



DeKalb County Government

Manuel J. Maloof Center
1300 Commerce Drive
Decatur, Georgia 30030

Agenda Item

File ID: 2022-2042

Substitute

1/10/2023

Purchasing Type: Change Order (CO)

Public Hearing: YES NO

Department: Purchasing & Contracting

AGENDA ITEM:

Commission District(s): All

CO - Change Order No. 1 for Contract Nos.: 1201901 and 1201898 Consent Decree - Gravity Sewer Rehabilitation and Replacement (CD-GSRR): for use by the Department of Watershed Management (DWM). These contracts consist primarily of providing gravity sewer rehabilitation and replacement via cured in place pipe (CIPP) with internal and external point repairs, as well as open cut pipe bursting. This request seeks to utilize the Engineering News Record - Construction Cost Index (ENR-CCI) to calculate additional cost impacts incurred due to the current market's supply chain issues. Additionally, this request seeks to amend and utilize the existing Owners Allowance line item to pay for these additional cost impacts with existing funds. Awarded to Inland Pipe Rehabilitation (IPR) dba IPR Southeast, LLC and Kemi Construction Company, Inc.

Information Contact: Michelle Butler, Procurement Manager

Phone Number: (404) 687-3581

PURPOSE:

Awarded by the BOC on July 14, 2020 for an amount not to exceed \$61,303,359.45 to three vendors. These contracts consist primarily of providing sanitary sewer renewal, rehabilitation, and associated work such as CIPP lining and point repairs; pipe replacement; CCTV inspections to verify install; as well as manhole cleaning, location, rehabilitation, and replacement.

Using the ENR-CCI, consistent with what was previously requested and approved for the existing Annual Water and Sewer Contracts, this request is to utilize the Owner's Allowance to offset unforeseen cost increases due to inflation; supply chain issues; and increased material and labor costs for periods beyond 3rd quarter 2022. This will assist in the continued completion of existing services for infrastructure improvements and a reduction in sanitary sewer overflows around the County.

Vendor requests have been received for retroactive payment of increased costs for periods prior to 3rd quarter 2022. These requests are acknowledged and are under review and evaluation. The most appropriate action in which to proceed will be determined.

This substitute is to remove The Renee Group, Inc.

RECOMMENDATION:

Recommend approval of Change Order No. 1 with:

Inland Pipe Rehabilitation (IPR) dba IPR Southeast, LLC, 5207 Brer Rabbit Road, Stone Mountain, GA 30083



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Notes:

LSBE Participation: 21%

Mentor Protégé: DD Sewer Inspection Services, LLC

Kemi Construction Company, Inc., 2250 WestPoint Avenue, College Park, GA 30337

Notes:

LSBE-MSA Firm

LSBE Participation: 12%

Mentor Protégé: Civil Works, Inc.

ADDITIONAL INFORMATION:

1. Contract Effective Date: April 4, 2021
2. Contract Expiration Date: December 31, 2023
3. Amount Spent: \$4,189,384.44
4. Funding: Renewal and Extension and/or Bonds
CIP Line No. 44 (DWM)

AGENDA NOTES

Solicitation Name and Number	Consent Decree - Gravity Sewer Rehabilitation and Replacement (CD-GSRR) (Multiyear Contract with 1 Option to Renew) ITB No. 19-101067
Procurement Agent	Jabari Jackson
Date Solicitation bid prices expires.	N/A
Solicitation Name, Number and Contract Number of expiring/expired contract	Consent Decree - Gravity Sewer Rehabilitation and Replacement (CD-GSRR) (Multiyear Contract with 1 Option to Renew) ITB No. 19-101067 1201901 Inland Pipe Rehabilitation (IPR) dba IPR Southeast, LLC 1201898 Kemi Construction Company, Inc.
Previous Contract Number, Contractor Name and Award Amount	<p style="text-align: center;">\$30,841,603.75</p> 1201901 Inland Pipe Rehabilitation (IPR) dba IPR Southeast, LLC \$9,482,351.25 1201898 Kemi Construction Company, Inc \$21,359,252.50
Previous Amount Spent on Expiring/Expired Contract	<p style="text-align: center;">\$4,189,384.44</p> Inland Pipe Rehabilitation (IPR) dba IPR Southeast, LLC \$2,204,838.52 Kemi Construction Company, Inc \$1,984,545.92
Prime Contractor Information and LSBE – Subcontractor	<p>Inland Pipe Rehabilitation (IPR) dba IPR Southeast, LLC (Prime) Wendy Wilkes, CFO Years In Business: 11 Years Doing Business With DeKalb: 8</p> <hr/> <p><u>DD Sewer Inspection Services, LLC (LSBE – DeKalb)</u> 4.7% Mentor- Protégé Derron Donaldson, Owner PO Box 1466 Stone Mountain, GA 30086</p>

Years In Business: 10
Years Doing Business With DeKalb: 4
CCTV Inspections
Amount Spent: \$54,464.32

Integrated Construction Management, Inc. (LSBE-DeKalb) 1.4%

Consuella Bennett, President
4260 Clausell Court
Decatur, GA 30035
Years In Business: 17
Years Doing Business With DeKalb: 0
Traffic Control, Manhole Dig Work
Amount Spent: \$0.00

Mechanical Jobbers Marketing, Inc. (LSBE -DeKalb) 0.4%

Jerry Trevino, President
6691 Tribble Street Lithonia, GA 30058
Years In Business: 45
Years Doing Business With DeKalb: 17
Manhole lining/Rehabilitation
Amount Spent: \$0.00

Lori's Transportation & Excavation, LLC (LSBE-MSA) 14.5%

Lori Marxmiller, Owner
2475 Northwinds Pkwy, Ste. 200
Alpharetta, GA 30009
Years In Business: 17
Years Doing Business With DeKalb: 8
Open Cut Rehabilitation
Amount Spent: \$0.00

Kemi Construction Company, Inc. (Prime)

Rufus Oladapo, President
Years In Business: 33
Years Doing Business With DeKalb: 18

DD Sewer Inspection Services, LLC (LSBE-DeKalb) 4%

Derron Donaldson, Owner
P.O. Box 1466
Stone Mountain, GA 30086
Years In Business: 10
Years Doing Business With DeKalb: 4
CCTV, Manhole Assessment
Amount Spent: \$8,323.50

Metals & Materials Engineering, LLC (LSBE-DeKalb) 8%

Barry Bennett, President

	1669 Litton Dr. Stone Mountain, GA 30087 Years In Business: 21 Years Doing Business With DeKalb: 18 <i>CCTV Inspection, Manhole Height Adjustment & Cleaning, MCA, GPS Locate & Data Collection</i> Amount Spent: \$11,238.83
Attachments	User Department Change Order Request No.1



PROPOSED CHANGE ORDER REQUEST

Department of Watershed Management

Contract Name: Consent Decree - Gravity Sewer Rehabilitation and Replacement (CD-GSRR) Date: 12/28/2022
 Contractor: Kemi Construction Company, Inc., and IPR Southeast, LLC, subsidiary of Inland Pipe Rehabilitation, LLC
 Contract Number: 1201898, and 1201901 Contract Amendment Number: 1

Contract Amendment Category: Cost Schedule Scope Deliverables

Contract	Original Contract \$ Amount:	Contract Start Date:	Original Contract Days:(Term)	Original Contract End Date:
1201898	\$21,359,252.20	2/9/2021	1055	12/31/2023
1201901	\$9,482,351.25	4/12/2021	993	12/31/2023

Contract	NTP Start Date:	Original Performance Days:	Original Performance End Date:
1201898	2/9/2021	1095	2/8/2024
1201901	4/12/2021	1095	4/10/2024

Contract	Previous Change Order:	Previous Time Extensions (Days):	Previous Changes to \$ Amount:
1201898	Change Order No. 1:	0	\$0.00
1201901	Change Order No. 1:	0	\$0.00

Contract	Current Contract Amount:	Current Performance Time (Days):	Current Performance End Date:
1201898	\$21,359,252.20	1095	2/8/2024
1201901	\$9,482,351.25	1095	4/10/2024

Description of Proposed Changes: Amendment/Change Order No. 1 is being proposed by the department to address rising cost for goods on the GSRR contracts. Around 2nd quarter 2021, the contractor notified the County that material, fuel and some labor cost had increased from the original bid submission date.

The department has chosen to utilize the Engineering News Record - Construction Cost Index (ENR CCI) for the metro Atlanta area as the indices to calculate the cost impacts incurred by contractors due to the ongoing supply chain issues. In using this index, it will help the County to establish a similar increase across the board for each contractor. It would also eliminate the opportunity for contractors to gain massive increases due to their pricing being substantially low on the bid submission date.

For payments beyond 3rd quarter 2022 (September 2022), the department is requesting to amend and utilize the Owner's Allowance to pay for these unforeseen cost increases due to inflation, supply chain issues and increase material and labor costs.

Justification of Proposed Changes: With the current supply chain issues, DWM understands the contractors have encountered significant cost escalation on materials, fuel, labor, etc. DWM will utilize the ENR CCI for the metro Atlanta region as backup for changes in unit pricing to previous contracts. The ENR CCI is an industry-wide acceptable index of construction costs and is used by the profession to justify cost escalations similar to what DWM is experiencing with the GSRR contract.

Contract	Proposed Additional Performance Days:	Proposed Cumulative Performance Days:	Proposed Performance End Date:	Proposed Contract End Date:
1201898				
1201901				

Contract	Proposed Changes to Dollar Amount:	Proposed Cumulative Contract Amount:	Amount Spent To Date as of (10/27/22):
1201898			\$1,678,575.92
1201901			\$1,650,451.75

Describe Any Risk Associated With This Change: The progress of the sewer rehabilitation would be reduced and would have to be accomplished by other means not currently available should the Change Order not be approved. It would also impact the completion of work per the Consent Decree deadlines.

Effect of NOT Approving This Change: Not approving the change order would impact the County in meeting critical Consent Decree deadlines resulting in potential financial penalties from the EPD and EPA.

Engineering Manager's Approval:

- Accepted
- Rejected

Signature: Cassandra Marshall, PMP
 Print Name: Cassandra Marshall
 Date: 12/29/22

Watershed Director's Approval:

- Accepted
- Rejected

Signature: David Hayes
 Print Name: David Hayes
 Date: 1.4.2023

Chief Operating Officer's Approval:

- Accepted
- Rejected

Signature: *Zachary A. Williams*
 Print Name: Zachary A. Williams
 Date: 1-9-23

Contract Name: Consent Decree - Gravity Sewer Rehabilitation and Replacement(CD-GSRR)
 Contractor: Kemi Construction Company, Inc., and IPR Southeast, LLC, subsidiary of Inland Pipe Rehabilitation, LLC
 Contract Number: 1201898, and 1201901
 Contract Amendment Number: 1