

**CHANGE ORDER(s)**

**AND/OR**

**LETTER(s) OF EXTENSION**

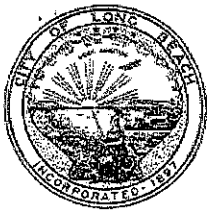
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**CONTRACT CHANGE ORDER AUTHORIZATION NO. 001  
DATED JUNE 26, 2019**

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**FILED WITH CONTRACT #35040**

**(SULLY-MILLER CONTRACTING COMPANY)**



**City of Long Beach**

Working Together to Serve

**Memorandum**

**Date:** June 26, 2018

**To:** Alvin Papa, City Engineer

**From:** Marc Wright, Construction Services Officer

**Subject:** **CONTRACT CHANGE ORDER TRANSMITTAL MEMO**

**PROJECT:** Contract-35040, R-7053 Develop and Implement Traffic Calming Measures for Traffic Exiting the I-710 into Long Beach (Federal Project # HPLUL-5108(126))

**CONTRACTOR:** Sully-Miller Contracting Co.

**CCO#:** 001

**ORIGINATED FROM:** Project Development

**SOURCE OF FUNDING:** 1) HPLUL-5108(126) 57.6%

**REASON:** See Attached 2) AB 2766 AQ 10%  
3) Gas tax 2%  
4) General Fund 8%  
5) Measure R 12%  
6) Prop C 10.4%

**COST (CCO #001):** \$ 95,995.65

**ORIGINAL CONTRACT:** \$ 1,834,000.00

**ORIGINAL APPROVED CONTINGENCY (10%):** \$ 183,400.00

**ORIGINAL CONTRACT + CONTINGENCY (NOT TO EXCEED):** \$ 2,017,400.00

**TOTAL OF ALL CCO'S TO DATE (INCLUDING THIS CCO):** \$ 95,995.65

**TOTAL PERCENT (%) OF CONTINGENCY USED TO DATE:** 52.3%

**CONTINGENCY REMAINING TO DATE:** \$ 87,404.35

DEPARTMENT OF PUBLIC WORKS  
 Certification of Materials or Services  
 PO#/Object 29309008 / 830600  
 Project # 3003110002  
 Level 2-3 CONSTRUCT  
 By MdL A. [Signature] Date 10-11-19

OFFICE OF THE CITY MANAGER  
CITY OF LONG BEACH  
LONG BEACH, CA 90802

SULLY-MILLER CONTRACTING CO.  
135 S STATE COLLEGE BLVD, STE 400  
BREA, CA 92821

DATE: 06/26/2019  
PROJECT #: R-7053  
CONTRACT NO: 35040  
PROGRAM NO: PWT370-08  
MUNIS #: 3003110002

PROJECT: Develop and Implement Traffic Calming Measures for Traffic Exiting the I-710 into Long Beach (Federal Project # HPLUL-5108(126))

CONTRACT: CHANGE ORDER AUTHORIZATION NO. 001

PART 1 REASON FOR CHANGE

- 1.1 Change order to construct 6" PCC Sidewalk over 4" CMB per SPPWC Std Plan No. 112-2 for bus island platforms.
- 1.2 Change order work to re-survey all new bus pads and islands due to plan changes.
- 1.3 Change order work to paint interim striping for Public Event on Broadway and 3<sup>rd</sup> Street from Pacific to the 710 Freeway Ramps.
- 1.4 Change order work to chip down unforeseen underground concrete structure for installation of curb ramp on 3<sup>rd</sup> and Promenade.
- 1.5 Change order work to relocate existing pedestrian indications and buttons at the 3<sup>rd</sup> and Promenade-Waite intersection.
- 1.6 Change order to furnish and install additional signs for added parking spaces throughout the project.
- 1.7 Change order to furnish additional white K-71 delineators and deliver to the City yard so that the City may have extra material on hand.

PART 2 DESCRIPTION OF CHANGE

- 2.1 This Change Order establishes a new unit rate to construct 6" PCC over 4" CMB for the bus islands to accommodate future bus stop shelters that will be surface mounted to the concrete. This work will field measured by the inspector and paid at the agreed upon unit rate per SF of concrete placed.
- 2.2 It was necessary to re-survey all the new bus pads and islands due to new CAD files being released with additional details to the contractor after survey subcontractor had completed all contract work. An agreed Lump Sum price was negotiated, and the work was authorized to proceed once the price was settled.
- 2.3 Field conditions and timing of the project required temporary striping on 3<sup>rd</sup> and Broadway from Pacific to the 710 Freeway. This portion of the project was originally planned to be slurry sealed, but the existing condition of the AC was deteriorated and needed to many repairs before the slurry could be applied. The City evaluated the options and decided to overlay this portion of the project as well, however, the overlay work was not planned for a couple of months. A temporary striping plan was developed to be implemented before a large special public event and the holidays. An agreed Lump Sum price was negotiated, and the work was authorized to proceed once the price was settled.
- 2.4 The plans called for a curb ramp to be installed at the southeast corner of 3<sup>rd</sup> and Waite Ct, unfortunately there was an unforeseen basement that prevented the installation of the curb ramp at this corner. The curb ramp was relocated to the southwest corner of the intersection. Once the curb ramp installation began, an old concrete traffic signal foundation was discovered in the middle of the future ramp. In order to open the curb ramp as soon as possible, the Contractor was ordered to proceed under Force Account to chip down the foundation. The Contractor submitted the Extra Work Bills after the work was completed, they were checked, and the total amount will now be paid as a Lump Sum payment.

- 2.5 The plans called for a cross walk and curb ramps to be installed on the east side of the intersection of 3<sup>rd</sup> and Waite Ct were pedestrian signals already existed for an unmarked crosswalk. Unfortunately, there was an unforeseen basement on the southeast corner that prevented the installation of the curb ramp at this corner. The cross walk and curb ramps were relocated to the west side of the intersection. This change required a relocation of the existing ped head indications and push buttons from the east leg to the west leg. An agreed Lump Sum price was negotiated, and the work was authorized to proceed once the price was settled.
- 2.6 During construction the City discovered ways to add parking stalls back into the project. The changes were detailed in Revision 1 of the plan sheets for Project R-7053 along Broadway and 3rd Street. This Change Order captures changes to the number of signs, sign posts, parking spaces, and traffic road markings. An agreed Lump Sum price was negotiated, and the work was authorized to proceed once the price was settled.
- 2.7 Plan sheet changes resulted in a number of K71 Delineators being changed from Green to White to control traffic turning right across the bike lane. The City requires additional supply of white K71 delineators to replace damaged delineators. An agreed Lump Sum price was negotiated, and the order was authorized to proceed once the price was settled.

PART 3 CHANGE IN CONTRACT AMOUNT

A. EXTRA WORK AT AGREED LUMP SUM OR UNIT PRICE

In accordance with procedures for changes in the work established in the specifications, you are authorized to do the following:

- 3.1 Establish new bid item necessary to reimburse the contractor for all labor, materials, and equipment necessary to **construct 6" PCC Sidewalk over 4" CMB per SPPWC Std Plan No. 112-2**, as directed by the project manager, at \$8.00 per Square Foot for an estimated total of .....\$34,120.00
- 3.2 Establish new bid item necessary to reimburse the contractor for all labor, materials, and equipment necessary to **re-survey all new bus pads and islands**, as directed by the project manager, for the Lump Sum cost of .....\$8,471.385
- 3.3 Establish new bid item necessary to reimburse the contractor for all labor, materials, and equipment necessary to **paint interim striping for Public Event on Broadway and 3<sup>rd</sup> Street from Pacific to the 710 Freeway Ramps** as directed by the Project Manager, for the Lump Sum cost of .....\$11,370.00
- 3.4 Establish new bid item necessary to reimburse the contractor for all labor, materials, and equipment necessary to **chip down unforeseen underground concrete structure for installation of curb ramp on 3<sup>rd</sup> and Promenade** as directed by the Project Manager, for the Lump Sum cost of .....\$1,281.01
- 3.5 Establish new bid item necessary to reimburse the contractor for all labor, materials, and equipment necessary to **relocate existing pedestrian indications and buttons at the 3<sup>rd</sup> and Promenade-Waite intersection** as directed by the Project Manager, for the Lump Sum cost of .....\$3,225.23
- 3.6 Establish new bid item necessary to reimburse the contractor for all labor, materials, and equipment necessary to **furnish and install additional signs for added parking spaces throughout the project** as shown in Change Directive #03 and as directed by the Project Manager, for the Lump Sum cost of .....\$27,439.64
- 3.7 Establish new bid item necessary to reimburse the contractor for all materials necessary to **furnish additional white K-71 delineators and deliver to the City yard** as directed by the Project Manager, for the Lump Sum cost of .....\$10,088.39

The total of all Extra Work and Agreed Prices described above totals \$95,995.65 and includes all contractor markups.

COST SUMMARY

- Net Extra Work at Force Account	=	\$	0.00
- Net Extra Work at New Unit Price	=	\$	34,120.00
- Net Extra Work at Agreed Lump Sum	=	\$	61,875.65
- Net to Contract Cost	=	\$	95,995.65

PART 4 CHANGE IN CONTRACT TIME

NO TIME ADJUSTMENTS SHALL BE GRANTED FOR THIS CHANGE ORDER.

By signing this change order, the Contractor acknowledges that it is familiar with California Civil Code Section 1542, which reads: "A general release does not extend to claims which the creditor does not know or suspect to exist in his favor at the time of executing the release, which if known by him must have materially affected his settlement with the debtor;" and Contractor hereby releases the City of Long beach from any unknown claims and waives its rights under Section 1542.

The Prices set forth herein above shall be considered full compensation for all obligations of the Contractor associated with this change order, and the City will not be liable for any claim of the Contractor for delays or extra compensation resulting from performance of the requirements of this change order.

Recommended By:

Approved By:

*Eric Wong* JUL 31 2019  
Chief Construction Inspector (Date)

*[Signature]* 08/09/19  
Contractor (Date)

*Eric Wong* JUL 31 2019  
Construction Services Officer (Date)

*[Signature]* 8/16/19  
Deputy Director/City Engineer (Date)

*[Signature]* 7/31/19  
Project Manager (Date)

*[Signature]* 4/2/20  
Financial Management (Date)

Contract No.