



DATE: December 7, 2021  
**CONSENT**

**AGENDA ITEM:** Approve Change Order No. 1 for the Tamarack Farm Estates Street Improvements

**SUBMITTED BY:** Mike Rusenovich, Project Engineer

**REVIEWED BY:** Kristina Handt, City Administrator  
Marty Powers, Public Works Director  
Jack Griffin, City Engineer

---

**ISSUE BEFORE COUNCIL:** Should the City Council approve Change Order No. 1 for the Tamarack Farm Estates Street Improvements?

**BACKGROUND:** Minnesota Paving and Materials was awarded a construction contract on June 1, 2021 to complete the Tamarack Farm Estates Street Improvements. Construction is substantially complete.

**PROPOSAL DETAILS/ANALYSIS:** Staff has requested Change Order No 1 to revise the substantial completion date from October 1, 2021 to October 29, 2021 and revise the final completion requirements to extend the due date of final paperwork from November 19, 2021 to December 31, 2021. This change order has been prepared to account for material supply issues outside of the contractor's control. Minnesota Paving and Materials ordered precast concrete storm sewer pipes and structures with an original delivery date of 8/2/2021. Due to an industrywide material shortage, precast concrete storm sewer components were not delivered until August 30th.

This change order also provides an additional \$356.50 to the contract for a native seed mix used to restore stormwater management areas. Following project bidding, additional grading work was added to the project to meet Valley Branch Watershed District requirements. The additional grading was located in an Outlot managed by the Minnesota Land Trust. The Trust requested a native seed mix be used for restoration.

**FISCAL IMPACT:** This change order will increase the contract in the amount of \$356.50, bringing the revised construction contract to \$586,121.89. With this change order, the project remains within authorized project budget and contingencies.

**RECOMMENDATION:** Staff is recommending that the City Council approve, *as part of the Consent Agenda*, Change Order No. 1 for the Tamarack Farm Estates Street Improvements. If removed from the consent agenda, the recommended motion for the action is as follows:

***“Move to approve Change Order No. 1 for the Tamarack Farm Estates Street Improvement Project, thereby revising the substantial completion date from October 1, 2021 to October 29, 2021 and revising the final completion requirements to extend the due date of final paperwork from November 19, 2021 to December 31, 2021; and increasing the contract amount by \$356.50”.***

**ATTACHMENTS:**

1. Change Order No. 1.

**CONTRACT CHANGE ORDER FORM**

**CITY OF LAKE ELMO, MINNESOTA  
TAMARACK FARM ESTATES STREET IMPROVEMENTS  
PROJECT NO. 2020.125**

**FOCUS ENGINEERING, inc.**

**CHANGE ORDER NO.** 1 **DATE:** December 7, 2021

**TO:** OMG Midwest DBA MN Paving & Materials, 14475 Quiram Drive, Rogers, MN 55374

This Document will become a supplement to the Contract and all provisions will apply hereto. The Contract Documents are modified as follows upon execution of this Change Order.

**CHANGE ORDER DESCRIPTION / JUSTIFICATION:**

This change order is being processed at the direction of the City to amend the Contract as follows:

- 1) Revise outlot grading seeding. A native seed mix was used to restore the outlot grading area per recommendation from the Minnesota Land Trust.
- 2) Revise the substantial completion date from October 1, 2021 to October 29, 2021. Additional time was requested due to storm sewer material delays.
- 3) Revise the final completion requirements to extend the due date for final documentation from November 19, 2021 to December 31, 2021. Additional time was requested due to storm sewer material delays.

**Attachments (list documents supporting change):** \_\_\_\_\_

ITEM	DESCRIPTION OF PAY ITEM	UNIT	QTY	UNIT PRICE	INCREASE/(DECREASE)
CO1-1	MNDOT SEED MIX 35-641	AC	0.62	\$575.00	\$356.50
<b>NET CONTRACT CHANGE</b>					<b>\$356.50</b>

Amount of Original Contract	\$ 585,765.39
Sum of Additions/Deductions approved to date	\$ 0.00
Contract Amount to date	\$ 585,765.39
Amount of this Change Order (ADD) (DEDUCT) (NO CHANGE)	\$ 356.50
Revised Contract Amount	\$ 586,121.89

The Contract Period for Completion will be ~~(UNCHANGED)~~ (INCREASED) ~~(DECREASED)~~ 42 days

APPROVED BY ENGINEER: FOCUS Engineering, inc.



ENGINEER  
11/30/21  
DATE

APPROVED BY OWNER: CITY OF LAKE ELMO, MINNESOTA

BY \_\_\_\_\_  
DATE \_\_\_\_\_

APPROVED BY CONTRACTOR

**Dan LoBello** Digitally signed by Dan LoBello  
DN: C=US, E=dan.lobello@minnmp.com,  
O=Minnesota Paving & Materials, CN=Dan LoBello  
Date: 2021.11.30 14:53:09-06'00'

BY  
11/30/21  
DATE

BY \_\_\_\_\_  
DATE \_\_\_\_\_

CHANGE ORDER NO. 1

TAMARACK FARM ESTATES STREET IMPROVEMENTS  
CITY OF LAKE ELMO, MINNESOTA  
PROJECT NO. 2020.125

**FOCUS** ENGINEERING, inc.

ITEM	DESCRIPTION OF PAY ITEM	UNIT	CHANGE ORDER			DESCRIPTION / JUSTIFICATION
			QUANTITY	UNIT PRICE	AMOUNT	
CO1-1	MNDOT SEED MIX 35-641	AC	0.62	\$575.00	\$356.50	Native seed mix used to restore the outlot area after grading

TOTALS - CHANGE ORDER NO. 1

\$356.50