

Hem # 4-8

CARSON CITY, NEVADA REQUEST FOR BOARD ACTION

Date Submitted: March 2, 2007

Agenda Date Requested: March 15, 2007

Time Requested: Consent Agenda

To: Mayor and Supervisors

From: Public Works - Contracts Division

Subject Title: Action to approve Public Works recommendation on the "**Emergency Re-Drilling of Well 24 Project**", **Contract #2006-093** and authorize Public Works to issue payments for an Amendment No1 amount of \$46,180.00 and authorize the contracts division to issue amendments for contingency amount not to exceed \$31,900.00 from the Production Wells Construction Account as provided for in FY 2006/2007.

Staff Summary: The Original Contract was issued for \$273,100.00. With the inclusion of this Amendment No.1 for an amount not to exceed \$46,180.00 and a contingency amount of \$31,920.00 amends the contract amount to \$378,480.00. An increase in the amount of this contract is being requested due to site drilling complications.

Type of Action Requested: (Check One)

☐ Resolution

☐ Ordinance

☒ Formal Action/motion

☐ Other (Specify)

Does this Action Require a Business Impact Statement: ☐ Yes ☒ No

Recommended Board Action: I move to approve Public Works recommendation on the "**Emergency Re-Drilling of Well 24 Project**", **Contract #2006-093** and authorize Public Works to issue payments for an Amendment No1 amount of \$46,180.00 and authorize the contracts division to issue amendments for contingency amount not to exceed \$31,900.00 from the Production Wells Construction Account as provided for in FY 2006/2007.

Explanation for Recommended Board Action: On December 8, 2006, this project was declared an emergency by the City Manager, because this is one of the major production wells; getting it operational again is considered an emergency as continued down time of this well puts our ability to adequately supply water to our residents for consumption and fire protection at risk. A contract was solicited to provide an emergency quote. The quote was received and a contract was issued December 21, 2006, that will require the contractor to pay Nevada State Prevailing Wage, provide bonds and insurance for the project. This amendment No. 1 is required due site drilling complications discovered by the Contractor.

Applicable Statute, Code, Policy, Rule or Regulation: Pursuant to NRS 338.011, Section 2: The requirements of NRS 338 do not apply to a contract: "Awarded to meet an emergency which results from a natural or man-made disaster and which threatens the health, safety or welfare of the public. If the public body or its authorized representative determines that an emergency exists, a contract or contracts necessary to contend with the emergency may be let without complying with the requirements of this chapter. If such emergency action was taken by the authorized representative, the authorized representative shall report the contracts to the public body at the next regularly scheduled meeting of the public body."

CARSON CITY, NEVADA

Fiscal Impact: Not to exceed \$378,480.00.

Explanation of Impact: If approved the above referenced account could be decreased by an additional \$78,080.00

Funding Source: Production Wells Construction Account as provided for in FY 2006/2007 Initial Project Allocation

Prior BOS Approval: Original Agreement approved on December 8, 2006 for \$273,100.00 and a contingency of \$27,300.00 for a total of \$300,400.00.

Alternatives: Provide Other Direction Pursuant to Board Action.

Supporting Material: Amendment & Proposal from Consultant

Prepared by: Sandy Scott, Contract Coordinator

Reviewed By: _____ Date: 1 / 1

Reviewed By: (C/M) [Signature] Date: 3/6/07

Reviewed By: (Finance Dir) *[Signature]* Date: 31/6/17

Reviewed By: (DA) Melanie Burkotta Date: 3/6/07

Reviewed By: (Public Works) *[Signature]* Date: 3/5/07

BOARD ACTION:

Motion _____ 1: _____ (Aye) (Nay)

2:

(Vote Recorded By)

AMENDMENT NO. 1

Contract No. 2006-093

THIS AMENDMENT is made and entered into this 15th day of March, 2007, by and between the City and County of Carson City, of the State of Nevada, hereinafter referred to as the "CITY", and WDC Exploration & Wells, hereinafter referred to as the "**CONTRACTOR**", and is made to amend the existing contract known as "**CONTRACT #2006-093**", and titled "**Emergency Re-Drilling of Well 24 Project**"

WITNESSETH:

WHEREAS, the City desires to amend the original contract to include that which is contained herein; and

WHEREAS, said amendment is at the City/Consultants request, and that significant benefit will be derived by the City from such adjustments; it is

NOW, THEREFORE, mutually agreed by both parties to Amend the original contract to address:

1 **SCOPE OF WORK**

1.1 See attached proposal from **CONTRACTOR** dated January 2, 2007, and addressed to Mr. Ken Arnold.

2 **TIME OF COMPLETION:**

2.1 N/A

3 **COMPENSATION:**

3.1 **CITY** shall pay **CONTRACTOR** compensation based upon time and materials not to exceed a maximum amount of \$46,180.00 for this Amendment No.1. The Original Agreement was issued for \$273,100.00, with the inclusion of this amendment the revised contract sum is \$319,280.00.

IT IS ALSO AGREED, that all unaffected conditions, requirements and restrictions of the Original Contract document remain in full force and effect for the duration of the Contract term.

AMENDMENT NO. 1

Contract No. 2006-093

4 ACKNOWLEDGMENT AND EXECUTION:

CITY'S CONTRACTING AGENT

BY: Sandy Scott, Contract Administrator
Carson City Public Works
Contracts Division
3505 Butti Way
Carson City, Nevada 89701
Telephone: 775-887-2355 X1101

CITY'S DEPARTMENT

BY: Andrew Burnham
Public Works Director
Carson City Public Works
Address: 3505 Butti Way
Carson City, NV 89701
Telephone: 775-887-2355 x1011

(Signature)

DATED this ____ day of March, 2007

(Signature)

DATED this ____ day of March, 2007

CONSULTANT/CONTRACTOR

BY: Darrell Tweidt

Title: Business Development

Firm: WDC Exploration & Wells

Address: 500 Main Street

City/State: Woodland, California

& Zip Code: 95695

Telephone: 530-662-8052

(Signature)

DATED this ____ day of March, 2007

I certify that the funds are available for this project.

FUNDING SOURCE: 520-3505-435-7857

BUDGET ALLOCATION: \$46,180.00

By: Ken Arnold, Public Works Operations Manager

(Signature)

CITY CONTACT PERSON

NAME: Ken Arnold, Public Works Operations
Manager

PHONE: (775)887-2355

*** END OF DOCUMENT ***