

CHANGE ORDER(s)

AND /OR

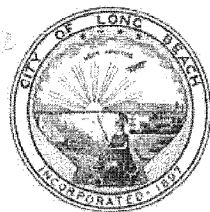
LETTER(s) OF EXTENSION

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**CONTRACT CHANGE ORDER NO. 002
DATED MAY 15, 2019**

FILED WITH CONTRACT #35039

(SULLY-MILLER CONTRACTING COMPANY)



City of Long Beach

Working Together to Serve

Memorandum

Date: May 15, 2019

To: Alvin Papa, City Engineer

From: Marc Wright, Construction Services Officer

Subject: CONTRACT CHANGE ORDER TRANSMITTAL MEMO

PROJECT: Contract-35039, R-7056 Street Improvement of Broadway and 3rd Street Between Magnolia Avenue and Alamitos Avenue

CONTRACTOR: Sully-Miller Contracting Co.

CCO#: 002

ORIGINATED FROM: Project Development

SOURCE OF FUNDING: CIP Projects

REASON: See Attached

COST (CCO #002): \$ 26,657.35

ORIGINAL CONTRACT: \$ 4,152,000.00 ✓

ORIGINAL APPROVED CONTINGENCY (10%): \$ 415,200.00 ✓

ORIGINAL CONTRACT + CONTINGENCY (NOT TO EXCEED): \$ 4,567,200.00 ✓

TOTAL OF ALL CCO'S TO DATE (INCLUDING THIS CCO): \$ 264,483.59 ✓

TOTAL PERCENT (%) OF CONTINGENCY USED TO DATE: 63.7% ✓

CONTINGENCY REMAINING TO DATE: \$ 150,716.41 ✓

DEPARTMENT OF PUBLIC WORKS
 Certification of Materials or Services

PO#/Object 28309145 / 830600
 Project # 3003010018
 Level 2-3 _____
 By OBert Date 08/28/19

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: 05/15/2019
R-7056
CONTRACT NO: 35039
PROGRAM NO: PW5063-14

PROJECT: STREET IMPROVEMENT OF BROADWAY AND 3RD STREET BETWEEN
MAGNOLIA AVENUE AND ALAMITOS AVENUE

CONTRACT: CHANGE ORDER AUTHORIZATION NO. 002

PART 1 REASON FOR CHANGE

- 1.1 Change order work to remediate and refurbish restaurant basement banquet room affected by rain leaking through City sidewalk. This work will be compensated at an Agreed Lump Sum.

PART 2 DESCRIPTION OF CHANGE

- 2.1 The sidewalk on Broadway in front of 200 S Pine St (Octopus Restaurant) was replaced as part of the construction plans. An unidentified basement existed below the sidewalk. The removal and replacement of the sidewalk caused new leaks into the basement that were not believed to be preexisting. It was determined that the Contractor was not at fault for this leak. This Change Order captures the cost to remove wet materials, dry out basement and restore the room.

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 This payment includes costs to remediate and restore the basement of 200 S Pine St. Provide all labor, materials, equipment, as directed by the Project Manager for the Lump sum of \$26,657.35

The total of all Extra Work and Agreed Prices described above totals \$26,657.35 and includes all contractor markups.

- Net Extra Work at Force Account	=	\$	0.00
- Net Extra Work at New Unit Price	=	\$	0.00
- Net Extra Work at Agreed Lump Sum	=	\$	26,657.35
- Net to Contract Cost	=	\$	26,657.35

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:

Mauro Wright 8/27/19
Chief Construction Inspector (Date)

Mauro Wright 8/27/19
Construction Services Officer (Date)

[Signature] 8/28/19
Project Manager (Date)

Approved By:

[Signature] 8/28/19
Contractor (Date)

[Signature] 8/28/19
Deputy Director/City Engineer (Date)

[Signature] 8/28/19
Financial Management (Date)