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APR 28 2020



Washington State Department of Transportation

Change Record

Contract Number 009409	Contract Title Agate Pass Bridge – Bridge Painting	Federal Aid Number State
Change Order Number 009	Change Description Winter Suspension	Date 2/25/2020
Region Olympic Region	Project Engineer Michele Britton	Phone Number 360-874-3000
Prime Contractor / Design-Builder Champion Painting Specialty Services		

- Ordered by Engineer under the terms of Section 1-04.4 of the Standard Specifications or the RFP
- Change proposed by Contractor / Design-Builder

Evolution & Description Of Change

Champion Painting Specialty Services (CPSS) indicated in the beginning of the project that they planned to work through the winter months. This change order compensates CPSS for all indirect costs related to a WSDOT directed Winter Suspension from December 5, 2019 through March 8th, 2020. Compensation does not include direct costs already paid under Change Order, #7, Remove and Reset Fence.

The Agate Pass Bridge Painting project, Bridge Sheet BA2 lists allowable construction loading for the project. The maximum allowable loading in the Contract did not take into account potential snow and ice loading on structure during the winter months. The Contract did not specify a required winter shutdown and contained 300 working days.

September 18, 2019, WSDOT requested a winter contingency plan showing the components/details and actions that CPSS would take to not exceed the load limit requirements of the contract in the event of snowfall.

November 5, 2019, CPSS Submitted engineers calculations for snow and ice loadings for the Agate Pass Bridge based on historical weather data.

November 6, 2019, Craig Boone, BTA, commented that CPSS's submittal for snow load analysis only accounted for the small strip of snow that is the width of the chain link wires. This analysis was found to be unrealistic and the BTA ultimately determined that it was not safe to leave the chain link platforms on the bridge through the winter. The age and degraded state of the bridge make it sensitive to overloading were the deciding factors leading to the decision to suspend work for the winter.

On November 14th, WSDOT responded to CPSS's request to leave containment on the bridge with our determination, "Due to the potential of heavy snow fall, with accumulative depths up to 20 inches as we saw last winter, the upper fence must be removed by the time your crew leaves in December to prevent snow accumulations on the fence, increasing the overall load on the bridge." On November 27, 2019, WSDOT provided verbal direction and was documented in writing.

On November 27, 2019, Andy Larson, Assistant Project Engineer, Port Orchard PE, gave his approval and approval to proceed with this change.

On December 5, 2019, Michele Britton Project Engineer of the Port Orchard PEO, suspended work.

As a result of the suspension, the Contractor notified WSDOT that there would be costs involved with demobilizing/remobilizing equipment to and from Florida where CPSS is headquartered, and that equipment may be appropriated to other construction projects when the suspension is lifted and not available for this project. In order to ensure the equipment availability when the suspension is lifted, WSDOT notified to Contractor to maintain the equipment on site over the period of the suspension and WSDOT would provide an equitable adjustment for that equipment.

On February 24, 2020, after examining long range weather forecasts and negotiations with the Contractor, an 'Order to Resume Work' on March 9, 2020 was sent to the Contractor.

On February 25, 2020, Marco Foster, HQ Construction, Dave Ziegler, OR Construction, and Michele Britton, Port Orchard PE, gave their approval for the change. Marco Foster also gave his approval to proceed on the same day since the estimate exceeded \$500,000.00.

Distribution: Copy of Change Record & Change Order w/Backup - Project Engineer
 Copy of ONLY Change Order - Prime Contractor / Design-Builder
 Copy of Change Record & Change Order w/Backup - Region Construction Office
 Electronic Copy & Original of Change Record & Change Order w/Backup - State Construction Office

Contract Number 009409	Contract Title Agate Pass Bridge – Bridge Painting	Change Order Number 009
<p>Basis Of Cost & Justification:</p> <p>CPSS submitted costs of \$894,000.00 for the shutdown period which included standby equipment, rentals, insurance, bonding, materials and other costs associate with the winter shutdown.</p> <p>In Independent Engineer's Estimate validated costs for \$545,000.00. However, the project office noted that the workable days in the new time period are 10% more weather favorable, therefor we proposed \$487,000.00. CPSS responded that our validated costs did not include any cost for small connections that would need to be replaced, rental of the containment system in Zone A which may need to be reinstalled for touch up, and minor traffic control needed for resetting containment which was eliminated from their original proposal. To account for this WSDOT and CPSS agreed to compensation of \$500,000.00 for the shutdown period.</p> <p>The Engineer has determined that this changed Work is not included in the Contract, nor is it included in any other bid items; therefore, the Contractor is entitled to an equitable adjustment in accordance with Section 1-04.4.</p>		
<p>Contract Time:</p> <p>This change does not affect Contract working days. Days were suspended within the shutdown period and days for the work to remove and reset the fencing were accounted for in Change Order #7, Remove and Reset Fence.</p>		
<p>Prior Approvals:</p> <p>Port Orchard, Andy Larson, 11/27/2019 HQ Construction, Marco Foster, 2/25/2020 OR Construction, Dave Ziegler, 2/25/2020 Project Engineer, Michele Britton, P.E., 2/25/2020</p>		
<p>List Attachments:</p> <p>Checklist Attachment A: Change Approval Attachment B: Independent Engineer's Estimate</p>		

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**WASHINGTON STATE
DEPARTMENT OF TRANSPORTATION
CHANGE ORDER**

DATE: 04/13/20
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CONTRACT NO: 009409 FEDERAL AID NO:
CONTRACT TITLE: SR 305, AGATE PASS BRIDGE BRIDGE PAINTING
CHANGE ORDER NO: 9 WINTER SUSPENSION

PRIME CONTRACTOR: SW0250784 CHAMPION PAINTING SPECIALTY
130 SW 22ND STREET
FORT LAUDERDALE FL 33315-2531

(X) Ordered by Engineer under the terms of Section 1-04.4 of the Standard Specifications
 () Change proposed by Contractor

BOND No. 3435818

ENDORSED BY: <i>CHAMPION PAINTING SPECIALTY INC.</i> <i>CARLOS Hernandez</i> CONTRACTOR <input checked="" type="checkbox"/> X DATE <u>4/14/2020</u>	SURETY CONSENT: <i>Old Republic Surety Company</i> <i>Terry D Shawkey</i> ATTORNEY IN FACT - <i>TERRY D. Shawkey</i> DATE <u>4/14/2020</u>
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ORIGINAL CONTRACT AMOUNT: 8,015,044.00
 CURRENT CONTRACT AMOUNT: 8,337,495.63
 ESTIMATED NET CHANGE THIS ORDER: 500,000.00
 ESTIMATED CONTRACT TOTAL AFTER CHANGE: 8,837,495.63

Approval Required: (X) Region (X) Olympia Service Center (X) Local Agency (X) PE

<input checked="" type="checkbox"/> (X) APPROVAL RECOMMENDED <i>Michelle L. Bratt</i> PROJECT ENGINEER DATE <u>4/21/2020</u>	<input type="checkbox"/> () EXECUTED <i>Mark Furt</i> STATE CONSTRUCTION ENGINEER DATE <u>4/23/2020</u>
<input checked="" type="checkbox"/> (X) APPROVAL RECOMMENDED REGIONAL ADMIN: <i>JOHN WYNANDS</i> BY: <i>John Wynands</i> DATE <u>4/23/2020</u>	OTHER APPROVAL WHEN REQUIRED SIGNATURE _____ DATE _____ REPRESENTING _____

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CONTRACT NO: 009409

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All work, materials, and measurements to be in accordance with the provisions of the Standard Specifications and Special Provisions for the type of construction involved.

This contract is revised as follows:

DESCRIPTION:

This change order compensates the Contractor for all costs pertaining to the winter shutdown for Contract 009409 beyond the direct costs already paid for under Change #7, Remove and Reset Fence.

Measurement:

No specific unit of measurement will apply to the new lump sum item CO#9 Winter Suspension.

Payment:

Payment will be made in accordance with Section 1-04.1, for the following new item:

"CO#9 Winter Suspension", by lump sum, shall be full pay all costs as specified, from December 5, 2019 through March 8, 2020.

Contract Time:

This change does not affect Contract working days.

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ITEM NO	GROUP NO	STD ITEM	ITEM DESCRIPTION	UNIT MEASURE	UNIT PRICE	EST QTY CHANGE	EST AMT CHANGE
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025	1006	01	CO#9 WINTER SUSPENSION	L.S.	0.00	0.00	500,000.00
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500,000.00
