

AI-16581

4.

**DHS 0-9 Ph 1 CO#12
DRAINAGE DISTRICT**

Date: 07/28/2009

Submitted By: Minerva Luna, DRAINAGE DISTRICT

Department: DRAINAGE DISTRICT

Information

CAPTION

Request approval of Change Order No. 12 on the Contract with Williams Brothers Construction Co., Inc. for the Construction of Levee DHS Segment 0-9 Phase I (2.12 Miles). Subject to Department of Homeland Security (DHS) concurrence.

BACKGROUND

Fiscal Impact

Attachments

Link: [DHS 0-9 PH I CO #12](#)

Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
1	Budget & Management	Erika Zamora	07/20/2009 08:26 AM	APRV
2	Sylvia Solis	Sylvia Solis	07/22/2009 02:54 PM	APRV
3	Final Approval		07/24/2009 05:07 PM	NEW

Form Started By: Minerva Luna
Started On: 07/17/2009 02:35 PM

Final Approval Date: 07/24/2009

**HIDALGO County Drainage District No. 1
LEVEE IMPROVEMENTS PROJECT
DHS SEGMENT 0-9 PHASE I (2.12 MILES)**

CHANGE ORDER NO. 12

Date: June 15, 2009

Contractor: WILLIAMS BROTHERS CONSTRUCTION CO., INC.
3800 Milam
Houston, Tx 77006

Owner: Hidalgo County Drainage District No. 1
902 N. Doolittle Road
Edinburg, Texas 78541

Reference: LEVEE IMPROVEMENTS PROJECT
DHS SEGMENT 0-9 PHASE I (2.12 MILES)

Contract No. 08-013-07-08
Dannenbaum No. 4410-04

Description:
Revised Substantial Completion date.

Contract Amount:

Original Contract Price:	\$ 20,253,897.40
Previous Change Order(s):	\$ (2,685,398.06)
Contract price prior to this change order:	\$ 17,568,499.34
Net increase (decrease) from this change order:	\$ -
Contract price with all change orders to date (including this change order):	\$ 17,568,499.34

Contract Time:

Authorized contract time change:	
Previous Total	0 days
This Change Order	<u>2</u> days
Total to Date	2 days

	Substantial Completion	Final Completion
Original Contract Date	12/1/2008	3/30/2009
Revised Contract Date - Previous Change Order	N/A	N/A
Revised Contract Date - This Change Order	12/3/2008	4/1/2009

APPROVALS:

ENGINEER:
Dannenbaum Engineering Company - McAllen, LLC

OWNER:
Hidalgo Co. Drainage Dist. No. 1


Richard D. Seitz, P.E. Date 6/17/09
Resident Project Representative

JD Salinas Date
Chairman of the Board

ACCEPTED:

CONTRACTOR:
WILLIAMS BROTHERS CONSTRUCTION CO., INC.


Randy T. Rogers Date 6-29-09
Vice-President

HIDALGO COUNTY

JUL 02 2009

DRAINAGE DISTRICT #1

DANNENBAUM ENGINEERING COMPANY - McALLEN LLC

1109 NOLANA LOOP SUITE 208 McALLEN, TEXAS 78504 (956) 562-3677

November 19, 2008

Mr. Godfrey Garza, Director
Hidalgo County Drainage District No. 1
902 North Doolittle Road
Edinburg, Texas 78541

**Re: Contract No. 08-013-07-08, Hidalgo County Levee Improvements Project, Segment O-9
Phase I, Time Extension**

Dear Mr. Garza,

Please find attached the letter from Williams Brothers where they have listed the issues that impact cost and schedule of the referenced contract.

The actual dates of the milestones for this contract are as follows:

- | | |
|----------------------|-----------|
| 1. Bid Opening | Jul 01 08 |
| 2. Award | Jul 08 08 |
| 3. Notice to Proceed | Jul 11 08 |
| 4. Start of Work | Jul 21 08 |

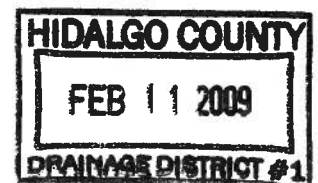
Issue No. 1 concerns the requested rate of delivery of bollards submitted by the Contractor on July 13 2008. The Contractor initially requested delivery to the fabricator in Weslaco beginning on July 30 2008 at the rate of 5 loads for each of the 2 contracts for every day until the order was complete. The chronology for this issue is in the attached reconciliation sheet. The contractor proceeded with simultaneous placement of stem and bollards as he constructed the structure after Sep 3 and was not delayed due to a lack of bollards from HCDD or panels from the fabricator

Issue No. 2 concerns dewatering of the trench excavated for construction of the key and footing. The accumulated water in the excavation was attributed to rain and seepage from the adjoining levee rather than from groundwater. The Contractor's dewatering efforts comprised of a 3 horsepower pump in two to three locations of the excavation. The funds that have been paid for unwatering are sufficient to compensate the contractor for the dewatering efforts expended and equipment implemented to date. The contractor elected to place a seal slab in accordance with the specifications to dry the trench and harden the soil for placement of the footing and key and

HIDALGO COUNTY

JUL 02 2009

DRAINAGE DISTRICT #1

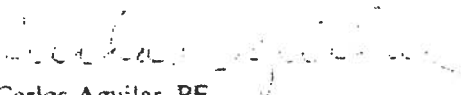


this has allowed the contractor to progress with the placement rate to date. The contractor has not experienced delays due to the unwatering operations.

Issue No. 3 is the matter of three crossings that were encountered by the contractor which were not detailed in the plans. The delays that were caused as a result are justified though not to the extent the contractor indicates. The contractor submitted the time impact with a request for 29 days additional and a cost estimate of \$83,000. This claim is currently under negotiations.

Issue No. 4 concerns the weather delays. The tabulation in the attached reconciliation sheet details the evaluation of the weather delays and renders the allowance of 2 days.

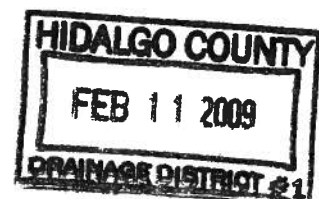
Sincerely,


Carlos Aguilar, PE
Dannenbaum Engineering

Enclosures

cc. Louis Jones, PE, DEC
Richard D. Seitz, PE, DEC
Omar Anzaldua, PE, DEC
Sandra Spence, DEC

HIDALGO COUNTY
JUL 02 2009
DRAINAGE DISTRICT #1



Reconciliation Sheet
 Segment O-9 Phase I
 Williams Brothers Construction

A. Chronology of Bollard Delivery Rate and Placement Operations

- | | |
|--|-----------|
| 1. Contractor Submits Request for Bollard Delivery | Jul 18 08 |
| 2. Contractor Start of Work | Jul 21 08 |
| 3. Requested Date of First Delivery | Jul 30 08 |
| 4. Actual Date of First Delivery to Fabricator | Aug 15 08 |
| 5. First Bollard Placement per Contractor Schedule | Aug 07 08 |
| 6. Actual First Bollard Placement | Sep 03 08 |

The Contractor was not ready for placement of bollards by his initial scheduled date. Inspector's daily reports do not indicate that Contractor stopped bollard placement because of lack of available prepped panels from the fabricator. **Contractor is not entitled to a time extension for the bollard delivery, fabrication and placement operations.**

B. Time Extension for Weather Delays

Month	Anticipated Days Lost	Contractor Days Lost	Inspector Daily Report	Allowed Weather Days
July	3	4	4	1
August	3	5	4	1
September	5	4	3	0
Total				2

Contractor is entitled to 2 days time extension for weather delays.

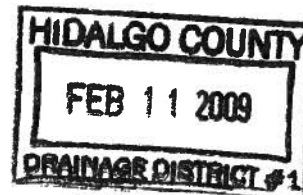
C. Revised Dates

- | | |
|--|-----------|
| 1. Substantial Completion Date as Advertised | Dec 01 08 |
| 2. Revised Substantial Completion Date | Dec 03 08 |
| 3. Final completion Date as Advertised | Mar 30 09 |
| 4. Revised Final Completion Date | Apr 01 09 |

HIDALGO COUNTY

JUL 02 2009

DRAINAGE DISTRICT #1



Williams Brothers Construction Co.

INCORPORATED
3800 MILAM AT SOUTHWEST FREEWAY
HOUSTON

TELEPHONE (713) 522-9821
FAX (713) 520-5247

P.O. BOX 66428
HOUSTON, TEXAS 77266-6428

VIA FACSIMILE (956) 686-1822

October 20, 2008



Mr. Richard Seitz, P.E.
Resident Project Representative
Dannenbaum Engineering Co.
1109 Nolana Loop, Suite 208
McAllen, TX 78504

Re: WB Job 447
Hidalgo County Drainage District #1
Levee Improvements Project - DHS Segment 0-9 (Phase I)

Dear Sir:

Reference Administrative Directive No. 3 dated October 14, 2008, regarding potential issues that impact cost and schedule on the subject project.

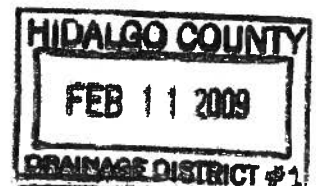
The request made by the owner in Administrative Directive No.3 is contrary to contract requirements found in Section 10.05.B of the Standard General Conditions of the Construction Contract. However, we offer a partial list of potential cost and schedule impacts as follows:

1. Despite eight written requests to complete delivery of the cut bollards, the cut bollard provider is deficient by a count of 192 each 8' bollards. Delivery of the cut bollards was to be complete by August 9, 2008. This is a schedule impact of 72 days. The cost impact is under review. The impact cannot be quantified until delivery is complete.
2. Approximately 4,800 linear feet of Segment 0-9 requires dewatering. The owner has not paid more than plan quantity. We request measurement for payment at our original unit price for this work. This is a cost and schedule impact.
3. Three additional pipe crossings have been added to this project. This results in a cost and schedule impact. We submitted requests for information #16, #17 and #18 on September 6, 2008, for the additional pipe crossings and we had no response until October 4, 2008. This inaction results in a schedule impact of 29 days. The cost impact is under review.
4. We anticipated nine days lost to weather through the end of September but have actually lost thirteen days. This has been documented in letters dated August 20, 2008 and September 2, 2008. This is a cost and schedule impact.

HIDALGO COUNTY

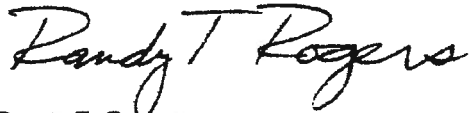
JUL 02 2009

DRAINAGE DISTRICT #1



Other issues continue to be evaluated for cost and schedule impact. Contact me if you have questions.

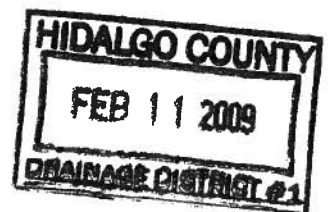
Sincerely,

A handwritten signature in black ink that reads "Randy T. Rogers". The signature is written in a cursive, flowing style.

Randy T. Rogers
Vice President

Copy: File

HIDALGO COUNTY
JUL 02 2009
DRAINAGE DISTRICT #1

A rectangular stamp with a double border. The text inside the stamp is arranged in three lines: "HIDALGO COUNTY" at the top, "FEB 11 2009" in the middle, and "DRAINAGE DISTRICT #1" at the bottom. The stamp is slightly tilted.

HIDALGO COUNTY DRAINAGE DISTRICT NO. 1
LEVEE IMPROVEMENTS PROJECT

CHANGE ORDER NO. 12

ATTACHMENT B

Date: June 30, 2009

Contractor: WILLIAMS BROTHERS
CONSTRUCTION CO., INC.
3800 Milam
Houston, Texas 77006

Owner: Hidalgo County Drainage District No. 1
902 N. Doolittle Road
Edinburg, Texas 78541

Reference: LEVEE IMPROVEMENTS
PROJECT
DHS SEGMENT 0-9 PH I (2.12 MI)

Contract No. 08-013-07-08
Dannenbaum No. 4410-04

ENGINEER'S EXPLANATION

DESCRIPTION OF CHANGE

Revised Substantial Completion date.

JUSTIFICATION FOR CHANGE

Contractor lost 2 days due to weather (see attached justification letter).

ENGINEER'S JUSTIFICATION OF COST

N/A.

HIDALGO COUNTY

JUL 02 2009

DRAINAGE DISTRICT #1

HIDALGO COUNTY DRAINAGE DISTRICT NO. 1
LEVEE IMPROVEMENTS PROJECT

CHANGE ORDER NO. 12

ATTACHMENT B

Date: July 2, 2009

Contractor: WILLIAMS BROTHERS
CONSTRUCTION CO., INC.
3800 Milam
Houston, Texas 77006

Owner: Hidalgo County Drainage District No. 1
902 N. Doolittle Road
Edinburg, Texas 78541

Reference: LEVEE IMPROVEMENTS
PROJECT
DHS SEGMENT 0-9 PH I (2.12 MI)

Contract No. 08-013-07-08
Dannenbaum No. 4410-04

ENGINEER'S EXPLANATION

DESCRIPTION OF CHANGE

Revised Substantial Completion date.

JUSTIFICATION FOR CHANGE

Contractor lost 2 days due to weather (see attached justification letter).

ENGINEER'S JUSTIFICATION OF COST

N/A.

HIDALGO COUNTY

JUL 02 2009

DRAINAGE DISTRICT #1

AI-16602
DELL COMPUTERS
DRAINAGE DISTRICT

5.

Date: 07/28/2009
Submitted By: Jaime Salazar, DRAINAGE DISTRICT
Submitted For: Jaime Salazar
Department: DRAINAGE DISTRICT

Information

CAPTION

Requesting approval to purchase ten (10) desktop computers through the District's membership with Texas DIR Contract # 48ABO.

BACKGROUND

Fiscal Impact

Attachments

No file(s) attached.

Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
1	Budget & Management	Erika Zamora	07/21/2009 04:41 PM	APRV
2	Sylvia Solis	Sylvia Solis	07/22/2009 04:34 PM	APRV
3	Final Approval	Angela Garcia	07/24/2009 05:07 PM	APRV

Form Started By: Jaime Salazar

Started On: 07/21/2009 04:00 PM

Final Approval Date: 07/24/2009

AI-16669

6.

McAllen Construction Pay Request #10

DRAINAGE DISTRICT

Date: 07/28/2009
Submitted By: Lora Briones, DRAINAGE DISTRICT
Submitted For: Lora Briones
Department: DRAINAGE DISTRICT

Information

CAPTION

A. Request approval of Payment Request No. 10 to McAllen Construction for the Construction of DHS Segment 0-9 Ph II (1.75 miles).

B. Request approval to process manual checks to McAllen Construction for the above mentioned project pending the approval of the County Auditor and pending the electronic transfer of funds from the Department of Homeland Security (DHS)

BACKGROUND

Fiscal Impact

Attachments

No file(s) attached.

Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
1	Budget & Management	Erika Zamora	07/24/2009 04:49 PM	APRV
2	Sylvia Solis	Sylvia Solis	07/24/2009 04:56 PM	APRV
3	Final Approval		07/24/2009 05:07 PM	NEW
Form Started By: Lora Briones			Started On: 07/24/2009 04:07 PM	
Final Approval Date: 07/24/2009				

AI-16658

7.

**DHS Segment 0-4B WA
DRAINAGE DISTRICT**

Date: 07/28/2009
Submitted By: Lora Briones, DRAINAGE DISTRICT
Submitted For: Lora Briones
Department: DRAINAGE DISTRICT

Information

CAPTION

Request approval of Supplemental Agreement #21 to W/A #3 as it relates to South Option (levee intake crossing) DHS Segment 0-4B.

BACKGROUND

Fiscal Impact

Attachments

No file(s) attached.

Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
1	Budget & Management	Erika Zamora	07/24/2009 09:35 AM	APRV
2	Sylvia Solis	Sylvia Solis	07/24/2009 04:13 PM	APRV
3	Final Approval		07/24/2009 05:07 PM	NEW

Form Started By: Lora Briones

Started On: 07/23/2009 05:10 PM

Final Approval Date: 07/24/2009
