

COMMISSION FILE NO: 25-025-2 **DATE INTRODUCED:** February 10, 2025

INTRODUCED BY: Executive Director (Signature on File in the Office of the Commission)

REFERRED BY COMMISSION CHAIRPERSON TO: Operations Committee

RELATING TO: Restore the Executive Director's Original Delegated Authority, Contract C06023C01, Veterans Affairs Grounds Metropolitan Interceptor Sewer Relocation

SUMMARY:

The Commission is requested to restore the Executive Director's original delegated change order authority on Contract C06023C01, Veterans Affairs Grounds Metropolitan Interceptor Sewer (MIS) Relocation, with Super Excavators, Inc. (Super).

The District owns a 24-inch MIS that was built in 1925 that runs through the Clement J. Zablocki Veterans Affairs Medical Center (VAMC) grounds in the City of Milwaukee. The MIS serves VAMC and portions of the Cities of Milwaukee and West Allis. In 2021, the United States Department of Veteran Affairs constructed a new Radiation Oncology Building on the VAMC grounds. This new building sits directly over the District's MIS. In addition, the MIS sits below several other existing buildings on the VAMC grounds. With the MIS underneath the buildings, access is difficult, and working on the MIS is challenging. Failure of the MIS would pose a risk to the above ground structures.

To remove the risks and access challenges associated with the MIS's existing location, District staff developed this project to construct a new MIS around the existing buildings and abandon the existing MIS. The new MIS will reconnect existing VAMC building laterals. The new MIS will provide 100 years of service.

In March 2024, the Commission awarded and directed the Executive Director to execute on behalf of the District Contract C06023C01, Veterans Affairs Grounds MIS Relocation, to Super in the amount of \$4,490,892.

ATTACHMENTS: **BACKGROUND** ☐ **KEY ISSUES** ☐ **RESOLUTION** ☒
FISCAL NOTE ☒ **S/W/MBE** ☐ **OTHER** ☐ _____

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COMMITTEE ACTION: _____ **DATE:** _____

COMMISSION ACTION: _____ **DATE:** _____

SUMMARY (Cont'd)

Restore the Executive Director's Original Delegated Authority, Contract C06023C01, Veterans Affairs Grounds Metropolitan Interceptor Sewer Relocation

Under Contract C06023C01, the contractor is:

- Constructing over 1,600 feet of 24-inch reinforced concrete pipe MIS in open cut construction.
- Sliplining approximately 400 feet of existing 42-inch MIS with 18-inch fiber reinforced plastic pipe (sanitary sewer).
- Abandoning over 600 feet of existing 24-inch MIS.
- Constructing a new sanitary sewer lateral connection and associated interior plumbing improvements for VAMC Building 109 and abandoning the building's existing sewer lateral.

As the contract has progressed, the Executive Director has executed change orders under the Executive Director's authority. These change orders addressed additional scope items or changes necessary to complete the project. Following is a summary of the work performed under these change orders:

- Added federal Build America Buy America requirements to the contract to comply with terms of Clean Water Loan Funding used to finance the project.
- Increase the quantities of excavated soil and backfill soil required for construction; the actual quantities are higher than the amount in the contract.

The Commission has delegated to the Executive Director the authority to make changes to construction contracts up to \$400,000 or 10% of the original contract price, whichever is less. For this contract, a limit of \$400,000 prevails. As of the writing of this Commission document, the Executive Director has used \$347,000 of this authority leaving a balance of \$53,000. The request to restore the Executive Director's authority is in case any additional construction changes beyond the remaining Executive Director's authority are necessary. Without this restored authority, work may need to stop while staff obtains necessary change order authority from the Commission.

RESOLUTION

Restore the Executive Director's Original Delegated Authority, Contract C06023C01,
Veterans Affairs Grounds Metropolitan Interceptor Sewer Relocation

RESOLVED, by the Milwaukee Metropolitan Sewerage Commission, that the Executive Director's original delegated change order authority is restored on Contract C06023C01, Veterans Affairs Grounds Metropolitan Interceptor Sewer Relocation, with Super Excavators, Inc.