective due to unforseen soil and hydrologic conditions on the site. The result has caused safety issues in the work areas and would require temporary sheetpiling to maintain a safe and effective work environment. See attached Change Order Justification CO#1 and supporting documentation for further explanation. The bulk of this change order would include the temporary sheetpiling as extra work. We feel this is a necessary change order to mitigate hazardous conditions and to keep water from breaching the work areas.

We will be seeking reimbursement from the Federal Highway Administration (FHWA) for this change order. Typically this process would require approval of the Local Change Order from City Council. The Local Change Order would then be sent to NJDOT with the approved resolution seeking additional funding. In turn, NJDOT will provide to us an agreement modification which will, again, require to go before council. To reduce the amount of time required to process this Change Order, we request the resolution in the Local Change Order approval to include language authorizing the mayor to execute the Agreement Modification related to this Change Order #1.





Brian N. Myers, PE, CME City Engineer bmyers@vinelandcity.org www.vinelandcity.org 640 E. Wood Street PO Box 1508 Vineland, NJ 08360-1508 Phone: (856) 794-4090 Fax: (856) 405-4606

Please place this request for change order on the agenda for approval at the February 28, 2017 City Council Meeting. Upon approval, four (4) original signature copies of the Request For Change Order, and a certified copy of the approving resolution must be forwarded to NJDOT.

Should you have any questions and/or comments, please feel free to contact Rick Caudill at extension 4608.

Sincerely,

Brian N. Myers, P.E., C.M.E. City Engineer

Cc: Michael Mercado, PA



REQUEST FOR CHANGE ORDER FOR: BLACKWATER BRANCH CULVERT REPLACEMENT	RECEIVED FEB 13 2017 CITY OF VINELAND BUSINESS ADMIN
PROJECT NAME	
TO: BUSINESS ADMINISTRATION	
DEPARTMENT: PW / ENGINEERING FROM: RICK CAU	JDILL
This is a request for change order # to Contract # C16-003	33 for:
Project Name_BLACKWATER BRANCH CULVERT F	
Name/Address of Contractor: MOUNT CONSTRUCTION COMPANY, INC. / 427 S. WHITE HORSE PIKE, P.O. E	OX 619, BERLIN, NJ 08009
The change order is necessary because: (use additional pages if necessar and you must attach *documentation to support the necessity of this cha *(Documentation from contractor, engineer, etc.)	
SEE ATTACHED	

Original Contract Amount:	_{\$} 481,606	5.00	TIME EXTENSION: 22 WEEKS
Amount of this change order:	_{\$} _+119,03	30.00	(R^{+})
Previous Change Orders:	<u>s</u> 0		
Total Revised Amount:	_{\$} 600,636	5.00	
APPROVED BY: Brian N. M Print/type	yers	Signature	

NOTE: CHANGE ORDERS CANNOT EXCEED 20% OF THE ORIGINAL CONTRACT AMOUNT

Please provide the account number that the change order will be charged to:

Account # _____

CC: Purchasing Division

- 44

Change Order Justification <u>CO #1</u>

2

CONSTRUCTION SERVICES FOR BLACKWATER BRANCH CULVERT REPLACEMENT

A sandbag cofferdam was installed upstream of the culvert by the contractor on 12/1/2016. The structure was in general conformance with the contract plans and approved submittals. It was found that the cofferdam was not effective in holding back water due to existing unforeseen soil and hydrologic conditions in the streambed (See attached Inspection Reports). Water proceeding past the cofferdam results in a condition that is unsafe for workers in the project area. In order to provide a safe working environment to complete the project, the best solution is to replace the sandbag cofferdam with temporary sheet piles, which will be installed below the assumed bottom of the adverse soil conditions.

A meeting was held with Mount Construction, Remington & Vernick (Resident Engineer), and the City Engineer on December 7, 2016 to observe the impacts on site and discuss options. It was determined that current impacts were a safety concern for workers on both east and west side cofferdams. To mitigate the excess water breaching work areas, it was unanimously decided that temporary sheeting and soldier piles was the most sufficient option for the East and West sides, respectively. After reviewing the West side soldier piling, it was found to be much more invasive, less effective, and more costly than using sheetpiling (See attached Courel Engineering narrative). Due to these factors, soldier piling was omitted and sheetpiling was deemed a more viable option for the West side.

Temporary sheeting was engineered, reviewed, and approved. A cost for work was negotiated with Mount Construction as a new line item for the lump-sum amount of \$118,850.00 (See Attached Cost Proposal & Cost Breakdown). Also, a Field Order has been issued to

proceed with the temporary sheeting and an additional 22 weeks to complete the project due to NJDEP work restrictions from 3/1 to 6/30 in the streambed (See attached Field Order).

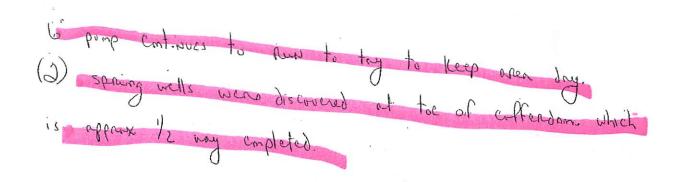
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Additionally, there was an 18 SF overage on construction signage that will need to will need to be compensated at the contract unit price of \$10.00/SF for a total of \$180.00.

The combined amount, \$119,030.00, totals a 24.7% increase in the project cost. The bulk of this increase is considered a necessary change to mitigate hazardous conditions and maintain a safe working environment.

INSPECTOR'S DAILY RECORD OF WORK PROGRESS

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INSPECTOR'S DAILY RECORD OF WORK PROGRESS

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Contractor	

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INSPECTOR'S	DAILY	RECORD	OF	WORK PROGRESS	
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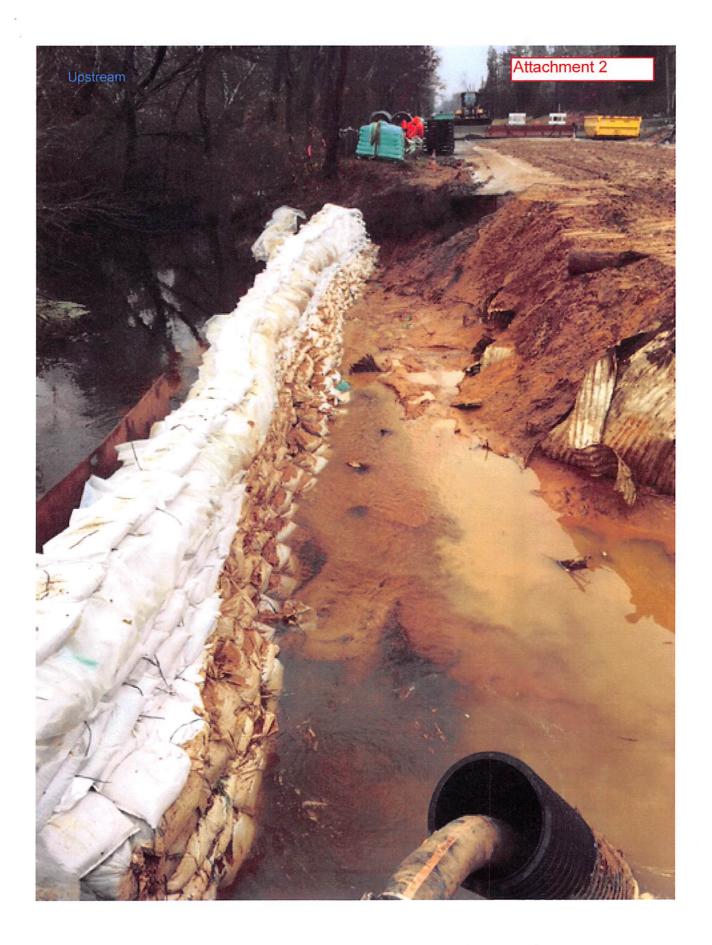
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COUREL ENGINEERING, LLC

Consulting Engineers

9 Wren Way Bridgewater, NJ 08807

Tel: 908-526-8629 Fax: 908-526-8614

January 5, 2017

Mr. Gregory Cardamone, P.E. Project Engineer Mount Construction Inc. 427 S. White Horse Pike PO Box 619 Berlin, NJ 08009

Re: Design of Temporary Sheeting Blackwater Branch Culvert Replacement North West Avenue City of Vineland, Cumberland County, NJ

Dear Mr. Cardamone:

For your information, this office originally designed soldier piles with steel plate lagging at the downstream side of the above referenced project. The results of the design are as follows:

- 1. We tried soldier piles grade 36 steel spaced at 8.5' on center (To accommodate standard 8' wide road plates);
- 2. The steel plate lagging will need to be ³/₄" thick road plates grade 36;
- 3. The heaviest HP available section (HP14x117) was slightly overstressed (Required section modulus was 180 ci/ft versus 172 ci/ft for HP14x117) and the deflection of the wall at the top was calculated at 5.2 inches; and
- 4. The required toe on the soldier piles was calculated at 27.3' for a total pile length required of 36 feet (Using a 1.5 factor of safety).

Based on the excessive deflection, long pile lengths, and considering that the heaviest sections your company has in stock are HP14x89's, the alternative of soldier piles and lagging was discarded. In addition, we believe that there will be a lot more water seepage through the joints in the lagging than with steel sheetpiling.

I hope this letter addresses your concerns.

Very truly yours, COUREL ENGINEERING, LLC

Miguel Courel, P.E. Principal

Temporary Sheeting-Lump Sum

MOUNT CONSTRUCTION, INC

427, SOUTH WHITE HORSE PIKE

BERLIN, NJ 08009

Contact: Greg Cardamone

Phone: 856-768-8493

Fax: 856-753-1453

Date:	1/30/17	Job Name:	Blackwater Creek Culvert
Quote To:	R&V	Location:	Vineland, NJ
<u>Attn:</u>	Joseph Ragusa, P.E.	Engineer:	Pennoni
Address:	232 Kings Highway East	Plans:	
City, ST, ZIP	Haddonfield, NJ 08033	Date of Plans:	
Phone:	(856)795-9595	Revision Date:	
Fax:			

Revision 03

ITEM	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
1	Mobilization	1.00	LS	5,000.00	5,000.00
2	Temporary Sheeting (Upstream)	1,005.00	SF	55.00	55,275.00
3	Temporary Sheeting (Downstream)	1,065.00	SF	55.00	58,575.00

GRAND TOTAL

NOTES:

Exclude:

1) Driving through rock or obstructions.

2) Permit restrictions-R&V to verify our engineered drawing complies with DEP Permit.

3) Does not include relocation of underground utilities.

4) Well points, if groundwater requires pumps other than one (1) 3" sump.

5) Sheeting is temporary, Mount will remove and own the sheets.

Include:

1)Buy America Steel.

2)Dewatering in cofferdam. (Please see note #4 under exclusions)

Notes:

1) Payment will be lump sum for work performed, not to exceed proposal quantities, as shown on approved plans.

2) If stock sheets are not available, must wait for next rolling date.

3) Work is allowed between sheets from March 1 to July 30,2017.

4) Change order for lump sum cost and time extension required.

5) Incidental cost, as result of change, will be paid.

6) Extension of time.

\$118,850.00

Mount Construc 15320A Gregory Cardam	Blackwater Creek-Temporary	Sheeting	Direct	Cost Report			01/	Page /20/2017 16:4
Activity Resource	Desc Pcs	Quantity Unit		Unit Cost	Perm Labor Material		Equip Sub Ment Contrac	
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Mount Construction

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15320A Blackwater Creek-Temporary Sheeting Gregory Cardamone Page 2 01/20/2017 16:43

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Direct Cost Report

Estimator-In-Charge:

JOB NOTES

Estimate created on: 12/07/2015 by User#: 30 - Danielle Usher Source estimate used: H:\EST\MASTER Mount Construction
15320A

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Activity Desc Quantity Unit Perm Constr Equip Sub-Unit Resource Pcs Cost Labor Material Matl/Exp Ment Contract Total CLIENT# = 3**BID ITEM** 3 = Unit = Takeoff Quan: 1,065.000 1,065.000 Description = Temporary Sheeting (Downstream) SF Engr Quan: ***********Estimate created on: 12/08/2016 by User#: 15 - Gregory Cardamone Source estimate used: H:\EST\15320

Direct Cost Report

* on units of MH indicate average labor unit cost was used rather than base rate.

Blackwater Creek-Temporary Sheeting

[] in the Unit Cost Column = Labor Unit Cost Without Labor Burdens

In equipment resources, rent % and EOE % not = 100% are represented as XXX%YYY where XXX=Rent% and YYY=EOE% -----Calendar Codes-----

10S	5 - 10 hour days + Saturday
5-8	5 - 8 Hour Days (Default Calendar)
5-9	5 - 9 Hour Days
510	5 - 10 hour Days
58S	5 - 8 hour days + Saturday
59S	5 - 9 Hour Days + Saturday

8SA Saturday Only

CONSTRUCTION FIELD ORDER

Weather

Temp.

Wind

Precip

Bright Sun

To 32'

SI

Dry

DATE: 2/02/2017

DAY S M T W T F S

Overcast

50.-70.

High

Humid

Rato

70"-85"

Report No.

Snow

85' Up

Clear

32'-50'

Moderate

Moderate

PROJECT TITLE Blackwater Branch Culvert Replacement

PROJECT NO. <u>13-015</u>

FEATURE TEMPORARY SHEETING

RESIDENT ENGINEER JOE RAGUSA (R&V)

LOCATION OF PROPOSED FIELD ORDER

Blackwater branch culvert on North West Avenue between Wheat Road and Garden Road.

NATURE OF AND REASON FOR PROPOSED FIELD ORDER

Unforeseen field conditions involving substantial occurrences of springs in the work areas downstream of the installed cofferdams

have created an unsafe environment for workers. Additional excavation in these areas is required to pour the headwall footings;

this will further impact the unsafe conditions. It was agreed between City of Vineland, Mount Construction, and Remington & Vernick that temporary sheeting is the only viable option to: keep workers safe, restrict flow to the work areas, and move the project forward.

AFFECTED PAY ITEMS AND QUANTITY CHANGES

An additional line item will be created as 'Temporary Sheeting' and will be paid under the agreed upon lump sum of \$118,850.00

as per the 1/30/2017 cost proposal submitted by Mount Construction under the additional conditions outlined below. In addition,

a 22 week extension from the February 14, 2017 completion date will be issued to complete the work. The new completion date

will be July 18, 2017.

ADDITIONAL NOTES

1.	The temporary sheeting shall be installed and in place before March 1, 2017	s per the NJDEP p	ermit.
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2. The road shall be reopened to the public within the March 1st – June 30th NJDEP restriction dates. March 1st and June 30th are not considered exact open and close dates for the road. Work that is not restricted by NJDEP may continue past March 1st in order to open and close the road.

 The City of Vineland will incur no additional costs to re-mobilize, sign, and close off the site upon returning past the June 30th restriction date to remove the temporary sheeting.

4. #2 under the "Exclude" section of the 1/30/2017 proposal has been verified by R&V to comply with the DEP permit.

#4 under the "Exclude" section of the 1/30/2017 proposal shall be revised as per the attached lump sum proposal markup.

6. #4 under the "Notes" section of the 1/30/2017 proposal shall be revised as per the attached lump sum proposal markup.

7. #5 under the "Notes" section of the 1/30/2017 proposal shall be removed as per the lump sum proposal markup.

8. Payment will be made for required additional base for removal of bypass pipe.

 Contractor shall provide a corrected schedule, at no cost to the City of Vineland, outlining work in the water to cease before March 1st and Continue after June 30th.

DISTRIBUTION 1. Contractor – Mount Construction

- 2. Resident Engineer Joe Ragusa (Remington & Vernick
- 3. Office File

9	Contractor Signature
	Resident Engineer Signature
	City Engineer Signature

NY DI

Temporary Sheeting-Lump Sum

MOUNT CONSTRUCTION, INC

427, SOUTH WHITE HORSE PIKE

BERLIN, NJ 08009

Contact: Greg Cardamone

Phone: 856-768-8493

Fax: 856-753-1453

Date;	1/30/17	Job Name:	Blackwater Creek Culvert	
Quote To:	R&V	Location:	Vineland, NJ	
Attn:	Joseph Ragusa, P.E.	Engineer:	Pennoni	
Address:	232 Kings Highway East	Plans:		
City, ST, ZIP	Haddonfield, NJ 08033	Date of Plans:		
Phone:	(856)795-9595	Revision Date:		
Fax:				

Revision 03

ITEM	DESCRIPTION	QUANTITY	UNIT	UNIT PRICE	AMOUNT
	1 Mobilization	1.00	LS	5,000.00	5,000.00
	2 Temporary Sheeting (Upstream)	1,005.00	SF	55.00	55,275.00
	3 Temporary Sheeting (Downstream)	1,065.00	SF	55.00	58,575.00

GRAND TOTAL

\$118,850.00

NOTES:

Exclude:

1) Driving through rock or obstructions.

2) Permit restrictions-R&V to verify our engineered drawing complies with DEP Permit.

3) Does not include relocation of underground utilities.

4) Well points, if groundwater requires pumps other than one (1) 3" sump.

5) Sheeting is temporary, Mount will remove and own the sheets.

Include:

1)Buy America Steel.

2)Dewatering in cofferdam. (Please see note #4 under exclusions)

Notes:

1) Payment will be lump sum for work performed, not to exceed proposal quantities, as shown on approved plans.

2) If stock sheets are not available, must wait for next rolling date.

3) Work is allowed between sheets from March 1 to July 30,2017.

4) Change order for lump sum cost and-time-extension-required:

5) Incidental cost, as result of change, will be paid.

6) Extension of time.

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