WHEREAS, pursuant to Neb. Rev. Stat. §23-104(6), the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate powers; and,

WHEREAS, pursuant to Neb. Rev. Stat. §23-103, the powers of the County as a body are exercised by the County Board; and,

WHEREAS, a bid has been awarded to Graham Construction, Inc. in the amount of $3,777,000.00 for materials and construction of Southern Ridge Sanitary Sewer Project, Phase 1 (Resolution 2017-252); and,

WHEREAS, additional work has been identified as identified on the attached Change Orders #1, #2, and #3.

NOW, THEREFORE, BE IT RESOLVED, By the Sarpy County Board of Commissioners, that the Chairman of such Board is hereby authorized to sign the attached Change Order #1 in the amount of an additional $10,530.80; Change Order #2 in the amount of an additional $54,729.75; Change Order #3 in the amount of an additional $13,841.57.

The above Resolution was approved by a vote of the Sarpy County Board of Commissioners at a public meeting duly held in accordance with applicable law on the 20th day of March, 2018.
March 9, 2018

Sarpy County Board of Commissioners
c/o Dan Hoins, County Administrator
1210 Golden Gate Drive
Papillion, NE 68046

RE: Sarpy County – Southern Ridge Sanitary Sewer Phase I
Change Orders 1 through 3 for Contract with Graham Construction, Inc.
File: Landfill (\orion) (H:) abeccard/Sarpy County Southern Ridge Sewer-Lift Station/2018 Memo
to County Board for Change Orders 1 through 3.docx

Commissioners:

On July 25, 2017 the County Board approved Resolution 2017-252 which awarded the construction of the Southern Ridge Sanitary Sewer Project – Phase 1 to Graham Construction, Inc. in the amount of $3,777,000.00. On March 20, 2018 you will be asked to approve Change Order Nos. 1 through 3 for this project.

Change Order No. 1 in the amount of $10,530.80 is for fencing and landscaping improvements to obtain conformance with the City of Springfield Highway 50 Corridor Overlay District for the lift station site. These improvements were not part of the original plans as they were approved by the Springfield City Council on August 1, 2017 after the project was awarded.

Change Order No. 2 in the amount of $54,729.75 is for the construction costs to modify the force main along Highway 50 to accommodate the future Facebook tunnel under Highway 50. You have approved reimbursement of the total costs of construction and engineering by Facebook via Resolution 2018-069 on March 6, 2018. The additional engineering costs of $1,846.00 were also approved via resolution 2018-064 on March 6, 2018.

Change Order No. 3 in the amount of $13,841.57 for two separate items that were not known until after the project was awarded. Change Order No. 1 first item in the amount of $8,118.00 is for a mud mat, which is a special concrete support structure needed to address unstable subsoil conditions at Manhole # 102 that would not allow construction to take place as shown on the plans. This amount of $8,118.00 was negotiated down from an initial request of $10,260.24 for this item.

The Change Order No. 3 second item in the amount of $5,723.57 is for an alignment change near 150th and Capehart Road that required additional pipe and manhole modifications. The original gravity sewer alignment had a conflict with a new MUD water main that was not constructed when the topographic survey for the sewer project was completed. The manhole modifications include a new precast base structure and additional height needed because the design grades of the Capehart Road improvement project are higher than anticipated in the sewer plans.
Please feel free to contact me with any questions at 402-593-1508.

Sincerely,

Arthur D. Beccard, P.E., BCCEE
Sarpy County Manager of Environmental Services

Enclosure

Cc w/enclosure (via email)  Sarpy County Clerk – Deb Houghtaling
                           Sarpy County Deputy Administrator – Scott Bovick
                           Sarpy County Fiscal Director – Brian Hanson
                           Olsson Associates – Ben Day
                           Graham Construction – Morgan Leaders
Change Order

No. 1

Date of Issuance: January 8, 2018

Project: Sarpy County Southern Ridge Sanitary Sewer Phase 1, Springfield Creek Basin

Owner: Public Works Department, Sarpy County, Nebraska, c/o Sarpy County Clerk's Office, 1210 Golden Gate Drive, Suite 1250, Papillion, Nebraska 68046

Contract: Bid Section 1 and 2

Contractor: Graham Construction Inc., 4403 South 139th Street, Omaha NE 68137

Date of Contract: July 25, 2017

Engineer's Project No.: 015-3396

The Contract Documents are modified as follows upon execution of this Change Order:

**Description:**
1. Additional landscaping and fence slats at lift station

**ADD** $10,530.80

**TOTAL ADD** $10,530.80

**Attachments:** See Figure 1 & Graham Construction Proposal

**CHANGE IN CONTRACT PRICE:**

Original Contract Price:

$3,777,000.00

Increase/Decrease from previously approved Change Orders No. -- to No. --:

$ N/A

Contract Price prior to this Change Order:

$3,777,000.00

Increase of this Change Order:

$10,530.80

Contract Price incorporating this Change Order:

$3,787,530.80

**CHANGE IN CONTRACT TIMES:**

Original Contract Times:

Substantial completion: August 1, 2017

Ready for final payment: November 30, 2018

Increase/Decrease from previously approved Change Orders No. -- to No. --:

$ N/A

Contract Times prior to this Change Order:

Substantial completion: August 1, 2017

Ready for final payment: November 30, 2018

Increase of this Change Order:

Substantial completion: N/A

Ready for final payment: N/A

Contract Times with all approved Change Orders:

Substantial completion: August 1, 2017

Ready for final payment: November 30, 2018

**RECOMMENDED:**

By: [Signature]

Date: 1/8/18

Approved by Funding Agency (if applicable):

[Signature]

Date:

**ACCEPTED:**

By: [Signature]

Date: 3/20/18

By: [Signature]

Date: 3/4/18

cc: Public Works Department, Sarpy County, Nebraska - Owner
Graham Construction, Inc. - Contractor
Olsson File - (2 Copies) - O

F:\Projects\015-3396\Construction\Contract Documents\Change Order\CO#1.doc

EJCDC C-941 Change Order
Prepared by the Engineers Joint Contract Documents Committee and endorsed by the Construction Specifications Institute.
PROVIDE NATURAL EARTH TONE SLATS IN CHAIN LINK FENCE. FENCES SHOULDN'T BE INSTALLED WITH A MINIMUM OF 75% PRIVACY. INCLUDE A LOCKING SYSTEM ON THE TOP OF FENCE. PROVIDE ONE (1) WITH AVERAGE SPREAD OF CROWN OF GREATER THAN 15' AT MATURITY. TREES CAN CONSIST OF THE FOLLOWING:
- BLACKHILLS SPRUCE
- CONCOLOR FIR
- EASTERN WHITE PINE
- EASTERN WHITE PINE
Southern Ridge Sanitary Sewer Phase 1 – Lift Station Landscaping and Fence Modifications

To: Olsson Associates
Attn: Ben Day

October 31, 2017

Ben,

The following is our proposal for the additional landscaping and fence slats at the lifts station. As you will see, there is both subcontractor and Graham Construction costs. The self-performed portion being an estimated manual watering for the landscaping as currently there is no onsite water.

**Total Change Request**

$10,530.80

If you have any questions regarding this issue, please do not hesitate to contact me at 402-594-3817.

Thanks,

Morgan Leaders
Project Manager
Graham Construction, Inc.
(c) 402-594-3817

Attached: Backup
Graham Construction

Lift Station Landscaping and Fence Change

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<th>$/UNIT</th>
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<tr>
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<td>Safety Guard - Fence Slats</td>
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</table>
**Change Order**

**No. 2**

**Date of Issuance:** March 5, 2018  
**Effective Date:** March 5, 2018

**Project:** Sarpy County Southern Ridge Sanitary Sewer Phase 1, Springfield Creek Basin  
**Owner:** Public Works Department, Sarpy County, Nebraska, c/o Sarpy County Clerk’s Office, 1210 Golden Gate Drive, Suite 1250, Papillion, Nebraska 68046

**Contract:** Bid Section 1 and 2  
**Contractor:** Graham Construction Inc., 4403 South 139th Street, Omaha NE 68137  
**Date of Contract:** July 25, 2017  
**Engineer's Project No.:** 015-3396

The Contract Documents are modified as follows upon execution of this Change Order:

**Description:**
1. Modification of Force Main from Station 2058+59 to approximately Station 2063+25 to accommodate future Facebook Tunnel.

**Attachments:** Graham Construction proposal dated 2/19/18.

<table>
<thead>
<tr>
<th>CHANGE IN CONTRACT PRICE:</th>
<th>CHANGE IN CONTRACT TIMES:</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Original Contract Price:</strong></td>
<td><strong>Original Contract Times:</strong></td>
</tr>
</tbody>
</table>
| $3,777,000.00 | □ Working days  
| | ☒ Calendar days |
| **Increase from previously approved Change Orders No. 1 to No. 1:** | **Substantial completion:** August 1, 2017  
| $10,530.80 | **Ready for final payment:** November 30, 2018 |
| **Contract Price prior to this Change Order:** | **Increase from previously approved Change Orders No. 1 to No. 2:** |
| $3,787,530.80 | **Seven (7) days*** |
| **Increase of this Change Order:** | **Contract Times prior to this Change Order:** |
| $54,729.75 | **Substantial completion:** August 1, 2017  
| | **Ready for final payment:** November 30, 2018 |
| **Contract Price incorporating this Change Order:** | **Increase of this Change Order:** |
| $3,842,260.55 | **Substantial completion:** May 12, 2018*  
| | **Ready for final payment:** November 30, 2018 |

**Contract Times with all approved Change Orders:**
- **Substantial completion:** May 12, 2018*  
- **Ready for final payment:** November 30, 2018

*Substantial Completion for Lift Station & Force Main

**RECOMMENDED:**  
By: [Signature]  
Engineer (Authorized Signature)  
**Date:** 3/6/18  
Approved by Funding Agency (if applicable):

**ACCEPTED:**  
By: [Signature]  
Owner (Authorized Signature)  
**Date:** 3/20/18

**ACCEPTED:**  
By: [Signature]  
Contractor (Authorized Signature)  
**Date:** 3/7/18

**cc:** Public Works Department, Sarpy County, Nebraska - Owner  
Graham Construction, Inc. - Contractor

**Olsson File - (2 Copies) - O**

**F:/Projects/015-3396/60-Construction/Contract Documents/Change Order/CO#2.doc**
Southern Ridge Sanitary Sewer Phase 1 – Force Main at Facebook

To: Olsson Associates
Attn: Ben Day

February 19, 2018

Ben,

The following is our proposal for the changes to the Force Main due to Facebook. The work requested is to be performed by General Excavating. The subcontractor is requesting an additional 7 days to complete this work. Please advise as to this request.

**Total Change Request $54,729.85**

If you have any questions regarding this issue, please do not hesitate to contact me at 402-594-3817.

Thanks,

Morgan Leaders
Project Manager
Graham Construction, Inc.
(c) 402-594-3817

Attached: Backup
Change Order
No. 3

Date of Issuance: March 6, 2018

Project: Sarpy County Southern Ridge Sanitary Sewer Phase 1, Springfield Creek Basin

Contract: Bid Section 1 and 2

Contractor: Graham Construction Inc., 4403 South 139th Street, Omaha NE 68137

Owner: Public Works Department, Sarpy County, Nebraska, c/o Sarpy County Clerk's Office, 1210 Golden Gate Drive, Suite 1250, Papillion, Nebraska 68046

Engineer's Project No.: 015-3396

Date of Contract: July 25, 2017

The Contract Documents are modified as follows upon execution of this Change Order:

Description:
1) Unsuitable mud mat
ADD $8,118.00
2) Bore alignment change @ Capehart Road
ADD $5,723.57
TOTAL ADD $13,841.57

Attachments: Mud mat request from Graham dated 10/31/18 w/attached email dated 2/27/18; Bore alignment request from Graham dated 2/28/18.

CHANGE IN CONTRACT PRICE:

Original Contract Price:
$3,777,000.00

Increase from previously approved Change Orders No. 1 to No. 2:
$65,260.55

Contract Price prior to this Change Order:
$3,842,260.55

Increase of this Change Order:
$13,841.57

Contract Price incorporating this Change Order:
$3,856,102.12

CHANGE IN CONTRACT TIMES:

Original Contract Times:
Substantial completion: August 1, 2017
Ready for final payment: November 30, 2018

Increase from previously approved Change Orders No. 1 to No. 2:
Seven (7) days*

Contract Times prior to this Change Order:
Substantial completion: May 12, 2018*
Ready for final payment: November 30, 2018

Increase of this Change Order:
Substantial completion: N/A
Ready for final payment: N/A

Contract Times with all approved Change Orders:
Substantial completion: May 12, 2018*
Ready for final payment: November 30, 2018

*Substantial Completion for Lift Station & Force Main

RECOMMENDED:
By: Ben Hay
Engineer (Authorized Signature)
Date: 3/6/18

ACCEPTED:
By: David A.
Owner (Authorized Signature)
Date: 3/20/18

By: [Signature]
Contractor (Authorized Signature)
Date: 3/9/18

cc: Public Works Department, Sarpy County, Nebraska - Owner
Graham Construction, Inc. - Contractor
Olsson File - (2 Copies) - O

F:\Projects\015-3396\Construction\Contract Documents\Change Order\CO\3.doc

EJCDC C-941 Change Order
Prepared by the Engineers Joint Contract Documents Committee and endorsed by the Construction Specifications Institute.
Page 1 of 1
Southern Ridge Sanitary Sewer Phase 1 – Unsuitable Mud Mat

To: Olsson Associates
Attn: Ben Day

October 31, 2017

Ben,

The following is our proposal for the additional mud mat required for unsuitable soil per Olsson directive. As you will see, the costs incurred are Graham Construction costs. The over excavation, backfill, concrete and labor to perform such costs are included for each occurrence. Equipment rates are for rental plus fuel as the operators are shown separate. Please review and issue a change order as a separate SOV on the next pay applications.

Total Change Request $10,260.24 $6,568.80

If you have any questions regarding this issue, please do not hesitate to contact me at 402-594-3817.

Thanks,

Morgan Leaders
Project Manager
Graham Construction, Inc.
(c) 402-594-3817

We agree that additional effort was required to install the mud-mat, however, the cause for needing a mud mat is debatable. There were things that Graham could have done differently but there were also conditions out of Graham’s control such as abnormal rainfall. Based upon our observations, the work associated with the effort to install a mud mat was one day. Other work involved with excavation and backfill are associated with the fact that the original excavation was too small to accommodate methods of controlling the groundwater and positive drainage away from the manhole base. We propose a compromise by compensating for one day of additional labor and equipment costs. Please let us know if Graham agrees to this price of $6,568.80 so a change order can be processed.

Ben Day
Graham Construction

Unsuitable Mud Mat Change - Per Each Occurrence

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<tr>
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<th>$/Unit</th>
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<tr>
<td>Superintendent</td>
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<td>2</td>
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<td>$10,260.24</td>
</tr>
</tbody>
</table>
Guys – I know it has been awhile but I have spent some time on this to refresh my mind on this occurrence. While I don’t necessarily disagree with the assessment that Graham could’ve do some things different to help the situation the fact remains that we faced a very difficult situation that not only stopped progress in the field but required additional resources to help solve the problem that was above and beyond the contract requirements. When pricing this change we left out cost of the following items that were directly related to this situation such as fuel for the equipment, production inefficiency, resource reallocation, over time for the crew and additional equipment brought to the site such as street plates, trucking cost for these plates, operators to load these at our yard etc. We tried to make this pricing as fair as possible. When this all began I started a separate tracking code that captured our costs associated with this occurrence. Graham’s actual cost is $8118.00. At the bare minimum that is our bottom line. We feel we should not have to complete this work at a loss and propose that this change order be settled at Graham’s exposed cost. Please review this proposal and let me know if you agree to this and we will close this item.

Thank you

Ben Day

From: Ben Day [mailto:jday@olssonassociates.com]
Sent: Friday, November 3, 2017 9:14 AM
To: Morgan Leaders <morganl@grahamus.com>
Cc: Matthew Markham <mmarkham@olssonassociates.com>; Art Beccard <abeccard@sarpy.com>
Subject: RE: October Pay App

Morgan,
Attached is a response to your request for additional compensation for the mud mat. We agree that additional effort was required to install the mud-mat, however, the cause for needing a mud mat is debatable. There were things that Graham could have done differently but there were also conditions out of Graham's control such as abnormal rainfall. Based upon our observations, the work associated with the effort to install a mud mat was one day. Other work involved with excavation and backfill are associated with the fact that the original excavation was too small to accommodate methods of controlling the groundwater and positive drainage away from the manhole base. We propose a compromise by compensating for one day of additional labor and equipment costs. Please let us know if Graham agrees to this price of $6,568.80 so a change order can be processed.

Thank you,

Ben Day, PE | Water/Wastewater | Olsson Associates
601 P Street, Suite 200 | Lincoln, NE 68508
2111 S. 67th St, Suite 200 | Omaha, NE 68106
DIR 402.458.5693 | jday@olssonassociates.com
Southern Ridge Sanitary Sewer Phase 1 – Bore Alignment Change at Capehart RD

To: Olsson Associates
Attn: Ben Day

February 28, 2018

Ben,

The following is our proposal for the revised gravity main alignment, manhole adjustment and bore skew per Olsson directive. As you will see, the costs incurred are Graham Construction costs. Equipment rates are for rental plus fuel as the operators are shown separate. Please review and issue a change order as a separate SOV on the next pay applications.

**Total Change Request** $5,723.57

If you have any questions regarding this issue, please do not hesitate to contact me at 402-594-3817.

Thanks,

Morgan Leaders
Project Manager
Graham Construction, Inc.
(c) 402-594-3817

Attached: Backup
Graham Construction

Gravity Line Alignment Change at Capehart

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Subtotal \( $4,892.47 \)

5% Markup Subs \( $7.50 \)

15% Markup Self Performed \( $711.37 \)

Bond \( $112.23 \)

Total \( $5,723.57 \)