

Committee Report

Environment Committee



Committee Meeting Date: December 13, 2022

For the Metropolitan Council: December 14, 2022

Business Item: 2022-335 SW

Project 819025 TH-13 MnDOT Coordination-Change Order Authority Increase

Proposed Action

That the Metropolitan Council authorizes an increase in the General Manager's delegated construction contract change order authority for the Master Utility Agreement 211069 with the Minnesota Department of Transportation (MnDOT) for Interceptor 8560 from \$290,104 to \$690,104.

Summary of Environment Committee Discussion/Questions

- CM Wulff asked: Who's job was it to figure out how much lead time on ordering the pipe
- Staff stated: That is typically, the contractor. They put together their schedule as far as lead time to order materials. Sometimes things just don't come in on time. It seems to be an industry-wide challenge that everyone is dealing with.
- CM Wulff asked: Are we looking at expecting longer lead times from our contractors due to the supply change challenges?
- Staff stated: We are aware of this and are working with our teams to better understand when materials are going to be available, try to address challenges that may come up with supply change issues, and give the contractor the time they need in order to do the work.
- CM Sterner: Is there any possibility of delay in this work?
- Staff responded: We have been having conversations with MnDot, there are other projects that are dictating when they need to have this one finished. There are a lot of other drivers that are pushing them towards the advancement of completing this project. Really necessitating work during the winter.
- Chair Lindstrom asked: We are still in conversation with MnDOT about price, correct?
- Staff stated: Yes, there is still some discussion about the contract price with MnDOT. There is still a lot of questions about the quantity of those additional cost. Some of those additional costs include unsuitable soils. Until we get through the excavation, we won't know what the quantity of the material is. The number that we included here, we believe is worst case scenario.

Motion by CM Vento, seconded by CM Wulff. Motion carried.

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District(s), Member(s): District 4, Deb Barber
Policy/Legal Reference: Policy 14-2 Expenditures
Staff Prepared/Presented: Tim Wedin, Assistant Manager, Interceptor Engineering, 651-602-4571
Division/Department: MCES c/o Leisa Thompson, 651-602-8101

Proposed Action

That the Metropolitan Council authorizes an increase in the General Manager's delegated construction contract change order authority for the Master Utility Agreement 211069 with the Minnesota Department of Transportation (MnDOT) for Interceptor 8560 from \$290,104 to \$690,104.

Background

MnDOT is reconstructing the intersections along Highway 13 at Dakota Avenue and Yosemite Avenue to improve safety and freight access to the Ports of Savage. The L66 forcemain (Interceptor 8560) lies within the construction area of this project. A Master Utility Agreement with MnDOT has been signed to relocate this interceptor as a part of their construction project.

Due to ongoing supply change issues, pipe and other materials needed for the forcemain relocation were delayed. To meet MnDOT's schedule, MnDOT has directed the Contractor to work during winter conditions, which will add to the effort needed to complete the work. Preliminary estimates indicate that the additional effort will add \$400,000 to the Council's portion of the overall project. The Council is working with MnDOT to address responsibility for these additional costs.

Rationale

Policy 14-2 requires Council authorization prior to exceeding the General Manager's delegated change order authority.

Thrive Lens Analysis

This action advances the Thrive Outcome of Collaboration. The work will ensure that both MCES and MnDOT can serve the region cooperatively.

Funding

This work will be funded out of the 2022 MCES Authorized Capital Program.

Small Business Inclusion

MnDOT is the lead on this project. The Metropolitan Council is operating under MnDOT's

Disadvantaged Business Enterprise (DBE) requirements for the project.

