



Ordinance No. 140546
Effective date: 7/31/14

December 29, 2014

Mr. Keith E. Davenport
Tenoch SB, a Joint Venture
11030 Hickman Mills Drive
Kansas City, Missouri 64134

Re: Contract No. 8986 – Asphalt and Concrete Restoration

Dear Mr. Davenport,

Enclosed for your firm's records is a fully executed copy of Change Order No. 1 for Contract No. 8986 – Asphalt and Concrete Restoration.

Should you have any questions concerning the change order, they may be directed to Mr. Rob Thiemann of this office at (816) 513-4855.

Sincerely,

A handwritten signature in cursive script that reads "Cecilia Macato".

Cecilia Macato
Contract Coordinator

Enclosure

c: Rob Thiemann, Project Manager
Jim Mellem, WSD
HRD, City Hall
City Clerk's Office, City Hall ✓
Surety – Bond 106082741 & 106069483



CHANGE ORDER

Contract Number 8986

Project Title Asphalt and Concrete Restoration

Change Order No: 1 Date of Issuance: _____

Ordinance No: 140546 Ordinance Effective Date: 7/31/2014

Contract Notice To Proceed Date: 9/8/2014

To CONTRACTOR:

The Contract is changed as follows: Add two line items to unit price schedule for unnecessary site visits. Descriptions of the two new unit price items are also added to Section 01260, measurement and payment.

This Change Order constitutes compensation in full on behalf of the Contractor and its subcontractors and suppliers for all costs, including impact costs and extended general conditions, and markups directly and indirectly attributable to the Work changes ordered herein, for all delays related thereto and for performance of the changes within the time stated. Contractor hereby releases all claims for delay, interruption, extended general conditions, impact and cumulative impact claims for this Work.


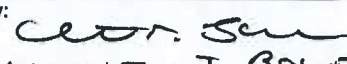

See Attached Document(s):

Attachment A - Additional Unit Prices


Attachment B - Addition to section 01260 - measurement and payment

Not valid until signed by the Director of Finance.

The original Contract Price was	<u>\$7,000,000.00</u>
Net change by previously authorized Change Orders	<u>\$0.00</u>
The Contract Price prior to this Change Order was	<u>\$7,000,000.00</u>
The Contract Price will be (<input type="checkbox"/> increased by) (<input type="checkbox"/> decreased by) (<input checked="" type="checkbox"/> unchanged)	<u>\$0.00</u>
The new Contract Price including this Change Order will be	<u>\$7,000,000.00</u>
The Contract Time will be (<input type="checkbox"/> increased by) (<input type="checkbox"/> decreased by) (<input checked="" type="checkbox"/> unchanged)	
The date of Substantial Completion as of the date of this Change Order therefore is	<u>9/7/2015</u>
The date of Final Completion as of the date of this Change Order therefore is	<u>9/7/2015</u>

DESIGN PROFESSIONAL: Rob Thieman	By:  Title: PM	Date: 12/3/14
CONTRACTOR: Superior Bowen Asphalt	By:  MATHIEW J. BOWEN Title: V.P.	Date: 12/1/2014
CITY: City of Kansas City, MO Water Services Dept.	By:  Title: Director, Water Services Dept.	Date: 12/20/14

Approved as to form:


Assistant City Attorney

- Distribution:
- CITY
 - CONTRACTOR
 - DESIGN PROFESSIONAL

REMINDER: CONTRACTOR is responsible for considering the effect this Change Order may have on its ability to meet or exceed the D/M/WBE participation amounts in its Contractor Utilization Plan (CUP) as amended by any previously approved Request for Modification/Substitution. If CONTRACTOR will not be able to achieve the approved participation amounts in performing the work included within this Change Order, or if CONTRACTOR needs to retain the services of additional D/M/WBEs not previously listed in its CUP, CONTRACTOR is advised to submit a Request for Modification/Substitution.

Contract 8986 - Asphalt and Concrete Restoration
Change Order #1
Attachment A - Additional Unit Prices

Item No.	Unit	Item Description:	Unit
43	EACH	Unnecessary trip charge by Contractor	\$250.00
44	EACH	Unnecessary trip charge by City inspector (deduct from invoice)	\$75.00

Contract 8986 – Asphalt and Concrete Restoration
Change Order #1
Attachment B – Addition to Section 001260 – Measurement and Payment

43. **Unnecessary trip charge by Contractor:** Unit price payment will be made to Contractor per unnecessary field visit that was caused by City sending a work order to Contractor that was not ready for restoration. Examples include work orders where the site is still leaking, has exposed utilities that need to be repaired prior to restoration, or where a City crew is blocking access to the work site. This unit price payment shall be Contractor's only remedy for unnecessary field visits. City will not pay Contractor for delays outside the City's control such as lack of access due to the property owner or another utility or contractor.

44. **Unnecessary trip charge by City Inspector:** This unit price will be deducted from Contractor's invoice for each unnecessary field trip by City Inspector that was caused by Contractor, for example when Contractor closes a work order but the work is not complete.