



Huntsville, Alabama

305 Fountain Circle
Huntsville, AL 35801

Cover Memo

Meeting Type: City Council Regular Meeting **Meeting Date:** 3/13/2025

File ID: TMP-4954

Department: General Services

Subject:

Type of Action: Approval/Action

Resolution authorizing the Mayor to execute Change Order No. 1 and Final between the City of Huntsville and Lambert Contracting LLC for the Apollo Park Phase 3.

Resolution No.

Finance Information:

Account Number: 4018-14-00000-521026-00000000

City Cost Amount: \$ 571,111.62

Total Cost: \$ 571,111.62

Special Circumstances:

Grant Funded: NONE

Grant Title - CFDA or granting Agency: N/A

Resolution #: N/A

Location: (list below)

Address: 901 Nunnhsae Park Drive NW

District: District 1 District 2 District 3 District 4 District 5

Additional Comments: Change Order #1 and Final to include the following labor and material; DGB under retaining walls;NFC Sports slab; Delete reference to 60SY HD concrete pad; Add stone archway; Add site lighting for NFC sports pad; Extra sidewalk at Jeff and Blues; Extra cost for Bega Light Mounts; Credit for dock changes; New pond aerator system; Additional boulders and topsoil; Credit unused Allowances.

RESOLUTION NO. 25-_____

BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, and the Mayor that the contract with Lambert Contracting, LLC for Construction Services for the Apollo Park Phase 3, located at 901 Nunuhsae Park Drive NW, Huntsville, Alabama, approved and executed by the City of Huntsville, Huntsville, Alabama on the 27th day of July 2023, be and the same is hereby amended as is reflected on Change Order Number 1 attached hereto.

BE IT FURTHER RESOLVED that the total contract amount be hereby is amended from Seven Million Eight Hundred Eighty-Eight Thousand Dollars and 00/100s (\$7,888,000.00), to Eight Million Four Hundred Fifty-Nine Thousand One Hundred Eleven Dollars and 62/100s (\$8,459,111.62) on behalf of the City of Huntsville, a municipal corporation in the State of Alabama to including this Change Order Number 1 in the amount of Five Hundred Seventy-One Thousand One Hundred Eleven Dollars and 62/100s (\$571,111.62), said Change Order is substantially in word and figures as attached hereto and identified as “Change Order Number 1 to the contract between City of Huntsville and Lambert Contracting, LLC for the construction services at the Apollo Park Phase 3 consisting of twenty-five pages (25) together with the signature of the City Council President and an executed copy of said document being permanently kept on file in the office of the City Clerk Treasurer of the City of Huntsville, Alabama.

ADOPTED this the 13th day of March, 2025.

President of the City Council of
the City of Huntsville, Alabama

APPROVED this the 13th day of March, 2025.

Mayor of the City of Huntsville, Alabama

"EXHIBIT B"

CITY OF HUNTSVILLE, ALABAMA

CONTRACT CHANGE ORDER

CHANGE ORDER NO. 1 and FINAL

DATE: 02/24/2025
TO: Lambert Contracting, LLC
(Contractor)

PROJECT: Apollo Park Phase 3

TERMS: You are hereby authorized, subject to the provisions of your contract for this project, to make the following changes thereto in accordance with the attached Change Order Request and supporting documents and to

FURNISH the necessary labor, materials and equipment to carry out the work described in CMRs 1R1, 2, 3, 4, 5R2, 8, 9, 10, 11, 12, 13 (Reconciliation of Allowances 1, 2, 4, & 8), 14, 15R1, 16, 17, 18R2, 19 (Reconciliation of Allowances 5 & 6), 20, 21, & 22R3. The value of work of these items exceeds the value of the allowances in the contract by \$571,111.62.
(Description of work to be done or changes to be made)

TOTAL ADDITION OR DEDUCTION TO CONTRACT PRICE (NOTE: Numbers in parentheses are deductions).

For this Change: <u>\$571,111.62</u>	<u>\$ 571,111.62</u>
ORIGINAL CONTRACT PRICE	<u>\$ 7,888,000.00</u>
Net total previous Change Orders	<u>\$ 0.00</u>
Previous revised Contract Price	<u>\$ 7,888,000.00</u>
This Change Order No. <u>1 & FINAL</u> ADD	<u>\$ 571,111.62</u>
Revised Contract Price this date	<u>\$ 8,459,111.62</u>

Extension of time resulting from this Change Order 93 (Indicate no. of calendar days).

The amount of this Change Order will be the responsibility of City of Huntsville.

This contract modification constitutes full and mutual accord and satisfaction for all time and all cost related to this change. By acceptance of this Contract Modification, the Contractor hereby agrees that the modification represents an equitable adjustment to the Contract, and further, agrees to waive all right to file any further claims or changes arising out of or as a result of this change, or the accumulation of executed Contract Modifications on this Contract.

The Contractor and Owner(s) hereby agree to the terms of this Change Order as contained herein.

CONSENT OF SURETY

Berkley Insurance Company
(Company)

By Thomas J. Bole
(Authorized Representative) Thomas J. Bole, Attorney-in-Fact

CONTRACTING PARTIES

Lambert Contracting LLC
(Contractor)

By City of Huntsville
(Authorized Representative)

RECOMMENDED

By Zachary Turner
(Design Engineer or Architect)

By Chris O'Neil
(COH Facilities Project Manager)

By Devin J. ...
(Director of General Services)

CITY OF HUNTSVILLE, ALABAMA

By _____
(Its Mayor)

By _____
(President of City Council)

Date _____

POWER OF ATTORNEY
BERKLEY INSURANCE COMPANY
WILMINGTON, DELAWARE

KNOW ALL MEN BY THESE PRESENTS, that BERKLEY INSURANCE COMPANY (the "Company"), a corporation duly organized and existing under the laws of the State of Delaware, having its principal office in Greenwich, CT, has made, constituted and appointed, and does by these presents make, constitute and appoint: *Sharon E. Griffith; Gregg A. Tatum; H. Grantland Rice, III; Thomas J. Bole; Grace Brown; or Bruce S. Denson, Jr. of Cobbs, Allen & Hall, Inc. of Birmingham, AL* its true and lawful Attorney-in-Fact, to sign its name as surety only as delineated below and to execute, seal, acknowledge and deliver any and all bonds and undertakings, with the exception of Financial Guaranty Insurance, providing that no single obligation shall exceed Fifty Million and 00/100 U.S. Dollars (U.S.\$50,000,000.00), to the same extent as if such bonds had been duly executed and acknowledged by the regularly elected officers of the Company at its principal office in their own proper persons.

This Power of Attorney shall be construed and enforced in accordance with, and governed by, the laws of the State of Delaware, without giving effect to the principles of conflicts of laws thereof. This Power of Attorney is granted pursuant to the following resolutions which were duly and validly adopted at a meeting of the Board of Directors of the Company held on January 25, 2010:

RESOLVED, that, with respect to the Surety business written by Berkley Surety, the Chairman of the Board, Chief Executive Officer, President or any Vice President of the Company, in conjunction with the Secretary or any Assistant Secretary are hereby authorized to execute powers of attorney authorizing and qualifying the attorney-in-fact named therein to execute bonds, undertakings, recognizances, or other suretyship obligations on behalf of the Company, and to affix the corporate seal of the Company to powers of attorney executed pursuant hereto; and said officers may remove any such attorney-in-fact and revoke any power of attorney previously granted; and further

RESOLVED, that such power of attorney limits the acts of those named therein to the bonds, undertakings, recognizances, or other suretyship obligations specifically named therein, and they have no authority to bind the Company except in the manner and to the extent therein stated; and further

RESOLVED, that such power of attorney revokes all previous powers issued on behalf of the attorney-in-fact named; and further

RESOLVED, that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any power of attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligation of the Company; and such signature and seal when so used shall have the same force and effect as though manually affixed. The Company may continue to use for the purposes herein stated the facsimile signature of any person or persons who shall have been such officer or officers of the Company, notwithstanding the fact that they may have ceased to be such at the time when such instruments shall be issued.

IN WITNESS WHEREOF, the Company has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 2nd day of May, 2024.

Attest:

(Seal)

By *Philip S. Welt*
Philip S. Welt
Executive Vice President & Secretary

Berkley Insurance Company

By *Jeffrey M. Hafter*
Jeffrey M. Hafter
Senior Vice President

STATE OF CONNECTICUT)

) ss:

COUNTY OF FAIRFIELD)

Sworn to before me, a Notary Public in the State of Connecticut, this 2nd day of May, 2024, by Philip S. Welt and Jeffrey M. Hafter who are sworn to me to be the Executive Vice President and Secretary, and the Senior Vice President, respectively, of Berkley Insurance Company.

MARIA C. RUNDBAKEN
NOTARY PUBLIC
CONNECTICUT

Maria C. Rundbaken
Notary Public, State of Connecticut

MY COMMISSION EXPIRES 04-30-2029

CERTIFICATE

I, the undersigned, Assistant Secretary of BERKLEY INSURANCE COMPANY, DO HEREBY CERTIFY that the foregoing is a true, correct and complete copy of the original Power of Attorney; that said Power of Attorney has not been revoked or rescinded and that the authority of the Attorney-in-Fact set forth therein, who executed the bond or undertaking to which this Power of Attorney is attached, is in full force and effect as of this date.

Given under my hand and seal of the Company, this 21st day of February, 2025.

(Seal)

Vincent P. Forte
Vincent P. Forte

WARNING - Any unauthorized reproduction or alteration of this document is prohibited. This power of attorney is void unless seals are readable and the certification seal at the bottom is embossed. The background imprint, warning and verification instructions (on reverse) must be in blue ink.

"EXHIBIT A"

UPDATED.10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 12/20/2023 CMR NUMBER: 1 R1
 PROJECT: Apollo Park
 OWNER: COH
 ENGINEER: Garver
 CONTRACTOR: Lambert Contracting LLC
 DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
DGB under retaining walls per engineers direction.

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$116,175.40
 2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 8
 THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT See attached schedule.
 3. SUBMITTED BY:
 A. CONTRACTOR - Lambert Contracting [Signature]
 B. ENGINEER - Garver Engineering [Signature]

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: Engineer

5. OWNER'S CLASSIFICATION:
 CONTRACT MODIFICATION DUE TO:
 VALUE ENGINEERING OR COST REDUCTION
 CHANGES IN PROJECT SCOPE OF WORK
 OWNER REQUESTED UPGRADE
 UNFORESEEN CONDITIONS
 TECHNICAL COORDINATION

6. THIS CHANGE IS SUBMITTED FOR REVIEW AND APPROVAL AND IS CLASSIFIED AS ONE OF THE FOLLOWING TYPES:
 MINOR CHANGE OF A MONETARY VALUE AND NOT REQUIRED FOR COMPETITIVE BIDDING.
 CHANGES TO THE ORIGINAL CONTRACT NECESSITATED BY UNFORESEEABLE CIRCUMSTANCES ARISING DURING THE COURSE OF THE WORK.
 EMERGENCIES ARISING DURING THE COURSE OF THE WORK.
 CHANGE FOR ALTERNATES PROVIDED FOR IN THE ORIGINAL BIDDING WHERE THERE IS NO DIFFERENCE IN PRICE OF THE CHANGE FROM THE ORIGINAL BEST BID ON THE ALTERNATE.
 CHANGE NOT CONTEMPLATED WHEN THE PLANS AND SPECIFICATIONS WERE PREPARED AND THE PROJECT WAS BID AND WHICH IS IN THE PUBLIC INTEREST AND DOES NOT EXCEED 10% OF THE CONTRACT PRICE.
 CHANGE NOT CONTEMPLATED WHEN THE PLANS AND SPECIFICATIONS WERE PREPARED AND THE PROJECT WAS BID AND WHICH IS IN THE PUBLIC INTEREST AND EXCEEDS 10% OF THE CONTRACT PRICE AND CONSTITUTES EXTRAORDINARY CIRCUMSTANCES.

7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:
 A. CoH ESTIMATOR
 B. CoH PROJECT MANAGER
 C. DEPARTMENT HEAD (CUSTOMER)
 D. CoH FACILITIES PROJ MANAGER
 E. DEPARTMENT HEAD (GS)
- [Signatures]

THIS EXECUTED FORM DOES NOT CONSTITUTE A CHANGE ORDER. THIS DOCUMENT IS AN ACKNOWLEDGEMENT BY THESE DESIGNATED REPRESENTATIVES THAT THEY RECOMMEND TO THE CITY OF HUNTSVILLE'S CITY COUNCIL TO APPROVE THE CHANGE IN CONTRACT SUM, SCOPE AND OR TIME STATED HEREIN. THE CITY OF HUNTSVILLE'S CITY COUNCIL MUST APPROVE ALL CHANGE ORDERS.

"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 2/9/2024 CMR NUMBER: 2
 PROJECT: Apollo Park
 OWNER: COH
 ENGINEER: Garver
 CONTRACTOR: Lambert Contracting LLC
 DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
NFC Sports Slab - Add Vapor Barrier - Add wire reinforcement - Add Spray-lock compoud

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$2,512.61
 2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0
 THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT
 3. SUBMITTED BY:
 A. CONTRACTOR - Lambert Contracting Kevin Long
 B. ENGINEER - ~~School~~ Garver Zachary

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: NFC / Owner

5. OWNER'S CLASSIFICATION:
 CONTRACT MODIFICATION DUE TO:
 VALUE ENGINEERING OR COST REDUCTION
 CHANGES IN PROJECT SCOPE OF WORK
 OWNER REQUESTED UPGRADE
 UNFORESEEN CONDITIONS
 TECHNICAL COORDINATION

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 CHANGES TO THE ORIGINAL CONTRACT NECESSITATED BY UNFORESEEABLE CIRCUMSTANCES ARISING DURING THE COURSE OF THE WORK.
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7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:
 A. CoH ESTIMATOR
 B. CoH PROJECT MANAGER
 C. DEPARTMENT HEAD (CUSTOMER)
 D. CoH FACILITIES PROJ MANAGER
 E. DEPARTMENT HEAD (GS)
- [Signature]
[Signature]
[Signature]

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 2/19/2024 CMR NUMBER: 3

PROJECT: Apollo Park PH3

OWNER: City of Huntsville

ARCHITECT: Garver Engineering

CONTRACTOR: Lambert Contracting

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):

Delete the reference to the 60SY HD concrete pad between the Art Wall and Nunnhsae Drive & add a 38SY HD pad approach between the sidewalk and the side of the art fitness pad as shown in the attached drawings.

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): -\$3,192.75

2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0

THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT N/A

3. SUBMITTED BY:

A. CONTRACTOR - Lambert Contracting [Signature]

B. ENGINEER - Garver Engineering [Signature]

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: ENGINEER

5. OWNER'S CLASSIFICATION:

CONTRACT MODIFICATION DUE TO:

VALUE ENGINEERING OR COST REDUCTION

CHANGES IN PROJECT SCOPE OF WORK

OWNER REQUESTED UPGRADE

UNFORESEEN CONDITIONS

X TECHNICAL COORDINATION

6. THIS CHANGE IS SUBMITTED FOR REVIEW AND APPROVAL AND IS CLASSIFIED AS ONE OF THE FOLLOWING TYPES:

X MINOR CHANGE OF A MONETARY VALUE AND NOT REQUIRED FOR COMPETITIVE BIDDING.

CHANGES TO THE ORIGINAL CONTRACT NECESSITATED BY UNFORESEABLE

CIRCUMSTANCES ARISING DURING THE COURSE OF THE WORK.

EMERGENCIES ARISING DURING THE COURSE OF THE WORK.

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THE PROJECT WAS BID AND WHICH IS IN THE PUBLIC INTEREST AND DOES NOT EXCEED 10%

OF THE CONTRACT PRICE.

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THE PROJECT WAS BID AND WHICH IS IN THE PUBLIC INTEREST AND EXCEEDS 10% OF THE

CONTRACT PRICE AND CONSTITUTES EXTRAORDINARY CIRCUMSTANCES.

7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:

- A. CoH ESTIMATOR
B. CoH PROJECT MANAGER
C. DEPARTMENT HEAD (CUSTOMER)
D. CoH FACILITIES PROJ MANAGER
E. DEPARTMENT HEAD (GS)

[Signatures of project representatives]

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 3/1/2024 CMR NUMBER: 4

PROJECT: Apollo Park

OWNER: COH

ENGINEER: Garver

CONTRACTOR: Lambert Contracting LLC

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Add Stone Archways at Pedestrian Bridge Pipes

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$ 7,683.50

2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0

THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT Not Applicable

3. SUBMITTED BY:

A. CONTRACTOR - Lambert Contracting Kate Lewis

B. ENGINEER - Garver Engineering Zachary Thomas

*****BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE*****

4. INITIATED BY: Owner

5. OWNER'S CLASSIFICATION:

CONTRACT MODIFICATION DUE TO:

 VALUE ENGINEERING OR COST REDUCTION

 CHANGES IN PROJECT SCOPE OF WORK

 X OWNER REQUESTED UPGRADE

 UNFORESEEN CONDITIONS

 TECHNICAL COORDINATION

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 X MINOR CHANGE OF A MONETARY VALUE AND NOT REQUIRED FOR COMPETITIVE BIDDING.

 CHANGES TO THE ORIGINAL CONTRACT NECESSITATED BY UNFORESEEABLE

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 CONTRACT PRICE AND CONSTITUTES EXTRAORDINARY CIRCUMSTANCES.

7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:

A. CoH ESTIMATOR

B. CoH PROJECT MANAGER

C. DEPARTMENT HEAD (CUSTOMER)

D. CoH FACILITIES PROJ MANAGER

E. DEPARTMENT HEAD (GS)

[Signature]
[Signature]
[Signature]
[Signature]

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

5-R2
5-R1

DATE: 3/6/2024 CMR NUMBER: _____

PROJECT: Apollo Park

OWNER: COH

ENGINEER: Garver

CONTRACTOR: Lambert Contracting LLC

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Add Site Lighting for NFC Sports Pad

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$33,279.75
2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0
- THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT Not Applicable
3. SUBMITTED BY:
- A. CONTRACTOR - Lambert Contracting *[Signature]*
- B. ENGINEER - Garver *[Signature]*

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: Owner / Architect

5. OWNER'S CLASSIFICATION:

- CONTRACT MODIFICATION DUE TO:
- _____ VALUE ENGINEERING OR COST REDUCTION
- CHANGES IN PROJECT SCOPE OF WORK
- _____ OWNER REQUESTED UPGRADE
- _____ UNFORESEEN CONDITIONS
- _____ TECHNICAL COORDINATION

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7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:

- A. CoH ESTIMATOR _____
- B. CoH PROJECT MANAGER _____
- C. DEPARTMENT HEAD (CUSTOMER) _____
- D. CoH FACILITIES PROJ MANAGER _____
- E. DEPARTMENT HEAD (GS) _____

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CONTRACT MODIFICATION REQUEST

DATE: 7/31/2024 CMR NUMBER: 8
 PROJECT: Apollo Park
 OWNER: COH
 ENGINEER: Garver
 CONTRACTOR: Lambert Contracting LLC
 DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Extra Sidewalks at Jeff and Blues

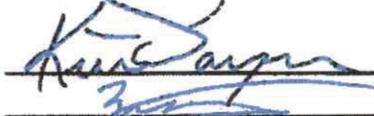
1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$92,298.00

2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 30 Days

THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT

3. SUBMITTED BY:

- A. CONTRACTOR - Lambert Contracting
- B. ENGINEER - Garver



BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: Owner

5. OWNER'S CLASSIFICATION:

CONTRACT MODIFICATION DUE TO:

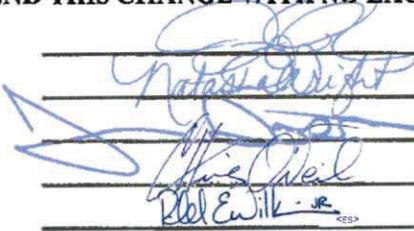
- _____ VALUE ENGINEERING OR COST REDUCTION
- CHANGES IN PROJECT SCOPE OF WORK
- _____ OWNER REQUESTED UPGRADE
- _____ UNFORESEEN CONDITIONS
- _____ TECHNICAL COORDINATION

6. THIS CHANGE IS SUBMITTED FOR REVIEW AND APPROVAL AND IS CLASSIFIED AS ONE OF THE FOLLOWING TYPES:

- _____ MINOR CHANGE OF A MONETARY VALUE AND NOT REQUIRED FOR COMPETITIVE BIDDING.
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- _____ EMERGENCIES ARISING DURING THE COURSE OF THE WORK.
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7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:

- A. CoH ESTIMATOR
- B. CoH PROJECT MANAGER
- C. DEPARTMENT HEAD (CUSTOMER)
- D. CoH FACILITIES PROJ MANAGER
- E. DEPARTMENT HEAD (GS)



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CONTRACT MODIFICATION REQUEST

DATE: 8/9/2024 CMR NUMBER: 9
 PROJECT: Apollo Park
 OWNER: COH
 ENGINEER: Garver
 CONTRACTOR: Lambert Contracting LLC
 DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Extra Cost for Bega Light Mounts

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$6,846.00
 2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0

THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT

3. SUBMITTED BY:
 A. CONTRACTOR - Lambert Contracting [Signature]
 B. ENGINEER - Garver [Signature]

*****BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE*****

4. INITIATED BY: Contractor

5. OWNER'S CLASSIFICATION:
 CONTRACT MODIFICATION DUE TO:
 VALUE ENGINEERING OR COST REDUCTION
 CHANGES IN PROJECT SCOPE OF WORK
 OWNER REQUESTED UPGRADE
 UNFORESEEN CONDITIONS
 TECHNICAL COORDINATION

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7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:
 A. CoH ESTIMATOR
 B. CoH PROJECT MANAGER
 C. DEPARTMENT HEAD (CUSTOMER)
 D. CoH FACILITIES PROJ MANAGER
 E. DEPARTMENT HEAD (GS)
[Signatures]

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CONTRACT MODIFICATION REQUEST

DATE: 7/31/2024 CMR NUMBER: 10
 PROJECT: Apollo Park
 OWNER: COH
 ENGINEER: Garver
 CONTRACTOR: Lambert Contracting LLC
 DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Credit for dock changes

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): -\$12,081.00
 2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0
 THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT
 3. SUBMITTED BY:
 A. CONTRACTOR - Lambert Contracting *Kurt Sawyer*
 B. ENGINEER - Garver *[Signature]*

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: Owner

5. OWNER'S CLASSIFICATION:
 CONTRACT MODIFICATION DUE TO:
 VALUE ENGINEERING OR COST REDUCTION
 CHANGES IN PROJECT SCOPE OF WORK
 OWNER REQUESTED UPGRADE
 UNFORESEEN CONDITIONS
 TECHNICAL COORDINATION

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 B. CoH PROJECT MANAGER
 C. DEPARTMENT HEAD (CUSTOMER)
 D. CoH FACILITIES PROJ MANAGER
 E. DEPARTMENT HEAD (GS)
- [Signature]*
[Signature]
[Signature]
[Signature]

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 9/23/2024 CMR NUMBER: 11
 PROJECT: Apollo Park
 OWNER: COH
 ENGINEER: Garver
 CONTRACTOR: Lambert Contracting LLC
 DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
New Pond Aerator System

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$11,724.00
 2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0
 THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT
 3. SUBMITTED BY:
 A. CONTRACTOR - Lambert Contracting *Kevin Souza*
 B. ENGINEER - Garver *Zachary*

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: Contractor

5. OWNER'S CLASSIFICATION:
 CONTRACT MODIFICATION DUE TO:
 VALUE ENGINEERING OR COST REDUCTION
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 UNFORESEEN CONDITIONS
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 A. CoH ESTIMATOR
 B. CoH PROJECT MANAGER
 C. DEPARTMENT HEAD (CUSTOMER) *[Signature]*
 D. CoH FACILITIES PROJ MANAGER *[Signature]*
 E. DEPARTMENT HEAD (GS) *[Signature]*

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 9/25/2024 CMR NUMBER: 12
 PROJECT: Apollo Park
 OWNER: COH
 ENGINEER: Garver
 CONTRACTOR: Lambert Contracting LLC
 DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Additional Boulders and Topsoil

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$52,972.00
 2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 34
 THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT
 3. SUBMITTED BY:
 A. CONTRACTOR - Lambert Contracting Kevin Sawyer
 B. ENGINEER - Garver [Signature]

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: Owner

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 E. DEPARTMENT HEAD (GS)
- [Signatures]

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 9/26/2024 CMR NUMBER: 13
 PROJECT: Apollo Park PH3
 OWNER: City of Huntsville
 ENGINEER: Garver
 CONTRACTOR: Lambert Contracting LLC
 DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Credit Unused Allowances and Reallocate to Owner's Discretionary SOV

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$0.00
 2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0
 THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT
 3. SUBMITTED BY:
 A. CONTRACTOR - Lambert Contracting *Kurt Saper*
 B. ENGINEER - Garver *[Signature]*

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: Owner
 5. OWNER'S CLASSIFICATION:
 CONTRACT MODIFICATION DUE TO:
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7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:
 A. CoH ESTIMATOR _____
 B. CoH PROJECT MANAGER _____
 C. DEPARTMENT HEAD (CUSTOMER) _____
 D. CoH FACILITIES PROJ MANAGER _____
 E. DEPARTMENT HEAD (GS) _____

[Signature]
[Signature]
[Signature]
[Signature]

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CONTRACT MODIFICATION REQUEST

DATE: 10/2/2024 CMR NUMBER: 14
 PROJECT: Apollo Park
 OWNER: COH
 ENGINEER: Garver
 CONTRACTOR: Lambert Contracting LLC
 DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Landscaping RCP Parcel

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$51,284.95
 2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 7
 THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT
 3. SUBMITTED BY:
 A. CONTRACTOR - Lambert Contracting *Kevin Suggs*
 B. ENGINEER - Garver *Justin E. Dyer*

*****BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE*****

4. INITIATED BY: Owner
 5. OWNER'S CLASSIFICATION:
 CONTRACT MODIFICATION DUE TO:
 VALUE ENGINEERING OR COST REDUCTION
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 OWNER REQUESTED UPGRADE
 UNFORESEEN CONDITIONS
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7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:
 A. CoH ESTIMATOR *[Signature]*
 B. CoH PROJECT MANAGER *Natasha Wright*
 C. DEPARTMENT HEAD (CUSTOMER) *[Signature]*
 D. CoH FACILITIES PROJ MANAGER *[Signature]*
 E. DEPARTMENT HEAD (GS) *Bob E. Wilk - JR.*

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 10/21/2024 CMR NUMBER: 15 R1
 PROJECT: Apollo Park
 OWNER: COH
 ENGINEER: Garver
 CONTRACTOR: Lambert Contracting LLC
 DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
HANDRAILS AT DOCK

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$12,179.24
 2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0
 THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT
 3. SUBMITTED BY:
 A. CONTRACTOR - Lambert Contracting Karin Sawyer
 B. ENGINEER - Garver Zachary

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: Owner

5. OWNER'S CLASSIFICATION:
 CONTRACT MODIFICATION DUE TO:
 VALUE ENGINEERING OR COST REDUCTION
 CHANGES IN PROJECT SCOPE OF WORK
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 UNFORESEEN CONDITIONS
 TECHNICAL COORDINATION

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- [Signature]
[Signature]
[Signature]

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 11/13/2024 CMR NUMBER: 16

PROJECT: Apollo Park PH3

OWNER: City of Huntsville

ARCHITECT: Garver USA

CONTRACTOR: Lambert Contracting

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR): Repairs and additions to tie-in irrigation to Midcity Streetscape project. This is being submitted as a not to exceed CMR. If this total will be exceeded, a new CMR will need to be submitted (or have this one revised) prior to continuance.

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$24,547.26

2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 14 days

[] THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT

3. SUBMITTED BY: A. CONTRACTOR - Lambert Contracting [Signature]

B. DESIGNER - Garver USA [Signature]

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: DESIGNER

- 5. OWNER'S CLASSIFICATION: CONTRACT MODIFICATION DUE TO: VALUE ENGINEERING OR COST REDUCTION, CHANGES IN PROJECT SCOPE OF WORK, OWNER REQUESTED UPGRADE, UNFORESEEN CONDITIONS, [X] TECHNICAL COORDINATION

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- 7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS: A. CoH ESTIMATOR, B. CoH PROJECT MANAGER, C. DEPARTMENT HEAD (CUSTOMER), D. CoH FACILITIES PROJ MANAGER, E. DEPARTMENT HEAD (GS) [Signatures]

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 11/21/2024 CMR NUMBER: 17

PROJECT: Apollo Park

OWNER: COH

ENGINEER: Garver

CONTRACTOR: Lambert Contracting LLC

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR): LANDSCAPE CHANGES INSIDE PARK

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$6,372.45

2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0

THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT N/A

3. SUBMITTED BY: A. CONTRACTOR - Lambert Contracting (Kim Sawyer) B. ENGINEER - Garver (Zachary H...)

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: Owner

- 5. OWNER'S CLASSIFICATION: CONTRACT MODIFICATION DUE TO: VALUE ENGINEERING OR COST REDUCTION, CHANGES IN PROJECT SCOPE OF WORK (checked), OWNER REQUESTED UPGRADE, UNFORESEEN CONDITIONS, TECHNICAL COORDINATION

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 11/26/2024 CMR NUMBER: 18R2
 PROJECT: Apollo Park
 OWNER: COH
 ENGINEER: Garver
 CONTRACTOR: Lambert Contracting LLC
 DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Add Sidewalks and Curb along Street to Close Entance

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$5,544.70
 2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0
 THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT N/A
 3. SUBMITTED BY:
 A. CONTRACTOR - Lambert Contracting [Signature]
 B. ENGINEER - Garver [Signature]

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: Owner

5. OWNER'S CLASSIFICATION:
 CONTRACT MODIFICATION DUE TO:
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 A. CoH ESTIMATOR [Signature]
 B. CoH PROJECT MANAGER [Signature]
 C. DEPARTMENT HEAD (CUSTOMER) [Signature]
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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 11/26/2024 CMR NUMBER: 19

PROJECT: Apollo Park

OWNER: COH

ENGINEER: Garver

CONTRACTOR: Lambert Contracting LLC

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):

Reconcile Allowances #5 & #6 & transfer funds to Project Contingency

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$0.00

2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0

[X] THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT N/A

3. SUBMITTED BY:

A. CONTRACTOR - Lambert Contracting [Signature]

B. ENGINEER - Garver [Signature]

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: Owner

5. OWNER'S CLASSIFICATION:

CONTRACT MODIFICATION DUE TO:

VALUE ENGINEERING OR COST REDUCTION

[X] CHANGES IN PROJECT SCOPE OF WORK

OWNER REQUESTED UPGRADE

UNFORESEEN CONDITIONS

TECHNICAL COORDINATION

6. THIS CHANGE IS SUBMITTED FOR REVIEW AND APPROVAL AND IS CLASSIFIED AS ONE OF THE FOLLOWING TYPES:

[X] MINOR CHANGE OF A MONETARY VALUE AND NOT REQUIRED FOR COMPETITIVE BIDDING.

CHANGES TO THE ORIGINAL CONTRACT NECESSITATED BY UNFORESEEABLE

CIRCUMSTANCES ARISING DURING THE COURSE OF THE WORK.

EMERGENCIES ARISING DURING THE COURSE OF THE WORK.

CHANGE FOR ALTERNATES PROVIDED FOR IN THE ORIGINAL BIDDING WHERE THERE IS NO

DIFFERENCE IN PRICE OF THE CHANGE FROM THE ORIGINAL BEST BID ON THE ALTERNATE.

CHANGE NOT CONTEMPLATED WHEN THE PLANS AND SPECIFICATIONS WERE PREPARED AND

THE PROJECT WAS BID AND WHICH IS IN THE PUBLIC INTEREST AND DOES NOT EXCEED 10%

OF THE CONTRACT PRICE.

CHANGE NOT CONTEMPLATED WHEN THE PLANS AND SPECIFICATIONS WERE PREPARED AND

THE PROJECT WAS BID AND WHICH IS IN THE PUBLIC INTEREST AND EXCEEDS 10% OF THE

CONTRACT PRICE AND CONSTITUTES EXTRAORDINARY CIRCUMSTANCES.

7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:

A. CoH ESTIMATOR

B. CoH PROJECT MANAGER

C. DEPARTMENT HEAD (CUSTOMER)

D. CoH FACILITIES PROJ MANAGER

E. DEPARTMENT HEAD (GS)

[Signatures: Estimator, Project Manager, Department Head, Facilities Manager, Department Head]

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 12/3/2024 CMR NUMBER: 20
PROJECT: Apollo Park PH3
OWNER: City of Huntsville
ARCHITECT: Garver USA
CONTRACTOR: Lambert Contracting

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Additional irrigation to account for work that had to be deferred from a prior Midcity Streetscape project.

- 1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$12,360.60
2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0
THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT N/A
3. SUBMITTED BY:
A. CONTRACTOR - Lambert Contracting
B. DESIGNER - Garver USA

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: CONTRACTOR

- 5. OWNER'S CLASSIFICATION:
CONTRACT MODIFICATION DUE TO:
VALUE ENGINEERING OR COST REDUCTION
CHANGES IN PROJECT SCOPE OF WORK
OWNER REQUESTED UPGRADE
UNFORESEEN CONDITIONS
X TECHNICAL COORDINATION

- 6. THIS CHANGE IS SUBMITTED FOR REVIEW AND APPROVAL AND IS CLASSIFIED AS ONE OF THE FOLLOWING TYPES:
X MINOR CHANGE OF A MONETARY VALUE AND NOT REQUIRED FOR COMPETITIVE BIDDING.
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- 7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:
A. CoH ESTIMATOR
B. CoH PROJECT MANAGER
C. DEPARTMENT HEAD (CUSTOMER)
D. CoH FACILITIES PROJ MANAGER
E. DEPARTMENT HEAD (GS)

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 12/19/2024 CMR NUMBER: 21
 PROJECT: Apollo Park PH3
 OWNER: City of Huntsville
 ARCHITECT: Garver USA
 CONTRACTOR: Lambert Contracting
 DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Demo and Replace Sidewalks at Orion

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$450,896.79

2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): N/A

THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT

3. SUBMITTED BY:

A. CONTRACTOR - Lambert Contracting *[Signature]*

B. DESIGNER - Garver USA *[Signature]*

*****BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE*****

4. INITIATED BY: Owner

5. OWNER'S CLASSIFICATION:

- CONTRACT MODIFICATION DUE TO:
- VALUE ENGINEERING OR COST REDUCTION
 - CHANGES IN PROJECT SCOPE OF WORK
 - OWNER REQUESTED UPGRADE
 - UNFORESEEN CONDITIONS
 - TECHNICAL COORDINATION

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7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:

- A. CoH ESTIMATOR *[Signature]*
- B. CoH PROJECT MANAGER *[Signature]*
- C. DEPARTMENT HEAD (CUSTOMER) *[Signature]*
- D. CoH FACILITIES PROJ MANAGER *[Signature]*
- E. DEPARTMENT HEAD (GS) *[Signature]*

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 2/20/2025 CMR NUMBER: 22-R3
 PROJECT: Apollo Park PH3
 OWNER: City of Huntsville
 ARCHITECT: Garver USA
 CONTRACTOR: Lambert Contracting

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):

Add Irrigation and Landscape Repairs at Orion Sidewalk Replacement
Credit material, labor and equipment for storm pipe not installed
Add 1 pallet of sod for swale

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$41,490.67
 2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0
 THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT N/A

3. SUBMITTED BY:
 A. CONTRACTOR - Lambert Contracting *Kevin Sawyer*
 B. DESIGNER - Garver USA *Zachary Hill*

BOTTOM SECTION TO BE FILLED OUT BY CITY OF HUNTSVILLE REPRESENTATIVE

4. INITIATED BY: DESIGNER

5. OWNER'S CLASSIFICATION:
 CONTRACT MODIFICATION DUE TO:
 VALUE ENGINEERING OR COST REDUCTION
 CHANGES IN PROJECT SCOPE OF WORK
 OWNER REQUESTED UPGRADE
 UNFORESEEN CONDITIONS
 TECHNICAL COORDINATION

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 EMERGENCIES ARISING DURING THE COURSE OF THE WORK.
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7. I HAVE REVIEWED, UNDERSTAND AND RECOMMEND THIS CHANGE WITH NO EXCEPTIONS:
 A. CoH ESTIMATOR
 B. CoH PROJECT MANAGER
 C. DEPARTMENT HEAD (CUSTOMER)
 D. CoH FACILITIES PROJ MANAGER
 E. DEPARTMENT HEAD (GS)

Al Thomas
Natasha Wright
Kathy Moore
Miss O'Neil
Bob E. Wilk

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Apollo Park PH3 - Allowance Spreadsheet (Reconciliation / Justification for CO #1 & FINAL)

- Allowance #1 UNIT PRICE 1 - UNDERCUT (855CY used) \$23.00/CY (adjusted for reconciliation via CMR #13)
- Allowance #2 UNIT PRICE 2 - SELECT BORROW (855CY used) \$28.00/cy=CY) (adjusted per CMR #13)
- Allowance #3 Original **\$250K** CONTINGENCY
- 3a **CONTINGENCY Reallocated from Allowance/Unit Price #1, #2, #4, & #8 residuals via CMR #13: \$68,795**
- 3b **CONTINGENCY Reallocated from Allowance/Unit Price #5 & #6 residuals via CMR #19: \$22,987.55**

CONTINGENCY Drawdown - Amount Approved for CMR #1R1 - Liner Changes
 CONTINGENCY Drawdown - Amount Approved for CMR #2 - NFC Sports Slab Changes
 CONTINGENCY Drawdown - Amount Approved for CMR #3 - Art Pad Approach Changes
 CONTINGENCY Drawdown - Amount Approved for CMR #4 - Stone Arches
 CONTINGENCY Drawdown - Amount Approved for CMR #5R2 - Lighting at Art Wall

NOTE: CMR #6 - VOID
 NOTE: CMR #7 - VOID

CONTINGENCY Drawdown - Amount Approved for CMR #8 - Sidewalks @ Jeff & Blues
 CONTINGENCY Drawdown - Amount Approved for CMR #9 - BEGA Light Mounts
 CONTINGENCY Drawdown - Amount Approved for CMR #10 - Dock Changes
 CONTINGENCY Drawdown - Amount Approved for CMR #11 - New Aerator System (Vertex Air3)
 CONTINGENCY Drawdown - Amount Approved for CMR #12 - Additional Boulders & Topsoil

NOTE: CMR #13 - Used simply to reconcile Allowances from Unit Prices 1, 2, 4, & 8 - all surplus funds were moved to contingency (Line Item 3a) to allow for early billing.

CONTINGENCY Drawdown - Amount Approved for CMR #14 - RCP Landscaping (Part A)
 CONTINGENCY Drawdown - Amount Approved for CMR #15R1 - Added Handrails at Dock (Part A: \$10,577.49 + Part B: \$1,601.75)
 CONTINGENCY Drawdown - Amount Approved for CMR #17 - Landscape Changes Inside Park
 CONTINGENCY Drawdown - Amount Approved for CMR #18R2 - Add Sidewalks & Curbs

NOTE: CMR #19 - Used simply to reconcile Allowances from Unit Prices 5 & 6 - all surplus funds were moved to contingency (Line Item 3b) to allow for early billing.

CONTINGENCY - Remaining Balance (used 100% of this allowance - overages are being accounted for in CO #1 & FINAL - see below...)

- Allowance #4 UNIT PRICE 4 - HD CONC PAVING \$135.00/SY (adjusted per CMR #13)
- Allowance #5 UNIT PRICE 5 - CONC SIDEWALK \$115.00/SY (adjusted per CMR #19)
- Allowance #6 UNIT PRICE 6 - CURB AND GUTTER \$32.00/LF (adjusted per CMR #19)
- Allowance #7 UNIT PRICE 7 - LARGE BOULDER \$1,300.00 Each (used 100% of this allowance - overages were accounted for in CMR #12)
- Allowance #8 UNIT PRICE 8 - ADDITIONAL BMP MAINTENANCE \$5,000.00 LS (adjusted per CMR #13)

Items that did not fit within the Contingency Drawdown (even after reallocation of surplus funds from CMRs 13 & 19)

Amount Approved for CMR #20 - More Added Irrigation of Adjacent Streetscape
 Amount Approved for CMR #16 - Irrigation of Adjacent Streetscape
 Amount Approved for CMR #14 - RCP Landscaping (Part B - the portion that was not covered by funds already in contract)
 Amount Approved for CMR #21 - Demo & Replace Sidewalks at Orion Food Venue
 Amount Approved for CMR #22R3 - Repair Irrigation & Landscape at Orion Food Venue Sidewalk Replacement

CO #1 & FINAL (we will have to await approval of CO #1 & Final before billing this... but all OTHER work in CMR scopes has been billed 100% less retainage)

Scheduled Value	Added Days
\$19,665.00	N/A
\$23,940.00	N/A
	N/A
	N/A
	N/A
\$116,175.40	8
\$2,512.61	0
-\$3,192.75	0
\$7,683.50	0
\$33,279.75	0
\$0.00	0
\$0.00	0
\$92,298.00	30
\$6,846.00	0
-\$12,081.00	0
\$11,724.00	0
\$52,972.00	34
	0
\$9,468.65	7
\$12,179.24	0
\$6,372.45	0
\$5,544.70	0
	0
\$0.00	
\$0.00	
\$7,340.45	
\$2,272.00	
\$32,500.00	
\$0.00	

\$12,360.60	0
\$24,547.26	14
\$41,816.30	0
\$450,896.79	0
\$41,490.67	0

\$571,111.62 93