

# Memorandum

**To:** Doug Hasler  
School Board Members

**From:** David J. Spooner *David J. Spooner*

**Date:** November 29, 2016

**Re:** Bid #1248-1 – HOCHS Third Street parking Lot - USA, Inc. - Change Order #4

Bid #1248-1 – HOCHS Parking Lot Improvements – Utility Systems of America, Inc. was approved at the School Board Meeting on May 17, 2016 with a base bid plus alternate #1, and CO #1 for a total of \$701,448.00.

Change Order #4 to this bid is added time for completion due to delay in start. The original start date was June 6, 2016 and completion date September 2, 2016. The actual start date was July 11, 2016 and the revised completion date in change order #2 was November 15, 2016. Due to unforeseen conditions, a new 2017 start date in CO #4 is June 12, 2017, and the new revised completion date in CO #4 is July 8, 2017. This is a no cost change.

**Recommendation:**

It is recommended the School Board approve the change order as listed above modifying the start and completion dates for this agreement.

Attachment

Date of Issuance: 11/28/16 Effective Date: 11/28/16  
 Owner: ISD 709 - Bill Hanson Owner's Contract No.:  
 Contractor: Utility Systems of America (USA) – Dale Cich Contractor's Project No.:  
 Engineer: Northland Consulting Engineers, LLP - David Bolf, P.E. Engineer's Project No.: 15-063-C  
 Project: HOCHS Parking Lot Improvements Contract Name:

The Contract is modified as follows upon execution of this Change Order:

Description:

A meeting was held on 11/21/16 at HOCHS with ISD 709, ISD 709 legal counsel, NCE, Utility Systems of America (USA), USA's legal counsel, and Granite Re. representatives present. Various topics were discussed and agreed upon. This change order reflects the conversations and agreements made regarding contract time and winter suspension that will allow the project to be completed in 2017.

Based on the 11/21/2016 meeting at all parties agreed to hold a retainage of 125% of the value of the work remaining in 2017. The agreed upon value of remaining work is \$ 40,000.00 + 25% (\$10,000.00) of the remaining work = \$40,000.00+\$10,000.00 = \$ 50,000.00 .

It was also agreed that work will commence on **Monday June 12, 2017** and all work will be complete **Saturday July 8, 2017**. It was further agreed that ISD 709 will not assess liquidated damages if work is completed July 8, 2017. Utility Systems of America and its subcontractors also agree that no delay claim will be made.

Requirements prior to Winter Suspension:

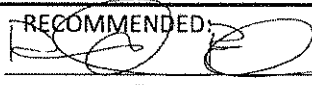
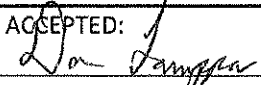
- 1) USA must complete the railings, lighting, water service tie over and stair by December 30<sup>th</sup>, 2016.
- 2) USA must also place jersey barriers to protect the light pole bases over the winter suspension as discussed on site.
- 3) USA must also maintain the site for erosion control over the course of the winter suspension.

**CHANGE IN CONTRACT TIMES:**

Original Start Date:	June 6 , 2016
Original Completion Date:	September 2, 2016

Previous Revised Completion Date:	November 15, 2016
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2017 Start Date:	June 12, 2017
Revised Completion Date:	July 8, 2017

<p>By: <u></u>          RECOMMENDED:          Engineer</p> <p>Name: <u>David Bolf, P.E.</u>          Date: <u>11/28/16</u></p>	<p>By: _____          ACCEPTED:          School Board Chair (Authorized)</p> <p>Name: <u>Annie Harala</u>          Date: _____</p>	<p>By: <u></u>          ACCEPTED:          Contractor (Authorized Signature)</p> <p>Name: <u>Dan Lamppa</u>          Date: <u>11-28-16</u></p>
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With signature of document, party agrees to all work, contract times and agreements listed.