



# PROPOSED CHANGE ORDER REQUEST

Department of Watershed Management

Contract Name: Design Build Services for the Gravity Sewer System Rehabilitation, Replacement & Construction - Package No. 3 Date: 5/25/2022  
Contractor: Garney Construction  
Contract Number: 1101754 Contract Amendment Number: 3  
Contract Amendment Category: ☒ Cost ☒ Schedule ☒ Scope ☐ Deliverables

Original Contract \$ Amount:	Contract Start Date:	Original Contract Time:(TERM)	Original Contract End Date:
\$22,957,580.00	9/20/2018	833	12/31/2020

NTP Start Date:	Original Performance Days:(TIME)	Original Performance End Date:
10/24/2018	705	9/28/2020

Previous Change Order:	Previous Time Extensions (Days):	Previous Changes to \$ Amount:	
Change Order No. 1:	275	\$0.00	
Change Order No. 2:	549	\$0.00	
Change Order No. 3:	0	\$0.00	
Current Contract Amount:	Current Performance Time (Days):	Current Performance End Date:	Current Contract End Date:
\$22,957,580.00	1529	12/31/2022	12/31/2022

**Description of Proposed Changes:** Amendment/Change Order No. 3 is being proposed for Performance Time Extension and additional funding of \$15,895,624.37. The time extension and additional funding will allow the Design Builder to complete the remaining work associated with Gravity Sewer System Rehabilitation and Replacement - Package 3.

**Justification of Proposed Changes:** Amendment/Change Order No. 3 is being proposed to allow the Design Builder to complete the remaining work for Gravity Sewer System Rehabilitation and Replacement - Package 3 Projects 1, 4, and 5. In August 2019 the County decided to hold off on Projects 1 and 4 upsizing construction to perform comprehensive rehabilitation on project areas to reduce infiltration/inflow (I/I). Because of 2021 Consent Decree modification requirements regarding the determination of adequate capacity using the dynamic model, the County decided to proceed with Projects 1 and 4 upsizing construction to address capacity issues. Previously allocated funds for Projects 1 and 4 were used for unforeseen construction issues. Additional funding is required to complete Projects 1 and 4 upsizing construction. During Project 5 construction the Contractor uncovered fuel contaminated soil. The discovery of fuel contamination required redesign and relocation of a section of Project 5 sewer. Additional funding is required for construction of the sewer in a new alignment and location.

The proposed performance time extension and additional funds will allow the Design Builder to complete the scope of work.

Proposed Additional Performance Days:	Proposed Cumulative Performance Days:	Proposed Performance End Date:	Proposed Contract End Date:
365	1894	12/31/2023	12/31/2023
Proposed Changes to Dollar Amount:	Proposed Cumulative Contract Amount:	Amount Spent To Date as of (5/25/22):	
\$15,895,624.37	\$38,853,204.37	\$22,930,532.94	

**Describe Any Risk Associated With This Change:** There is no risk for the County if the change is approved.

**Effect of NOT Approving This Change:** Completing the remaining Package 3 sewer construction is crucial in maintaining sewer capacity. If the requested change order is not approved there will not be sufficient funds nor time available for the Design Builder to complete Projects 1, 4, and 5 remaining work. Not completing these projects will result in a violation of the Modified Consent Decree. Also Project 5 is a Consent Decree project with a construction completion deadline of December 31, 2022 as granted through a force majeure request from EPA/EPD.

**Engineering Manager's Approval:**

☒ Accepted  
☐ Rejected

Signature: Kerry Williams, P.E., PMP, Engineering Manager  
Print Name: Kerry Williams  
Date: May 25, 2022

Digitally signed by Kerry Williams, P.E., PMP, Engineering Manager  
Date: 2022.05.25 15:30:23 -0400

**Watershed Director's Approval:**

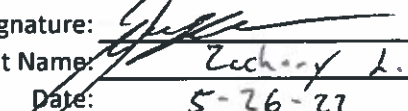
☒ Accepted  
☐ Rejected

Signature: David Hayes  
Print Name: David Hayes  
Date: May 25, 2022

Digitally signed by David Hayes  
Date: 2022.05.25 15:56:39 -0400

**Chief Operating Officer's Approval:**

☒ Accepted  
☐ Rejected

Signature:   
Print Name: Zachary L. Williams  
Date: 5-26-22

Contract Name: Design Build Services for the Gravity Sewer System Rehabilitation, Replacement & Construction - Package No. 3

Contractor: Garney Construction

Contract Number: 1101754