

ORDINANCE NO. 1129

AN ORDINANCE AUTHORIZING THE MAYOR AND CITY RECORDER TO EXECUTE CHANGE ORDER NUMBER 3 WITH PARKER NORTHWEST PAVING COMPANY FOR CONSTRUCTION OF SEQUOIA PARKWAY STREET IMPROVEMENTS; AND DECLARING AN EMERGENCY.

WHEREAS, the City of Canby has heretofore advertised and received bids for the Sequoia Parkway Street Improvements; and

WHEREAS, the notice of call for bids was duly and regularly published in the Oregon Daily Journal of Commerce on June 26, 2003; and

WHEREAS, bids were received and opened on July 10th, 2003 at 3:00 pm in the Canby Utility Conference Room with the low responsive bid being that of Parker Northwest paving Company; and

WHEREAS, the Canby City Council, acting as the City's Contract Review Board, met on Wednesday, July 16, 2003, and awarded a construction contract to Parker Northwest paving Company; and

WHEREAS, the Canby City Council met on July 23rd, 2003 and approved execution of a contract with Parker Northwest Paving Company in the amount of \$804,411.45;

WHEREAS, the Canby City Council met on December 3rd, 2003 and considered reports and recommendations on Change Order Number 3, including the recommendation of the City Engineer that Change Order Number 3 be approved; now therefore

THE CITY OF CANBY ORDAINS AS FOLLOWS:

Section 1. The Mayor and City Recorder are hereby authorized and directed execute, and declare in the name of the City of Canby and on its behalf, the attached Change Order Number 3 with with Parker Northwest Paving Company for Sequoia Parkway Street Improvements, in the amount of \$63,860. A copy of a Change Order Number 3 with Parker Northwest Paving Company is attached hereto and marked as Exhibit "A" and by this reference incorporated herein.

Section 2. Inasmuch as it is in the best interest of the citizens of Canby, Oregon, to complete this project as soon as possible, an emergency is hereby declared to exist and this ordinance shall therefore take effect immediately upon its enactment after final reading.

SUBMITTED to the Canby City Council and read the first time at a regular meeting therefore on Wednesday, December 3rd, 2003; ordered posted as required by the Canby City Charter and scheduled for second reading on Wednesday, December 17th, 2003, after the hour of 7:30 pm at the Council Chambers at the Canby City Hall, 182 N. Holly, Canby, Oregon.



Chaunee Seifried, City Recorder

PASSED on second and final reading by the Canby City Council at a regular meeting thereof on the 17th day of December, 2003, by the following vote:

YEAS 5 NAYS 0



Melody Thompson, Mayor

ATTEST:



Chaunee Seifried, City Recorder

CHANGE ORDER NO. 3

Dated October 31, 2003

OWNER'S Project No --- ENGINEER'S Project No 1381

Project SEQUOIA PARKWAY STREET IMPROVEMENTS

CONTRACTOR PARKER NW PAVING COMPANY

Contract For: Street Improvements Contract Date: July 24, 2003

To PARKER NW PAVING COMPANY
CONTRACTOR

You are directed to make the changes noted below in the subject Contract:

CITY OF CANBY
OWNER

By _____

Dated _____

Nature of Changes

| NO. | WORK ITEM | QUANTITY | UNIT COST | TOTAL COST |
|------------------------------|---|----------|-------------|--------------------|
| 1 | Rock Excavation, excess backfill and disposal | 670 CY | \$92/CY | \$61,640.00 |
| 2 | 2" Blowoff Assembly | 8 each | \$210.00/ea | \$1,680.00 |
| 3 | Crushed Rock Fill | 30 CY | \$18.00/CY | \$540.00 |
| TOTAL CHANGE ORDER #3 | | | | \$63,860.00 |

These changes result in the following adjustment of Contract Price and Contract Time:

Contract Price Prior to This Change Order \$ 983,795.15

Net (Increase) ~~(Decrease)~~ Resulting from this Change Order \$63,860.00

Current contract Price Including This Change Order \$1,047,655.15

Contract Time Prior to This Change Order 75
(Days or Date)

Net (Increase) ~~(Decrease)~~ Resulting from This Change Order -21-
(Days)

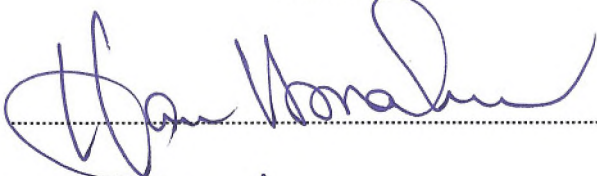
Current Contract Time Including This Change Order 96
(Days or Date)

The Above Changes Are Approved:

..... CURRAN-McLEOD, INC.

ENGINEER

By



Dated

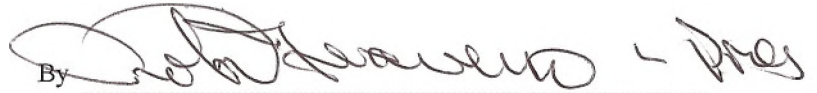
..... 11/6/03

The Above Changes Are Accepted:

..... PARKER NW PAVING COMPANY

CONTRACTOR

By



Dated

..... 11/6/03



PARKER-NORTHWEST PAVING CO.

CCB#2232
And Divisions
CANBY SAND & GRAVEL CO.
MOLALLA QUARRIES
CANBY LANDSCAPE SUPPLY

RECEIVED
NOV 03 2003

October 28, 2003

Curran-McLeod, Inc.
6655 S.w. Hampton St. Suite 210
Portland, OR 97223

Attn: Curt McLeod
Re: Sequoia Parkway Change Order Request No. 2

Dear Curt,

Please find enclosed a change order request for additional work related to the improvements for Sequoia Parkway. It should be noted that I have included a copy of Kylo's expenses as they relate to the rock excavation.

A breakdown is as follows:

CHANGE ORDER REQUEST

Item 1 Sanitary Sewer (Rock excavation & additional crushed rock backfill) See letter from Kylo Construction dated 9/28/03.

Total Kylo expense \$47,583.40
5% General Contractor mark-up \$2,379.17

Rock Excavation, sort, load, haul away
700 cu. yds.

Sort, 16 hrs CAT 315 hydraulic backhoe w/operator @ 85.00 \$1,360.00
D-5 Dozer w/operator 16 hr @ 85.00 \$1,360.00
Loading, 24 hrs CAT 315 hydraulic backhoe w/operator @ 85.00 \$2,040.00

Haul Away
Rock Truck (end dump) 24 hr @ 75.00 \$1,800.00
Rock Truck (end dump) 24 hr @ 75.00 \$1,800.00
Rock Truck (end dump) 24 hr @ 75.00 \$1,800.00
15% mark-up \$1,524.00

Sub-Total \$11,684.00

Total rock excavation, sort, load, haul away expense \$61,646.57

Item 2 Blow off assembly on 8" DI water line
Kylo's billing 8 total @ 200.00 ea. \$1,600.00
5% General Contractor Markup \$80.00
Sub-Total \$1,680.00

Item 3 Additional base rock used to raise street grades
at end of Hazel Dell & Sequoia

30 cu. yds. @ 18.00 per cu. yd.
material, delivery, placement \$540.00

Total Change Order Request No.2 \$63,886.57

Robert D. Traverso
President



total 4 pages

22111 SOUTH HAINES ROAD
CANBY, OREGON 97013
PHONE 503-266-3101
MOBILE JESSE 969-3048
FACSIMILE 503-266-3101
LICENSED, BONDED, INSURED
CCB# 136218

9/28/03

Parker NW Paving:

RE: PAY ESTIMATE FOR ROCK EXCAVATION ON
SEQUOIA PKWY CANBY OR

Here is the pay request for rock excavation on Sequoia Pkwy.

We ran into rock starting on 8/11/03 on the 12 inch sewer and continued throughout the entire length of the sewer line. We notified you and the city at that time to discuss payment for rock excavation per the contract documents and were told not to bill on force account but rather a lump sum basis to negotiated later. In good faith we continued the project and have come up with a lump sum figure of \$47583.40 the following is our method of calculating this figure.

Sincerely,

Jesse Ben Kylo

A handwritten signature in black ink, appearing to read "Jesse Ben Kylo", written over the typed name.

| | | RELATIVE CONCENTRATION OF | | | | |
|----------|------------|---------------------------|---------------|----------------------------|----------|------|
| DATE | ROCK DEPTH | STATION | TOTAL FOOTAGE | BOULDERS | H=HIGH | |
| HRS/WEEK | | | | | | |
| 8/11 | 13 | 16+05 | 39 | H | M=MEDIUM | |
| 8/12 | 8 | 16+44 | 13 | H | L=LOW | |
| 8/13 | 8 | 16+57 | 72 | H | | |
| 8/14 | 8 | 17+09 | 72 | H | | |
| 8/15 | 8-12 | 17+87 | 72 | H | | 45.7 |
| 8/18 | 8-12 H | 18-74 | 96 | M | | |
| 8/19 | 8-12 | 19+70 | 182 | L | | |
| 8/20 | 8-12 | 21+52 | 208 | L | | |
| 8/21 | 8-12 | 22+75 | 143 | M | | |
| 8/22 | 8-12 | 24+18 | 52 | H | | 40.9 |
| 8/25 | 8 | 24+70 | 130 | M | | |
| 8/26 | 8 | 26+00 | 105 | M | | |
| 8/27 | 8 | LATERALS | | | | |
| 8/28 | 12 | 7+62 | 195 | M | | |
| 8/29 | 13 | 9+57 | 208 | L | | 42 |
| 9/2 | 8-12 | 11+63 | 220 | L | | |
| 9/3 | 8-12 | 13+74 | 91 | H | | |
| 9/4 | 5 | 14+65 | 91 | H | | |
| 9/5 | 8 | 15+55 | 50 | H | | 39 |
| TOTAL | | | 2039FT | INCLUDING LATERALS IN ROCK | | |

TOTAL ROCK EXCAVATED OUT OF DITCH 670YDS

AVERAGE ROCK EXCAVATED/FT= 0.33yd

TOTAL LABOR+BURDEN (5 man

crew@32.38/hr)=\$161.90/hr=\$27129

TOTAL EQUIP USED 167.6HRS@ \$198.37/HR=\$33246

cat 416 backhoe 24.93/hr average blue book rental rate

kobelco 200 65.22/hr

komatsu 320 62.20/hr

hitachi 120 hoe 46.22/hr

CONTINUED

TOTAL FOOTAGE WITH NO ROCK ESTIMATED AT 37FT/HR

HIGH ROCK = 552FT/83.13HR = 6.64FT/HR

MEDIUM ROCK = 669FT/41.56HRS = 16.1FT/HR

LOW ROCK = 818FT/34.73HRS = 23.55FT/HR

ACTUAL AVE ROCK HIGH, MEDIUM, LOW = 12.17FT/HR

WITHOUT ROCK AT 37FT/HR THE JOB WOULD HAVE TAKEN 55.11HRS (2039/37)

SO WITH ROCK IS 167.6HRS-55.11HRS LEAVES TOTAL ADDITIONAL TIME DUE TO ROCK

EXCAVATION OF 112.49HRS@ \$198.37 EQUIP + \$161.87 LABOR = \$40523.40

THERE WAS ALSO \$7060 (989TONS) USED TO FILL IN CAVE-INS DUE TO ROCK EXCAVATION.
CALCUTLATED BY THE DIFFERENCE IN TOTAL TONS USED FOR A NORMAL 2.5FT WIDE DITCH AS
COMPARED TO THE ACTUAL AMOUNT USED.

SO WE COME UP WITH AN ADDITIONAL \$47583.40 DUE FOR ROCK EXCAVATION FOR THE
670 YARDS THAT WAS COMPLETED, WHICH COMES TO \$71.02/YD. \$71 DOLLARS PER YARD
IS MUCH CHEAPER THAN THE "GOING" RATE FOR ROCK EXCAVATION OF ABOUT \$125-\$150/YD.

JESSE BEN KYLLO

