

AGENDA



Thursday, January 13, 2011

**Contract and Land Management
RECOMMENDATION FOR COUNCIL ACTION****Item No. 9**

Subject: Authorize execution of the Change Order #7 to the construction contract with RANGER EXCAVATING, L.P., Austin, TX for FM 812 Municipal Solid Waste Landfill Final Closure and Erosion Control Improvements project in the amount of \$93,093.87, for a total contract amount not to exceed \$6,290,577.37.

Amount and Source of Funding: Funding is available in the Fiscal Year 2010-2011 Capital Budget of the Solid Waste Services Department.

Fiscal Note: A fiscal note is attached.

For More Information: Steve R. Nelson 974-7145; Tony Davee 974-1923; Susan Garnett, 974-7064; Sarah Terry 974-7141

MBE/WBE: This contract will be awarded in compliance with Chapter 2-9 of the City Code (Minority-Owned and Women-Owned Business Enterprise Procurement Program) with 7.36% MBE and 6.99% WBE subcontractor participation to date including this change order.

Boards and Commission Action: To be reviewed by the Solid Waste Advisory Commission on January 12, 2011.

Prior Council Action: August 27, 2009 – Council approved original construction contract with Ranger Excavating, L.P. June 24, 2010 – Council approved Change Order #4 to the original construction contract.

This project will achieve final closure of the City of Austin's FM 812 Municipal Solid Waste (MSW) Landfill. The project includes placement of final cap and cover on four landfill waste cells and associated drainage improvements. The project also includes repair and improvements to an existing gabion erosion control system on Onion Creek along the northern boundary of FM 812 Landfill. The gabions were initially installed in 1995 and are beginning to fail.

Unforeseen conditions have impacted both portions of the project, requiring redesign and substantial changes that were addressed in previous change orders. The contractor made claims during construction of the landfill final cover system related to the landfill gas system valves and the quantity and quality of clay supplied by the City. The current proposed change order will complete settlement of these contractor claims, which were determined through alternative dispute resolution. The project is complete and no additional change orders are anticipated.

This project is located within zip code 78719.