

April 15, 2016

Mr. Cameron Lane  
Walters Construction Co., Inc.  
2051 Highway 84 East  
Laurel, MS 39443

REFERENCE: 7<sup>TH</sup> AVENUE RECONSTRUCTION  
CITY OF LAUREL

Dear Cameron:

This letter is in response to Walters Construction Company's verbal request made in a meeting with myself and the Mayor on April 7, 2016, to evaluate and/or re-evaluate the following items related to the above referenced contract:

1. *Curb & Gutter Islands at Station 20+25 and 21+65* – 3 calendar days have been requested for the addition of the curb & gutter islands at these two locations. Neel-Schaffer has reviewed the request and three (3) calendar days will be recommended to the City in Change Order No. 2 for this work.
2. *Thrust Blocks south of 7<sup>th</sup> Street intersection* – An additional 2 calendar days have been requested for the installation of thrust blocks on the existing water line. On October 14 and October 31, 2016, Walters requested time for installation of thrust blocks on the existing waterline. In a letter dated November 10, 2015, Neel-Schaffer identified four (4) calendar days which are justified for the thrust blocks installed on 8/13/15 (1 installed), 8/27/15 (2 installed), 9/21/15 (1 installed), and 10/21/15 (2 installed). On 11/20/15 an additional 2 thrust blocks were installed. One (1) calendar day will be recommended to the City in Change Order No. 2 for the installation of the thrust blocks on 11/20/15.
3. *Removal of Pavement at Intersections* – 10 calendar days have been requested for the additional pavement removal that was made at each of the five intersections along the project. Neel-Schaffer has re-evaluated the request and ten (10) calendar days be recommended to the City in Change Order No. 2 for the changed scope of work.
4. *Overrun of Sidewalk Quantity* – 3 calendar days have been requested for the overrun of sidewalk quantity pay item. The original quantity for sidewalk was 250 SY. The final sidewalk quantity was 484 SY. In a letter dated October 26, 2015, Walters was instructed to incorporate ADA accessible ramps to the sidewalks at three intersections. The letter requested that Walters provide a change order request for this work including "the additional time required...to perform the work as shown on the drawings." The letter also approximated the sidewalk quantity to be 190 SY, thereby adjusting the quantity to 440 SY. Change Order Request No. 6 from Walters includes the sidewalk work and 18 calendar days which were approved in Change Order No. 1. Therefore, the actual overrun of the sidewalk pay item is 44 SY or 10%. In accordance with Section 0700, Paragraph 9.07 and 11.03 B of the Contract Documents, this item does not justify a time extension.
5. *Change Order Request No. 7* – This request is included in Change Order No. 2 as Pay Item No. 45.0 and includes the addition of three (3) calendar days.
6. *Change Order Request No. 8* – This request is included in Changer Order No. 2 as Pay Item 37.7 and includes the addition of one (1) calendar day.
7. *Change Order Request No. 9* – This request is included in Change Order No. 2 as Pay Item 46.0 and includes no additional time. Change Order No. 1 included three (3) days for the installation of this inlet.

As outlined above, an additional eighteen (18) calendar days will be recommended in Change Order No. 2 for unforeseen conditions and/or changes in the project scope. In a letter dated November 10, 2015, nine (9) days for unforeseen conditions were offered to Walters but were not accepted. In a letter dated October 6, 2015,

thirteen (13) calendar days were offered to Walters for rain and weather related delays; these days were also not accepted by Walters.

As documented above, Neel-Schaffer will recommend a total of forty (40) calendar days to the City for approval in Change Order No. 2. The current contract completion date is October 12, 2015. Change Order No. 2, if approved by the City council, will revise the completion date to November 21, 2015.

As you are aware, substantial completion was reached on January 8, 2016. The Contract Documents state that liquidated damages will be assessed in the amount of \$700 per day until final completion of the project is reached. The City of Laurel will assess liquidated damages in accordance with the Contract. Assuming that the City Council approves Change Order No. 2, Liquidated Damages will be assessed on Pay Application No. 13 in the amount of \$33,600.

If you have any questions or need additional information please call me.

Sincerely,

NEEL-SCHAFFER, INC.



Mandolyn M. Hegwood, P.E.  
Assistant Engineer Manager

c: Mayor Johnny Magee  
Scottie Walters  
Dee Dee Bassi



## CONTRACT CHANGE ORDER NO. 2

OWNER: City of Laurel

CONTRACTOR: Walters Construction Company

PROJECT NAME: 7th Avenue Reconstruction

CONTRACT NUMBER: 11504-03

REASON FOR CHANGE: The contractor encountered additional work related to drainage inlets and removal of traffic striping. This work resulted in the need for additional pay items and additional contract time.

You Are Hereby Requested to Comply with the Following Changes from the Contract Plans, Specifications and Contract Documents: (Use Additional Sheets if Required)

D E D U C T I O N S				UNIT	TOTAL
ITEM NO.	DESCRIPTION OF CHANGES	QTY	UNIT	COST	CONTRACT
37.5	Thermoplastic Legend, White	1324	LF	\$58.85	\$77,917.40
44.0	Removal and Replacement of Grate Inlet	1	EA	\$5,359.57	\$5,359.57
Total Deductions =					-\$83,276.97
A D D I T I O N S				UNIT	TOTAL
ITEM NO.	DESCRIPTION OF CHANGES	QTY	UNIT	COST	CONTRACT
45.0	Modified Curb Inlet	1	EA	\$5,136.68	\$5,136.68
44.1	Removal and Replacement of Grate Inlet	1	EA	\$4,359.57	\$4,359.57
37.6	Thermoplastic Legend, White	1324	SF	\$11.00	\$14,564.00
37.7	Removal of Traffic Stripe	2500	LF	\$1.75	\$4,375.00
29.2	Leveling Course	448.08	TONS	\$100.00	\$44,808.00
46.0	Curb Inlet Top @ 5th Street	1.00	EA	\$2,039.68	\$2,039.68
Total Additions =					\$75,282.93
TOTAL DEDUCTIONS =					-\$83,276.97
TOTAL ADDITIONS =					\$75,282.93
NET RESULT =					-\$7,994.04

ORIGINAL CONTRACT AMOUNT: \$2,137,509.09

TOTAL CONTRACT CHANGES TO DATE: \$16,800.00

CURRENT CONTRACT AMOUNT: \$2,154,309.09

THIS CONTRACT CHANGE: -\$7,994.04

REVISED CONTRACT AMOUNT: \$2,146,315.05

CURRENT CONTRACT COMPLETION DATE: October 12, 2015

TIME EXTENSION REQUIRED BY CHANGE: 40

REVISED CONTRACT COMPLETION DATE: November 21, 2015

NOTE: THIS DOCUMENT SHALL BE AN AMENDMENT TO THE CONTRACT AND ALL PROVISIONS OF THE CONTRACT WILL APPLY.

RECOMMENDED BY:

*Maddlyn Hegwood*  
Neel-Schaffer, Inc.

ENGINEER

*4/15/16*  
DATE

ACCEPTED BY:

Walters Construction Company  
CONTRACTOR

DATE

APPROVED BY:

City of Laurel, Mississippi  
OWNER

DATE

April 15, 2016  
N-S Project No. 11504-03

Mayor Johnny Magee  
City of Laurel  
Post Office Box 647  
Laurel, Mississippi 39440

REFERENCE: 7<sup>th</sup> AVENUE RECONSTRUCTION  
CITY OF LAUREL, MISSISSIPPI

Dear Mayor Magee,

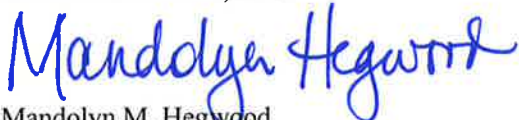
Attached, please find Application for Payment No. 13 for the above referenced project for the period of January 1, 2016 through February 29, 2016. As discussed with the City, this pay application includes the assessment of \$33,600.00 in liquidated damages in accordance with the Contract Documents. Therefore, we recommend payment be made to Walters Construction Company, Inc. in the amount of \$102,089.56 for work completed during this period. The following is a historical tabulation of monthly payments to Walters Construction Company, Inc. including this application for payment:

Construction Contract				<u>Status</u>
Application for Payment No. 1	=	\$	17,137.05	Paid
Application for Payment No. 2	=	\$	40,785.08	Paid
Application for Payment No. 3	=	\$	79,908.40	Paid
Application for Payment No. 4	=	\$	63,650.14	Paid
Application for Payment No. 5	=	\$	66,219.01	Paid
Application for Payment No. 6	=	\$	143,942.10	Paid
Application for Payment No. 7	=	\$	221,789.42	Paid
Application for Payment No. 8	=	\$	374,959.48	Paid
Application for Payment No. 9	=	\$	301,431.50	Paid
Application for Payment No. 10	=	\$	136,299.94	Paid
Application for Payment No. 11	=	\$	421,025.42	Paid
Application for Payment No. 12	=	\$	0.00	NOT USED
Application for Payment No. 13	=	\$	102,089.56	-----> Amount Due

If you have any questions or need any additional information, please call me.

Sincerely,

NEEL-SCHAFFER, INC.



Mandolyn M. Hegwood  
Assistant Engineer Manager

Attachments

cc: Mary Ann Hess, City Clerk, City of Laurel

# APPLICATION FOR PAYMENT

To: City of Laurel  
P.O. Box 647  
Laurel, MS 39441

Project: 7th Ave. Reconstruction

Application No. 13 Page 1 of 5

From: Walters Construction Co, Inc.  
2051 Hwy 84 East  
Laurel, MS 39443

Architect: Neel Schaffer

Application Date: 1/30/2016

Period From: 1/1/2016

To: 2/29/2016

Contract Date: 1/6/2015

## APPLICATION RECAPITULATION

Original Contract 2,062,237.32  
Net Change by Change Orders ~~66,874.77~~  
Contract Total to Date 2,129,109.09  
Total Completed and Stored to Date 2,028,991.99  
Retainage:  
0.0% of Completed Work 51,354.80  
0.0% of Stored Materials 0.00  
Less Total Retainage 51,354.80  
Total Earned Less Retainage 1,977,637.17  
Less Previous Certificates 1,867,147.68  
Current Payment Due 110,489.54

Balance of Contract 151,471.92

Approved by: Muddy D. Legwood

Date: 4/15/16

## CHANGE ORDER SUMMARY

	ADDITIONS	DEDUCTIONS
Total Approved Previous	16,800.00	<del>1446</del> 0.00
Total Approved this Month	75,282.93	<del>25,200.00</del> 83,276.97
Totals	92,082.93	<del>25,244.16</del> 83,276.97
Net Changes	<del>66,874.77</del>	88,805.96

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

By: [Signature]  
Walters Construction Co, Inc.

State Of Mississippi

County Of: Jones

Subscribed and sworn to before me this

30 day of January

2016

Notary Public: [Signature]  
My Commission Expires:



7th Ave Reconstruction  
Pay Estimates #13

Start Date 12/30/2016  
End Date 2/28/2016

Cost Code	Description	Est. Qty.	Current Qty.	Previous Date Qty.	Allowed to date	Unit	Unit Price	Current Total	Allowed to Date Total	Job Total	Over/ (Under)
1.0	Mobilization	1.00	0.00	1.000	1.000	LS	\$ 180,387.75	\$0.00	\$180,387.75	\$180,387.75	\$0.00
2.0	Site Work	1.00	0.00	1.000	1.000	LS	\$ 64,241.90	\$0.00	\$64,241.90	\$64,241.90	\$0.00
3.0	Maintenance of Traffic	1.00	0.00	1.000	1.000	LS	\$ 71,166.85	\$0.00	\$71,166.85	\$71,166.85	\$0.00
4.0	Abandonment of Existing Water Service at Existing Main	92.00	2.00	143.000	145.000	EA	\$ 117.65	\$235.30	\$17,059.25	\$10,823.80	\$6,235.45
5.0	Water Service Assembly From Existing Main to Existing Meter	89.00	0.00	82.000	82.000	EA	\$ 1,049.30	\$0.00	\$86,042.60	\$93,387.70	(\$7,345.10)
5.1	2" Water Service Assembly From Existing Main to Existing Meter	3.00	0.00	6.000	6.000	EA	\$ 1,149.30	\$0.00	\$6,895.80	\$3,447.90	\$3,447.90
6.0	6" Hot Tap	2.00	0.00	2.000	2.000	EA	\$ 1,412.95	\$0.00	\$2,825.90	\$2,825.90	\$0.00
7.0	6" Valve Insertion	2.00	0.00	0.000	0.000	EA	\$ 5,647.25	\$0.00	\$0.00	\$11,294.50	(\$11,294.50)
8.0	Fire Hydrant with Gate Valve Assembly	3.00	0.00	2.000	2.000	EA	\$ 3,448.15	\$0.00	\$6,896.30	\$10,344.45	(\$3,448.15)
8.1	Fire Hydrant without Gate Valve Assembly	3.00	0.00	3.000	3.000	EA	\$ 3,544.65	\$0.00	\$10,633.95	\$10,633.95	\$0.00
9.0	Removal of Fire Hydrant	4.00	0.00	1.000	1.000	EA	\$ 588.25	\$0.00	\$588.25	\$2,353.00	(\$1,764.75)
10.0	Cleaning of Sewer Line	4,412.00	0.00	4296.000	4296.000	LF	\$ 3.10	\$0.00	\$13,317.60	\$13,677.20	(\$359.60)
11.0	Television Inspection of Sewer Line	4,412.00	0.00	4296.000	4296.000	LF	\$ 1.35	\$0.00	\$5,799.60	\$5,799.60	\$0.00
12.0	Reconstruction of Sewer by Cured-In-Place Pipe	4,412.00	0.00	4281.000	4281.000	LF	\$ 44.10	\$0.00	\$188,809.74	\$184,569.20	(\$4,240.54)
13.0	Point Repair of Sewer Line	175.00	0.00	79.231	79.231	LF	\$ 40.40	\$0.00	\$3,200.94	\$7,070.00	(\$3,869.06)
14.0	Manhole Rehabilitation	144.00	0.00	107.710	107.710	VLF	\$ 296.50	\$0.00	\$31,936.02	\$42,696.00	(\$10,759.98)
15.0	8" Sewer Line, SDR-26 PVC	282.00	0.00	305.750	305.750	LF	\$ 15.00	\$0.00	\$10,701.25	\$9,870.00	\$831.25
16.0	Removal of Existing Gravity Sewer Line, All Types, All Sizes, All Depths	282.00	0.00	318.750	318.750	LF	\$ 17.00	\$0.00	\$5,418.75	\$4,784.00	\$634.75
17.0	Removal and Replacement of Sewer Services from Main	89.00	0.00	82.000	82.000	EA	\$ 1,498.50	\$0.00	\$122,877.00	\$133,366.50	(\$10,489.50)
18.0	48" Diameter Concrete Manhole	1.00	0.00	1.000	1.000	EA	\$ 5,436.90	\$0.00	\$5,436.90	\$5,436.90	\$0.00
18.1	48" Diameter Concrete Manhole, 0-8 ft. depth	1.00	0.00	1.000	1.000	EA	\$ 3,529.24	\$0.00	\$3,529.24	\$3,529.24	\$0.00
19.0	Adjustment of Manholes, Manual	18.00	0.00	18.000	18.000	EA	\$ 911.18	\$0.00	\$16,401.24	\$16,401.24	\$0.00
19.1	Adjustment of Water Valve Boxes, Manual	8.00	0.00	8.000	8.000	EA	\$ 882.40	\$0.00	\$7,059.20	\$7,059.20	\$0.00
20.0	Removal of Obstructions	1.00	0.00	1.000	1.000	LS	\$ 15,572.20	\$0.00	\$15,572.20	\$15,572.20	\$0.00
21.0	Removal of Pavement, All Types, All Thicknesses	11,450.00	0.00	12148.274	12148.274	SY	\$ 4.70	\$0.00	\$57,096.89	\$53,815.00	\$3,281.89
22.0	Removal of Driveways, All Types, All Thicknesses	540.00	0.00	588.116	588.116	SY	\$ 5.75	\$0.00	\$3,381.67	\$3,105.00	\$276.67
23.0	Reinforced Concrete Driveway, 6" Thick	325.00	0.00	727.018	727.018	SY	\$ 76.70	\$0.00	\$55,782.28	\$40,267.50	\$15,514.78
24.0	Removal of Curb and Gutter, All Types	5,875.00	0.00	6781.800	6781.800	LF	\$ 3.45	\$0.00	\$23,397.21	\$20,268.75	\$3,128.46
25.0	Concrete Curb and Gutter	5,875.00	0.00	6460.530	6460.530	LF	\$ 17.65	\$0.00	\$114,028.35	\$103,693.75	\$10,334.60
26.0	Removal of Sidewalk, All Types, All Thicknesses	250.00	0.00	414.896	414.896	ST	\$ 5.75	\$0.00	\$2,385.65	\$1,437.50	\$948.15
27.0	Reinforced Concrete Sidewalk, 4" Thick	250.00	0.00	484.371	484.371	ST	\$ 62.20	\$0.00	\$30,127.87	\$15,550.00	\$14,577.87
28.0	Cold Milling of Bituminous Pavement, All Depths	3,410.00	37.78	3735.670	3735.670	ST	\$ 10.10	\$381.56	\$38,113.84	\$34,441.00	\$3,672.84
29.0	Hot Mix Asphalt, SC-1	1,855.00	338.43	1167.570	1506.000	TN	\$ 106.60	\$36,076.64	\$160,539.60	\$197,743.00	(\$37,203.40)
29.1	Hot Mix Asphalt, HBI-1	2,810.00	0.00	2320.120	2320.120	TN	\$ 94.20	\$0.00	\$218,555.30	\$284,702.00	(\$66,146.70)
30.0	Geotextile Stabilization, Type V, Non-Woven	14,775.00	0.00	14292.722	14292.722	SY	\$ 1.50	\$0.00	\$21,439.08	\$22,162.50	(\$723.42)
31.0	Crushed Stone Base	2,460.00	0.00	2332.082	2332.082	CY	\$ 97.65	\$0.00	\$227,727.83	\$240,219.00	(\$12,491.17)
32.0	Select Backfill	4,600.00	0.00	5450.307	5450.307	CY	\$ 9.95	\$0.00	\$54,230.55	\$45,770.00	\$8,460.55
33.0	Excess Excavation	3,500.00	0.00	3143.090	3143.090	CY	\$ 6.60	\$0.00	\$20,744.39	\$23,100.00	(\$2,355.61)
34.0	Solid Sod, Centipede	2,480.00	300.00	1682.000	1982.000	SY	\$ 5.60	\$1,680.00	\$11,099.20	\$13,888.00	(\$2,788.80)
35.0	15" HDPE Pipe	400.00	0.00	425.410	425.410	LF	\$ 14.35	\$0.00	\$6,104.63	\$5,740.00	\$364.63
36.0	Concrete Curb Inlet	2.00	0.00	2.000	2.000	EA	\$ 2,029.50	\$0.00	\$4,059.00	\$4,059.00	\$0.00
37.0	6" Thermoplastic Stripe, Continuous White	9,088.00	8,744.60	0.000	8744.600	LF	\$ 1.20	\$10,493.52	\$10,493.52	\$10,905.60	(\$412.08)
37.1	6" Thermoplastic Stripe, Continuous Yellow	9178.00	9,742.00	0.000	9742.000	LF	\$ 1.20	\$11,690.40	\$11,690.40	\$11,013.60	\$676.80
37.2	Thermoplastic Detail Stripe, White	1081.00	1,493.70	0.000	1493.700	LF	\$ 1.75	\$2,613.98	\$2,613.98	\$1,891.75	\$722.23
37.3	Thermoplastic Detail Stripe, Yellow	1866.00	1,440.80	0.000	1440.800	LF	\$ 1.75	\$2,521.05	\$2,521.05	\$3,265.50	(\$744.45)
37.4	Thermoplastic Legend White	1333.00	1,167.84	0.000	1167.840	LF	\$ 1.75	\$2,043.72	\$2,043.72	\$2,332.75	(\$289.03)
37.5	Thermoplastic Legend Yellow	1324.00	0.00	0.000	0.000	SF	\$ 58.85	\$0.00	\$0.00	\$77,917.40	(\$77,917.40)
38.0	Standard Roadside Signs	123.00	105.00	0.000	105.000	SF	\$ 40.25	\$4,226.25	\$4,226.25	\$4,950.75	(\$724.50)
39.0	Steel U-Section Sign Posts	252.00	180.00	0.000	180.000	LF	\$ 8.25	\$1,485.00	\$1,485.00	\$2,079.00	(\$594.00)
40.0	Vehicle Loop Assemblies	896.00	0.00	824.000	824.000	LF	\$ 17.65	\$0.00	\$14,543.60	\$15,814.40	(\$1,270.80)
41.0	Traffic Rated Grate and Frame	1.00	0.00	1.000	1.000	LF	\$ 1,568.00	\$0.00	\$1,568.00	\$1,568.00	\$0.00
42.0	Riser Ring for AT & T Manhole	1.00	0.00	1.000	1.000	LF	\$ 605.00	\$0.00	\$605.00	\$605.00	\$0.00
43.0	ADA Warning Surface	19.00	0.00	19.000	19.000	LF	\$ 302.01	\$0.00	\$5,738.19	\$5,738.19	\$0.00
44.0	Removal and Replacement of Grate Inlet	1.00	-1.00	1.000	0.000	LF	\$ 5,359.57	-\$5,359.57	\$0.00	\$5,359.57	(\$5,359.57)
45.0	Modified Curb Inlet	0.00	1.00	0.000	1.000	LF	\$ 5,136.68	\$5,136.68	\$5,136.68	\$0.00	\$5,136.68
44.1	Removal and Replacement of Grate Inlet	0.00	1.00	0.000	1.000	LF	\$ 4,359.57	\$4,359.57	\$4,359.57	\$0.00	\$4,359.57
47.0	Thermoplastic Legend White	0.00	942.00	0.000	912.000	SF	\$ 11.00	\$10,362.00	\$10,362.00	\$0.00	\$10,362.00
48.0	Removal of Traffic Stripe	0.00	2,500.00	0.000	2500.000	LF	\$ 1.75	\$4,375.00	\$4,375.00	\$0.00	\$4,375.00
49.0	Leveling Course	0.00	448.08	0.000	418.000	LF	\$ 100.00	\$44,808.00	\$44,808.00	\$0.00	\$44,808.00
50.0	Curb Inlet Top @ 8th Street	0.00	1.00	0.000	1.000	LS	\$ 2,039.68	\$2,039.68	\$2,039.68	\$0.00	\$2,039.68
PAY ESTIMATES TOTALS								\$137,129.09	\$2,054,191.85	\$2,154,309.09	-\$100,117.24
Total Earned - Regular Work									\$2,054,191.85		
Less Retainage									\$0.00		
Total Due - Regular Work									\$2,054,191.85		
Less Previous Payments									\$1,867,147.61		
Net Amount Due This Estimate									\$187,044.24		
Liquidated Damages									-\$26,200.00		
Net Payment Due									\$160,844.24		

2.5% 0.0%

\$2,054,191.85  
\$0.00  
\$2,054,191.85  
\$1,867,147.61  
\$187,044.24  
-\$26,200.00  
\$160,844.24

51,354.80  
2,002,837.05  
195,689.56

MA

4/5/16  
Rhonda J. Ballard

