Minneapolis
Park & Recreation Board

# Resolution 2021-276

## Resolution Approving Change Order No. 4 with Sheehy Construction Company, Contract No. COM1922, for the 26Th Avenue North Overlook and Shoreline Enhancement in the Amount of $1,893.27 for a New Contract Total of $1,446,625.77, and Amending the 2021 Capital Improvement Program to Allocate $1,893.27 for Additional Construction Contingency from the Above the Falls Regional Park Funds

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. COM1922 with Sheehy Construction Company for construction of the 26th Avenue North Overlook and Shoreline Enhancement in the amount of $1,277,300.00 on January 22, 2020;

Whereas, The Board authorized administrative use of a construction contingency (10%) on the contract of up to $127,730.00 on May 20, 2020 for necessary construction change orders that may arise with the contract;

Whereas, Change Orders Nos. 1 and 2, in the total amount of $34,172.78, being within the approved contingency amount, were approved administratively and made a part of the contract with Sheehy Construction Company;

Whereas, Change Order No. 3, in the amount of $133,259.72, exceeded approved contingency amount and was approved by the Board of Commissioners on July 1, 2020;

Whereas, Change Order No. 4, in the amount of $1,893.27, includes necessary improvements identified due to damage to existing installed improvements;

Whereas, MPRB staff and the project consultants have reviewed the costs related to Change Order No. 4 and determined that the costs are necessary, beneficial, and appropriate;

Whereas, MPRB staff has determined that adequate funding is available within the Above the Falls Regional Park Funds to cover the change order amount; and

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. 4 with Sheehy Construction Company, Contract No. COM1922, for the 26th Avenue North Overlook and Shoreline Enhancement, in the amount of $1,893.27 for a new contract total of $1,446,625.77,

Minneapolis
Park & Recreation Board

and amending the 2021 Capital Improvement Program to allocate $1,893.27 for additional construction contingency from the Above the Falls Regional Park Funds; 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.

Minneapolis
Park & Recreation Board

TO: Administration & Finance Committee

FROM: Michael Schroeder,

DATE: August 18, 2021

SUBJECT: Resolution Approving Change Order No. 4 with Sheehy Construction Company, Contract No. COM1922, for the 26Th Avenue North Overlook and Shoreline Enhancement in the Amount of $1,893.27 for a New Contract Total of $1,446,625.77, and Amending the 2021 Capital Improvement Program to Allocate $1,893.27 for Additional Construction Contingency from the Above the Falls Regional Park Funds

## BACKGROUND

This Board resolution considers approval of Change Order No. 4 with Sheehy Construction Company, Contract No. COM1922, for 26th Avenue North Overlook and Shoreline Enhancement project in the amount of $1,893.27, for a new contract total of $1,446,625.77 (*Attachment A*). The changes were initiated during construction due to damage to an installed bollard light from an unknown cause. This change does not affect the construction timeline. Funding for these changes is available within the Above the Falls Regional Park Funds.

This project is near completion with only a couple lighting accent elements remaining due to lengthy delays in manufacturing and shipping times. This park space is currently open to the public.

**Previously Approved Change Orders**

Three change orders processed on this project for a total of $34,423.04 are summarized as follows:

| Previous Change Orders / Scopes of work | | Amount |
|---|---|---|
| 1 | Changes in capture structural wall foundation details, simplifying the light mast and electrical details, and adjusting an installation sequence change of electrical items on the light mast | |
| | **Change Order No. 1 Total** | **-$250.26** |
| | | |
| 2 | Removal of unknown and abandoned storm sewer pipes with manhole structure* | |
| | **Change Order No. 2 Total** | **$34,423.04** |
| | | |
| 3 | New structural system (micro-piles) to support footings of project | |

Minneapolis
Park & Recreation Board

| | | |
|---|---|---|
| | structures | |
| | **Change Order No. 3 Total** | **$133,259.72** |
| | | |
| | **Total Change Orders to date (Nos. 1-3)** | **$167,432.50** |

*Note: The City has agreed to reimburse $29,923.04 as a cost share on the removal of their abandoned storm sewer pipes.

**Proposed Change Order No. 4**

Change Order No. 4 in the amount of $1,893.27 addresses replacement of a damaged bollard light at the entrance to the Overlook.

| **Change Order No. 4** | | **Amount** |
|---|---|---|
| **4** | Replacement of damaged bollard light | 1,893.27 |
| | **Change Order No. 4 Total** | **$1,893.27** |

**Contract Summary**

| | |
|---|---|
| **Original Contract Amount** | **$1,277,300.00** |
| Total Change Orders to date | $167,432.50 |
| **Total Contract Amount to date** | **$1,444,732.50** |
| **Proposed Change Order No. 4** | **$1,893.27** |
| **Proposed New Contract Amount** | **$1,446,625.77** |

**FUNDING / COST SUMMARY**

| **Sources** | | **$ 1,747,030.77** |
|---|---|---|
| Minneapolis Parks Foundation | $1,355,755.00 | |
| Above The Falls Property Management Fund | $150,000.00 | |
| Mississippi Watershed Management Organization | $50,000.00 | |
| Above the Falls Regional Park Funds | $159,459.46 | |
| City of Minneapolis Surface Water & Sewers (CO#2 cost-share) | $29,923.04 | |
| Above the Falls Regional Park Funds (additional) | $1,893.27 | *Pending Board Approval* |
| **Uses** | | **$ 1,747,030.77** |
| Construction Contract - Sheehy Construction Company | $1,277,300.00 | |

Minneapolis
Park & Recreation Board

| | | |
|---|---|---|
| Construction Contract - Sheehy (w COs 1-3) | $167,432.50 | |
| Construction Contract - Sheehy CO#4 | $1,893.27 | *Pending Board Approval* |
| Miscellaneous Consulting Costs | $35,822.00 | |
| Existing Ten x Ten PSA Contract No. C-44285 | $191,133.00 | |
| Additional Consulting Services – Ten x Ten PSA Amendment #2 | $21,950.00 | |
| Project Management and Administrative Costs | $51,500.00 | |
| **Remainder** | | **$ 0.00** |

**RECOMMENDATION**

Staff recommends approval of Change Order No. 4 with Sheehy Construction Company, Contract No. COM1922, for the 26th Avenue North Overlook and Shoreline Enhancement, in the amount of $1,893.27 for a new contract total of $1,446,625.77, amending the 2021 Capital Improvement Program to allocate $1,893.27 for additional construction contingency from the Above the Falls Regional Park Funds.

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

**HISTORY:**

**08/04/21** **Administration & Finance Committee** **ADOPTED**

**ATTACHMENTS:**

- Attachment A - Sheehy Construction Change Order #4 (PDF)

Prepared By: Andrew Schilling,, Design and Project Management
Review:
Cindy Anderson Completed 07/22/2021 11:17 AM
Cliff Swenson Completed 07/22/2021 3:47 PM

Minneapolis
Park & Recreation Board

| | | |
|---|---|---|
| Michael Schroeder | Completed | 07/23/2021 8:16 AM |
| Jennifer Ringold | Completed | 07/26/2021 12:58 PM |
| Al Bangoura | Completed | 07/27/2021 8:35 AM |
| Administration & Finance Committee | Completed | 08/04/2021 5:50 PM |
| Minneapolis Park and Recreation Board | Pending | 08/18/2021 5:00 PM |