



Regional Transit Authority  
2817 Canal Street  
New Orleans, LA 70119-6301

504.827.8300

[www.norta.com](http://www.norta.com)

RESOLUTION NO. 22-092

STATE OF LOUISIANA

PARISH OF ORLEANS

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**REQUEST AUTHORIZATION TO AMEND WOODWARD-APC'S CONTRACT TO  
INCLUDE THE TIME DELAY CLAIM**

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Introduced by Commissioner Neal, seconded by  
Commissioner Coulon.

**WHEREAS**, the Board previously approved Resolution 22-028, authorizing the CEO to negotiate a Time Delay Claim, this final Resolution supersedes all others; and

**WHEREAS**, shortly after the Notice to Proceed (NTP) was issued the RTA had to issue a notice to Woodward-APC (WAJV) to put the fabrication of the new gangway and modification of the temporary berthing barge on hold; and

**WHEREAS**, this hold was in response to operational needs, community request for wider gangway and detail condition assessment of the then dry-docked temporary barge; and

**WHEREAS**, these items required redesign and approval by the various regulatory agencies. These items were on the critical path because demolition of the existing terminal could not take place until the temporary berthing location was open; and

**WHEREAS**, this hold lasted from September 11, 2020, until March 11, 2021, when the design for the last item was completed; and



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**WHEREAS**, the original delay claim was 205 days for \$950,000.00 it was recognized that the initial time impact analysis did not accurately forecast completion date. The revised delay is 122 days and not to exceed \$500,000; and

**WHEREAS**, the Final Delay Claim Agreement was negotiated between RTA, Royal, Dupont-LeCorgne and Woodward/APC for additional general conditions, materials, equipment, and subcontract cost calculated and outlines the methodology for the additional \$85,000; and

**WHEREAS**, this change order delay claim request is for additional contract time and cost owed to Woodward/APC due to the owner responsible delays to the critical path of the project; and

**WHEREAS**, the original Change Order Request (COR) including 209 days for \$950,000.00 was negotiated down based the following factors; and

- Staff performed a critical review of the WAJC schedule submitted with the COR to more accurately account for the schedule acceleration provided by the RTA to drive piles in advance of the high river.
- The number of float days in the schedule was reduced by 22.
- Changed the way the General Conditions were calculated for this change order.

**WHEREAS**, the original total cost for this work was not to exceed \$500,000.00 and will be funded through 1FERRY.1047 and other local sources if needed. Staff has continued to negotiate this price as the pricing is finalize. The final negotiated amount of \$585,000.00; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Regional Transit Authority (RTA) that the Chairman of the Board, or his designee, authorization to amend Woodward-APC's contract to include the Time Delay Claim.



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THE FOREGOING WAS READ IN FULL, THE ROLL WAS CALLED ON THE  
ADOPTION THEREOF AND RESULTED AS FOLLOWS:

YEAS:	<u>7</u>
NAYS:	<u>0</u>
ABSTAIN:	<u>0</u>
ABSENT:	<u>1</u>

AND THE RESOLUTION WAS ADOPTED ON THE 15<sup>th</sup> DAY OF NOVEMBER, 2022.

A handwritten signature in black ink, appearing to read "Mark Raymond, Jr.", is positioned above a horizontal line.

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MARK RAYMOND, JR.  
CHAIRMAN  
BOARD OF COMMISSIONERS