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Seal Rock Water District

General Manager's Report:
 Board Meeting March 10, 2016 Propagation

This report is an executive summary provided with this Board agenda to Commissioners with recommended actions if any. Detailed information, staff reports, and supporting materials are provided within the full agenda packet.

• PHASE-3 RD-USDA FUNDED IMPROVEMENTS:

Phase 3 Water System Improvement Project is ongoing throughout February and March. The contractor is now working on both Schedules. Contractor has successfully completed two of the jack and bore tasks. Contractor is progressing along on schedule without too much complication completing pipe installation and cleanup on Art Street, Line Street, and NW Parkview Street. Contractor has completed pipe installation on Seagull, Grandview and Cross Street, and is now moving to the Huckleberry community. District staff has been in contact with many property owners in the affected areas to address concerns with regard to roadway access and restoration efforts for the completion of improvements. As a result of damage to the District's system reassignment in staffing has occurred to allow for greater presence in an effort to avoid future disruption of service.

The District received an invoice from the contractor for cost associated with damages related to the Boring Contractor breaking the District's 12-inch water main on February 9th. Crews located the waterline in this area prior to boring, however, the locates were off by as much as 6-feet due to nonconformity of the water line through the intersection of Hwy-101 and the entrance to the ODOT maintenance facility.



Boring Head into the Water Line:



Completed Repair with Pipe Casing to the Left:

"With a goal to become a leader in the source water and distribution industry, SRWD will strive to become the supplier of choice for high quality reasonably priced water to meet the growing needs of the Central Oregon Coast"

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District staff responded to a letter from Mocon dated February 22, 2016, alerting the contractor that at this time the District's costs to respond to and repair damages caused by Mocon to the water system exceeds the amount sought by Mocon for the line break near the ODOT Maintenance Facility. The contractor was informed that the District intends to await the close of the contract to see if additional damages are incurred. If not, the District will likely bear those costs instead of making a claim against Mocon. In the event Mocon proceeds with a Change Order Request, the District will proceed with its damage claim.

It is the District's position that the Oregon utility notification laws and rules do not supersede the direct contractual requirements in the contract documents. Our contract explicitly requires potholing to identify the location of existing waterlines. It does not excuse potholing of waterlines prior to excavating because of a utility marking on the ground which indicates the waterline may not be present at that location. The contractor's position regarding the "reasonable accuracy" of the markings may protect the contractor from damage claims of other utilities with whom they do not have such contractual requirements, but it does not protect the contractor from claims by the District for failure to comply with the contractual requirement of potholing existing waterlines prior to excavation. Likewise, those laws do not provide the contractor with a claim for the costs incurred based on their failure to comply with the contract requirements. Again, the contract supersedes the utility location laws as between the District and Mocon.

The District, and USDA along with the engineer is encouraging the contractor to advise crews working on Phase-3 Water System Improvements to follow the direction of the Resident Project Representative (RPR), subject to the terms and conditions of the Contract, and take every opportunity to expose, verify and protect existing utility systems. District staff will continue to track expenses associated with supporting the contractor throughout the project and may elect to collect payment from the contractor during project closeout or, to the extent appropriate will work towards a mutual settlement of expenses at the end of the project.

Update on Engineering Budget Status:

The table below summarizes the project budget to date. The table indicates the original budget (Total Contract Amount) for each task and the sum total equaling \$882,784.00. As shown in the Total Billed amount is \$557,918.01 or around 63% of the overall budget.

Project: Seal Rock: Phase 3 Water System Improvements

Phase Description	Total Contract Amount	Total Hours Worked	Total Billed	% Complete	Contract Remaining
1.0 Project Management and Administration	\$ 56,120.00	214.7	\$ 26,518.90	47%	\$ 29,601.10
2.0 Data Acquisition and Surveying Services	\$ 47,016.00	255.25	\$ 47,106.00	100%	\$ (90.00)
3.0 Environmental Reporting and Regulatory	\$ 147,912.00	795.45	\$ 147,912.00	100%	\$ -
4.0 Design Services	\$ 203,616.00	1784.5	\$ 201,748.10	99%	\$ 1,867.90
5.0 Contract Documents Services	\$ 52,488.00	495	\$ 52,488.00	100%	\$ -
6.0 Bid Phase Services	\$ 32,592.00	321.9	\$ 32,027.35	98%	\$ 564.65
7.0 Construction Management Services	\$ 135,760.00	420	\$ 33,887.25	25%	\$ 101,872.75
8.0 Construction Observation/Inspection	\$ 99,244.00	122.1	\$ 9,023.95	9%	\$ 90,220.05
9.0 Project Closeout Services	\$ 43,616.00	0	\$ -	0%	\$ 43,616.00
10.0 Specialty Engineering Support	\$ 48,420.00	51.5	\$ 5,305.50	11%	\$ 43,114.50
11.0 Reimbursables	\$ 16,000.00	1.5	\$ 1,900.96	12%	\$ 14,099.04
Total:	\$ 882,784.00	4,461.90	\$ 557,918.01	63%	\$ 324,865.99

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● **OTHER NOTABLE ACTIVITIES FOR THE MONTH INCLUDE:**

- Attended source water meeting to discuss Water Right permit application.
- Attended weekly meetings with engineers and contractor to discuss phase-3 project status.
- Facilitated District personnel staff/safety meeting.
- Attended Leadership Lincoln Monthly leadership event.
- Provided support information and attended community meetings in support of the Bayshore Homeowners Association sand removal effort with LC Officials.
- Attended LC Board of Commissioners meeting.
- Participated in the annual OR Water/Wastewater Agency Response Network Conference in Newport.
- Met with engineering consultants to discuss contract negotiations.
- Hosted the annual SRWD/Toledo annual water agreement meeting.

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