

AGENDA REPORT

TO: Mayor Pro Tem Jean McConnell & City Commissioners
FROM: Ken Hibl, City Manager
DATE: August 31, 2017
RE: Crawford Contracting Change Order #4 – Final Balancing Payment

For the Agenda of September 5, 2017

Background. The City entered into a contract with Crawford Contracting in 2016 for construction work at the City's new recreation complex. Despite repeated change orders to extend the completion of the work outlined in Crawford Contracting's bid award, the firm never completed the project, thus the City terminated the contract and directed its engineer to negotiate a settlement payment amount for work completed by Crawford Contracting. Gourdie-Fraser, Crawford Contracting, and the City Staff have mutually agreed to the payment amount. The City Commission is asked to authorize the payment by means of Change Order #4 (*copy att'd*) to the original contract between the City and the contractor.

Issues & Questions Specified. Should the City Commission approve the Change Order?

Alternatives.

1. Approve Change Order #4.
2. Do not approve the Change Order.
3. Set aside decision regarding this matter to a subsequently scheduled public meeting.

Financial Impact. Approval of the Change Order will commit the City to expend \$15,750; funds are available for this expenditure.

Recommendation. I recommend that the City Commission approve Change Order #4 by adoption of Resolution 2017-113 (*copy att'd*).

Attachments.

1. Change Order #4.
2. Resolution 2017-113.


CONTRACT CHANGE ORDER #4 - Final Balancing SUMMARY

DATE OF ISSUANCE: August 25, 2017
 OWNER: City of Clare
 CONTRACTOR: Crawford Contracting, Inc.
 Project Name: Grading Trail, Seed & Mulch for Clare Recreation Complex (Items 1-3)
 Project No: 14253
 ENGINEER: GFA

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

Description: Final Balancing

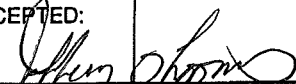
| CHANGE IN CONTRACT PRICE: | CHANGE IN CONTRACT TIMES: |
|--|---|
| Original Contract Price: \$54,650.00 | Original Contract Times: Substantial Completion: <u>09/30/2016</u> Ready for Final Payment: <u>09/30/2016</u> (days or dates) |
| Net Increase (Decrease) from Previous: Change Orders _____ To _____ | Contract Times prior to this Change Order: Substantial Completion: <u>12/20/2016</u> Ready for Final Payment: <u>12/20/2016</u> (days or dates) |
| Contract Price Prior to this Change Order: | Net Increase this Change Order: Substantial Completion: <u>129 days</u> Ready for Final Payment: <u>129 days</u> (days or dates) |
| Net Increase (Decrease) of this Change Order: \$38,900.00 | Contract Times with all Approved Change Orders: Substantial Completion: <u>04/28/2017</u> Ready for Final Payment: <u>04/28/2017</u> (days or dates) |
| Contract Price with all Approved Change Order: \$15,750.00 | |

RECOMMENDED:
By: 

ENGINEER (Authorized Signature)
Date: 08/25/2017

APPROVED:
By: _____

OWNER (Authorized Signature)
Date: _____

ACCEPTED:
By: 

CONTRACTOR (Authorized Signature)
Date: 8-25-17

APPROVED:
By: _____
CO-OWNER (Authorized Signature)
Date: _____

RESOLUTION 2017-113

A RESOLUTION OF THE CLARE CITY COMMISSION APPROVING CHANGE ORDER #4 FOR CRAWFORD CONTRACTING.

WHEREAS, the City awarded a contract to Crawford Contracting in 2016 to complete a significant portion of the walkway/trailway component of the City's new recreation and sports complex. Despite repeated contract extensions granted to this contractor, he did not complete this essential work; consequently, the City directed its engineer to negotiate a settlement offer with Crawford and terminated his contract; and

WHEREAS, Gourdie-Fraser, the City's engineer on said project has recommended a final balancing payment of \$15,750 for work performed by Crawford Contracting;

WHEREAS, said contractor has agreed to said payment amount; and

WHEREAS, the City Staff has reviewed said negotiated payment and recommended that the City Commission approve it; and

WHEREAS, the City Commission has considered said recommendation of its City Staff and deems it sound, reasonable, and prudent.

NOW THEREFORE BE IT RESOLVED THAT the City Commission of the City of Clare hereby approves a final balancing payment of \$15,750 for work performed by Crawford Contracting.

ALL RESOLUTIONS AND PARTS OF RESOLUTIONS INsofar AS THEY CONFLICT WITH THE PROVISIONS OF THIS RESOLUTION BE AND THE SAME ARE HEREBY RESCINDED.

The Resolution was introduced by Commissioner _____ and supported by Commissioner _____. The Resolution declared adopted by the following roll call vote:

YEAS:

NAYS:

ABSENT:

Resolution approved for adoption on this 5th day of September 2017.

Diane Lyon, City Clerk