



# Council Action and Executive Summary

Item # 5 Ordinance/Resolution# 11-12-329 A

For Meeting of \_\_\_\_\_  
(Ordinance First Reading Date)

For Meeting of October 15, 2012  
(Adoption Date)

Please check box that applies to this item:

QUASI JUDICIAL       LEGISLATIVE       ADMINISTRATIVE

**TITLE:** A RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 IN THE AMOUNT OF \$96,786.79 TO THE CONTRACT BETWEEN THE CITY OF LAS CRUCES AND C.F. JORDAN CONSTRUCTION, LLC, OF EL PASO, TEXAS, FOR RE-MARKING SECTIONS OF RUNWAY 8-26, REPLACE AIRFIELD GUIDANCE SIGN PANELS; AND INSTALL AIRFIELD GUIDANCE SIGNS FOR THE LAS CRUCES INTERNATIONAL AIRPORT, FOR A TOTAL CHANGE ORDER AMOUNT OF \$104,106.29 (INCLUDING NMGRT).

**PURPOSE(S) OF ACTION:**

To authorize a change order.

<b>COUNCIL DISTRICT: 4</b>		
<b>Drafter/Staff Contact:</b> Cheryl Rodriguez	<b>Department/Section:</b> Transportation/Airport	<b>Phone:</b> 541-2471
<b>City Manager Signature:</b> 		

**BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:**

On October 17, 2011, the City Council awarded a contract in the amount of \$4,467,096.00 (excluding NMGRT) for the rehabilitation of Taxiway Alpha at the Las Cruces International Airport to C.F. Jordan Construction, LLC. Soon after the contract award, the Federal Aviation Administration (FAA) amended airport regulations regarding airfield guidance signs. This amendment requires the airport to purchase new signs and new sign panels. In January, 2011, as part of the annual airport Part 139 safety inspection, the FAA's Part 139 Inspector requested that the markings on Runway 8/26 be re-marked in addition to replacing the faded and non-compliant airfield guidance sign panels. The FAA indicated that the re-markings, sign panels, and guidance/instruction signs could be included as part of the Taxiway Alpha project.

This is the second change order for the Taxiway Alpha project. The first change order did not require City Council approval as it resulted in a decrease to the contract price in the amount of \$17.66. Change Order No. 2 will increase the original contract amount from \$4,467,096.00 to \$4,563,865.13, for a net change of \$96,769.13 (excluding NMGRT).

(Continue on additional sheets as required)

Upon approval by the City Council, Change Order No. 2 will be forwarded to the FAA for final authorization. Change Order No. 2 will assist the airport in complying with current FAA requirements as well as improve the safety of airport operations.

**SUPPORT INFORMATION:**

1. Resolution.
2. Exhibit "A", Purchasing Manager's Request to Contract.
3. Attachment "A", Purchase Order 13200472.
4. Attachment "B", Change Order No. 2 – Delta Airport Consultants, Inc.

**SOURCE OF FUNDING:**

<b>Is this action already budgeted?</b>	Yes	<input checked="" type="checkbox"/>	See fund summary below
	No	<input type="checkbox"/>	If No, then check one below:
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from: _____
		<input type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)
		<input type="checkbox"/>	Proposed funding is from fund balance in the _____ Fund.
<b>Does this action create any revenue?</b>	Yes	<input type="checkbox"/>	Funds will be deposited into this fund: _____ in the amount of _____ for FY ____.
	No	<input checked="" type="checkbox"/>	There is no new revenue generated by this action.

**BUDGET NARRATIVE**

Airport Operations Fund 1010 is the City's grant match contribution of 2.5% to the overall project. Facilities General Fund 4001 has available funds to meet the proposed expenditures for the change order and comply with all FAA grant requirements.

**FUND EXPENDITURE SUMMARY:**

<b>Fund Name(s)</b>	<b>Account Number(s)</b>	<b>Expenditure Proposed</b>	<b>Available Budgeted Funds in Current FY</b>	<b>Remaining Funds</b>	<b>Purpose for Remaining Funds</b>
Facilities General Fund: 4001	40806060-854132-70B12	\$81,000.00	\$90,000.00	\$9,000.00	To account for the 10% FAA retainage requirement.
Airport Operations: 1010	10323020-710900-70B12	\$23,106.29	\$26,545.55	\$3,439.26	Local match requirement for rehabilitation of Taxiway Alpha.

**OPTIONS / ALTERNATIVES:**

1. Vote "Yes"; this will authorize City staff to execute Change Order No. 2, allow the project to proceed in a timely manner, and most importantly, bring the airport into compliance with the FAA and improve safety for airport operations.
2. Vote "No"; this will not allow for the re-marking of section of Runway 8/26, not allow for faded airfield guidance sign panels to be replaced, nor allow for the installation of mandatory airfield guidance/instruction signs. City staff will have to identify another funding source to facilitate these improvements. This may jeopardize future compliance with the airport's annual Part 139 safety inspection.
3. Vote to "Amend" the Resolution as deemed appropriate.
4. Vote to "Table" and direct staff accordingly.

**REFERENCE INFORMATION:**

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits.

1. Resolution No. 11-12-329

**RESOLUTION NO. 11-12-329A**

**A RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 IN THE AMOUNT OF \$96,786.79 TO THE CONTRACT BETWEEN THE CITY OF LAS CRUCES AND C.F. JORDAN CONSTRUCTION, LLC, OF EL PASO, TEXAS, FOR RE-MARKING SECTIONS OF RUNWAY 8-26, REPLACE AIRFIELD GUIDANCE SIGN PANELS; AND INSTALL AIRFIELD GUIDANCE SIGNS FOR THE LAS CRUCES INTERNATIONAL AIRPORT, FOR A TOTAL CHANGE ORDER AMOUNT OF \$104,106.29 (INCLUDING NMGRT).**

The City Council is informed that:

**WHEREAS**, Resolution No. 11-12-329 awarded C.F. Jordan Construction, LLC a contract in the amount of \$4,467,096.00 plus NMGRT of \$337,824.13 for a total of \$4,804,920.13 for the rehabilitation of Taxiway Alpha; and

**WHEREAS**, the Federal Aviation Administration (FAA) amended the regulations for airfield signage after the award of the contract to C.F. Jordan Construction, LLC; and

**WHEREAS**, the FAA's Part 139 Inspector noted during the January 2011 annual safety inspection that improvements to the markings of Runway 8/26 and the replacement of faded airfield sign panels could be included as part of the Taxiway Alpha project; and

**WHEREAS**, Delta Airport Consultants, Inc. submitted Change Order No. 2 to accomplish the re-marking of Runway 8/26, the replacing of faded airfield guidance sign panels, and the installation of mandatory airfield guidance/instruction signs in the amount of \$96,786.79 (excluding NMGRT); and

**WHEREAS**, there are available funds in the FAA's AIP grant, the New Mexico Department of Transportation State Aviation grant, and the airport's operating budget to support Change Order No. 2.

**NOW, THEREFORE,** Be it resolved by the governing body of the City of Las Cruces:

**(I)**

**THAT** City staff is authorized to execute Change Order No. 2 in the amount of \$96,786.79 plus NMGRT in the amount of \$7,319.50 for a total of \$104,106.29 attached hereto as Exhibit "A" and made part of this Resolution.

**(II)**

**THAT** City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

**DONE AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

APPROVED:

\_\_\_\_\_  
Mayor

ATTEST:

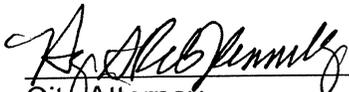
\_\_\_\_\_  
City Clerk

(SEAL)

Moved by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney

VOTE:

- Mayor Miyagishima: \_\_\_\_\_
- Councillor Silva: \_\_\_\_\_
- Councillor Smith: \_\_\_\_\_
- Councillor Pedroza: \_\_\_\_\_
- Councillor Small: \_\_\_\_\_
- Councillor Sorg: \_\_\_\_\_
- Councillor Thomas: \_\_\_\_\_

# CITY OF LAS CRUCES

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## PURCHASING MANAGER'S REQUEST FOR CHANGE ORDER

For Meeting of: October 15, 2012

Resolution No.: 11-12-329

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### Change Order to Existing Contract For Rehabilitate Taxiway A

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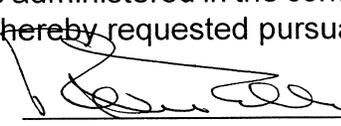
The Las Cruces City Council is provided the following information concerning this request:

#### BID/RFP SOLICITATION INFORMATION:

- |  |   |
|--|---|
| 1. Original Bid & Due Date:                      | Bid 11-12-329/July 26, 2011                   |
| 2. Description of Bid/RFP:                       | Rehabilitate Taxiway A                        |
| 3. Contract Award:                               | Resolution No. 11-12-329/October 3, 2011      |
| 4. Contract Revision with tax included:          |   |
| Previous Contract Award Amount:                  | \$4,804,920.14                                |
| Change Order Amount (Net of Change Order 1 + 2): | <u>\$104,087.29</u>                           |
| New Contract Amount:                             | \$4,909,007.43                                |
| 5. Contractor:                                   | C. F. Jordan Construction, LLC of El Paso, TX |
| 6. Using Department:                             | Transportation/Airport                        |
| 7. Contract Duration:                            | Until Completed                               |

#### PROCUREMENT CODE COMPLIANCE:

The City of Las Cruces Procurement Code was administered in the conduct of this procurement and approval to change the above contract is hereby requested pursuant to Section 24-228.

  
Purchasing Manager

10/26/12  
Date

#### CONFIRMATION OF FUND ENCUMBRANCE:

REQUISITION OR PURCHASE ORDER NUMBER:	13200472
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Fiscal Code C  
Revisions 000  
Fiscal Period 02  
Expiration Date 06/30/2013

THIS NUMBER MUST APPEAR ON ALL INVOICES,  
PACKAGES AND SHIPPING PAPERS

Purchase Order # **13200472**

FEDERAL TAX I.D. 85-6000147  
NM CRS # 01-406383-00-2

OFFICE

P. O. BOX 20000  
ATTN: DISBURSEMENTS  
LAS CRUCES, NM 88004  
Phone: 575-541-2123  
FAX: 575-541-2127

OFFICE

C.F. JORDAN CONSTRUCTION, LLC  
7700 C.F. JORDAN DRIVE  
EL PASO, TX 79912  
Phone: 915-877-3333

OFFICE

8990 ZIA BLVD.  
ATTN: AIRPORT  
LAS CRUCES, NM 88007  
Phone: 575-541-2471  
FAX: 575-541-2472

Date Ordered	Date Required	Payment Terms	Freight Method / Terms	Bid / RFP No.	Requisition Number
08/01/2012	02/28/2013				13100606

Vendor Number	Vendor Fax Number	Vendor E-mail Address	Special Instructions
4379	915-877-3999	jgoodrich@cfjordan.com	

Item #	Description / Part No.	Qty	UOM	Cost Each	Extended Price
1.	<i>PO Requisitioner Name: Susan Pfeiffer</i> CONVERSION PO12201315 - RES. 912-00 11-12-329, REHABILITATE TAXIWAY "A" PROJECT, AIP # 3-35-0024-026-2011	1	EA	\$4,684,797.10	\$4,684,797.10
	<b>43803020 - 854132 - 70B12</b>				<b>4,684,797.10</b>

**IMPORTANT: Vendor agrees to accept City terms and conditions.**

Phone (575) 541-2514  
FAX (575) 541-2526  
E-mail btelles@las-cruces.org

*Pat Telles*

Buyer

VENDOR COPY

**Purchase Order Total**  
**4,684,797.10**

CHANGE ORDER # 2  
Date Prepared: July 16, 2012

OWNER: City of Las Cruces, New Mexico OWNER'S ADDRESS: P.O. Box 8000, Las Cruces, NM 88004  
 NAME OF AIRPORT: Las Cruces International Airport LOCATION OF AIRPORT: Las Cruces, New Mexico  
 NAME OF CONTRACTOR: C. F. Jordan Construction LLC ADDRESS OF CONTRACTOR: 7700 C. F. Jordan Drive, El Paso, TX 79912

DESCRIPTION OF WORK IN CONTRACT: Rehabilitate TW "A" (Alternate One)  
 Delta Project No.: 10078  
 AIP Project No.: 3-35-0024-026-2011  
 Original Contract Amount: \$4,467,096.00  
 Previous Change Orders: (\$17.66)  
 Est. Cost This Change: \$ 96,786.79  
 New Contract Amount: \$4,563,885.13

CHANGES ORDERED:

ITEM	DESCRIPTION	QUANTITY	UNIT	PRICE	TOTAL	Increase/Decrease	COMMENTS
27	Permanent RW & TW Painting	61575	SF	\$2.00	\$123,150.00	\$ 72,000.00	
70	Replace L-858 Guidance Sign Panel (1-2 Char)	6	EA	\$410.37	\$2,462.22	\$ 2,462.22	
71	Replace L-858 Guidance Sign Panel (3-4 Char)	3	EA	\$456.59	\$1,369.77	\$ 1,369.77	
72	Install L-858 Guidance Sign (1-2 Char)	1	EA	\$3,169.80	\$3,169.80	\$ 3,169.80	
73	Install L-858 Mandatory Instruction Sign	4	EA	\$2,452.19	\$9,808.76	\$ 9,808.76	
74	Install R-701 Stop Sign	8	EA	\$997.03	\$7,976.24	\$ 7,976.24	
<b>TOTAL</b>					<b>\$147,936.78</b>	<b>\$ 86,786.79</b>	

REASON(S) FOR CHANGE ORDER: Replace faded sign panels, install guidance, instruction and stop signs, and remark Runway 8 threshold and aiming bars and Runway 8-26 north edge line and centerline in accordance with direction given by Part 139 inspector on last annual inspection.

Original Contract Time: 300 CD  
 Changes Previous Change Orders: 0 CD  
 Change in Contract Time This Change Order: 0 CD  
 New Contract Time: 300 CD

Subject to conditions set forth below, an equitable adjustment is established as follows:

CONTRACT PRICE		CONTRACT TIME	
<u>Not Changed</u>		<u>X</u> <u>Not Changed</u>	
<u>X</u> <u>Increased by</u> <u>\$96,786.79</u>		<u>Increased by</u>	<u>_____</u> days
<u>Decreased by</u>		<u>Decreased by</u>	<u>_____</u> days

The foregoing is in accordance with your contract dated October 3, 2011 and as listed below:

- A. The aforementioned change and work affected thereby are subject to all contract stipulations and covenants,
- B. The rights of the OWNER are not prejudiced; and
- C. All claims against the OWNER which are incidental to or as a consequence of the aforementioned change are satisfied.

[Signature] ACCEPTED: CONTRACTOR      EXECUTIVE TITLE      7/23/12 DATE

ACCEPTED: OWNER      TITLE      DATE  
[Signature] OFFICE DIRECTOR      7-25-2012  
 APPROVED: DELTA AIRPORT CONSULTANTS, INC.      TITLE      DATE

Las Cruces International Airport  
Las Cruces, New Mexico  
Engineer's Cost Comparison

Project:

Change Order Two (2)  
Rehabilitate Taxiway "A"  
AIP Project No. 3-35-0024-026-2011  
Delta Project No. NM 10078

Date:

2-Jul-12

Item	Description	Contractor's Unit Cost	Quantity	Contractor's Total Cost	Unit Cost from Previous Project at Las Cruces	Unit Cost From Other Projects	Unit Cost From Original Bid	Comparison Total Cost
70	Replace L-858 Airfield Guidance Sign Panel (1-2 Char)	\$410.37	6	\$2,462.22	\$516.00			\$3,096.00
71	Replace L-858 Airfield Guidance Sign Panel (3-4 Char)	\$456.59	3	\$1,369.77	\$1,021.18			\$3,063.54
72	L-858 Airfield Guidance Sign (1-2 Char)	\$3,169.80	1	\$3,169.80	\$2,800.00			\$2,800.00
73	L-858 Mandatory Instruction Sign	\$2,452.19	4	\$9,808.76		\$2,000.00		\$8,000.00
74	R-701 Stop Sign	\$997.03	8	\$7,976.24		\$1,050.00		\$8,400.00
27	Permanent Runway and Taxiway Painting	\$2.00/Sq Ft	36,000	\$72,000			\$2.00/Sq Ft	\$72,000
<b>Total Cost</b>				<b>\$96,786.79</b>				<b>\$97,359.54</b>

Cost comparison done IAW FAA Program Guidance Letter 12-03 paragraph c. (3) (b).