



**TO:** Mayor Shaun Sipma  
Members of the City Council

**FROM:** *Jason Sorenson*

**DATE:** *October 30, 2019*

**SUBJECT: WASTEWATER HYDRAULIC IMPROVEMENTS – CONTRACT AMENDMENT  
(PROJECT NUMBER 4202)**

**I. RECOMMENDED ACTION**

1. Recommend council approve the contract amendment with Apex Engineering in the amount of \$51,875.00 for the Wastewater Hydraulic Improvements project and authorize the Mayor to sign the agreement.

**II. DEPARTMENT CONTACT PERSONS**

|  |          |
|--|----------|
| Dan Jonasson, Director of Public Works             | 857-4140 |
| Jason Sorenson, Assistant Director of Public Works | 857-4140 |

**III. DESCRIPTION**

A. Background

The contract documents for the Wastewater Treatment Facility Hydraulic Improvements project, as amended by change orders one and two, called for substantial completion of the project by December 4, 2018 with final to follow by January 1, 2019. The project was ultimately substantially completed on January 18, 2019 and final completion was granted on September 10, 2019. As such, liquidated damages in the amount of \$95,000 were withheld from the final payment request for this project to cover the additional engineering along with extra time spent managing the project by City staff.

Apex Engineering provided construction observation and contract administration beyond the original completion timeline which resulted in additional engineering costs. This contract amendment covers the additional costs incurred due to late completion of the project.

B. Proposed Project

N/A

C. Consultant Selection

Apex Engineering was competitively selected in 2011 to provide wastewater engineering services and that contract was extended in 2015. Due to Apex’s extensive knowledge of the City’s complex wastewater system they were selected to continue working on this project.

**IV. IMPACT:**

A. Strategic Impact:

N/A

B. Service/Delivery Impact:

N/A

C. Fiscal Impact:

Project Costs

|                         |                     |
|-------------------------|---------------------|
| Original Contract       | \$411,440.00        |
| <u>Amendment No. 1</u>  | <u>\$ 51,875.00</u> |
| Total Engineering Costs | \$463,315.00        |

Project Funding

Funding for this project came from a State Revolving Fund loan and Oil and Gas Tax Revenues.

**V. ALTERNATIVES**

N/A

**VI. TIME CONSTRAINTS**

N/A

**VII. LIST OF ATTACHMENTS**

A. Contract Amendment