

CONTRACT CHANGE ORDER NO. 2

CONTRACT AWARDED BY: Fresno City Council DATE OF AWARD: May 12th 2016
PROJECT: Kings River Pipeline
P.O. NO: FRSNO-000007
0741 PROJECT ID NO: WC000057 BID FILE NO: 3433
CONTRACTOR: Garney Pacific Inc.

The Contractor is hereby requested to make the herein described changes from the Contract Documents or do the following described work not included in the plans and specifications on this contract. NOTE: THIS CHANGE IS NOT EFFECTIVE UNTIL FULLY EXECUTED.

Description of Requested Change:

I. CHANGES TO CONTRACT PLANS AND SPECIFICATIONS.

A. TThis Change Order No. 1 adds an additional 60 calendar days to the contract time due to conflicting nature of how the contract documents specify "Substantial Completion" vs "Final Completion."

II. CONTRACT PRICE

A. No cost impacts.

III. CONTRACT TIME

B. Contract Change Order No.1 results in a net time increase of 60 calendar days to the original contract time

STATEMENT OF CONTRACT PRICE		STATEMENT OF CONTRACT TIME		
			Calendar Days	Contract Dates
Original Contract Price	\$ 45,583,750.00	Contract Notice to Proceed		6/27/2016
Approved Cost Change Orders to Date	\$ 300,000.00	Calendar Days to Substantial Completion	515	
Cost of this Change Order	\$ - See (Pg 2)	Calendar Days to Final Completion	575	
Total of all Contract Cost Change Orders including this Change Order	\$ 300,000.00	Computed Date for Substantial Completion		11/23/2017
		Computed Date for Final Completion		1/22/2018
		Time Extension Days For Contract		
		Time extension days this CCO	60	
		Total time extension days previous CCO's	0	
		Total Time Extension Days To Date	60	
Net percentage change in Contract Price from original Contract Price	0.7%	Excess Adverse Weather Days To Date (Pg	0	
		Suspended Work Days To Date	0	
		Revised Substantial Completion Date		1/22/2018
Revised Contract Price	\$ 45,883,750.00	Revised Final Completion Date		3/23/2018

We, the undersigned contractor, have given careful consideration to the change proposed and hereby agree, if this proposal is approved, that we will provide all equipment, furnish all materials, except as may otherwise be noted above, and perform all services necessary for the work above specified, and will accept as full payment therefore the price shown above.

Acceptance Date: 1/27/17

Contractor: Garney Pacific Inc.

Accepted By: [Signature]

Title: Project Manager

If the contractor does not sign acceptance of this order, his attention is directed to the requirements of the specifications as to proceeding with the ordered work.

OWNER APPROVAL

Submitted By: [Signature] Recommended By: [Signature]

Gentry Karr, Construction Manager

Randy Hoffman, Project Manager

Date: 01/27/2017

Authorized By: ☒ Public Utilities Water Division Manager

Michael Carbajal

Date: _____

Approved By: ☒ Public Utilities Director

Thomas Esqueda

Date: _____

Approved By: ☐ City Council Minutes of Meeting Dated: _____

(Council approval required if change order or total change orders exceed 10 percent of contract price or if individual change order exceeds Fresno City Charter limit or Section 33422 Health and Safety Code for Agency contracts.)

CONTRACT CHANGE ORDER NO.
Change Order Details

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Change Order Request	Description	Amount	Time increase
2	The Contractor's BID PROPOSAL FORM in the Bidding and Contract Documents of the Kings River Pipeline Project Contract Documents states in Section 1.5 "The Contractor shall diligently prosecute the work to completion for all bid items before the expiration of 575 calendar days from the date of the Notice to Proceed (NTP)." Based on review of the Contractor's work plan and schedule, the City concurs that additional time beyond that allowed in the original contract is needed by the Contractor to complete the work. Therefore, the City agrees to add 60 calendar days to the contract time, resulting in a Substantial Completion date of January 22, 2018 and a Final Completion date of March 23, 2018. As described in Division 2, in the "COMPLETION" section, completion includes Substantial Completion and Final Completion. Thus, the contract term, originally 575 days and herein modified to be 635 days, is through Final Completion of the work. As described in Division 2, in the "FINAL APPLICATION FOR PAYMENT AND FINAL PAYMENT" section, the Contractor must complete punch list work and corrective items (as identified in the Punch List provided to the Contractor upon Substantial Completion) prior to expiration of 60 calendar days immediately following issuance of a Certificate of Substantial Completion. Thus, Substantial Completion is required to be achieved 60 days prior to Final Completion. As described in Division 2, in the "EXTENSION OF TIME- LIQUIDATED DAMAGES" section, for the purpose of considering and assessing liquidated damages, and only for this purpose, "Work shall be considered complete in accordance with the provisions of the foregoing section entitled "COMPLETION" and issuance of a Certificate of Completion". Thus, liquidated damages will be assessed for each and every day that work required to be completed prior to Substantial Completion remains unfinished past the time for Substantial Completion, originally 515 calendar days and herein modified to be 575 calendar days.		60
		\$ -	60