

City of Fresno
CAPITAL PROJECTS DEPARTMENT
CONSTRUCTION MANAGEMENT DIVISION

747 R Street, 2nd Floor
 Fresno, CA 93721

CONTRACT CHANGE ORDER NO. 5

CONTRACT AWARDED BY: CITY COUNCIL REDEVELOPMENT AGENCY INFORMAL

DATE OF AWARD **Mar 24, 2022**

PROJECT: Traffic Signal Improvements at W. Clinton and N. Valentine Ave/ Construction of Storm Drainage Facilities in Drainage Area "AL", Contract "AL-42" SHEET 1 of 1
 BID FILE NO. 3751
 CONTRACT: 79459 PROJECT I.D. PW00678-PW00944 / 79459 FEDERAL PROJ. ID. CML-5060 (267)
 CONTRACTOR/ADDRESS: Emmett's Excavation, Inc. 1477 Menlo Ave Clovis CA 93611

EMAIL: emmetts@eai78.com

You are hereby requested to make the herein described changes from the plans and specifications 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. Change requested by: **CITY OF FRESNO**

Description:

I. CHANGES TO CONTRACT PLANS AND SPECIFICATIONS	
A. Provide all labor, equipment, materials, and incidentals for the increased costs associated with the project suspension, in accordance with Emmett's Excavation, Inc.'s cost proposal, dated March 01, 2024, in response to the City of Fresno's Request for Proposal No. 2, dated October 20, 2023. Increase in Contract Price.....	\$ 128,282.31
B. Provide all labor, equipment, materials, and incidentals for the installation of three (3) pull boxes not shown on the approved plan, in accordance with Emmett's Excavation, Inc.'s cost proposal, dated July 11, 2024, in response to the City of Fresno's Request for Proposal No. 6, dated July 8, 2024. Increase in Contract Price.....	\$ 7,993.20
C. Provides for the adjustments in Bid Item quantities to reflect the actual quantities installed. See Attachment "A" for the description of changes. Increase in Contract Price.....	\$ 23,588.04
II. CONTRACT PRICE	
Increase to Contract Price shall include all costs for above noted work and shall be considered full compensation for all material, equipment, labor, applicable mark-up and overhead. All work noted above to be performed in accordance with the pertinent Specifications. Increase in Contract Price.....	\$ 159,863.55
III. CONTRACT TIME	
No change In Contract Time.....	0 Days

Cost of this Change Order	\$ 159,863.55	Increase	STATEMENT OF CONTRACT TIME	
Estimated <input checked="" type="checkbox"/>		Decrease		
Exact			NUMBER OF DAYS	DATE
Original Contract Price	\$ 1,334,053.00		Date of Notice to Proceed	Oct 10, 2022
Approved Cost Changes to Date	\$ 131,298.23		Contract <input checked="" type="checkbox"/> Working Days	110
Total of all Contract Changes including this Change Order	\$ 291,161.78		Computed Date for Completion	Mar 21, 2023
Net change in Contract Price is of the original Contract Price	21.8%		Time extension days this CCO	
Revised Contract Price	\$ 1,625,214.78		Total time extension days all CCO's	23
			Weather Days through	33
			Suspended Days through	271
			Extended Date for Completion	Jul 5, 2024
			Substantial Completion	Dec 19, 2024

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 therefor the price shown above.

Accepted Date: 2/6/25 Contractor: Emmett's Excavation, Inc.
 Signed By: [Signature] Title: G.M.

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.

Submitted By: Luis Aguilar [Signature] Approval Recommended: [Signature] Date: 2/5/2025
 Inspector: _____ Construction Manager: _____ Date: _____
 Authorized: Chief Administrative Officer (if change orders or total of change orders exceed 5% of contract price) Date: _____
 Authorized: City Council Minutes of Meeting Dated: _____ (if change order or total change orders exceed 10% of contract price or if change order exceeds Fresno City Charter limit or Section 53422 Health and Safety Code for Agency contracts.)
 Approved: Capital Projects Assistant Director Date: 2/6/25
 Approved: Capital Projects Director Date: _____
 Cc: Project Manager, Rama Zaide
 Senior Inspector, Richard Stockwell

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CONTRACT CHANGE ORDER NO. 5
ATTACHMENT "A"

PROJECT: Traffic Signal Improvements at W. Clinton and N. Valentine Ave/ Construction of Storm Drainage Facilities in Drainage Area "AL", Contract "AL-42" SHEET 2 of 2
 CONTRACT: 79459 PROJECT I.D. PW00678-PW00944 / 79459 BID FILE NO. 3751
 CONTRACTOR/ADDRESS: Emmett's Excavation, Inc. 1477 Menlo Ave Clovis CA 93611 FEDERAL PROJ. ID. CML-5060 (267)

Description:		
C.	ADJUSTMENTS IN BID ITEM QUANTITIES TO REFLECT ACTUAL QUANTITIES INSTALLED	
1	Increase in quantity of Bid Item 8 "Construct 0.65' Class II Aggregate Base" by 360.30 Tons at the Bid Item unit cost of \$62.00 per Ton. Increase In Contract Amount.....	\$ 22,338.60
2	Increase in quantity of Bid Item 9 "Hot Mix Asphalt (HMA) Type A" by 250.66 Tons at the Bid Item unit cost of \$102.00 per Ton. Increase In Contract Amount.....	\$ 25,567.32
3	Decrease in quantity of Bid Item 14 "Construct 6" PCC Curb and Gutter" by 2 LF at the Bid Item unit cost of \$39.00 per LF. Decrease in Contract Amount.....	\$ (78.00)
4	Decrease in quantity of Bid Item 17 "Cold Mill Asphalt Concrete (0.17' Depth) by 9,147 SF at the Bid Item unit cost of \$0.26 per SF. Decrease in Contract Amount.....	\$ (2,378.22)
5	Decrease in quantity of Bid Item 18 "Construct 0.17' Overlay (HMA Type A)" by 59.58 Tons at the Bid Item unit cost of \$127.00 per Ton. Decrease in Contract Amount.....	\$ (7,566.66)
6	Increase in quantity of Bid Item 21 "18" Class III Storm Drain Pipe RCP" by 60 LF at the Bid Item unit cost of \$113.00 per LF. Increase in Contract Amount.....	\$ 6,780.00
7	Increase in quantity of Bid Item 22 "24" Class III Storm Drain Pipe RCP" by 57 LF at the Bid Item unit cost of \$129.00 per LF. Increase in Contract Amount.....	\$ 7,353.00
8	Decrease in quantity of Bid Item 23 "8" Brick and Mortar Plug" by 1 EA at the Bid Item unit cost of \$400.00 per EA. Decrease in Contract Amount.....	\$ (400.00)
9	Decrease in quantity of Bid Item 25 "18" PS46 PVC Storm Drain Pipe" by 61 LF at the Bid Item unit cost of \$156.00 per LF. Decrease in Contract Amount.....	\$ (9,516.00)
10	Decrease in quantity of Bid Item 26 "24" PS46 PVC Storm Drain Pipe" by 57 LF at the Bid Item unit cost of \$250.00 per LF. Decrease in Contract Amount.....	\$ (14,250.00)
11	Decrease in quantity of Bid Item 27 "Permanent Trench Backfill and Surface Replacement" by 3 LF at the Bid Item unit cost of \$100.00 per LF. Decrease in Contract Amount.....	\$ (300.00)
12	Increase in quantity of Bid Item 32 "Fresno County Encroachment Permit" by the Lump Sum amount of \$3,821.00. Increase in Contract Amount.....	\$ 3,821.00
13	Decrease in quantity of Bid Item 42 "Permanent Trench Backfill and Surface Replacement" by 54 LF at the Bid Item unit cost of \$55.00 per LF. Decrease in Contract Amount.....	\$ (2,970.00)
14	Decrease in quantity of Bid Item 45 "Fresno Irrigation District(FID) Encroachment Permit by the Lump Sum amount of \$1,710.00. Decrease in Contract Amount.....	\$ (1,710.00)
15	Decrease in quantity of Bid Item 46 "Fresno County Encroachment Permit" by the Lump Sum amount of \$3,103.00. Decrease in Contract Amount.....	\$ (3,103.00)
	SUBTOTAL.....	\$ 23,588.04