



Huntsville, Alabama

305 Fountain Circle
Huntsville, AL 35801

Cover Memo

Meeting Type: City Council Regular Meeting **Meeting Date:** 2/26/2026

File ID: TMP-6551

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 Bailey Harris Construction Company, Inc for Hays Farm Central Park.

Resolution No.

Finance Information:

Account Number: 4017-14-00000-521028-00000000

City Cost Amount: -\$18,013.02

Total Cost: \$7,053,624.98

Special Circumstances:

Grant Funded: NONE

Grant Title - CFDA or granting Agency: N/A

Resolution #: N/A

Location: (list below)

Address: 1150 Haysland Road

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

Additional Comments:

Change Order No. 1 and Final to include upgraded weathervane/cupola to flag image; add lightning protection at the restroom cupola; Material and Labor to install the vault; Unit price per contract to remove and backfill unsuitable soils; ASI rework the corner of Haysland Road and R-W Road; Add stone at the equalizer pipe between ponds to prevent erosion; Weather days; Remove and replace sidewalks at park entrance; Credit unused allowances; Add additional landscaping; Credit for additional testing services by AMIRI Engineering; Deduction for concrete steps not installed. The extension of time resulting from this Change Order No. 1 and Final is 47 additional calendar days.

RESOLUTION NO. 25-_____

BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, and the Mayor that the contract with Bailey Harris Construction Company, Inc., for Construction Services for the Hays Farm Central Park, located at 1150 Haysland Road, Huntsville, Alabama, approved and executed by the City of Huntsville, Huntsville, Alabama on the 27th day of June 2024, be and the same is hereby amended as is reflected on Change Order Number 1 and Final attached hereto.

BE IT FURTHER RESOLVED that the total contract amount be hereby is amended from Seven Million Seventy-One Thousand Six Hundred Thirty-Eight Dollars and 00/100s (\$7,071,638.00), to Seven Million Fifty-Three Thousand Six Hundred Twenty-Four Dollars and 98/100s (\$7,053,624.98) on behalf of the City of Huntsville, a municipal corporation in the State of Alabama to including this Change Order Number 1 and Final in the amount of Negative Eighteen Thousand Thirteen Dollars and 02/100s (-\$18,013.02), said Change Order is substantially in word and figures as attached hereto and identified as “Change Order Number 1 and Final to the contract between City of Huntsville and Bailey Harris Construction Company, Inc., for Construction Services for the Hays Farm Central Park consisting of seventeen pages (17) 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 26th day of February, 2026.

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

APPROVED this the 26th day of February, 2026.

Mayor of the City of Huntsville, Alabama

"EXHIBIT B"

CITY OF HUNTSVILLE, ALABAMA

CONTRACT CHANGE ORDER

CHANGE ORDER NO. 1 & FINAL

DATE: 01/09/2026
TO: Bailey-Harris Construction, Inc.
(Contractor)

PROJECT: The Park at Hays Farm

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 perform the work associated with the following CMRs (summary sheets attached): #1, #3R1, #4, #5, #6R5, #7, #8, #10R1, #11, #12, #13R1, #14, #15 & #16.
(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>(\$18,013.02)</u>	<u>(\$ 18,013.02)</u>
ORIGINAL CONTRACT PRICE	<u>\$ 7,071,638.00</u>
Net total previous Change Orders	<u>\$ 0.00</u>
Previous revised Contract Price	<u>\$ 7,071,638.00</u>
This Change Order No. <u>1</u> DEDUCT	<u>(\$ 18,013.02)</u>
Revised Contract Price this date	<u>\$ 7,053,624.98</u>

Extension of time resulting from this Change Order 47 (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

Western Surety Company
(Company)

By T. AM
(Authorized Representative) **Thomas G. Moorer,**
Attorney-In-Fact

CONTRACTING PARTIES

Bailey Harris Construction
(Contractor)

By [Signature]
(Authorized Representative)

RECOMMENDED

By [Signature]
(Design Engineer or Architect)

By [Signature]
(COH Facilities Project Manager)

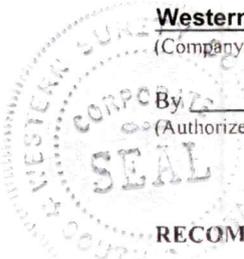
By [Signature]
(Director of General Services)

CITY OF HUNTSVILLE, ALABAMA

By _____
(Its Mayor)

By _____
(President of City Council)

Date _____



Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Christopher Muscolino, Mary Isbell, Thomas G Moorer, Individually

of Birmingham, AL, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the Authorizing By-Laws and Resolutions printed at the bottom of this page, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 9th day of November, 2023.



WESTERN SURETY COMPANY

Larry Kasten

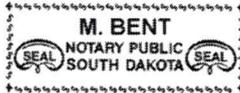
Larry Kasten, Vice President

State of South Dakota }
County of Minnehaha } ss

On this 9th day of November, 2023, before me personally came Larry Kasten, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is a Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires

March 2, 2026



M. Bent

M. Bent, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law and Resolutions of the corporation printed below this certificate are still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 21st day of January, 2026.



WESTERN SURETY COMPANY

L. Nelson

L. Nelson, Assistant Secretary

Authorizing By-Laws and Resolutions

ADOPTED BY THE SHAREHOLDERS OF WESTERN SURETY COMPANY

This Power of Attorney is made and executed pursuant to and by authority of the following By-Law duly adopted by the shareholders of the Company:

Section 7. All bonds, policies, undertakings, Powers of Attorney, or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, and Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile.

This Power of Attorney is signed by Larry Kasten, Vice President, who has been authorized pursuant to the above Bylaw to execute power of attorneys on behalf of Western Surety Company.

This Power of Attorney may be signed by digital signature and sealed by a digital or otherwise electronic-formatted corporate seal under and by the authority of the following Resolution adopted by the Board of Directors of the Company by unanimous written consent dated the 27th day of April, 2022:

“RESOLVED: That it is in the best interest of the Company to periodically ratify and confirm any corporate documents signed by digital signatures and to ratify and confirm the use of a digital or otherwise electronic-formatted corporate seal, each to be considered the act and deed of the Company.”

Go to www.cnasurety.com > Owner / Obligee Services > Validate Bond Coverage, if you want to verify bond authenticity.

The Park at Hays Farm - Change Order Log

<u>Allowance #</u>	<u>Amount</u>	
1	\$ 5,000.00	
2	\$ 1,250.00	
3	\$ 320.00	
4	\$ 7,500.00	
5	\$ 100,000.00	
	\$ 114,070.00	Allowances already in contract amount

<u>CMR #</u>	<u>Amount</u>	<u>Status</u>	<u>Days</u>	
1	\$ 371.00	Approved to bill against Allowance #5, already in contract	0	Modify Cupola Design to Flag, in lieu of farm animal
2	\$ -	VOID	0	Attic Access / Ceiling Scuttle in Restroom Bldg.
3R1	\$ 7,540.00	Approved to bill against Allowance #5, already in contract	0	Lightning Protection for Cupola at Restroom Bldg.
4	\$ 5,269.29	Approved to bill against Allowance #5, already in contract	0	Vault Redesign
5	\$ 4,400.00	Approved to bill against Allowance #2 & #5, already in contract	0	Unsuitable Soils Encountered at Offsite Location
6R5	\$ 60,270.44	Approved to bill against Allowance #5, already in contract	38	Rework of Corner of RW and Haysland
7	\$ 4,800.00	Approved to bill against Allowance #5, already in contract	0	Large Rock Needed at Equalizer Pipe Between Large and Small Pond
8	\$ -	Approved - only changes days in contract (not \$)	9	Weather Days
9	\$ -	VOID	0	Request for Additional Weather Days
10R1	\$ 6,169.25	Approved to bill against Allowance #5, already in contract	0	Relocate Light Pole(s) on RW Street
11	\$ 8,773.00	Approved to bill against Allowance #5, already in contract	0	Replace Existing Sidewalks at Haysland Entrance (not part of original scope)
12	\$ 2,450.00	Approved to bill against Allowance #5, already in contract	0	Add 38+ Shrubs on East side of site
14	\$ 8,100.00	Approved to bill against Allowance #4 & #5, already in contract	0	Added Landscaping (beneath windmill and at steel planters at entrance)
	\$ 108,142.98	Total of CMRs approved to be charged against funds already in contract.	47	
	\$ 5,927.02	Excess Allowance Funds Currently in Contract		

Everything above line is currently in contract.

Everything below line will change the contract.

13R1	\$ (5,927.02)	Approved - Reduces contract by value of Allowances not used	0	Allowance Reconciliation
15	\$ (8,886.00)	Approved - Reduces contract by value of Excess Testing Charges	0	Additional Testing Charges for AMIRI Engineering due to extensive rework
16	\$ (3,200.00)	Approved - Reduces contract by value of Stairs Not Installed	0	Credit for Stairs Not Installed at Vault
	\$ (18,013.02)	Total \$ Deduct for CO #1 & FINAL	47	Days will be added to the contract in CO #1 & Final

For this Change	\$ (18,013.02)
Original Contract Price	\$ 7,071,638.00
Net Total Previous Change Orders	\$ -
Previous Revised Contract Price	\$ 7,071,638.00
This Change Order #1 & FINAL, DEDUCT	\$ 18,013.02
Revised Contract Price This Date	\$ 7,053,624.98

"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 11/12/2024 CMR NUMBER: 1
PROJECT: The Park at Hays Farm
OWNER: City of Huntsville
ARCHITECT: Bostick Landscape Architecture
CONTRACTOR: Bailey Harris

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR): Upgrade weathervane / cupola to a flag image, as opposed to a farm image.

Note: This CMR will not raise the contract value. It will reduce Allowance #5 - Owner Contingency, leaving \$99,629 remaining Allowance #5.

- 1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$371.00
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 - Bailey Harris
B. DESIGNER - Bostick Landscape Architecture

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
X 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)

Noted all right
[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: 05/02/25 CMR NUMBER: 03 REV1

PROJECT: The Park at Hays Farm

OWNER: City of Huntsville

ARCHITECT: Bostick Landscape Architecture

CONTRACTOR: Bailey Harris Construction

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):

Adding lightning protection at the restroom for the cupola.

Note: This CMR will not raise the contract value

It will reduce Allowance #5 - Owner contingency, leaving \$92,089.00 remaining in allowance #5

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$7,540.00

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

THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT

3. SUBMITTED BY:

- A. CONTRACTOR
B. ARCHITECT

Handwritten signatures for Contractor and Architect

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
[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.
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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)

Handwritten signatures for CoH representatives

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 8/15/2025 CMR NUMBER: 4
 PROJECT: The Park at Hays Farm
 OWNER: City of Huntsville
 ARCHITECT: Bostick Landscape Architecture
 CONTRACTOR: Bailey Harris
 DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Material and Labor to install the vault as redesigned by the strutural engineer.
Note: This CMR will not raise the contract value

It will reduce allowance #5 - Owner contingency by \$5,269.29

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$5,269.29
 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 - Bailey Harris [Signature]
 B. DESIGNER - Bostick Landscape Architecture [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
 TECHNICAL COORDINATION

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 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)
- [Signature]
[Signature]
[Signature]

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 8/15/2025 CMR NUMBER: 5
PROJECT: The Park at Hays Farm
OWNER: City of Huntsville
ARCHITECT: Bostick Landscape Architecture
CONTRACTOR: Bailey Harris

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):

Unit price per the contract to remove and backfill unsuitable soils

Note: This CMR will not raise the contract value

It will reduce Allowance #2 - Unsuitable soils by \$1,250.00 and reduce allowance #5 Owner contingency by \$3,150.00

- 1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$4,400.00
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 - Bailey Harris
B. DESIGNER - Bostick Landscape Architecture

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
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X UNFORESEEN CONDITIONS
TECHNICAL COORDINATION

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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: 9/19/25 CMR NUMBER: 6 Rev. 5
 PROJECT: The Park at Hays Farm
 OWNER: City of Huntsville
 ARCHITECT: Bostick Landscape Architecture
 CONTRACTOR: Bailey Harris

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):

ASI 06 Rework the corner of haysland road and R-W road & provide needed delays within schedule for pond & water feature testing.

Note: This CMR will not raise the contract value

It will reduce allowance #5 Owner Contingency by \$60,270.44

- 1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$60,270.44
- 2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 38
- THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT yes

3. SUBMITTED BY:

- A. CONTRACTOR - Bailey Harris Hannah Munster Digitally signed by Hannah Munster
Date: 2025.09.11 08:57:31-0500
- B. DESIGNER - Bostick Landscape Architecture Kimberly Unruh

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
 - X CHANGES IN PROJECT SCOPE OF WORK
 - 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) [Signature]

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CONTRACT MODIFICATION REQUEST

DATE: 9/2/2025 CMR NUMBER: 7

PROJECT: The Park at Hays Farm

OWNER: City of Huntsville

ARCHITECT: Bostick Landscape Architecture

CONTRACTOR: Bailey Harris

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR): ASI 07 add stone at the equilizer pipe between the ponds to prevent erosion

Note: This CMR will not raise the contract value

It will decrease Allowance #5 by \$4,800.00

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$4,800.00

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

THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT no

3. SUBMITTED BY: A. CONTRACTOR - Bailey Harris Hannah Munster

B. DESIGNER - Bostick Landscape Architecture Kimberly Munster

Digitally signed by Hannah Munster Date: 2025.09.11 08:53:04-0500

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

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)

Handwritten signatures of project representatives.

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: 9/5/2025 CMR NUMBER: 8

PROJECT: The Park at Hays Farm

OWNER: City of Huntsville

ARCHITECT: Bostick Landscape Architecture

CONTRACTOR: Bailey Harris

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):

May weather days

Note: This CMR will not raise the contract value

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

2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 9

[X] THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT Yes

3. SUBMITTED BY:

A. CONTRACTOR - Bailey Harris Tyler Hart

B. DESIGNER - Bostick Landscape Architecture

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
[X] 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.
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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: 9/23/2025 CMR NUMBER: 10 Rev. 1
 PROJECT: The Park at Hays Farm
 OWNER: City of Huntsville
 ARCHITECT: Bostick Landscape Architecture
 CONTRACTOR: Bailey Harris

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):

Rerouted and installed new quazite boxes for huntsville utilities

Note: This CMR will not raise the contract value

It will decrease Allowance #5 by \$ 6,169.25

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$ 6,169.25
 2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0
 THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT no

3. SUBMITTED BY:

A. CONTRACTOR - Bailey Harris

Tyler Hart

B. DESIGNER - Bostick Landscape Architecture

Digitally signed by Tyler Hart
 DN: cn=Bailey Harris, o=City of Huntsville
 cn=Tyler Hart, o=City of Huntsville
 cn=City of Huntsville, o=City of Huntsville
 Date: 2025.09.23 10:14:14 -0400

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
- X CHANGES IN PROJECT SCOPE OF WORK
- OWNER REQUESTED UPGRADE
- UNFORESEEN CONDITIONS
- X TECHNICAL COORDINATION

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- X 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.
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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)

"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 9/29/2025 CMR NUMBER: 11

PROJECT: The Park at Hays Farm

OWNER: City of Huntsville

ARCHITECT: Bostick Landscape Architecture

CONTRACTOR: Bailey Harris

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):

Remove and replace 95 LF of sidewalks at the park entrance due to existing damage.

Note: This CMR will not raise the contract value

It will decrease Allowance #5 by \$8,773.00

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$8,773.00

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

THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT no

3. SUBMITTED BY:

A. CONTRACTOR - Bailey Harris [Signature]

B. DESIGNER - Bostick Landscape Architecture [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

X CHANGES IN PROJECT SCOPE OF WORK

OWNER REQUESTED UPGRADE

X UNFORESEEN CONDITIONS

TECHNICAL COORDINATION

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

X 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.

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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 of project representatives]

"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 10/3/2025 CMR NUMBER: 12

PROJECT: The Park at Hays Farm

OWNER: City of Huntsville

ARCHITECT: Bostick Landscape Architecture

CONTRACTOR: Bailey Harris

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):

Adding shrubs per the owners requests

Note: This CMR will not raise the contract value

It will decrease Allowance #5 by \$2,450.00

- 1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$2,450.00
2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0
THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT no

- 3. SUBMITTED BY:
A. CONTRACTOR - Bailey Harris
B. DESIGNER - Bostick Landscape Architecture

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
X 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)

***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

"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 12/19/2025 CMR NUMBER: 13 Rev. 1
 PROJECT: The Park at Hays Farm
 OWNER: City of Huntsville
 ARCHITECT: Bostick Landscape Architecture
 CONTRACTOR: Bailey Harris
 DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):
Credit Unused Allowances that were in the Original Contract

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): -\$5,927.02
 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 - Bailey Harris *Bailey Harris*
 B. DESIGNER - Bostick Landscape Architecture *ch/Bostick*

*****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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CONTRACT MODIFICATION REQUEST

DATE: 12/10/2025 CMR NUMBER: 14

PROJECT: The Park at Hays Farm

OWNER: City of Huntsville

ARCHITECT: Bostick Landscape Architecture

CONTRACTOR: Bailey Harris

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):

Added 3 trees at electrical panel, barberry bushes at windmill and annuals in the planters in front of bathroom

Note: This CMR will not raise the contract value

It will decrease Allowance #5 by \$1,207.02 and decrease Allowance #4 by \$6,892.98

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): \$8,100.00

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

THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT no

3. SUBMITTED BY:

A. CONTRACTOR - Bailey Harris Tyler Harris

B. DESIGNER - Bostick Landscape Architecture

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
X 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)

Handwritten signatures and initials for the estimator, project manager, customer, and GS department head.

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 12/31/2025 CMR NUMBER: 15

PROJECT: The Park at Hays Farm

OWNER: City of Huntsville

ARCHITECT: Bostick Landscape Architecture

CONTRACTOR: Bailey Harris

DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR): Credit for Additional Testing Services by AMIRI Engineering, due to excessive re-work throughout the project. See attached invoices.

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): -\$8,886.00

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 - Bailey Harris Tyler Hart B. DESIGNER - Bostick Landscape Architecture

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)

Handwritten signatures and initials for the representatives listed in item 7.

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"EXHIBIT A"

UPDATED 10/07/2015

CONTRACT MODIFICATION REQUEST

DATE: 1/26/2025 CMR NUMBER: 16
 PROJECT: The Park at Hays Farm
 OWNER: City of Huntsville
 ARCHITECT: Bostick Landscape Architecture
 CONTRACTOR: Bailey Harris
 DESCRIPTION OF CHANGE (BY GENERAL CONTRACTOR):

Deduct for concrete steps not installed
Note: This CMR will decrease the contract value
It will decrease the contract by \$3,200.00

1. TOTAL COST (CONTRACTOR TO ATTACH DETAILED BREAKDOWN): -\$3,200.00
 2. TIME EXTENSION IN CALENDAR DAYS (ATTACH JUSTIFICATION): 0
 THIS CHANGE AFFECTS THE CRITICAL PATH OF THE PROJECT no
 3. SUBMITTED BY:
 A. CONTRACTOR - Bailey Harris Tyler Hart
 B. DESIGNER - Bostick Landscape Architecture [Signature]

Digitally signed by Tyler Hart
 DN: cn=tyler@baileyharris.com, cn=Tyler
 Hart, o=Contract Management,
 ou=Operations, ou=Users, ou=Employees,
 dc=bailey Harris, dc=local
 Date: 2025.01.26 08:56:38-0600

*****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)

[Signature]
[Signature]
[Signature]

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