



## REQUEST FOR BOARD ACTION

ITEM NO. 13

**DATE OF MEETING:** June 22, 2015

**REQUESTED BY:** Michael G. Mack, Utilities Director

**SHORT TITLE:** Approval of a Contract Amendment and Budget Ordinance Amendment to the Original McKim & Creed Pender Commerce Park Wastewater Treatment Plant Contract for the Additional Construction Administration and Inspections Services Required to Accommodate the Unforeseen Phase I Project Delays.

**BACKGROUND:** Pender County executed a contract with McKim & Creed (MCE) on September 16, 2013 for professional design and construction phase services to complete the Pender Commerce Park Wastewater Treatment Plant. The original contract included Construction Phase Services in the form of Construction Administration and Construction Observation services during the estimated construction period of 15 months.

Pursuant to changes in the original completion schedule of RC Creations, the project had to be separated into two (2) design and construction phases to accommodate the accelerated schedule. Phase I construction began on April 1, 2014 and that portion of the project work is yet to be completed due to a lack of schedule compliance, defective work, and contractor mediation. The Phase II portion of the work began on June 8, 2015 with a final completion date of August 8, 2016. Ultimately the overall project duration will exceed the original 15 month construction duration period by an additional 15 months.

As a result of the Phase I project delays resulting in an extension of the overall project duration from 15 months to 30 months MCE is requesting additional compensation to provide Construction Phase services through the revised project duration. More specifically MCE is requesting an additional fee of \$193,375.00 to cover Construction Administration services and \$41,955.00 to cover Construction Observation services for a total contract amendment of \$235,330.00. A majority of these costs could possibly be recovered through Liquidated Damages withheld from the Phase I contractor, but that cannot be relied on. Due to the project circumstances this additional compensation is justified and recommended.

**SPECIFIC ACTION REQUESTED:** To approve a Contract Amendment and Budget Ordinance Amendment to the Original McKim & Creed Pender Commerce Park Wastewater Treatment Plant Contract for the Additional Construction Administration and Inspections Services Required to Accommodate the Unforeseen Phase I Project Delays and to Document the Proposed Project Expenditures and Funding Proceeds in the Amount of \$235,330.00

**BUDGET ORDINANCE AMENDMENT TITLE:** Contract Amendment to McKim & Creed for PCP-WWTP

Introduced by: Randell Woodruff, County Manager Date: \_\_\_\_\_ Item #: 13

Fund: 88 Department: PCU Division: PCP-WWTP



**PENDER COUNTY, NORTH CAROLINA**

FY 2014-2015 Budget Amendment # \_\_\_\_\_ Date Approved: \_\_\_\_\_  
 Appropriations

REVENUES		EXPENDITURES	
Increase: <input type="checkbox"/>		Increase: <input checked="" type="checkbox"/>	
Decrease: <input type="checkbox"/>		Decrease: <input checked="" type="checkbox"/>	
Account # and Title	Amount	Account # and Title	Amount (leave off \$ sign)
<p style="font-size: 1.2em; color: blue;">88-407492</p> <p style="font-size: 1.2em; color: blue;">88-404505</p>		WWTP - Phase II Construction (Contingency)	\$-235,330.00
		Contract Services - Engineer	\$235,330.00
Total:		Total: <span style="float: right;">\$0.00</span>	

Reason and Justification for Request:

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Dept Mgr. Approval: Michael G. Mack	Date: 2015-06-22	Finance Officer Approval: <i>[Signature]</i>	Date: 6-16-15	Budget Officer Approval:	Date:
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Board Approval (When Applicable)    Item # \_\_\_\_\_    Date of Minutes \_\_\_\_\_