

E Environment Committee

Item: 2012-37

For the Metropolitan Council meeting of February 8, 2012

ADVISORY INFORMATION

Date Prepared: January 25, 2012

Subject: Authorization to Negotiate and Execute an Amendment to the Construction Cooperation Agreement with the City of Carver, MCES Project 803800, Contract No. 071019

Proposed Action:

That the Metropolitan Council authorize its Regional Administrator to negotiate and execute an amendment to the Construction Cooperation Agreement with the City of Carver, MCES Project Number 803800, Contract No. 071019.

Summary of Committee Discussion / Questions:

Council Member Melander asked for details on the changed condition. Staff explained that standard engineering design practices were used, and soils were more difficult to deal with than portrayed in soil borings. On subsequent construction contracts, MCES has directed engineers to incorporate bid items for alternative construction methods, which can be employed based on actual soil conditions encountered as construction proceeds.

Council Member Rummel asked about the city vs. Council ownership. Staff explained that by Council policy, the Council will construct and finance the interceptor to the city's wastewater treatment plant, allowing the plant to be eliminated. Subsequently, ownership of facilities within the corporate limits of Carver will be transferred to the city.

Motion to approve proposed action was made, seconded, and passed unanimously.

E Environment Committee
Meeting date: January 24, 2012,
For the Council Meeting of February 8, 2012

ADVISORY INFORMATION	
Date:	January 17, 2012
Subject:	Authorization to Negotiate and Execute an Amendment to the Construction Cooperation Agreement with the City of Carver, MCES Project 803800, Contract No. 071019
District(s), Member(s):	District 4, Gary Van Eyll
Policy/Legal Reference:	MN Statutes 473.504 Subd.6 and 471.59
Staff Prepared/Presented:	Jim Roth, 651-602-1123; Bryce Pickart, 651-602-1091
Division/Department:	MCES c/o William G. Moore, 651-602-1162

Proposed Action

That the Metropolitan Council authorize its Regional Administrator to negotiate and execute an amendment to the Construction Cooperation Agreement with the City of Carver, MCES Project Number 803800, Contract No. 071019.

Background

In August 2007, the Metropolitan Council entered into an agreement with the City of Carver to design and construct conveyance facilities from the City of Carver to the MCES interceptor in Chaska. The project was subsequently divided into two phase, Segment A to be constructed by the City through the construction cooperation agreement and Segment B to be constructed by the Council.

During Construction of Segment A, poor soils were encountered in the interceptor alignment resulting in a changed condition and a redesign of a portion of the interceptor installation. The contractor was authorized to employ the new design to install a portion of the interceptor on a Time and Materials basis. There are currently insufficient funds in the agreement to reimburse the city for costs incurred in installing the pipe in accordance with the new design. The purpose of this amendment is to increase the funds in the agreement from \$12.1 million to \$13.2 million.

Rationale

Construction cooperation agreements exceeding \$250,000 require Metropolitan Council authorization. The proposed amendment will increase the Agreement amount from \$12.1million to 13.2 million.

Funding

Funding is provided in MCES project number 803800.

Budget Information					
Annual or Capital	Project No.	Estimated Project Cost	Current Authorization	Unencumbered Funds	Requested Amount
Capital	803800	\$24,800,000	25,000,000	\$1,448,000	\$1,100,000

Known Support / Opposition

The City of Carver supports this amendment.