

### **COUNTY OF LOS ANGELES**

#### DEPARTMENT OF PUBLIC WORKS

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> > IN REPLY PLEASE REFER TO FILE: C-1

March 26, 2002

The Honorable Board of Supervisors County of Los Angeles 383 Kenneth Hahn Hall of Administration 500 West Temple Street Los Angeles, CA 90012

**Dear Supervisors:** 

#### ACCEPTANCE OF PUBLIC WORKS CONTRACTS ALL SUPERVISORIAL DISTRICTS 3 VOTES

#### IT IS RECOMMENDED THAT YOUR BOARD:

Ratify changes in work and accept completed contract work under the following construction contracts:

CC 7788 - Parkway Tree Planting - Maintenance District 1, east areas of Los Angeles County (1), Azteca Landscape, with changes amounting to a credit of \$728, and a final contract amount of \$60,152.

CC 8229 - Valley Blvd. Over San Gabriel River, vicinity of Industry (1), T. T. Polich & Associates, with changes amounting to a credit of \$4,401.95, and a total contract amount at this time of \$6,202,016.13 (Partial Acceptance).

Project ID No. FCC0000549 - Thompson Creek Dam Seismic Modifications, City of Claremont (5), Ford Construction Company, Inc., with changes amounting to a credit of \$123,567.82, and a total contract amount at this time of \$1,874,706.58 (Partial Acceptance).

JAMES A. NOYES, Director

Project ID No. FCC0000764 - Whites Channel Invert Access Ramps and Medea Creek Invert Repair, Cities of Santa Clarita and Agoura Hills (3 and 5), 4-Con Engineering, Inc., with changes in the amount of \$980.50, and a final contract amount of \$252,530.50.

Project ID No. FMD0001004 - Clearing of Channel Rights of Way, West Area, 2001, at various locations within the County of Los Angeles (3 and 5), Powerland Equipment, with changes in the amount of \$5,464.59, and a final contract amount of \$526,773.59.

Project ID No. RDC0013613 (HBRR) - Vineland Ave. Over Walnut Creek, et al., Cities of Azusa and Baldwin Park (1), Robison-Prezioso, Inc., with a final contract amount of \$347,400.

Project ID No. RDC0013639 - City of Lakewood Collector Street Resurfacing, City of Lakewood (4), Sully-Miller Contracting Company, with changes in the amount of \$83.75, and a final contract amount of \$1,259,379.88.

Project ID No. RDC0013724 - Ladder Crosswalks, various areas of the County (1, 2, 4, and 5), PCI Ltd., with changes amounting to a credit of \$7,380, and a final contract amount of \$75,563.

Project ID No. RMD5546931 - Parkway Tree Planting, MD 5, 2000-01, As-Needed, in the Antelope Valley area of Los Angeles County (5), CLS Landscape Management, Inc., with changes amounting to a credit of \$13,029.90, and a final contract amount of \$6,300.

Project ID No. SMDACO0074 - Kern Ave, et al., Sanitary Sewers, vicinity of East Los Angeles (1), Preussag Pipe Rehabilitation, Inc., with changes in the amount of \$3,214.85, and a final contract amount of \$188,645.40.

Project ID No. SMDACO0075 - Ford Blvd., et al., Sanitary Sewers, vicinity of East Los Angeles (1), Preussag Pipe Rehabilitation, Inc., with changes in the amount of \$3,414.55, and a final contract amount of \$199,379.29.

#### PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

This action is to obtain Board ratification of Director-approved changes in public works contracts and Board acceptance of the work of the contracts in compliance with the provisions of the Public Contract Code. Included in the enclosures are project and contract data, the scope of work of changes to be ratified, and the work of the contracts to be accepted.

The Director of Public Works has been authorized by your Board to order changes in work up to \$10,000 for construction contracts. Changes to accommodate field conditions in order to meet the intent of the plans and specifications are not subject to this monetary limitation. Enclosed for your ratification are changes in work which I ordered for Cash Contracts 7788 and 8229; and Project ID Nos. FCC0000549, FCC0000764, FMD0001004, RDC0013639, RDC0013724, RMD5546931, SMDACO0074, and SMDACO0075.

The projects have been completed, and it is recommended that your Board accept them on the dates indicated in the enclosures.

#### Implementation of Strategic Plan Goals

The acceptance of these construction contracts is consistent with the County Strategic Plan Goal of Service Excellence since acceptance of these completed contracts will provide improved infrastructure to better serve the public.

#### **FISCAL IMPACT/FINANCING**

The modifications to the contract amounts range in value from a credit of \$123,567.82 to an increase in the amount of \$5,464.59, while the total values of the contracts range from \$6,300.00 to \$6,202,016.13.

Ratification of the changes in work and acceptance of the work of the respective contracts by your Board is in compliance with the acceptance and prompt payment provisions of the Public Contract Code.

Sufficient funds are available in the Board-approved appropriations for each of the respective projects to cover the costs of the changes and the total value of each of the contracts. Detailed cost breakdowns for each of the changes together with contract cost summaries are included in the enclosures.

#### FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Each of these contracts for the construction of public works improvements was awarded by your Board to the lowest responsible bidder in accordance with the California Public Contract Code, your Board's directives, and as recommended by the Director of Public Works.

#### ENVIRONMENTAL DOCUMENTATION

The changes in the work as described above and in the enclosures are within the limits of the Board-approved projects and do not change any conditions which resulted in the original environmental findings.

#### **CONTRACTING PROCESS**

Each contract provided that the contractor be compensated for changes in the work as a result of changes to the original plans and specifications or changed conditions encountered during the course of construction. The costs of each of the changes were based on contract unit prices, time and materials methods, or were negotiated under the provisions of the contract specifications. The methods for arriving at the final costs of the changes are included in the enclosures.

#### IMPACT ON CURRENT SERVICES (OR PROJECTS)

Ratification of the requested changes and acceptance of the work of the contracts by your Board will ensure the timely closeout of the respective contracts, releasing Departmental and County assets for other construction-related activities.

#### **CONCLUSION**

Please return one approved copy of this letter to Public Works.

Respectfully submitted,

JAMES A. NOYES Director of Public Works

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cc: Chief Administrative Office County Counsel Office of Affirmative Action Compliance

#### <u>CASH CONTRACT 7788, PARKWAY TREE PLANTING - MAINTENANCE</u> <u>DISTRICT 1</u> (east areas of Los Angeles County), Supervisorial District 1

Contractor: Azteca Landscape, 10964 Roswell Avenue, Pomona, California 91766

Project Description:

Planting of parkway trees on an as-needed basis.

Changes in Work:

Variations in Bid Quantities

#### Description of Changes:

The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities. The costs for these changes were based on contract unit prices.

(\$728.00)

#### Project Completion Date:

The contractor completed the project on July 18, 2001, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

#### Final Contract Amount:

Original contract amount Changes in work authorized by Director of	\$60,880.00
Public Works	(728.00)
FINAL CONTRACT AMOUNT	\$ <u>60,152.00</u>

#### ACCEPTANCE OF CONTRACT (PARTIAL) March 26, 2002

#### CASH CONTRACT 8229, VALLEY BOULEVARD OVER SAN GABRIEL RIVER (in the vicinity of Industry), Supervisorial District 1

Contractor: T. T. Polich & Associates, P.O. Box 828, Sierra Madre, California 91025

Project Description:

Seismic retrofitting of a bridge; construction of a replacement bridge; and construction of curb, gutter, sidewalk, driveways, retaining walls, and chainlink fence.

#### Changes in Work:

(1)	Variations in Bid Quantities	(\$1,692.60)
(2)	Partnering Credit	(6,900.00)
(3)	Standby Time	2,788.40
(4)	Change Rebar Size	<u>1,402.25</u>
	Total	(\$ <u>4,401.95</u> )

Description of Change:

(1) The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities.

(2) The project specifications provided an allowance of \$10,000 for all costs associated with Partnering meetings. The actual cost of partnering was less than the allowance which resulted in a credit to the contract in the amount shown.

(3) The contractor submitted a claim for additional work and standby time associated with the installation of the cast-in-drilled-hole concrete piles. Upon review of the claim, it was determined that the contractor is entitled to standby time for equipment.

(4) The project plans call for reinforcing steel in a portion of the bridge but do not specify the size of steel bar to be used. The contractor bid this item as a No. 5 bar. However, prior to installation, it was determined that the bar size should be No. 6 bar. Therefore, it was necessary to compensate the contractor for the difference in cost.

The costs for Item 1 were based on contract unit prices. The credit shown in Item 2 was based on the actual cost of the partnering activities. The costs for Items 3 and 4 were negotiated as provided in Subsection 3-2 of the contract specifications.

No additional working days were required because of these changes.

#### Project Completion Date:

The contractor completed the project on July 19, 2001, in accordance with the plans and specifications. However, the contractor failed to comply with all of the affirmative action reporting requirements of the contract. We are working with the contractor to resolve this issue. In the interim, \$6,800 is being withheld from the value of the contract.

Rather than delay payment of the retention to the contractor for the completed work, pursuant to Section 7107 of the California Public Contract Code, we recommend that all retention be released with the exception of the affirmative action noncompliance withholding discussed above. When the affirmative action issue is resolved, we will provide your Board with our recommendation for final acceptance of the work of this contract.

Amount Due Contractor at this time:

Original contract amount	\$6,090,856.20
Actual cost of changes in work previously approved by the Board	122,361.88
Change in work authorized by Director of Public Works Withhold for affirmative action noncompliance	(4,401.95) <u>(6,800.00</u> )
AMOUNT DUE CONTRACTOR AT THIS TIME	\$ <u>6,202,016.13</u>

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#### ACCEPTANCE OF CONTRACT (PARTIAL) March 26, 2002

#### PROJECT ID NO. FCC0000549, THOMPSON CREEK DAM SEISMIC MODIFICATIONS (City of Claremont), Supervisorial District 5

Contractor: Ford Construction Company, Inc., 639 East Lockeford Street, Lodi, California 95240

**Project Description:** 

Seismic modifications of Thompson Creek Dam.

#### Changes in Work:

(1)	Variations in Bid Quantities	\$ 20,162.68
(2)	Delete Work	(146,930.00)
(3)	Delete Survey Monuments	(6,385.40)
(4)	Install Additional V-Ditch	9,584.90
	Total	(\$ <u>123,567.82</u> )

Total

#### **Project Description:**

(1) The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The increase in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities.

(2) Some of the contract work either was not needed or was performed by others. The deleted work includes traffic control, a major portion of restoration of damaged haul roads and access roads, and soil testing equipment. The deletion of these items resulted in a credit to the contract in the amount shown.

(3) The survey monuments were deleted from the contract by us. However, it was necessary to reimburse the contractor for the frames and covers that were already purchased. The frames and covers will be utilized by us on other projects.

(4) In order to protect an access road from storm flows, it was necessary to construct an additional 200 linear feet of drainage ditch. This work was not shown on the plans.

The costs for Items 1, 2, and a portion of the cost for Item 3 were based on contract unit prices. The balance of the cost for Item 3 and the cost for Item 4 were negotiated as provided in Subsection 3-2 of the contract specifications.

Two additional working days were required because of these changes.

#### Project Completion Date:

The contractor completed the project on October 18, 2001, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

The contractor finished the work 17 days after the contract completion date. The project specifications provide for the assessment of liquidated damages of \$1,000 per day for each calendar day in excess of the contract completion date; therefore, we assessed liquidated damages in the amount of \$17,000.

The County and the contractor are currently resolving a dispute over a claim for additional work. The contractor also disputes the assessment of liquidated damages. Rather than continue to hold payment of the retention to the contractor until these issues are resolved, pursuant to Section 7107 of the California Public Contract Code, we recommend releasing all amounts due the contractor under the original contract, as adjusted for all extra work and deductions. Once the issues of the disputed work and liquidated damages are resolved, we will return to your Board for final acceptance.

#### Amount Due Contractor At This Time:

Original contract amount	\$1,846,950.00
Actual cost of changes in work previously approved by the Board	168,324.40
Changes in work authorized by Director of Public Works	(123,567.82)
Deduction for liquidated damages	(17,000.00)
AMOUNT DUE CONTRACTOR AT THIS TIME	\$ <u>1,874,706.58</u>

# PROJECT ID NO. FCC0000764, WHITES CHANNEL INVERT ACCESS RAMPS AND MEDEA CREEK INVERT REPAIR (Cities of Santa Clarita and Agoura Hills), Supervisorial Districts 3 and 5

Contractor: 4-Con Engineering, Inc., P.O. Box 2217, Fontana, California 92334-2217

Project Description:

Construction of access ramps into Whites Channel and repair of the Medea Creek invert.

#### Changes in Work:

(1)	Variations in Bid Quantities	\$20	),046.00
(2)	Inspection Overtime		(157.50)
(3)	Modify Block Wall	<u>(18</u>	3,908.00)
	<b>T</b> . (1)	<b>•</b>	000 50
	Total	ֆ	980.50

**Description of Changes:** 

(1) The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The increase in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities.

(2) The contractor requested three hours of overtime inspection, which resulted in a credit to the contract in the amount shown.

(3) Due to an interfering pad for electrical equipment and to minimize impact to a school near the construction site, it was necessary to modify an originally proposed block wall. This resulted in a credit to the contract in the amount shown. This work was not shown on the plans.

The costs for Item 1 were based on contract unit prices. The cost for Item 2 was stipulated in the contract specifications. The cost for Item 3 was based on time and materials method as provided in Subsection 3-3 of the contract specifications.

No additional working days were required because of these changes.

#### Project Completion Date:

The contractor completed the project on November 1, 2001, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

#### Final Contract Amount:

Original contract amount Changes in work authorized by Director of	\$251,550.00
Public Works	980.50
FINAL CONTRACT AMOUNT	\$ <u>252,530.50</u>

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PROJECT ID NO. FMD0001004, CLEARING OF CHANNEL RIGHTS OF WAY, WEST AREA, 2001 (at various locations within the County of Los Angeles), Supervisorial Districts 3 and 5

<u>Contractor</u>: Powerland Equipment, 27943 Valley Center Road, Valley Center, California 92082

Project Description:

Clearing of channel rights of way.

Change in Work

Landfill Fees

\$5,464.59

Description of Change:

The contract amount included a \$50,000 allowance to pay for landfill fees. The actual cost of landfill fees exceeded the contract allowance by the amount shown. The cost for this portion of the work was based on time and materials methods as provided in Subsection 3-3 of the contract specifications.

Five additional working days were granted to the contractor because of this change.

#### Project Completion Date:

The contractor completed the project on January 9, 2002, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

#### Final Contract Amount:

Original contract amount Change in work authorized by Director of	\$521,309.00
Public Works	5,464.59
FINAL CONTRACT AMOUNT	\$ <u>526,773.59</u>

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#### PROJECT ID NO. RDC0013613 (HBRR), VINELAND AVENUE OVER WALNUT CREEK, ET AL. (Cities of Azusa and Baldwin Park), Supervisorial District 1

<u>Contractor</u>: Robison-Prezioso, Inc., 10114 Shoemaker Avenue, Santa Fe Springs, California 90670

#### Project Description:

Cleaning and painting of the Vineland Avenue Bridge over Walnut Creek and the Arrow Highway Bridge over Little Dalton Wash.

#### Project Completion Date:

The contractor completed the project on August 24, 2001, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

#### Final Contract Amount:

There were no additions or deletions to the original contract; therefore, the total amount due to the contractor for the project is \$347,400.

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#### PROJECT ID NO. RDC0013639, CITY OF LAKEWOOD COLLECTOR STREET RESURFACING (City of Lakewood), Supervisorial District 4

<u>Contractor</u>: Sully-Miller Contracting Company, 1100 East Orangethorpe Avenue, Suite 200, Anaheim, California 92801

#### Project Description:

Resurface or reconstruct the deteriorated roadway pavement on various streets within the City of Lakewood, including the reconstruction of curb, gutter, sidewalk, driveways, an alley intersection, and cross gutters; and construction of curb ramps.

#### Changes in Work:

• •	Variations in Bid Quantities Credit for Overtime Inspection	• •	921.25 <u>837.50</u> )
	Total	\$ <u></u>	83.75

#### Description of Changes:

(1) The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The increase in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities.

(2) The contractor requested 35 hours of overtime inspection, which resulted in a credit to the contract in the amount shown.

The costs for Item 1 were based on contract unit prices. The cost for Item 2 was stipulated in the contract specifications.

No additional working days were required because of these changes.

#### Project Completion Date:

The contractor completed the project on December 6, 2001, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

#### Final Contract Amount:

Original contract amount	\$1,068,633.90
Actual cost of changes in work previously approved by the Board	190,662.23
Changes in work authorized by Director of Public Works	83.75_
FINAL CONTRACT AMOUNT	\$ <u>1,259,379.88</u>

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PROJECT ID NO. RDC0013724, LADDER CROSSWALKS (in various areas of the County), Supervisorial Districts 1, 2, 4, and 5

Contractor: PCI Ltd., 1105 East Hill Street, Long Beach, California 90806-0618

Project Description:

Painting ladder markings over traditional yellow school crosswalks in various areas of the County.

#### Changes in Work:

Variations in Bid Quantities

(\$7,380.00)

#### Description of Changes:

The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities. The costs for these changes were based on contract unit prices.

#### Project Completion Date:

The contractor completed the project on December 18, 2001, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

#### Final Contract Amount:

Original contract amount	\$74,816.00
Actual cost of changes in work previously approved by the Board	8,127.00
anges in work authorized by Director of Public Works	<u>(7,380.00</u> )
FINAL CONTRACT AMOUNT	\$ <u>75,563.00</u>

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PROJECT ID NO. RMD5546931, PARKWAY TREE PLANTING, MD 5, 2000-01, AS-NEEDED (in the Antelope Valley area of Los Angeles County), Supervisorial District 5

<u>Contractor</u>: CLS Landscape Management, Inc., P.O. Box 1689, Chino, California 91708

Project Description:

Planting of parkway trees

Changes in Work:

Variations in Bid Quantities

(\$13,029.90)

Description of Changes:

The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities. The costs for these changes were based on contract unit prices.

#### Project Completion Date:

The contractor completed the project on February 5, 2002, in accordance with the plans and specifications.

#### Final Contract Amount:

Original contract amount Changes in work authorized by Director of	\$19,329.90	
Public Works	( <u>13,029.90</u> )	
FINAL CONTRACT AMOUNT	\$ <u>6,300.00</u>	

### PROJECT ID NO. SMDACO0074, KERN AVENUE, ET AL., SANITARY SEWERS (in the vicinity of East Los Angeles), Supervisorial District 1

<u>Contractor</u>: Preussag Pipe Rehabilitation, Inc., 2615 South Rousselle Street, Santa Ana, California 92707

Project Description:

Lining of 8" mainline sewers using polyvinylchloride lining.

#### Changes in Work:

(1)	Variations in Bid Quantities	(\$2,931.36)
(2)	Grind Protruding Sewer Laterals	1,200.00
(3)	Remove Mortar	3,551.10
(4)	Remove 2" Pipe	1,710.11
(5)	Overtime Inspection	<u>(315.00</u> )
	Tatal	<u> </u>
	Total	\$ <u>3,214.85</u>

#### Description of Changes:

(1) The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities.

(2) It was necessary to grind protruding sewer laterals found within the pipeline prior to placing the lining. This work is not shown on the plans.

(3) During a video inspection, mortar buildup was discovered within the sewers. It was necessary to remove the mortar prior to lining the sewers.

(4) During a video inspection, 2" galvanized steel pipes were discovered protruding into the sewer at several locations. It was necessary to remove these pipes prior to lining the sewer.

(5) The contractor requested six hours of overtime inspection, which resulted in a credit to the contract in the amount shown.

The costs for Item 1 were based on contract unit prices. The costs for Items 2, 3, and 5 were stipulated in the contract specifications. The cost for Item 4 was based on time and materials methods as provided in Subsection 3-3 of the contract specifications.

Two additional working days were required because of these changes.

#### Project Completion Date:

The contractor completed the project on October 15, 2001, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

#### Final Contract Amount:

Original contract amount Changes in work authorized by Director of	\$185,430.55
Public Works	3,214.85
FINAL CONTRACT AMOUNT	\$ <u>188,645.40</u>

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## PROJECT ID NO. SMDACO0075, FORD BOULEVARD, ET AL., SANITARY SEWERS (in the vicinity of East Los Angeles), Supervisorial District 1

<u>Contractor</u>: Preussag Pipe Rehabilitation, Inc., 2615 South Rousselle Street, Santa Ana, California 92707

Project Description:

Lining of 8" mainline sewers using polyvinylchloride lining.

#### Changes in Work:

(1)	Variations in Bid Quantities	(\$3,434.70)
(2)	Mortar Removal	715.50
(3)	Repair Broken Sewer Laterals	7,000.00
(4)	Overtime Inspection	<u>(866.25)</u>
	Total	\$ <u>3,414.55</u>

Description of Changes:

(1) The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities.

(2) At several locations, it was necessary to have mortar buildup removed prior to lining the sewers.

(3) In order to meet the intent of the design, it was necessary to repair or replace several broken sewer laterals encountered during construction. This work is not shown on the plans.

(4) The contractor requested 16.5 hours of overtime inspection, which resulted in a credit to the contract in the amount shown.

The costs for Items 1 and 4 were based on contract unit prices. The cost for Item 2 was based on time and materials methods as provided in Subsection 3-3 of the contract specifications. The cost for Item 3 was stipulated in the contract specifications.

Two additional working days were required because of these changes.

#### Project Completion Date:

The contractor completed the project on October 15, 2001, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

#### Final Contract Amount:

Original contract amount Changes in work authorized by Director of	\$195,964.74
Public Works	3,414.55
FINAL CONTRACT AMOUNT	\$ <u>199,379.29</u>

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