



## Commission Memorandum

**REPORT TO:** Honorable Mayor and City Commission

**FROM:** Kellen Gamradt, Engineering Inspector  
David Fine, Economic Development

**SUBJECT:** Resolution 4698, Approving Change Order No. 1 for the 2016 Downtown & North 7<sup>th</sup> Conduit Project

**MEETING DATE:** June 27, 2016

**AGENDA ITEM TYPE:** Consent

**RECOMMENDATION:** Approve Resolution 4698, a change order for the 2016 Downtown & North 7<sup>th</sup> Conduit Project.

**BACKGROUND:** Attached is a copy of change order number 1 for the above referenced project. This change order includes the addition of 2,860 linear feet of fiber optic conduit and 7 maintenance holes to further expand the city's fiber optic network. A description of the work and a spreadsheet of the quantities are included with the change order documents. Overall this change will increase the contract price by \$117,220.49 and the contract time by 14 days. The final recommended change in cost and time for these items is reasonable and commensurate with the work involved.

**UNRESOLVED ISSUES:** None

**ALTERNATIVES:** As suggested by the City Commission.

**FISCAL EFFECTS:** Overall this change order increases the contract amount by \$117,220.49 from \$713,000.63 to \$830,221.12 and will be paid for with approved funding from the Midtown and Downtown Urban Renewal District Funding as follows:

**Downtown Urban Renewal District Fund: \$90,246.22**

**Midtown Urban Renewal District Fund: \$26,974.27**

**Attachments:** *Change Order No 1, Documentation, Resolution No 4698*

**Report compiled on:** 6/15/16

CHANGE ORDER

No. 01

DATE OF ISSUANCE 06-15-2016 EFFECTIVE DATE

OWNER City of Bozeman
Contract: 2016 Downtown & N 7th Conduit Project
Project: 2016 Downtown & N 7th Conduit Project
ENGINEER Design 9

CONTRACTOR Saunders Line Construction
OWNER's Contract No.
ENGINEER's Contract No.

You are directed to make the following changes in the Contract Documents:
Description: Add additional conduit and vaults as described in the attached letter and spreadsheet from Saunders

Reason for Change Order: Expanding the City's Fiber Optic Network

Attachments: (List documents supporting change)

Table with 5 rows: CHANGE IN CONTRACT PRICE: Original Contract Price (\$ 713,000.63), Net Increase (Decrease) from previous Change Orders No. \_\_\_ to \_\_\_: (\$ 0.00), Contract Price prior to this Change Order: (\$ 713,000.63), Net increase (decrease) of this Change Order: (\$ 117,220.49), Contract Price with all approved Change Orders: (\$ 830,221.12)

Table with 5 rows: CHANGE IN CONTRACT TIMES: Original Contract Times: Substantial Completion: 65, Ready for final payment: 65 (days or dates), Net change from previous Change Orders No. \_\_\_ to No. \_\_\_: Substantial Completion: Ready for final payment: (days), Contract Times prior to this Change Order: Substantial Completion: 65, Ready for final payment: 65 (days or dates), Net increase (decrease) this Change Order: Substantial Completion: 14, Ready for final payment: 14 (days), Contract Times with all approved Change Orders: Substantial Completion: 79, Ready for final payment: 79 (days or dates)

Contractor certifies and agrees that there are no additional costs or claims for extra work, additional time, delays or omitted items, of any nature whatsoever, associated with the subject change order items, except as identified and set forth herein and unless expressly stated otherwise in the Change Order. And further, that the price agreed-upon herein represents the full cost and value for the subject work performed and the materials supplied under the terms of the contract and that the work quantities and value were properly determined and are correct.

CONTRACTOR (Authorized Signature) Date

RECOMMENDED BY: APPROVED BY:

(ENGINEER - Signature) Date OWNER (Authorized Signature) Date

EJCDC 1910-8-B (1996 Edition) Prepared by the Engineers Joint Contract Documents Committee and endorsed by The Associated General Contractors of America and the Construction Specifications Institute.

## **CHANGE ORDER**

### **INSTRUCTIONS**

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#### **A. GENERAL INFORMATION**

This document was developed to provide a uniform format for handling contract changes that affect Contract Price or Contract Times. Changes that have been initiated by a Work Change Directive must be incorporated into a subsequent Change Order if they affect Price or Times.

Changes that affect Contract Price or Contract Times should be promptly covered by a Change Order. The practice of accumulating Change Orders to reduce the administrative burden may lead to unnecessary disputes.

If Milestones have been listed in the Agreement, any effect of a Change Order thereon should be addressed.

For supplemental instructions and minor changes not involving a change in the Contract Price or Contract Times, a Field Order should be used.

#### **B. COMPLETING THE CHANGE ORDER FORM**

Engineer normally initiates the form, including a description of the changes involved and attachments based upon documents and proposals submitted by Contractor, or requests from Owner, or both.

Once Engineer has completed and signed the form, all copies should be sent to Owner or Contractor for approval, depending on whether the Change Order is a true order to the Contractor or the formalization of a negotiated agreement for a previously performed change. After approval by one contracting party, all copies should be sent to the other party for approval. Engineer should make distribution of executed copies after approval by both parties.

If a change only applies to price or to times, cross out the part of the tabulation that does not apply.



# SAUNDERS LINE CONSTRUCTION

W. 7109 Melville Road • Cheney, WA 99004 • Office: (206) 310-6261 • Fax (208) 762-5977

June 14, 2016

City of Bozeman  
Attn: Kellen Gamradt  
20 East Olive Street  
Bozeman, MT 59771

REVISED, CHANGE ORDER REQUEST: Conduit & Vaults, 2016 Downtown/North 7<sup>th</sup> Conduit

Saunders Line Construction, Inc. is requesting a change order based on additional quantities associated with revisions 2 thru 5 of the 2016 Downtown & N. 7th Conduit Project.

The additional conduit and vaults needed, will be supplied on a cost plus 10% and is shown on the attached spread sheet.

The labor and equipment is being charged using the exact same equipment and production rates as used in the original bid.

Building entrance at 777 Broadway has been added to this C/O request.

Thank you,

Jerry Stockton by S.Wiggins

Jerry Stockton  
Project Manager  
Saunders Line Construction, Inc.

## Change Order #1

Directional Bor		Original 2/12/16	As of 6/9/16	Additional	Unit \$		
BB#1	7525	9232	<b>1707</b>	26.97		46,037.79	
BB#2	8835	9988	<b>1153</b>	25.79		29,735.87	
		Total	<b>2860</b>			<u>\$75,773.66</u>	
<b>Vault Installatio</b>		Original 2/12/16	As of 6/9/16		Unit \$		
BB#1	31	41	<b>10</b>	2,300.00		23,000.00	
BB#2	30	27	<b>-3</b>	2,382.00		(7,146.00)	
	Total	61	<b>7</b>			<u>\$15,854.00</u>	
<b>Material</b>			10%	Unit \$	Quantity		
Additional FuturePath		3.19	0.32	3.51	4000	14,040.00	Plus Freight
Additional New Basis Vaults		386.60	38.66	425.26	8	3,402.08	Plus Freight
						<u>\$17,442.08</u>	
<b>777 N Broadway Entrance</b>							
Labor/Equipment			4,331.25				
Materials			1,467.00				
Core Drilling/Sidewalk Restoration			2,352.50				
			<u>\$8,150.75</u>				
Approximate Change Order Request Amount.						<b>\$117,220.49</b>	



**COMMISSION RESOLUTION NO. 4698**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF BOZEMAN, MONTANA, APPROVING ALTERATION/MODIFICATION OF CONTRACT WITH SAUNDERS LINE CONSTRUCTION INC., CHENEY, WASHINGTON.**

**WHEREAS**, the City Commission did, on the 25th day of March 2016, authorize award of the bid for the 2016 Downtown & North 7<sup>th</sup> Conduit Project, to Saunders Line Construction, Inc., Cheney, Washington; and

**WHEREAS**, Section 7-5-4308, Montana Code Annotated, provides that any such alterations or modifications of the specifications and/or plans of the contract be made by resolution; and

**WHEREAS**, it has become necessary in the prosecution of the work to make alterations or modifications to the specifications and/or plans of the contract.

**NOW, THEREFORE, BE IT RESOLVED** by the City Commission of the City of Bozeman, Montana, that the proposed modifications and/or alterations to the contract between the City of Bozeman, a municipal corporation, and Saunders Line Construction, Inc., as contained in Change Order No. 1, attached hereto, be and the same are hereby approved; and the City Manager is hereby authorized and directed to execute the contract change order for and on behalf of the City; and the City Clerk is authorized and directed to attest such signature.

**PASSED AND APPROVED** by the City Commission of the City of Bozeman, Montana, at a regular session thereof held on the 27<sup>th</sup> day of June, 2016.

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**Carson Taylor**  
Mayor

ATTEST:

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**Robin Crough**  
City Clerk

APPROVED AS TO FORM:

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**GREG SULLIVAN**  
City Attorney