

**BOARD OF PUBLIC WORKS AND SAFETY
Agenda Request Form**

(Form B-01-2012)

Organizations and individuals are asked to submit a request form and supporting documents to be placed on the agenda. You will be contacted by the City confirming the date of the meeting in which your request will be heard. Please make sure that your contact information is accurate in case we need to get in touch with you. The Board of Works meets on the 1st and 3rd Monday of each month at 5:00 p.m. in City Hall located at 70 E. Monroe Street.

Date Submitted:		Meeting Date:	
Contact Information:			
Requested by:			
On Behalf of Organization or Individual:			
Telephone:			
Email address:			
Mailing Address:			
Describe Request:			
List Supporting Documentation Provided:			
Who will present the request?			
Name:		Telephone:	

In order for an individual and/or agency to be considered for new business on the Board of Works agenda, this reservation form and supporting documents must be received in the Mayor's office no later than 4:00 p.m. on the Wednesday before the meeting.

HWC Engineering

Change Order Details

City of Franklin King St. Improvements

Description:

Division A, Base Bid: King Street and Paris Drive Improvements

Roadway improvements and enhancements along King Street from the western I-65 on/off ramps to the intersection at Fairway Lakes Drive and roadway improvements along Paris Drive north of King Street. Work also includes completion of improvements related to a new driveway extension onto King Street from Country Club Lane.

Division A Mandatory Alternate: Country Lane Driveway Improvements

Roadway improvements related to a new driveway extension onto King Street from Country Club Lane.

Division B: Gateway Towers

New gateway enhancements at the intersection of Paris Drive and King Street (N. side of King Street) and Lovers Lane and King Street (S. side of King Street) including the construction of two tower features with brick and limestone masonry and glass panels, low limestone block retaining walls, and concrete sidewalk surrounding the towers.

Change Order:

7

Date Created: 03/28/2017

Status:

Pending Approval

Date Approved:

Type:

Changed Conditions

Summary:

Time Extension for Division A and Division B Work

Change Order Description:

Per Article 2 " Completion Dates and Liquidated Damages" of Section 00 73 14 in the Supplementary Provisions of the Franklin King Street Project Manual, liquidated damages are to be assessed if work is not substantially complete by May 1, 2017 for Division A work and December 30, 2016 for Division B work. Reith Riley and its subcontractors have determined a time extension is warranted for both completion dates due to issues outside of their control.

For Division A work, Reith Riley submitted a time extension request letter on March 22, 2017. In the attached letter, Reith Riley explains that they had to re-sequence work operations due to the Duke Energy stay on work involved in Country Club Lane, as well as, additional project phase changes that impacted the original schedule as bid. Reith Riley is requested 21 extra days be added to the substantial completion date, but no days added to the final completion date. However, it should be noted that any impact to an intermediary date automatically impacts a final completion date. The new substantial completion date will be May 22, 2017. Upon review by HWC Engineering, the dates requested are found to be reasonable for the delays incurred and thusly, it is recommended that they dates be accepted by the City of Franklin. See attached response letter from David Lancet of HWC in regards to this request.

For Division B work, Reith Riley and their subcontractors determined in late 2016 that the tower work would not be completed by the original final completion date of December 30, 2016. It was stated that multiple delays were encountered internally by the various subcontractors not properly communicating amongst themselves and this led to a delay in the fabrication of the limestone portions of the gateway tower construction. After multiple meetings and in an effort to partner with the contractor, the City of Franklin directed HWC Engineering to issue a letter dictating the suspension of

liquidated damages for the Division B work and extending the contract completion date for this work to April 1, 2017. The letter sent to Reith Riley on December 7, 2016 in regards to this extension is attached to this change order. The Division B work met the April 1, 2017 as required.

Awarded Project Amount: \$4,367,300.00
Authorized Project Amount: \$4,481,500.18
Change Order Amount: \$0.00
Revised Project Amount: \$4,481,500.18

Time Limits

Type	Original Deadline	Authorized Deadline	Pending Extension	Pending Deadline
Completion Date Division A Final Completion	05/31/2017	05/31/2017	21 Days	06/21/2017
Completion Date Division B Final Completion	12/30/2016	12/30/2016	173 Days	06/21/2017

(2 Time Limits)

Attachments

Name

Change Order #7 letters.pdf
Time Extension letters for Division A and Division B

(1 Attachment)

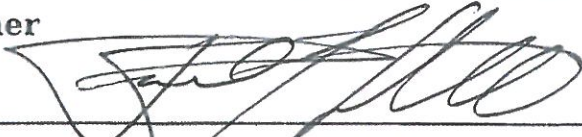
You are hereby directed to make the following changes to the project scope of work as directed in the contract plans and specifications, reflecting subsequent additions and/or deductions to your contract amount and contract completion date:

David Clauet 317-730-6365 3/28/2017

Project Manager

Date

Owner



Date

3-28-17

Contractor Paul J. Tate, Regional VP Central Indiana

Date

HWC
December 7, 2016

Mr. Mike Compton
Project Manager
Rieth Riley Construction Co., Inc.
1751 W. Minnesota Street
Indianapolis, IN. 46221

RE: The Construction of the King Street Improvements – Division A & B
Division B – Gateway Towers – **Suspension of Liquidated damages**

Dear Mike,

Pursuant to Section 2 and Section 4 of the AGREEMENT, this is written notice from the City of Franklin (the City) to Rieth Riley Construction Co., Inc. (Rieth Riley) with respect to the above stated.

At this time, relative to the Division B work, the City will extend the contractual substantial completion date of November 30, 2016 to a new substantial completion date of **APRIL 1, 2017**. This means that the assessment of liquidated damages at one thousand (\$1000.00) dollars per day is temporarily suspended.

Under these terms the City expects the following:

- On or before April 1, 2017, the City will receive full use of the gateway towers, City logo wall, and City community wall including all decorative and electrical features fully operative.
- Rieth Riley is FULLY responsible for its sub-contractors. If any one entity or multiple entities experience additional delays causing the above stated substantial expectations to not be met, the assessment of liquidated damages at the amount previously established will be retroactive to the initial substantial completion date of November 30, 2016.

Please refer to the noted parts herein with respect to the AGREEMENT between the City and Rieth Riley, and fully understand that acceptance of these terms does not constitute a waiver by the City to exercise its preserved rights under the AGREEMENT.

The City of Franklin expects that Rieth Riley and its subs, to the best of its ability and without adding undue cost to the City, **expedite** all aspects of tower construction operations in order to meet substantially complete status prior to the **FINAL** completion date for the project of May 31, 2017 with no exceptions.

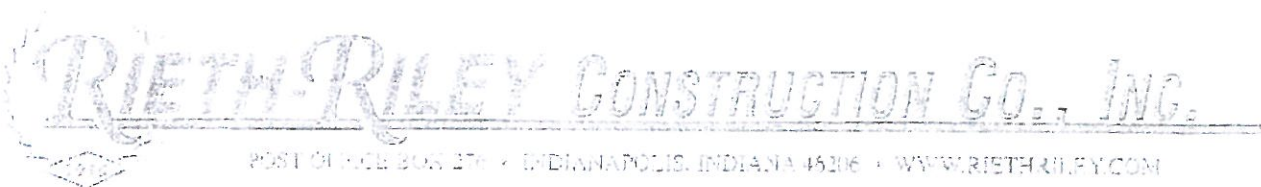
Should Rieth Riley personnel, or any of its sub-contractors have any further questions, or care to discuss this matter in person, please contact me at 317-730-6365 or dlancet@hwcengineering.com to arrange a meeting between the necessary parties.

Respectfully,
HWC Engineering

David Lancet
Resident Project Representative

DCL; tu

CC: Travis Underhill, PE
Cory Day, RLA
Tom Bruns
Jon Day, AC
Project Files



"Build. Inspire. Connect."

March 22, 2017

David Lancet
Senior Resident Project Representative
HWC Engineering, Inc.

RE: King Street Improvements, Division A & B

Mr. Lancet:

Due to the work stoppage notice for Country Club Lane, dated June 8, 2016 and constructability issues related to constructing the project out of sequence, Rieth-Riley Construction Co., Inc. request an additional 21 calendar days be granted for the Division A substantial completion date. Per contract documents, Division A work is to be completed by May 1, 2017. Rieth-Riley requests that the substantial completion date for Division A work be extended to May 22, 2017.

Rieth-Riley has constructed the project out of sequence for the benefit of the City of Franklin. In do so, Rieth-Riley has incurred time delays in the constructability of the project, i.e. production sequence of concrete structures. Also, in conjunction with the work stoppage at Country Club Lane, Rieth-Riley was requested by the City of Franklin to move its work forces to begin the new roundabout on Paris Drive. Rieth-Riley was unable to proceed per the city's request due to the lack of timeliness in the city securing the rights to the property.

Rieth-Riley intends to work toward completing the contract in a timely manner and does not anticipate that the completion date of May 31, 2017, for Division A work, is required to be extended.

Sincerely,

RIETH-RILEY CONSTRUCTION CO., INC.

Michael A. Compton
Project Manager

CC: Jason Tuddy – Rieth-Riley Supt.
John Tuddy – Rieth-Riley General Supt.
Scott Stine – Rieth-Riley: Indy Area Manager
Job File - 3200623

March 24, 2017

Mike Compton
Reith Riley Construction Company, Inc.
P.O. Box 276
Indianapolis, Indiana 46206

Re: King Street Improvements, Division A & B

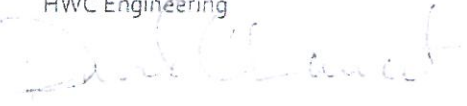
Mr. Compton,
The City of Franklin (COF) is in receipt of Reith Riley's (RR) letter dated March 22, 2017 regarding the above stated project and the request for a time extension to the original project substantial completion date of May 1, 2017. As stated, RR is seeking an additional 21 calendar days is being requested for delays incurred on Mandatory Alternate A, Country Club Drive Improvements, and phasing sequence issues during the Division A work.

The City of Franklin does not take exception to this request, but respectfully requests that RR and its subs use every bidded efficiency, chance to compress the current schedule, and perform any work concurrently as it can be without adding any additional cost to itself or the COF. In accordance with the Contract Information Book (CIB), Articles 4.05 and 11.05 of the Standard General Conditions, the 21 days will be added to the substantial and final completion dates via a zero dollar change order.

The new substantial completion date for the King Street Improvement project, Division A, Division B, and Mandatory Alternate A will now be MAY 22, 2017. The new final completion date will now be JUNE 21, 2017. HWC Engineering will prepare change order number seven (7) regarding this requested change and deliver to the COF Board of Public Works upon receipt of signatures from Reith Riley personnel.

Contact me with any questions at 317-730-6365 or dlancet@hwc-engineering.com, should RR chose to discuss this matter any further.

Regards,
HWC Engineering


David C. Lancet
Resident Project Representative

DCL;

CC: Mark Richards, PE
Joanna Myers, ACIP
Jon Day, AC
Project Files