

Project Name Secondary Digester Cover and Gas Mixing Equipment Replacement

B&McD Project No. 46329

Owner City of Rapid City, South Dakota

Client Project No. WRF07-1549A

Contractor Heavy Constructors, Inc.

The below noted modifications to subject Contract are directed by Owner and accepted by Contractor:

Change Order No. 3F shall include the Work described in Potential Change Order (PCO) No. 12 which is attached here in for reference.

The modification noted above resulted in a decrease of \$55,385.00 in Contract Price, the Current Contract Price being:

|  |                |
|--|----------------|
| Original Contract Price.....   | \$638,400.00   |
| Total net amount of all previous Change Orders.....(+or-)            | \$ 2,625.06    |
| Total net amount of all previous variable quantity adjustments(+or-) | \$ 0           |
| Total net amount of this Change Order.....(+or-)                     | \$ (55,385.00) |
| Current Contract Price Including this Change Order.....              | \$585,640.06   |

The Contract Time shall be unchanged.

|  |                         |
|--|-------------------------|
| Original Completion Date.....                                      | <u>October 15, 2008</u> |
| Total net time adjustment of all previous Change Orders.....(+or-) | <u>5</u> days           |
| Total net time adjustment of this Change Order.....(+or-)          | <u>0</u> days           |
| Current Completion Date including this Change Order.....           | <u>October 20, 2008</u> |

The price and/or time extension set forth in this Change Order is full compensation for all costs and delays, direct and indirect, incurred in connection with the conditions giving rise to this Change Order, the work specified herein, and any consequential costs, delays or effects on unchanged work resulting therefrom.

This Change Order, when executed, constitutes a modification to the Contract and all provisions of the Contract, except as modified above and by any previous Change Orders, shall apply hereto.

OWNER

CONTRACTOR

City of Rapid City, South Dakota

Heavy Constructors, Inc.

By: \_\_\_\_\_

By: Dustin Born

Title: Mayor

Title: PROJECT MANAGER

Date: \_\_\_\_\_

Date: July 27 2009

BURNS & MCDONNELL ENGINEERING CO

By: \_\_\_\_\_

By: [Signature]

Title: Finance Officer

Title: Project Manager

Date: \_\_\_\_\_

Date: 7/28/09

The conditions of the Change Order are noted for compliance and payment.

# Gustafson Builders

P.O. Box 1376

Rapid City, SD 57709

Phone: (605) 342-3144

Fax: (605) 342-8262

CHANGE ORDER

PW081109-03

No. 00012

**TITLE:** Revised Piping/Joints

**DATE:** 6/4/2009

**PROJECT:** Digester Cover

**JOB:** 4743

**TO:** Attn: Klare Schroeder

**CONTRACT NO:** 1

City of Rapid City

300 6th Street

Rapid City, SD 57701-2724

Phone: 605 394-4154 Fax: 605 394-6636

**RE:** COR

**To:**

**From:**

**Number:** 00002

## DESCRIPTION OF CHANGE

Modify existing piping and joints to allow proper cover travel but eliminate plane of rotation that allows raised "arms" to drop. See Memo from Andrew Wadoups dated 4/27/09; modifications will follow prescribed methods in said memo. Total of 4 joints in each section will be welded solid, pipes extended to required height, threaded connections welded to prevent movement & segments alternated to balance the system.

Credit items are costs associated with extended timeline (past Oct 15 2008- original completion date) including:

-2008-09 Propane for heating Digesters- Normally gas is produced by secondary digester and used for heating, digester being down caused need for purchased propane.

-Pump was needed to keep fluid level in digesters down so work could continue.

-Overhead of contract administration/engineering consultant past original timeline.

| Item   | Description                         | Stock# | Quantity | Units | Unit Price    | Tax Rate | Tax Amount | Net Amount    |
|--------|-------------------------------------|--------|----------|-------|---------------|----------|------------|---------------|
| 00001  | Western Mechanical Cost Summary     |        | 1.000    |       | \$8,741.00    | 0.00%    | \$0.00     | \$8,741.00    |
| 00001a | Profit for piping modification -10% |        | 1.000    |       | \$874.00      | 0.00%    | \$0.00     | \$874.00      |
| 00002  | 2008 Propane Costs - CORC           |        | 1.000    |       | (\$5,766.93)  | 0.00%    | \$0.00     | (\$5,766.93)  |
| 00003  | 2009 Propane Costs - CORC           |        | 1.000    |       | (\$51,707.88) | 0.00%    | \$0.00     | (\$51,707.88) |
| 00004  | Pump Rental - CORC                  |        | 1.000    |       | (\$642.00)    | 0.00%    | \$0.00     | (\$642.00)    |
| 00005  | Extended Overhead - BMcD            |        | 1.000    |       | (\$6,883.19)  | 0.00%    | \$0.00     | (\$6,883.19)  |

**Unit Cost:** (\$55,385.00)

**Unit Tax:** \$0.00

**Total:** (\$55,385.00)

**Gustafson Builders**

**CHANGE ORDER**

PW081109-03  
**No. 00012**

Box 1376

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Fax: (605) 342-8262

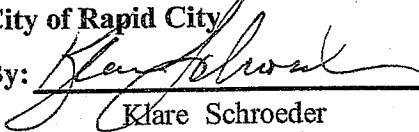
Rapid City, SD 57709

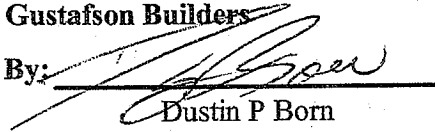
|   |               |
|---|---------------|
| The Original Contract Sum was .....   | \$638,400.00  |
| Net Change by Previously Authorized Requests and Changes .....                | \$2,625.06    |
| The Contract Sum Prior to This Change Order was .....                         | \$641,025.06  |
| The Contract Sum Will be Decreased .....                                      | (\$55,385.00) |
| The New Contract Sum Including This Change Order .....                        | \$585,640.06  |
| The Contract Time Will Not Be Changed .....                                   |               |
| The Date of Substantial Completion as of this Change Order Therefore is ..... |               |

**ACCEPTED:**

City of Rapid City

Gustafson Builders

By:   
Klare Schroeder

By:   
Dustin P Born

By: \_\_\_\_\_

Date: \_\_\_\_\_

Date: 6/8/2009

Date: \_\_\_\_\_