Minneapolis
Park & Recreation Board

Resolution 2019-395

Resolution Approving Change Order No. 9 with LS Black Constructors, Contract No. 37069, for Construction of a Natural Swimming Pool at Webber Park, in the Amount of $60,359.14 for a New Contract Total of $5,033,176.95

Whereas, The Minneapolis Park and Recreation Board (MPRB) is authorized to contract with public and private entities in the performance of its functions;

Whereas, The MPRB entered into Contract No. 37069 with LS Black Constructors on June 5, 2013 for construction of a Natural Swimming Pool at Webber Park in the amount of $4,587,000.00;

Whereas, Change Orders No. 1 through No. 8, in the amount of $385,817.81 have been previously approved and made a part of the contract with LS Black Constructors;

Whereas, Change Order No. 9, in the amount of $60,359.14 has been prepared to pay for costs associated with additional pool construction related items that had been under dispute, including items addressing matters related to the sand/cement layer beneath the pool liner, grouting of the pavers at the pool zero-depth entries as well as requirements for the grab stones around the pool perimeter;

Whereas, The costs related to Change Order No. 9 were reviewed and determined by staff to be necessary and correct;

Whereas, Funding sufficient to cover the proposed additional scope of work related to Change Order No. 9 is available through the use of future North Mississippi Regional Park funds; and

Commented [MS1]: There are no such funds.

Whereas, This resolution is supported by the MPRB 2007-2020 Comprehensive Plan, which envisions "Dynamic parks that shape city character and meet diverse community needs;"

RESOLVED, That the Board of Commissioners approves Change Order No. 9 with LS Black Constructors, Contract No. 37069, for construction of a Natural Swimming Pool at Webber Park in the amount of $60,359.14 for a new contract total of $5,033,176.95; and

RESOLVED, That the President of the Board and Secretary to the Board are authorized to take all necessary administrative actions to implement this resolution.

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TO: Minneapolis Park and Recreation Board

FROM: Michael Schroeder,

DATE: December 4, 2019

SUBJECT: Resolution Approving Change Order No. 9 with LS Black Constructors, Contract No. 37069, for Construction of a Natural Swimming Pool at Webber Park, in the Amount of $60,359.14 for a New Contract Total of $5,033,176.95

BACKGROUND

This Board action considers approval of Construction Change Order No. 9 in the amount of $60,359.14 to Contract No. 37069 with LS Black Constructors for construction of a Natural Swimming Pool at Webber Park for a new contract total of $5,033,176.95. The proposed changes add value to the project and represent a prudent use of project funding.

Previously during the course of the project eight change orders have been processed to account for unforeseen conditions, required field changes/adjustments, and plan modifications in order to better maintain and operate the facility. The following is a brief summary of each of the change orders completed to date:

Change Order #1	Unforeseen Conditions, Disposal of hazardous materials, additional waterproofing measures	$	9,527.41
Change Order #2	Site layout and design modifications	$	-
Change Order #3	Revisions to pool liner penetration and connections, Specialty pool piping/equipment modifications	$	13,308.00
Change Order #4	Unforeseen conditions, Owner requested items, Incorporation of water quality testing measures for storm water infrastructure	$	50,073.14
Change Order #5	Excavation of unsuitable material and import of suitable backfill material	$	70,226.31

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Change Order #6	Changes to pool liner, Pool piping modifications	$	62,137.41
Change Order #7	MPRB requested modifications, Dewatering measures	$	126,300.68
Change Order #8	Changes to pool filtration system, Site lighting upgrades, Site safety measures	$	54,244.86
		$	**385,817.81**
	Total		

Change Order No. 9, in the amount of $60,359.14, has been prepared to pay for costs associated with additional pool construction related items that had been under dispute. These items address matters related to the sand/cement layer beneath the pool liner, grouting of the pavers at the pool zero-depth entries as well as requirements for the grab stones around the pool perimeter.

Webber Park Natural Swimming Pool is the first public swimming pool in North America with a natural filtration system. The new pool triples the recreation space of the park's previous pool and wading pool. Webber Park Natural Swimming Pool offers a great opportunity for children and adults to enjoy a unique swimming experience in North Minneapolis.

FUNDING / COST SUMMARY

Sources			**$**	**7,687,204.85**
2011 Net Debt Bonds	$	2,000,000.00		
2011 Capital Levy	$	400,000.00		
2012 Net Debt Bonds	$	500,000.00		
2012 Capital Levy	$	600,000.00		
2012 Infrastructure Accl. Fund	$	500,000.00		
2014 Henn. Co. Youth Sports Grant	$	250,000.00		
2014 HYSG Local Match	$	133,000.00		
2014 MPLS/MPRB	$	8,113.00		
2006 Capital Levy Transfer	$	113,900.00		
O&M Funds Multiple Years	$	323,903.06		
N. Miss. Regional Park Funds	$	2,220,551.60		
MPRB General Fund (2020-2026)	$	637,737.19		

Uses			**$**	**7,687,204.85**
Administration/Legal	$	21,656.76		
Engineering and Professional Services	$	506,826.53		
Engineering and Design Services	$	678,499.28		
Survey, Testing and Staff time	$	27,824.40		

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Demo existing pool - G Urban	$	76,309.13
Pool House Construction	$	1,048,400.00
Pool House Change Orders #1-4	$	43,724.51
NSP Construction Contract	$	4,587,000.00
NSP Change Orders #1-8		$385,817.81
NSP Change Order #9	$	60,359.14
Other Site Related Construction	$	250,787.29
Balance	**$**	**-**

RECOMMENDATION
Staff recommends approval of Change Order No. 9 with LS Black Constructors, Contract No. 37069, for construction of a Natural Swimming Pool at Webber Park, in the amount of $60,359.14 for a new contract total of $5,033,176.95

This action is supported by the following vision and goal statements in the MPRB 2007-2020 Comprehensive Plan.

Vision Theme 3: Dynamic parks that shape city character and meet diverse community needs.

Goal: Parks shape an evolving city.

Goal: Park facility renewal and development respects history and focuses on sustainability, accessibility, flexibility, and beauty.

Prepared By: Jonathan Duesman, Construction Project Manager, Design and Project Management
Review:
Cindy Anderson Completed 11/21/2019 10:04 AM
Cliff Swenson Completed 11/24/2019 7:35 AM
Michael Schroeder Completed 11/24/2019 10:19 PM
Jennifer Ringold Completed 11/25/2019 11:56 AM
Al Bangoura Completed 11/25/2019 7:49 PM
Minneapolis Park and Recreation Board Pending 12/04/2019 5:00 PM