



City of Port Orchard Council Meeting Agenda
April 23, 2019
6:30 p.m.

Mayor:

Rob Putaansuu
Administrative Official

Councilmembers:

Bek Ashby (Mayor Pro-Tem)
Chair: ED/Tourism/LT Committee
Staff: Development Director
Finance Committee
KRCC / PSRC TransPol / KRCC TransPol
KRCC PlanPol-alt / PRTPO

Shawn Cucciardi
Finance Committee
Land Use Committee
PSRC EDD-alt

Fred Chang
Utilities Committee
Sewer Advisory Committee (SAC)
Staff: Public Works Director

Jay Rosapepe
ED/Tourism/LT Committee
Utilities Committee
Chair: Lodging Tax Committee
Sewer Advisory Committee (SAC)
KRCC-alt / KRCC TransPol-alt
Kitsap Transit-alt

John Clauson
Chair: Finance Committee
Staff: Finance Director
Kitsap Public Health District-alt
KEDA/KADA-alt

Cindy Lucarelli
Chair: Utilities and SAC Committee
Staff: Public Works Director
Chair: Chimes and Lights Committee
Staff: City Clerk
KEDA/KADA

Scott Diener
Chair: Land Use Committee
Staff: Development Director
ED/Tourism/LT Committee

Department Directors:

Nicholas Bond, AICP
Development Director
Mark Dorsey, P.E.
Director of Public Works/City Engineer

Tim Drury
Municipal Court Judge

Noah Crocker, M.B.A.
Finance Director

Geoffrey Marti
Police Chief

Brandy Rinearson, MMC, CPRO
City Clerk

Contact us:

216 Prospect Street
Port Orchard, WA 98366
(360) 876-4407

1. CALL TO ORDER

A. Pledge of Allegiance

2. APPROVAL OF AGENDA

3. CITIZENS COMMENTS

*(Please limit your comments to **3 minutes** for items listed on the Agenda and that are not for a Public Hearing. When recognized by the Mayor, please state your name for the official record)*

4. CONSENT AGENDA

(Approval of Consent Agenda passes all routine items listed below, which have been distributed to each Councilmember for reading and study. Consent Agenda items are not considered separately unless a Councilmember so requests. In the event of such a request, the item is returned to Business Items.)

A. Approval of Vouchers and Electronic Payments

B. Approval of Payroll and Direct Deposits

C. Approval of the April 9, 2019, City Council Meeting Minutes **Page 3**

5. PRESENTATION

6. PUBLIC HEARING

7. BUSINESS ITEMS

A. Adoption of a Resolution Confirming Participation as a Public Partner with the Port of Bremerton and Kitsap County to Support the Proposed South Kitsap Community Events Center (Mayor) **Page 11**

B. Adoption of a Resolution Sponsoring Kitsap Regional Coordinating Council's Membership into the Association of Washington Cities (AWC) Risk Management Service Agency (RMSA) (Rinearson) **Page 19**

C. Approval of Change Order Nos. 19 through 23 to Contract No. 037-17 with Active Construction, Inc. for the Tremont Street Widening Project (Dorsey) **Page 23**

8. DISCUSSION ITEMS (No Action to be Taken)

A. Interlocal Agreement with Peninsula Regional Transportation Planning Organization (PRTPO) (Ashby)

B. Village Green Community Center (Mayor)

9. REPORTS OF COUNCIL COMMITTEES

10. REPORT OF MAYOR

11. REPORT OF DEPARTMENT HEADS

12. CITIZEN COMMENTS

(Please limit your comments to 3 minutes for any items not up for Public Hearing. When recognized by the Mayor, please state your name for the official record)

13. EXECUTIVE SESSION: Pursuant to RCW 42.30.110, the City Council may hold an executive session. The topic(s) and the session duration will be announced prior to the executive session.

14. ADJOURNMENT

COLLECTIVE BARGAINING

The Council will be entering in to a separate meeting related to collective bargaining. Pursuant to RCW 42.30.140 (4)b the council can convene a session "that portion of a meeting during which the governing body is planning or adopting the strategy or position to be taken by the governing body during the course of any collective bargaining, professional negotiations, or grievance or mediation proceedings, or reviewing the proposals made in the negotiations or proceedings while in progress".

COMMITTEE MEETINGS

	Date & Time	Location
Finance	April 23, 2019; 5:00pm	City Hall
Economic Development and Tourism	May 13, 2019; 9:30am	City Hall
Utilities	May 13, 2019; 9:30am	Various*
Sewer Advisory	April 24, 2019; 6:30pm	SKWRF**
Land Use	April 22, 2019; 9:30am	DCD***
Lodging Tax Advisory	TBD	City Hall
Festival of Chimes & Lights	May 20, 2019; 3:30pm	City Hall
Community Service Day	April 27, 2019; 8:00 am	Various
Outside Agency Committees	Varies	Varies

*Various locations within Port Orchard city limits to water and sewer facilities, and projects

** South Kitsap Water Reclamation Facility, 1165 Beach Drive East, Port Orchard

***DCD, Department of Community Development, 720 Prospect Street, Port Orchard

CITY COUNCIL GOOD OF THE ORDER

Please turn off cell phones during meeting and hold your questions for staff until the meeting has been adjourned.

The Council may consider other ordinances and matters not listed on the Agenda, unless specific notification period is required.

Meeting materials are available on the City's website at: www.cityofportorchard.us or by contacting the City Clerk's office at (360) 876-4407.

The City of Port Orchard does not discriminate on the basis of disability. Contact the City Clerk's office should you need special accommodations.



**City of Port Orchard
Council Meeting Minutes
Regular Meeting of April 9, 2019**

1. CALL TO ORDER AND ROLL CALL

Mayor Putaansuu called the meeting to order at 6:30 p.m.

Roll call was taken by the City Clerk as follows:

Mayor Pro-Tem Ashby	Present
Councilmember Chang	Present
Councilmember Clauson	Present
Councilmember Cucciardi	Present
Councilmember Diener	Present
Councilmember Lucarelli	Present
Councilmember Rosapepe	Present
Mayor Putaansuu	Present

Staff present: Public Works Director Dorsey, Finance Director Crocker, Development Director Bond, City Attorney Cates, Code Enforcement Officer Price, City Clerk Rinearson and Office Assistant II.

A. PLEDGE OF ALLEGIANCE

Mayor Putaansuu led the audience and Council in the Pledge of Allegiance.

2. APPROVAL OF AGENDA

MOTION: By Councilmember Clauson, seconded by Councilmember Ashby, to remove Consent Item 4D excusal of Councilmember Jay Rosapepe from tonight’s meeting.

The motion carried.

MOTION: By Councilmember Chang, seconded by Councilmember Lucarelli, to add Discussion Item 8B Residential Parking Permits.

The motion carried.

MOTION: By Councilmember Clauson, seconded by Councilmember Rosapepe, to add an additional Executive Session after Discussion Items.

The motion carried.

MAIN MOTION: By Councilmember Cucciardi, seconded by Councilmember Lucarelli, to approve the agenda as amended.

The main motion carried.

3. CITIZENS COMMENTS

There were no citizen comments.

4. CONSENT AGENDA

- A.** Approval of Voucher Nos. 76421 through 76535 including bank drafts in the amount of \$818,054.06 and Electronic Payments in the amount of \$120,297.43 totaling \$938,351.49.
- B.** Approval of Payroll Check Nos. 76417 through 76420, including Bank Drafts and EFT's in the amount of \$123,313.09; and Direct Deposits in the amount of \$167,346.31, totaling \$290,659.40.
- C.** Adoption of a Resolution Declaring Certain Personal Property as Surplus and Authorizing the Disposition Thereof
- ~~**D.** Excusal of Councilmember Rosapepe Due to Personal Obligations~~

MOTION: By Councilmember Ashby, seconded by Councilmember Lucarelli, to approve the consent agenda as amended.

The motion carried.

5. PRESENTATION

A. Kitsap Economic Development Alliance

John Powers presented to the Council an update on what the strategic partnership at Kitsap Economic Development Alliance is doing to continue to advance and guide economic development opportunities across Kitsap County, and in the City of Port Orchard.

Council and Mayor were provided with 2019 Action Plan, and inside are two report documents that run through the fourth quarter of 2018. Mr. Powers highlighted some of the achievements that were met in 2018.

Mayor Putaansuu discussed the possibility of joining the Greater Seattle Partnership.

6. PUBLIC HEARING

There were no public hearings.

7. BUSINESS ITEMS

A. Adoption of an Ordinance Amending Port Orchard Municipal Code Chapter 9.30 and 2.64 with Regard to Nuisance Vehicles and the Penalties for Violations of Chapter 9.30

MOTION: By Councilmember Diener, seconded by Councilmember Chang, to adopt an ordinance amending POMC Chapters 9.30 and 2.64 as they relate to nuisance vehicles and parts, and penalties for violations of Chapter 9.30.

**The motion carried.
(Ordinance No. 014-19)**

B. Approval of Amendment No. 3 to Contract No. 038-17 with HDR Engineering Inc. for the 2017-2018 Well No. 9 Water Quality Retrofit – Engineering Support

MOTION: By Councilmember Lucarelli, seconded by Councilmember Ashby, to authorize the Mayor to execute Amendment #3 to Contract No. C038-17 with HDR Engineering, in an amount not to exceed \$23,500, bringing the new Contract total to \$67,200.

**The motion carried
(Contract No. 038-17 Amendment No. 3)**

C. Approval of a Letter to Puget Sound Regional Council Regarding the City's Preferences on the Regional Growth Alternatives Presented in the Draft SEIS for Vision 2050

MOTION: By Councilmember Ashby, seconded by Councilmember Diener, to approve the letter to the Puget Sound Regional Council regarding the City's preferences on the regional growth alternatives presented in the draft SEIS for VISION 2050.

The motion carried.

D. Approval of the March 26, 2019, Council Meeting Minutes

MOTION: By Councilmember Clauson, seconded by Councilmember Cucciardi, to approve the Council Meeting Minutes from the regular meeting of March 26th as presented.

The motion carried. Councilmember Diener abstained.

8. DISCUSSION ITEMS (No Action to be Taken)

A. Resolution Supporting the South Kitsap Community Events Center

Mayor Putaansuu discussed the South Kitsap Community Events Center proposal's economic benefits and shared a document with the tax benefits. Kitsap County, Port of Bremerton, and City of Port Orchard are requested to pass the same resolution of support which would be presented to the Kitsap Public Facilities District.

Councilmember Cucciardi asked what the intentions were for approving the resolution. Mayor Putaansuu stated that it is a request for a funding commitment from the Kitsap Public Facilities District, and from there it would initiate the area's lobbyists to pursue state and federal grants.

Steve Segó spoke to funding commitment options including private donors and public partnerships. However, there are no set commitments currently.

Councilmember Clauson requested discussion of the item be on the next meeting's agenda.

Councilmember Diener inquired on the status of obtaining Kitsap County Commissioner support.

Councilmember Chang asked about financial costs and requested support.

Mr. Steve Segó addressed the comments of the council.

B. Residential Parking

Mayor Putaansuu spoke to multiple expired passes recently noticed by Parking Enforcement, to which a letter was generated to those impacted. Thought it would be appropriate to give a friendly notice, instead of a mass citations. Also, explained that in order to remedy the issue for the future a new format of passes have been ordered that adhere to the inside of the glass and have an expiration date on the pass itself.

Councilmember Chang expressed his concern with the content of the letter not giving details, such as a date on the letter or the process on how to renew.

Councilmember Ashby asked if there is an opportunity to rewrite letter to include the process.

Mayor Putaansuu stated that rewriting the letter will be discussed at the Director's Meeting to be had the following day.

Councilmember Chang suggested referring residential parking concerns to a committee, as citizens have expressed other areas of concerns.

Councilmember, mayor and staff discussed adding the discussion item to a future committee meeting.

9. EXECUTIVE SESSION

At 7:25 p.m., Mayor Putaansuu recessed the meeting for a 10-minute executive session to discuss a potential litigation matter pursuant to RCW 42.30.110.(1)(i). City Attorney Cates, Public Works Director Dorsey, and Development Director Bond were invited to attend.

At 7:35 p.m., Mayor Putaansuu reconvened Council back into regular session.

MOTION: By Councilmember Cucciardi, seconded by Councilmember Ashby, to add Agenda Item to Adopt an Emergency Interim Ordinance amending Chapter 20.39 of the port orchard municipal code to adopt interim regulations related to social services facilities.

The motion carried.

MOTION: By Councilmember Cucciardi, seconded by Councilmember Rosapepe, to adopt an emergency interim zoning ordinance amending chapter 20.39 of the port orchard municipal code to adopt interim regulations related to social services facilities.

Mayor Putaansuu gave a summary as the reason to address the emergency interim zoning ordinance, regarding housing sexually violent predators and to protect the community.

Staff and councilmembers discussed permitting, public hearing, establishing additional criteria, timeframe for ordinance adoption, and a similar location in the industrial park.

The motion carried.

10. REPORTS OF COUNCIL COMMITTEES

Councilmember Clauson reported that the Finance Committee meeting is to be scheduled.

Councilmember Ashby reported on the April 8th Economic Development and Tourism Committee meeting.

Councilmember Lucarelli reported the Utilities Committee is scheduled to meet April 15th. The Sewer Advisory Committee is scheduled to meet April 24th. The Festival of Chimes and Lights Committee is scheduled to meet April 15th.

Councilmember Diener reported on the Land Use committee meeting that met on March 25th. Next meeting is scheduled for April 22nd.

Councilmember Rosapepe reported the Lodging Tax Advisory Committee is scheduled to meet April 10th.

Mayor Putaansuu reported on Kitsap Transit Board meeting and the new ferry arriving.

Councilmember Ashby reported on the Peninsula Regional Transportation Planning Organization (PRTPO) meeting and advised that an Interlocal Agreement will be brought forward as a discussion item at the next council meeting.

11. REPORT OF MAYOR

The Mayor reported on the following:

- Community Service Day April 27th;
- No work study for April;
- Visiting Kingston Community Center; and
- Representative Jesse Young Townhall meeting.

12. REPORT OF DEPARTMENT HEADS

Public Works Director Dorsey reported on attending the Public Works Board meeting,

Development Director Bond reported on single-family projects, and permits received for an apartment complex, Starbucks, and Arby's. Responded to Councilmember Cucciardi's request for an update on Stetson Heights, stating that they are working on specific items to lift their stop work order.

City Clerk Rinearson informed that the Lodging Tax Advisory Committee time was incorrect on the agenda, and the correct time is 5:30pm.

13. CITIZEN COMMENTS

Dick Vlist expressed concern of the lack of curbing on the highway and the fog lane, which has resulted in his customers getting ticketed, as their tire was partially on the sidewalk. Also, concerned that someone is going to get hurt if they don't pull up further on the sidewalk.

Stacey Bronson, with daughter Paige Lutz, Karen Spangler, Martha Mitchell, tenants of Marlee Apartments, expressed safety concerns with the pocket park construction. Stated that there has been communication with a city employee, but there hasn't been any resolution at this time. Asked that someone do something about it. Also, inquired about getting the safety concern added as a discussion item on to the next meeting's agenda.

Public Works Director Dorsey stated that he will meet with the contractor regarding the safety concerns.

14. EXECUTIVE SESSION

At 8:15 p.m., Mayor Putaansuu recessed the meeting for a 15-minute executive session to discuss a potential litigation matter pursuant to RCW 42.30.110.(1)(i). City Attorney Cates and Development Director Bond were invited to attend.

At 8:30 p.m., Mayor Putaansuu reconvened council back into regular session.

15. ADJOURNMENT

The meeting adjourned at 8:30 p.m. No other action was taken. Audio/Visual was successful.

Brandy Rinearson, MMC, City Clerk

Robert Putaansuu, Mayor

This Page Intentionally Left Blank



City of Port Orchard

216 Prospect Street, Port Orchard, WA 98366
(360) 876-4407 • FAX (360) 895-9029

Agenda Staff Report

Agenda Item No.:	<u>Business Item 7A</u>	Meeting Date:	<u>April 23, 2019</u>
Subject:	<u>Adoption of a Resolution Confirming</u>	Prepared by:	<u>Robert Putaansuu</u>
	<u>Participation as a Public Partner with the</u>		<u>Mayor</u>
	<u>Port of Bremerton and Kitsap County to</u>	Atty Routing No.:	<u>N/A</u>
	<u>Support the Proposed South Kitsap</u>	Atty Review Date:	<u>N/A</u>
	<u>Community Events Center</u>		

Summary: Discussion was held during the April 9, 2019, Council meeting regarding the proposed Community Events Center and a resolution that confirms the City’s participation as a public partner with the Port of Bremerton and Kitsap County.

It is anticipated the Port of Bremerton will be adopting a similar resolution during their April 23rd meeting and Kitsap County is also in the process of bringing forward a resolution in the next few weeks.

Relationship to Comprehensive Plan: The development of the South Kitsap Community Events Center would support and implement several goals and policies of the City’s Comprehensive Plan:

Goal 9. Encourage the ongoing development of downtown as an active, vibrant community, commercial, social, and civic center while respecting its historic character.

Policy LU-28 In conjunction with the proposed Centers strategy, enhance downtown Port Orchard’s role as the center of the South Kitsap region, reflecting the following principles in development standards and land use plans:

- Encourage land uses that support transit centers and promote pedestrian activity.
- Promote a mix of uses, including retail, office, and housing.
- Encourage uses that will provide both daytime and evening activities.
- Support civic, cultural, and entertainment activities.
- Provide sufficient public open space and recreational opportunities.
- Enhance, and provide access to, the waterfront.
- Develop enhanced design guidelines and design review requirements that promote attractive, pedestrian-scale development and redevelopment within the City’s historic downtown area.

Policy LU-30 Ensure land use designations and development support existing maritime industries, promote creative uses of the waterfront, and facilitate the planning and construction of waterfront parks and gathering places.

Policy CN-19 Encourage residential use above commercial and retail ground floor developments, including incentives and public amenities.

Policy CN-21 Facilitate the planning and construction of waterfront parks or gathering places.

Policy ED-7 The City shall prioritize economic development and redevelopment in local centers.

Policy ED-39 As appropriate, work with other jurisdictions and agencies such as state and federal agencies, tribes, the Port of Bremerton, the cities, the Kitsap Economic Development Alliance (KEDA), Port Orchard Chamber of Commerce, and the Kitsap County Public Utilities Districts, in marketing and developing the City of Port Orchard.

Recommendation: Staff recommends adoption of a resolution confirming the City's participation as a public partner with the Port of Bremerton and Kitsap County to support the proposed South Kitsap Community Events Center.

Motion for Consideration: I move to adopt a resolution confirming the City's participation as a public partner with the Port of Bremerton and Kitsap County to support the proposed South Kitsap Community Events Center.

Fiscal Impact: This proposal is not expected to impact the city's budget.

Alternatives: Do not adopt resolution.

Attachments: Resolution and draft Port of Bremerton Resolution.

RESOLUTION NO. ____

A RESOLUTION OF THE CITY OF PORT ORCHARD, WASHINGTON, CONFIRMING ITS PARTICIPATION AS A PUBLIC PARTNER WITH THE PORT OF BREMERTON AND KITSAP COUNTY TO SUPPORT THE PROPOSED SOUTH KITSAP COMMUNITY EVENTS CENTER.

WHEREAS, the City of Port Orchard and the South Kitsap community have been lacking and in need of a central gathering place and community “Events/Activity Center” venue for decades; and,

WHEREAS, a regional development team has created a Master Plan for the redevelopment of an area of downtown Port Orchard including a Community Events and Activity Center, shoreline restoration, parking, retail, office and residential development; and,

WHEREAS, this project would result in an investment estimated at \$120 million into Port Orchard’s downtown, and could include a corporate headquarters for Kitsap Bank; and,

WHEREAS, the investment in this area of downtown will increase the assessed valuation of these parcels from \$3.95 million to \$120 million, resulting in a net increase in annual post-development property tax revenue to various agencies as follows:

- City of Port Orchard: \$193,607
- State School Levy: \$308,892
- Kitsap County Current Expense: \$103,605
- Kitsap County Mental Health: \$2,901
- Kitsap County Veterans Relief: \$1,509
- Kitsap County Conservation Futures: \$4,324
- South Kitsap Fire & Rescue: \$223,242
- Port of Bremerton: \$34,154
- Kitsap Regional Library: \$45,700
- Public Utility District No. 1: \$7,408
- South Kitsap School District: \$246,451; and

WHEREAS, the Kitsap Bank corporate headquarters and surrounding Master Plan project would create hundreds of jobs, retail activity, shoreline restoration, public spaces and result in Kitsap Bank remaining in the community of its founding for many decades to come; and,

WHEREAS, the Master Plan project is consistent with and implements the goals and policies of the City’s Comprehensive Plan for redevelopment and economic revitalization of the downtown area, and provision of transit-oriented and affordable housing; and,

WHEREAS, the Master Plan project is consistent with the Puget Sound Regional Council’s VISION 2040 directive to encourage growth and development in areas that are served by high-capacity transit, such as the Washington State ferry system, the Port Orchard-

Bremerton foot ferry, and Kitsap Transit's fast ferries; and

WHEREAS, the Master Plan project is dependent upon the construction and operations of a Community Events Center (CEC) as part of the project; and,

WHEREAS, the Kitsap Public Facilities District (KPFD) is evaluating the proposed funding of a large portion of the CEC dependent upon the Public Partners raising the remaining funding by pursuing local, state, and federal grant sources, private benefactors and other appropriate sources; and,

WHEREAS, the Port of Bremerton (POB) has agreed to serve as the Public Partner for this purpose and is willing to facilitate the funding of the project; and,

WHEREAS, Kitsap County is also considering joining the City of Port Orchard and the Port of Bremerton as a Public Partner as described below; and,

WHEREAS, the KPFD is seeking confirmation that the communities affected and benefitted by the CEC are willing to support the project; now, therefore,

THE CITY COUNCIL OF THE CITY OF PORT ORCHARD, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

THAT:

1. The City agrees to join the Port of Bremerton as a Public Partner in this project to assist with the effort to identify and secure funding for the CEC project, including local, state and federal grant sources, private benefactors and other appropriate sources for the funding of the project.
2. The Mayor and staff will provide expertise and participation as a joint applicant in funding requests.
3. The City will coordinate with Public Partners, including POB and Kitsap County, to determine underlying CEC ownership and operations funding sources.
4. Funding committed by the KPFD to the CEC project will not be fully awarded until the Public Partners raised the additional funds to for total project and operations details have been successfully completed.
5. The City of Port Orchard is willing to support the CEC operations as an applicant for the City's lodging funds.

PASSED by the City Council of the City of Port Orchard, SIGNED by the Mayor and attested by the City Clerk in authentication of such passage this 23 day of April 2019.

Robert Putaansuu, Mayor

ATTEST:

Brandy Rinearson, MMC, City Clerk

**PORT OF BREMERTON
KITSAP COUNTY, WASHINGTON
RESOLUTION NO. 2019-XX
DATED: April 23, 2019**

A RESOLUTION of the Board of Commissioners, Port of Bremerton, confirming its participation as a public partner with the City of Port Orchard and Kitsap County to support the proposed South Kitsap community events center.

WHEREAS, the City of Port Orchard and the South Kitsap community have been lacking and in need of a central gathering place and community “Events/Activity Center” venue for decades; and,

WHEREAS, a regional development team has created a Master Plan for the redevelopment of an area of downtown Port Orchard including shoreline restoration, parking, retail and residential development; and

WHEREAS, this project would result in a more than \$100 million investment of Port Orchard’s downtown that could include a Corporate Headquarters for Kitsap Bank; and

WHEREAS, the Kitsap Bank HQ and surrounding Master Plan project would create hundreds of jobs, retail activity, shoreline restoration, public spaces and could result in Kitsap Bank remaining in the community of its founding for decades to come; and

WHEREAS, the Master Plan project is dependent upon the construction and operations of a Community Events Center (CEC) as part of the project; and

WHEREAS, the Kitsap Public Facilities District (KPFDD) is evaluating the proposed funding of a large portion of the CEC dependent upon the Public Partners raising the remaining funding by pursuing local, state, and federal grant sources, private supporters and other appropriate sources; and

WHEREAS, the Port of Bremerton (POB) has agreed to serve as a Public Partner for this purpose and is willing to facilitate the funding of the project; and

WHEREAS, Kitsap County is also considering joining the City of Port Orchard and the Port of Bremerton as a Public Partner as described above; and

WHEREAS, the KPFDD is seeking confirmation that the communities effected and benefitted by the CEC are willing to support the project.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners,
Port of Bremerton,
:

- The Port of Bremerton as a Public Partner in this project will assist with the effort to identify and secure funding for the CEC project, including local, state and federal grant sources, private benefactors and other appropriate sources for the funding of the project;

- Will provide expertise and participation as a joint applicant in funding requests;

- Will coordinate with Public Partners, including the City of Port Orchard and Kitsap County, to determine underlying CEC ownership and operations funding sources;

- Funding committed by the KPF to the CEC project will not be fully awarded until the Public Partners have raised the additional funds to fully support the project and its projected operating costs.

-

ADOPTED by the Board of Commissioners of the Port of Bremerton at the regular public meeting thereof held this 23rd day of April 2019 and duly authenticated in open session by the signatures of the Commissioners voting in favor thereof and the Seal of the Commission.

Commission President

Commission Vice President

ATTEST:

Commission Secretary

This Page Intentionally Left Blank



City of Port Orchard

216 Prospect Street, Port Orchard, WA 98366
(360) 876-4407 • FAX (360) 895-9029

Agenda Staff Report

Agenda Item No.:	<u>Business Item 7B</u>	Meeting Date:	<u>April 23, 2019</u>
Subject:	<u>Adoption of a Resolution Sponsoring Kitsap Regional Coordinating Council's Membership into the Association of Washington Cities (AWC) Risk Management Service Agency (RMSA)</u>	Prepared by:	<u>Brandy Rinearson City Clerk</u>
		Atty Routing No.:	<u>N/A</u>
		Atty Review Date:	<u>N/A</u>

Summary: Discussion was held during the April 9, 2019, Council meeting regarding a request from KRCC to sponsor them into the membership of AWC-RMSA. It was noted that a jurisdiction who is currently with AWC-RMSA can sponsor another jurisdiction by adoption of a resolution.

Relationship to Comprehensive Plan: N/A

Recommendation: Adopt resolution as presented.

Motion for consideration: I move to adopt a resolution sponsoring Kitsap Regional Coordinating Council's membership into the Association of Washington Cities (AWC) Risk Management Service Agency (RMSA).

Fiscal Impact: None.

Alternatives: Do not adopt resolution.

Attachments: Resolution.

This Page Intentionally Left Blank

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF PORT ORCHARD, WASHINGTON,
REGARDING KITSAP REGIONAL COORDINATING COUNCIL SPONSORING
MEMBERSHIP INTO THE ASSOCIATION OF WASHINGTON CITIES (AWC)
RISK MANAGEMENT SERVICE AGENCY (RMSA)**

WHEREAS, the City of Port Orchard is a founder of the Kitsap Regional Coordinating Council which was created by an inter-Local cooperation agreement as authorized by RCW 48.62; and

WHEREAS, the Kitsap Regional Coordinating Council will provide services for the City of Port Orchard; and

WHEREAS, the Kitsap Regional Coordinating Council is requesting membership into the AWC-RMSA as a quasi-municipal entity; and

WHEREAS, AWC-RMSA requires that a current member, City of Port Orchard, sponsor a non-city entity's request for membership into the AWC-RMSA; now therefor,

THE CITY COUNCIL OF THE CITY OF PORT ORCHARD, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

THAT: The City of Port Orchard is sponsoring Kitsap Regional Coordinating Council into the membership of AWC-RMSA.

PASSED by the City Council of the City of Port Orchard, SIGNED by the Mayor and attested by the City Clerk in authentication of such passage this 23 day of April 2019.

Robert Putaansuu, Mayor

ATTEST:

Brandy Rinearson, MMC, City Clerk

This Page Intentionally Left Blank



City of Port Orchard

216 Prospect Street, Port Orchard, WA 98366
(360) 876-4407 • FAX (360) 895-9029

Agenda Staff Report

Agenda Item No.:	<u>Business Item 7C</u>	Meeting Date:	<u>April 23, 2019</u>
Subject:	<u>Approval of Change Order Nos. 19 through 23 to Contract No. 037-17 with Active Construction, Inc. for the Tremont Street Widening Project</u>	Prepared by:	<u>Mark Dorsey, P.E. Public Works Director</u>
		Atty Routing No.:	<u>N/A</u>
		Atty Review Date:	<u>N/A</u>

Summary: On March 12, 2019, the Port Orchard City Council Authorized Change Orders No. 14 through 18 for Contract No. C037-17 with Active Construction, Inc., thereby bringing the current value of all change orders to date to a total of \$1,483,831.06, or 148.4% of the Contingency Value. Tonight’s action is for the approval of Change Order No. 19 (Removal of Unsuitable Material & SG Repair) at \$102,608.32, Change Order No. 20 (Reroute of existing Canyon Court SSFM) at \$36,408.94, Change Order No. 21, (Time Extension – CO#12 Associated Costs) at \$10,766.75, Change Order No. 22 (Cost Value Reconciliation – Deduction) at <\$160,810.55> and Change Order No. 23 (Trench Backfill Reconciliation) at a net result of \$202,760.20. Approval of these change orders brings the current value of all change orders to date to a total \$1,675,564.72, or 167.6% of the Contingency Value. The City’s CACM Team and the Contractor have updated the Cost to Complete value at \$1M over the Contingency value. The Public Works Department continues the search for supplemental funds.

Relationship to Comprehensive Plan: Project 1.1 – Chapter 8: Transportation.

Recommendation: Staff recommends that the City Council approve Change Orders No. 19 through 23, with Active Construction, Inc. in an amount not to exceed \$191,733.66.

Motion for Consideration: I move to approve Change Orders No. 19 through 23, with Active Construction, Inc. in an amount not to exceed \$191,733.66.

Fiscal Impact: Funding up to a \$1M Contingency Value provided within the approved 2017-2018 Budget for this Project. A budget amendment will be required.

Alternatives: None.

Attachments: Amended ACI Change Order No. 19 through 23.

This Page Intentionally Left Blank

CITY OF PORT ORCHARD

Authorization for Change Order No. 19

Date: April 23, 2019 Contractor: ACTIVE CONSTRUCTION, INC.
Project: TREMONT STREET WIDENING PO BOX 430
Contract / Job # C037-17 PUYALLUP, WA 98371

THIS CHANGE ORDER AUTHORIZES THE ADDITIONAL WORK: REMOVAL OF UNSUITABLE MATERIAL UNDER ROADWAYS & SUBGRADE REPAIRS, VALUE ESTIMATED AT \$102,608.32.

Contract History					
	Amount	Sales Tax	Total	Date	Appvd by
Original Contract	\$12,779,179.17	Included	\$12,779,179.17	27-Jun-17	COUNCIL
Change Order 1	\$250,000.00	Included	\$250,000.00	24-Apr-18	COUNCIL
Change Order 1A	-\$7,093.67	Included	-\$7,093.67	08-May-18	COUNCIL
Change Order 2	\$150,000.00	Included	\$150,000.00	08-May-18	COUNCIL
Change Order 2A	-\$21,305.63	Included	-\$21,305.63	27-Nov-18	COUNCIL
Change Order 3	\$116,889.50	Included	\$116,889.50	26-Jun-18	COUNCIL
Change Order 3A	\$24,703.27	Included	\$24,703.27	25-Sep-18	COUNCIL
Change Order 4	\$18,309.41	Included	\$18,309.41	24-Jul-18	COUNCIL
Change Order 5	\$69,720.34	Included	\$69,720.34	24-Jul-18	COUNCIL
Change Order 6	\$75,179.29	Included	\$75,179.29	24-Jul-18	COUNCIL
Change Order 7	\$114,820.78	Included	\$114,820.78	11-Sep-18	COUNCIL
Change Order 8	\$40,753.56	Included	\$40,753.56	27-Nov-18	COUNCIL
Change Order 9	\$142,256.52	Included	\$142,256.52	27-Nov-18	COUNCIL
Change Order 10	\$138,477.60	Included	\$138,477.60	27-Nov-18	COUNCIL
Change Order 11	\$124,763.94	Included	\$124,763.94	27-Nov-18	COUNCIL
Change Order 12	\$0.00	Included	\$0.00	19-Jan-19	PWD
Change Order 13	\$24,500.00	Included	\$24,500.00	26-Feb-19	COUNCIL
Change Order 14	\$46,012.71	Included	\$46,012.71	12-Mar-19	COUNCIL
Change Order 15	\$22,545.11	Included	\$22,545.11	12-Mar-19	COUNCIL
Change Order 16	\$73,244.42	Included	\$73,244.42	12-Mar-19	COUNCIL
Change Order 17	\$53.91	Included	\$53.91	12-Mar-19	COUNCIL
Change Order 18	\$80,000.00	Included	\$80,000.00	12-Mar-19	COUNCIL
Change Order 19	\$102,608.32	Included	\$102,608.32	23-Apr-19	COUNCIL
Total Contract			\$14,365,618.55		

I have reviewed the Change Order information above and certify that to the best of my knowledge descriptions and costs are true and accurate.

Contractor Approval Signature



Public Works Director/City Engineer

Printed Name & Title

MARK R. DORSEY, P.E.

Printed Name

Change Orders that do not exceed 10%, with a maximum of \$50,000, of either legally authorized budget limit or contract amount established by City Council can be approved by the Public Works Director.

Approved:

Mayor

Change Orders that do not exceed 10%, with a maximum of \$100,000, of either legally authorized budget limit or contract amount established by City Council are to be approved by the Mayor.

Attest:

City Clerk

Change Orders over \$100,000 or exceed a total of 10% require Council Action.

Council Approval Date

CHANGE ORDER



216 Prospect St.
Port Orchard, WA 98366

CONTRACTOR:

Active Construction Inc.
5110 River Rd. E
Tacoma, WA 98443

PROJECT:

Tremont Street Widening

Date: March 1, 2019
Federal Aid: STPUS-6610(004)
State Contract: N/A
Contract: LA 5855
Projects: _____
Change Order: 19

Review
 Documentation _____
 Resident Engr. _____
 Materials Appr Engr. _____
 City Project Manager _____
 Finance (>10%) _____

RECAPITULATION

ORIGINAL CONTRACT:	\$ 12,779,179.17
PREVIOUS ADDITIONS:	\$ 1,505,136.69
PREVIOUS DEDUCTIONS:	\$ (21,305.63)
PREVIOUS TOTAL:	\$ 14,263,010.23
THIS CHANGE (ADD.):	\$ 102,608.32
(DED.):	\$ 0.00
ADJUSTED TOTAL:	\$ 14,365,618.55

Sections 1-04.4 and 1-04.5 of the 2016 Standard Specifications shall govern the issuance of this Change Order. The work of this contract is herein modified to include the change detailed below. Additional quantities for existing and new items shall constitute the complete and final settlement for all costs of labor, material, equipment, overhead, profit, permit fees, damages (whether direct or indirect), and all other claims by the contractor as a result of this change.

**The time for completion is not changed by this Change Order;
zero working days are hereby added to the contract.**

Your proposal and this acceptance shall constitute and become part of the contract,
subject to all conditions contained therein, as modified by this Change Order.

Accepted on: _____
Date

Approved by: _____
Public Works Director/City Engineer
City of Port Orchard
Date

By: _____
Active Construction Inc.

Acknowledged by: _____
Surety

Surety Seal (if Applicable)

CHANGE ORDER JUSTIFICATION

CHANGE ORDER
NUMBER

CO 19

3/1/2019

Page 1 of 2

PROJECT: TREMONT STREET WIDENING: SR 16 TO PORT ORCHARD BOULEVARD
PROJECT #: LA5855 FED AID # STPUS-6610(004)
RESIDENT ENGINEER: WESTON DALFREY

WRITTEN JUSTIFICATION

1. DESCRIPTION OF CHANGE.

- Remove unsuitable material under the roadway of Tremont St., Pottery Ave. & S Kitsap Blvd for a depth of 1 to 2 feet, replace with geotextile fabric and fill with dryer material consisting of silty sand with varying gravel content mixed with crushed/ground asphalt "cuttings." Excavated material was soft/loose, moist to wet, gray silty sand with gravel and silt with sand and gravel. Change is to include all labor, equipment, and material cost involved with the removal, disposal of the material off-site, placement of the geotextile fabric and replacement of unsuitable foundation material in locations identified by the Contracting Agency and is paid for by force account.

2. WHAT IS REQUIRED BY CONTRACT? WHY THE CHANGE? (REFERENCE PLAN SHEETS & SPEC SECTIONS.)

- The plans and specifications do not address the removal of unsuitable material underneath the roadway prism and the contract does not include a bid item for this work.
- Deflecting (pumping) material was observed by the Geotechnical Engineer under equipment tires on the Tremont Street subgrade. The Geotechnical Engineer probed the subgrade with a ½ inch diameter steel rod resulting in penetrations of about 1 to 1.5 feet. Based on the Geotechnical engineer's observations and probing, it was determined that the pumping subgrade observed was not in a firm and unyielding condition and not suitable for roadway support.
- WSDOT Standard specification Section 2-06.3 requires that the subgrade be compacted to a depth of 6 inches. Compaction shall achieve 95 percent of the maximum density determined under the tests described in Section 2-03.3(14)D. If the underlying material is too soft to permit proper compaction of the subgrade, the Contractor shall loosen, aerate (or excavate and remove), and compact the subgrade until the top layer can be compacted as required.
- The Geotechnical Engineer recommends the pumping subgrade material be removed and replaced with compacted structural fill.

3. HOW IS CHANGE ORDER THE SOLUTION?

- This change order provides a firm and unyielding subgrade that is suitable for roadway support and meets the requirements of WSDOT Std. Spec. Section 2-06.3.

4. ALTERNATIVE(S) CONSIDERED.

- Alternatives that were considered were, the pumping subgrade material may have been excavated, stockpiled and allowed to dry, or the excavated material may also have been mixed with dryer fill. Then the dryer material may have then been placed and compacted to a firm unyielding condition.

5. REASON FOR ENTITLEMENT AND WHY IT CANNOT BE PAID UNDER EXISTING CONTRACT.

- The requirement for the over excavation of the roadway subgrade is an additional work beyond the scope of the contract. In accordance with 1-04.4 the contractor is entitled to an equitable adjustment.

CHANGE ORDER JUSTIFICATION

CHANGE ORDER NUMBER
CO 19
3/1/2019
Page 2 of 2

PROJECT: TREMONT STREET WIDENING: SR 16 TO PORT ORCHARD BOULEVARD
PROJECT #: LA5855 FED AID # STPUS-6610(004)
RESIDENT ENGINEER: WESTON DALFREY

6. APPROVALS: PROJECT MANAGER, TECHNICAL ADVISOR (TRAFFIC, STRUCTURAL), JURISDICTION, OTHER AGENCY.

- Standard change order approval.

7. TIME: INCREASE OR DECREASE WORKING DAYS.

- No contract time is added by this change order.

**8. COST: ESTABLISH OR VERIFY INCREASE OR DECREASE.
(CONTRACTOR PROPOSAL, ENGINEER'S ESTIMATE, NEGOTIATED, SUPPLIER, BID ITEM, ETC.)**

The work was tracked via daily reports of force account and includes markups. All costs for the labor, equipment, and materials, is included in this change order. The total cost for this change is \$102,608.32.

Daily reports of force account have been provided for all the cost incurred in this change. Field reports from GeoEngineers have also been provided for each day that the contractors removed and replaced subgrade on force account.

ATTACH BACKUP DOCUMENTATION:

Force Account Sheets

CITY OF PORT ORCHARD

Authorization for Change Order No. 20

Date: April 23, 2019 Contractor: ACTIVE CONSTRUCTION, INC.
Project: TREMONT STREET WIDENING PO BOX 430
Contract / Job # C037-17 PUYALLUP, WA 98371

THIS CHANGE ORDER AUTHORIZES THE ADDITIONAL WORK: REROUTE OF THE EXISTING CANYON COURT SSFM, VALUE ESTMATED AT \$36,408.94.

Contract History					
	Amount	Sales Tax	Total	Date	Appvd by
Original Contract	\$12,779,179.17	Included	\$12,779,179.17	27-Jun-17	COUNCIL
Change Order 1	\$250,000.00	Included	\$250,000.00	24-Apr-18	COUNCIL
Change Order 1A	-\$7,093.67	Included	-\$7,093.67	08-May-18	COUNCIL
Change Order 2	\$150,000.00	Included	\$150,000.00	08-May-18	COUNCIL
Change Order 2A	-\$21,305.63	Included	-\$21,305.63	27-Nov-18	COUNCIL
Change Order 3	\$116,889.50	Included	\$116,889.50	26-Jun-18	COUNCIL
Change Order 3A	\$24,703.27	Included	\$24,703.27	25-Sep-18	COUNCIL
Change Order 4	\$18,309.41	Included	\$18,309.41	24-Jul-18	COUNCIL
Change Order 5	\$69,720.34	Included	\$69,720.34	24-Jul-18	COUNCIL
Change Order 6	\$75,179.29	Included	\$75,179.29	24-Jul-18	COUNCIL
Change Order 7	\$114,820.78	Included	\$114,820.78	11-Sep-18	COUNCIL
Change Order 8	\$40,753.56	Included	\$40,753.56	27-Nov-18	COUNCIL
Change Order 9	\$142,256.52	Included	\$142,256.52	27-Nov-18	COUNCIL
Change Order 10	\$138,477.60	Included	\$138,477.60	27-Nov-18	COUNCIL
Change Order 11	\$124,763.94	Included	\$124,763.94	27-Nov-18	COUNCIL
Change Order 12	\$0.00	Included	\$0.00	19-Jan-19	PWD
Change Order 13	\$24,500.00	Included	\$24,500.00	26-Feb-19	COUNCIL
Change Order 14	\$46,012.71	Included	\$46,012.71	12-Mar-19	COUNCIL
Change Order 15	\$22,545.11	Included	\$22,545.11	12-Mar-19	COUNCIL
Change Order 16	\$73,244.42	Included	\$73,244.42	12-Mar-19	COUNCIL
Change Order 17	\$53.91	Included	\$53.91	12-Mar-19	COUNCIL
Change Order 18	\$80,000.00	Included	\$80,000.00	12-Mar-19	COUNCIL
Change Order 19	\$102,608.32	Included	\$102,608.32	23-Apr-19	COUNCIL
Change Order 20	\$36,408.94	Included	\$36,408.94	23-Apr-19	COUNCIL
Total Contract			\$14,402,027.49		

I have reviewed the Change Order information above and certify that to the best of my knowledge descriptions and costs are true and accurate.

Contractor Approval Signature



Public Works Director/City Engineer

Printed Name & Title

MARK R. DORSEY, P.E.

Printed Name

Change Orders that do not exceed 10%, with a maximum of \$50,000, of either legally authorized budget limit or contract amount established by City Council can be approved by the Public Works Director.

Approved:

Mayor

Change Orders that do not exceed 10%, with a maximum of \$100,000, of either legally authorized budget limit or contract amount established by City Council are to be approved by the Mayor.

Attest:

City Clerk

Change Orders over \$100,000 or exceed a total of 10% require Council Action.

Council Approval Date



CHANGE ORDER



216 Prospect St.
Port Orchard, WA 98366

CONTRACTOR:

Active Construction Inc.
5110 River Rd. E
Tacoma, WA 98443

PROJECT:

Tremont Street Widening

Date: March 22, 2019
Federal Aid: STPUS-6610(004)
State Contract: N/A
Contract: LA 5855
Projects: _____
Change Order: 20

Review
 Documentation _____
 Resident Engr. _____
 Materials Appr Engr. _____
 City Project Manager _____
 Finance (>10%) _____

RECAPITULATION

ORIGINAL CONTRACT:	\$ 12,779,179.17
PREVIOUS ADDITIONS:	\$ 1,607,745.01
PREVIOUS DEDUCTIONS:	\$ (21,305.63)
PREVIOUS TOTAL:	\$ 14,365,618.55
THIS CHANGE (ADD.):	\$ 36,408.94
(DED.):	\$ 0.00
ADJUSTED TOTAL:	\$ 14,402,027.49

Sections 1-04.4 and 1-04.5 of the 2016 Standard Specifications shall govern the issuance of this Change Order. The work of this contract is herein modified to include the change detailed below. Additional quantities for existing and new items shall constitute the complete and final settlement for all costs of labor, material, equipment, overhead, profit, permit fees, damages (whether direct or indirect), and all other claims by the contractor as a result of this change.

**The time for completion *is not* changed by this Change Order;
zero working days are hereby added to the contract.**

Your proposal and this acceptance shall constitute and become part of the contract,
subject to all conditions contained therein, as modified by this Change Order.

Accepted on: _____
Date

Approved by: _____
Public Works Director/City Engineer
City of Port Orchard
Date

By: _____
Active Construction Inc.

Acknowledged by: _____
Surety

CHANGE ORDER JUSTIFICATION

CHANGE ORDER
NUMBER
CO 20
3/22/2019
Page 1 of 2

PROJECT: TREMONT STREET WIDENING: SR 16 TO PORT ORCHARD BOULEVARD
PROJECT #: LA5855 FED AID # STPUS-6610(004)
RESIDENT ENGINEER: WESTON DALFREY

WRITTEN JUSTIFICATION

1. DESCRIPTION OF CHANGE.

- Reroute the existing 4" sanitary sewer forced main at STA 40+59.23 to the west. Connect the 4" force main to SU04-SS1 Drop Structure. Work is to be performed in accordance with SU-4 Revision 3 dated 2/12/18.
- The remaining 4" piping shall be abandoned in place or removed as needed for the installation of other utilities and structures.

2. WHAT IS REQUIRED BY CONTRACT? WHY THE CHANGE? (REFERENCE PLAN SHEETS & SPEC SECTIONS.)

- The existing 4" sanitary sewer forced main that runs along the north side of Tremont Street was to be left in place and was not anticipated to be in conflict with the installation of new utilities.
- The actual location of the existing 4" sanitary force main was found to be in conflict with the installation of the new sanitary sewer line between SU4-SS2 and SU7-SS1.
- This change was required in order to install the new sanitary sewer line between SU4-SS1 and SU7-SS1.

3. HOW IS CHANGE ORDER THE SOLUTION?

- This change provides for the re-routing of the 4" sanitary sewer forced main to SU04-SS1 so that the existing force main piping north of this point can be removed as need to resolve conflicts with the installation of the new utilities including 12" DIP Sanitary Sewer and Structures.

4. ALTERNATIVE(S) CONSIDERED.

- None.

5. REASON FOR ENTITLEMENT AND WHY IT CANNOT BE PAID UNDER EXISTING CONTRACT.

- The original contract did not include the re-routing of the 4" sanitary sewer force main. In accordance with 1-04.4, the contractor is entitled to an equitable adjustment.

6. APPROVALS: PROJECT MANAGER, TECHNICAL ADVISOR (TRAFFIC, STRUCTURAL), JURISDICTION, OTHER AGENCY.

- Standard change order approval.

7. TIME: INCREASE OR DECREASE WORKING DAYS.

- No contract time is added by this change order.

8. COST: ESTABLISH OR VERIFY INCREASE OR DECREASE. (CONTRACTOR PROPOSAL, ENGINEER'S ESTIMATE, NEGOTIATED, SUPPLIER, BID ITEM, ETC.)

- An independent estimate was prepared totaling \$35,653.22. The contractor submitted costs totaling \$36,408.94. Since the Contractor's proposed cost was within 3% of the estimated cost, the contractor's proposal was accepted.

CHANGE ORDER JUSTIFICATION

CHANGE ORDER
NUMBER
CO 20
3/22/2019
Page 2 of 2

PROJECT: TREMONT STREET WIDENING: SR 16 TO PORT
ORCHARD BOULEVARD

PROJECT #: LA5855

FED AID #

STPUS-6610(004)

RESIDENT ENGINEER: WESTON DALFREY

ITEM NO.	ITEM DESCRIPTION	QTY	UNIT	UNIT PRICE	TOTAL COST
1801	REROUTE 4 IN. SEWER FORCE MAIN	1	LS	\$32,908.94	
1802	ADDITIONAL SURVEY - 4 IN. SEWER FORCE MAIN	1	LS	\$ 450.00	
1803	ADDITIONAL TRAFFIC CONTROL - 4 IN. SEWER FORCE MAIN	1	LS	\$ 3,050.00	
					\$ 36,408.94

ATTACH BACKUP DOCUMENTATION:

Contractor Proposal w/ backup
Estimate

CITY OF PORT ORCHARD

Authorization for Change Order No. 21

Date:	<u>April 23, 2019</u>	Contractor:	<u>ACTIVE CONSTRUCTION, INC.</u>
Project:	<u>TREMONT STREET WIDENING</u>		<u>PO BOX 430</u>
Contract / Job #	<u>C037-17</u>		<u>PUYALLUP, WA 98371</u>

THIS CHANGE ORDER AUTHORIZES THE ADDITIONAL WORK: ADDITIONAL COSTS ASSOCIATED WITH TIME EXTENSION (CO#12), TRAILER RENTALS, ETC., VALUE ESTMATED AT \$10,766.75.

Contract History					
	Amount	Sales Tax	Total	Date	Appvd by
Original Contract	\$12,779,179.17	Included	\$12,779,179.17	27-Jun-17	COUNCIL
Change Order 1	\$250,000.00	Included	\$250,000.00	24-Apr-18	COUNCIL
Change Order 1A	-\$7,093.67	Included	-\$7,093.67	08-May-18	COUNCIL
Change Order 2	\$150,000.00	Included	\$150,000.00	08-May-18	COUNCIL
Change Order 2A	-\$21,305.63	Included	-\$21,305.63	27-Nov-18	COUNCIL
Change Order 3	\$116,889.50	Included	\$116,889.50	26-Jun-18	COUNCIL
Change Order 3A	\$24,703.27	Included	\$24,703.27	25-Sep-18	COUNCIL
Change Order 4	\$18,309.41	Included	\$18,309.41	24-Jul-18	COUNCIL
Change Order 5	\$69,720.34	Included	\$69,720.34	24-Jul-18	COUNCIL
Change Order 6	\$75,179.29	Included	\$75,179.29	24-Jul-18	COUNCIL
Change Order 7	\$114,820.78	Included	\$114,820.78	11-Sep-18	COUNCIL
Change Order 8	\$40,753.56	Included	\$40,753.56	27-Nov-18	COUNCIL
Change Order 9	\$142,256.52	Included	\$142,256.52	27-Nov-18	COUNCIL
Change Order 10	\$138,477.60	Included	\$138,477.60	27-Nov-18	COUNCIL
Change Order 11	\$124,763.94	Included	\$124,763.94	27-Nov-18	COUNCIL
Change Order 12	\$0.00	Included	\$0.00	19-Jan-19	PWD
Change Order 13	\$24,500.00	Included	\$24,500.00	26-Feb-19	COUNCIL
Change Order 14	\$46,012.71	Included	\$46,012.71	12-Mar-19	COUNCIL
Change Order 15	\$22,545.11	Included	\$22,545.11	12-Mar-19	COUNCIL
Change Order 16	\$73,244.42	Included	\$73,244.42	12-Mar-19	COUNCIL
Change Order 17	\$53.91	Included	\$53.91	12-Mar-19	COUNCIL
Change Order 18	\$80,000.00	Included	\$80,000.00	12-Mar-19	COUNCIL
Change Order 19	\$102,608.32	Included	\$102,608.32	23-Apr-19	COUNCIL
Change Order 20	\$36,408.94	Included	\$36,408.94	23-Apr-19	COUNCIL
Change Order21	\$10,766.75	Included	\$10,766.75	23-Apr-19	COUNCIL
Total Contract			\$14,412,794.24		

I have reviewed the Change Order information above and certify that to the best of my knowledge descriptions and costs are true and accurate.

Contractor Approval Signature



Public Works Director/City Engineer

Printed Name & Title

MARK R. DORSEY, P.E.

Printed Name

Change Orders that do not exceed 10%, with a maximum of \$50,000, of either legally authorized budget limit or contract amount established by City Council can be approved by the Public Works Director.

Approved:

Mayor

Change Orders that do not exceed 10%, with a maximum of \$100,000, of either legally authorized budget limit or contract amount established by City Council are to be approved by the Mayor.

Attest:

City Clerk

Change Orders over \$100,000 or exceed a total of 10% require Council Action.

Council Approval Date

CHANGE ORDER



216 Prospect St.
Port Orchard, WA 98366

CONTRACTOR:

Active Construction Inc.
5110 River Rd. E
Tacoma, WA 98443

PROJECT:

Tremont Street Widening
SR 16 to Port Orchard Boulevard

Date: March 22, 2019
Federal Aid: STPUS-6610(004)
State Contract: N/A
Contract: LA 5855
Projects: _____
Change Order: CO21

Review
 Documentation _____
 Resident Engr. _____
 Materials Appr Engr. _____
 City Project Manager _____
 WSDOT _____
 Finance (>10%) _____

RECAPITULATION

ORIGINAL CONTRACT:	\$ 12,779,179.17
PREVIOUS ADDITIONS:	\$ 1,644,153.95
PREVIOUS DEDUCTIONS:	\$ (21,305.63)
PREVIOUS TOTAL:	\$ 14,402,027.49
THIS CHANGE (ADD.):	\$ 10,766.75
(DED.):	\$ _____
ADJUSTED TOTAL:	\$ 14,412,794.24

Sections 1-04.4 and 1-04.5 of the 2016 Standard Specifications shall govern the issuance of this Change Order. The work of this contract is herein modified to include the change detailed below. Additional quantities for existing and new items shall constitute the complete and final settlement for all costs of labor, material, equipment, overhead, profit, permit fees, damages (whether direct or indirect), and all other claims by the contractor as a result of this change.

**The time for completion *is* changed by this Change Order;
Twenty one and one half (21.5) working days are hereby added to the contract.**

Your proposal and this acceptance shall constitute and become part of the contract,
subject to all conditions contained therein, as modified by this Change Order.

Accepted on: _____ Date _____ Approved by: _____ Date _____
Public Works Director/City Engineer
City of Port Orchard

By: _____
Active Construction Inc.

Acknowledged by: N/A
Surety

Summary Sent to Admin@port.org

Logged (City of Port Orchard use only)			

**CITY OF PORT ORCHARD
CHANGE ORDER**

Active Construction Inc.
Tremont Street Widening
Change Order 21
March 22, 2019

Reason For Change

There are 390 working days specified in the original contract. Change order 1 added 8 working days to the Contract and is reflected in the latest statement of working days. The Contractor requested additional working days on previous change orders but those could not be evaluated until a schedule update was submitted. The Contractor submitted an updated schedule with a run date of December 18, 2018.

As of the end of December 2018 (Weekly Statement of Working Days No. 73) there are 83.5 working days remaining to complete the project. The completion schedule shows that 25 working days are required in January and February of 2019 to progress the work to the proposed suspension date of February 5, 2019. Upon re-summing work 6 May 2019 until Physical Completion 80 working days are needed per the Completion Schedule. Therefore the Contractor will need a total of 105 working days in 2019 to complete the project contingent upon not counting working days during the suspension. The result is an additional 21.5 working days, beyond the 83.5 working days remaining as of December 31, 2018, are needed to accommodate a Physical Completion date of August 22, 2019. The completion schedule reflects past delays to the critical path activities due to change orders and added critical path work such as dewatering to install the 30 inch storm sewer at the south end of the project.

This change adds 21.5 non-compensable working days to the project other than the costs shown for the extended trailer rental and utilities.

This Change order provides a bid item to pay for the extended trailer rental and utilities due to the added suspension and added working days.

This Change Order provides a bid item to pay for the Schedule Update.

This Change Order creates the following Bid Item with the following quantities to the project:

- Bid Item 2101A Extended Trailer Rental – 2.2 Months
- Bid Item 2102A Schedule Update – 1 Each

Measurement and Payment

Measurement and Payment for Increased Items of Work will be in accordance with the Project Specifications and the Unit Contract Price. All the modifications will be paid for under existing bid items, the newly created bid items or are incidental to the existing Bid Items.

Bid Item 2101A, will be paid per month. The measurement will be the number of months added to the contract as compared to the agreed upon baseline schedule from 10/9/2017.

“NEW” Bid Item 2101A: Extended Trailer Rental	
2.2 Months @ \$2621.25 per Month.....	\$5,766.75
“NEW” Bid Item 2102A: Schedule Update	
1 EA @ \$5,000 per Each.....	\$5,000.00
Total this Change Order	\$10,766.75

CITY OF PORT ORCHARD

Authorization for Change Order No. 22

Date: April 23, 2019 Contractor: ACTIVE CONSTRUCTION, INC.
Project: TREMONT STREET WIDENING PO BOX 430
Contract / Job # C037-17 PUYALLUP, WA 98371

THIS CHANGE ORDER AUTHORIZES A CONTRACT DEDUCTION: COST VALUE RECONCILIATION, VALUE ESTMATED AT \$160,810.55.

Contract History					
	Amount	Sales Tax	Total	Date	Appvd by
Original Contract	\$12,779,179.17	Included	\$12,779,179.17	27-Jun-17	COUNCIL
Change Order 1	\$250,000.00	Included	\$250,000.00	24-Apr-18	COUNCIL
Change Order 1A	-\$7,093.67	Included	-\$7,093.67	08-May-18	COUNCIL
Change Order 2	\$150,000.00	Included	\$150,000.00	08-May-18	COUNCIL
Change Order 2A	-\$21,305.63	Included	-\$21,305.63	27-Nov-18	COUNCIL
Change Order 3	\$116,889.50	Included	\$116,889.50	26-Jun-18	COUNCIL
Change Order 3A	\$24,703.27	Included	\$24,703.27	25-Sep-18	COUNCIL
Change Order 4	\$18,309.41	Included	\$18,309.41	24-Jul-18	COUNCIL
Change Order 5	\$69,720.34	Included	\$69,720.34	24-Jul-18	COUNCIL
Change Order 6	\$75,179.29	Included	\$75,179.29	24-Jul-18	COUNCIL
Change Order 7	\$114,820.78	Included	\$114,820.78	11-Sep-18	COUNCIL
Change Order 8	\$40,753.56	Included	\$40,753.56	27-Nov-18	COUNCIL
Change Order 9	\$142,256.52	Included	\$142,256.52	27-Nov-18	COUNCIL
Change Order 10	\$138,477.60	Included	\$138,477.60	27-Nov-18	COUNCIL
Change Order 11	\$124,763.94	Included	\$124,763.94	27-Nov-18	COUNCIL
Change Order 12	\$0.00	Included	\$0.00	19-Jan-19	PWD
Change Order 13	\$24,500.00	Included	\$24,500.00	26-Feb-19	COUNCIL
Change Order 14	\$46,012.71	Included	\$46,012.71	12-Mar-19	COUNCIL
Change Order 15	\$22,545.11	Included	\$22,545.11	12-Mar-19	COUNCIL
Change Order 16	\$73,244.42	Included	\$73,244.42	12-Mar-19	COUNCIL
Change Order 17	\$53.91	Included	\$53.91	12-Mar-19	COUNCIL
Change Order 18	\$80,000.00	Included	\$80,000.00	12-Mar-19	COUNCIL
Change Order 19	\$102,608.32	Included	\$102,608.32	23-Apr-19	COUNCIL
Change Order 20	\$36,408.94	Included	\$36,408.94	23-Apr-19	COUNCIL
Change Order 21	\$10,766.75	Included	\$10,766.75	23-Apr-19	COUNCIL
Change Order 22	-\$160,810.55	Included	-\$160,810.55	23-Apr-19	COUNCIL
Total Contract			\$14,251,983.69		

I have reviewed the Change Order information above and certify that to the best of my knowledge descriptions and costs are true and accurate.

Contractor Approval Signature



Public Works Director/City Engineer

Printed Name & Title

MARK R. DORSEY, P.E.

Printed Name

Change Orders that do not exceed 10%, with a maximum of \$50,000, of either legally authorized budget limit or contract amount established by City Council can be approved by the Public Works Director.

Approved:

Mayor

Change Orders that do not exceed 10%, with a maximum of \$100,000, of either legally authorized budget limit or contract amount established by City Council are to be approved by the Mayor.

Attest:

City Clerk

Change Orders over \$100,000 or exceed a total of 10% require Council Action.

Council Approval Date

CHANGE ORDER



216 Prospect St.
Port Orchard, WA 98366

CONTRACTOR:

Active Construction Inc.
5110 River Rd. E
Tacoma, WA 98443

PROJECT:

Tremont Street Widening

Date: <u>April 18, 2019</u>	Review
Federal Aid: <u>STPUS-6610(004)</u>	<input checked="" type="checkbox"/> Documentation _____
State Contract: <u>N/A</u>	<input checked="" type="checkbox"/> Resident Engr. _____
Contract: <u>LA 5855</u>	<input checked="" type="checkbox"/> Materials Appr Engr. _____
Projects: _____	<input checked="" type="checkbox"/> City Project Manager _____
Change Order: <u>22</u>	<input type="checkbox"/> Finance (>10%) _____

RECAPITULATION	
ORIGINAL CONTRACT:	\$ <u>12,779,179.17</u>
PREVIOUS ADDITIONS:	\$ <u>1,680,562.92</u>
PREVIOUS DEDUCTIONS:	\$ <u>(21,305.63)</u>
PREVIOUS TOTAL:	\$ <u>14,412,794.24</u>
THIS CHANGE (ADD.):	\$ <u>0.00</u>
(DED.):	\$ <u>(160,810.55)</u>
ADJUSTED TOTAL:	\$ <u>14,251,983.69</u>

Sections 1-04.4 and 1-04.5 of the 2016 Standard Specifications shall govern the issuance of this Change Order. The work of this contract is herein modified to include the change detailed below. Additional quantities for existing and new items shall constitute the complete and final settlement for all costs of labor, material, equipment, overhead, profit, permit fees, damages (whether direct or indirect), and all other claims by the contractor as a result of this change.

**The time for completion *is not* changed by this Change Order;
zero working days are hereby added to the contract.**

Your proposal and this acceptance shall constitute and become part of the contract,
subject to all conditions contained therein, as modified by this Change Order.

Accepted on: _____
Date

Approved by: _____
Public Works Director/City Engineer
City of Port Orchard
Date

By: _____
Active Construction Inc.

Acknowledged by: _____
Surety

Surety Seal of Approval



CHANGE ORDER JUSTIFICATION	CHANGE ORDER NUMBER
	CO22
	4/9/2019
	Page 1 of 1

PROJECT: Tremont Street Widening
PROJECT #: LA 5855 FED AID # STPUS-6610(004)
RESIDENT ENGINEER: Weston Dalfrey

WRITTEN JUSTIFICATION	
1. DESCRIPTION OF CHANGE.	<ul style="list-style-type: none"> The Cost Value Reconciliations was estimated to monitor and measure the additions/deductions value on the total project. The summation resulted in a reduction to the contract in the amount of \$ (-160,810.55)
2. WHAT IS REQUIRED BY CONTRACT? WHY THE CHANGE? (REFERENCE PLAN SHEETS & SPEC SECTIONS.)	<ul style="list-style-type: none"> Contract value changed.
3. HOW IS CHANGE ORDER THE SOLUTION?	<ul style="list-style-type: none"> This change order adjusts bid item quantities in Schedule A that underran or overran the plan quantity. Most of the work is complete or near complete. The purpose of this change is to adjust the Contract amount to account for the net underrun in Schedule A of \$(160,810.55). An Excel spreadsheet is included with this change listing the applicable bid items with estimated final quantity and estimated cost to complete.
4. ALTERNATIVE(S) CONSIDERED.	<ul style="list-style-type: none"> None
5. REASON FOR ENTITLEMENT AND WHY IT CANNOT BE PAID UNDER EXISTING CONTRACT.	<ul style="list-style-type: none"> There was a change to the contract plans
6. APPROVALS: PROJECT MANAGER, TECHNICAL ADVISOR (TRAFFIC, STRUCTURAL), JURISDICTION, OTHER AGENCY.	<ul style="list-style-type: none"> Standard change order approval.
7. TIME: INCREASE OR DECREASE WORKING DAYS.	<ul style="list-style-type: none"> This change will not affect contract time.
8. COST: ESTABLISH OR VERIFY INCREASE OR DECREASE. (CONTRACTOR PROPOSAL, ENGINEER'S ESTIMATE, NEGOTIATED, SUPPLIER, BID ITEM, ETC.)	<ul style="list-style-type: none"> An independent estimate was prepared which totaled \$(-160,810.55)

ATTACH BACKUP DOCUMENTATION:

Estimate

ITEM NO.	ITEM DESCRIPTION	ORIGINAL CONTRACT			TOTAL TO DATE		Current % Complete	EXPECTED QTY AT COMPLETION	EXPECTED COST TO COMPLETE - CITY/CM	OVER/UNDER CITY/CM
		BID QTY	UNITS	UNIT PRICE	BID AMOUNT	QTY				
SCHEDULE A										
A7	ASBESTOS ABATEMENT	20,000	EST.	\$ 1	\$ 20,000	3085.6	\$ 3,086	\$ 3,086	\$	(16,914)
A11	ROADWAY EXCAVATION INCL. HAUL	26,000	C.Y.	\$ 19	\$ 481,000	27640	\$ 511,340	\$ 511,340	\$	30,340
A12	GRAVEL BORROW INCL. HAUL	33,000	TON	\$ 16	\$ 528,000	13579.33	\$ 217,269	\$ 224,000	\$	(304,000)
A13	DITCH EXCAVATION INCL. HAUL	150	C.Y.	\$ 46	\$ 6,900	188.8	\$ 8,685	\$ 8,685	\$	1,785
A15	HAND PLACED RIPRAP	24	C.Y.	\$ 175	\$ 4,200	34.1	\$ 5,968	\$ 5,968	\$	1,768
A16	QUARRY SPALLS	475	TON	\$ 35	\$ 16,625	593.75	\$ 20,781	\$ 20,781	\$	4,156
A17	CATCH BASIN TYPE 1	58	EACH	\$ 1,200	\$ 69,600	56	\$ 67,200	\$ 67,200	\$	(2,400)
A18	CATCH BASIN TYPE 2 48 IN. DIAM.	54	EACH	\$ 2,850	\$ 153,900	58	\$ 165,300	\$ 171,000	\$	17,100
A19	TESTING STORM SEWER PIPE	8,350	L.F.	\$ 2	\$ 13,360	8859	\$ 14,174	\$ 14,933	\$	1,573
A20	CL. IV REINF. CONC. STORM SEWER PIPE 12 IN. DIAM.	586	L.F.	\$ 46	\$ 26,956	690	\$ 31,740	\$ 31,740	\$	4,784
A22	CL. IV REINF. CONC. STORM SEWER PIPE 6 IN. DIAM.	8	L.F.	\$ 130	\$ 1,040	-	\$ -	\$ -	\$	(1,040)
A23	CORRUGATED POLYETHYLENE STORM SEWER PIPE 12 IN. DIAM.	4,567	L.F.	\$ 28	\$ 127,876	4700	\$ 131,600	\$ 132,216	\$	4,340
A24	CORRUGATED POLYETHYLENE STORM SEWER PIPE 15 IN. DIAM.	12	L.F.	\$ 63	\$ 756	-	\$ -	\$ -	\$	(756)
A25	CORRUGATED POLYETHYLENE STORM SEWER PIPE 18 IN. DIAM.	2,118	L.F.	\$ 39	\$ 82,602	2656	\$ 103,584	\$ 103,584	\$	20,982
A27	TYPE 250 INLET	5	EACH	\$ 1,250	\$ 6,250	7	\$ 8,750	\$ 8,750	\$	2,500
A28	SLOTTED DRAIN PIPE 12 IN. DIAM.	49	L.F.	\$ 200	\$ 9,800	49	\$ 9,800	\$ 10,834	\$	1,034
A29	DUCTILE IRON STORM SEWER PIPE 8 IN. DIAM.	152	L.F.	\$ 52	\$ 7,904	203	\$ 10,556	\$ 10,556	\$	2,652
A30	DUCTILE IRON STORM SEWER PIPE 12 IN. DIAM.	142	L.F.	\$ 73	\$ 10,366	300	\$ 21,900	\$ 21,900	\$	11,534
A32	DUCTILE IRON STORM SEWER PIPE 30 IN. DIAM.	515	L.F.	\$ 200	\$ 103,000	104	\$ 20,800	\$ 108,400	\$	5,400
A33	SOLID WALL PVC STORM SEWER PIPE 6 IN. DIAM.	45	L.F.	\$ 19	\$ 833	32	\$ 592	\$ 592	\$	(241)
A35	CONNECT NEW STORM SEWER PIPE TO EXISTING STRUCTURE	6	EACH	\$ 750	\$ 4,500	3	\$ 2,250	\$ 3,000	\$	(1,500)
A36	RECONNECT EXISTING STORM SEWER PIPE TO NEW STRUCTURE	5	EACH	\$ 750	\$ 3,750	9	\$ 6,750	\$ 6,750	\$	3,000
A42	STRUCTURAL EARTH WALL	9,000	S.F.	\$ 21	\$ 189,000	5078.5	\$ 106,649	\$ 106,649	\$	(82,352)
A43	GRAVEL BORROW FOR STRUCTURAL EARTH WALL INCL. HAUL	3,066	C.Y.	\$ 38	\$ 116,508	2200.05	\$ 83,602	\$ 83,602	\$	(32,906)

ITEM NO.	ITEM DESCRIPTION	ORIGINAL CONTRACT			TOTAL TO DATE			Current % Complete	EXPECTED QTY AT COMPLETION	EXPECTED COST TO COMPLETE - CITY/CM	OVER/UNDER CITY/CM
		BID QTY	UNITS	UNIT PRICE	BID AMOUNT	QTY	DOLLAR AMOUNT				
A44	CRUSHED SURFACING BASE COURSE	7,200	TON	\$ 23	\$ 162,000	14,417.131	\$ 324,385	200%	15000.0	\$ 337,500	\$ 175,500
A45	CRUSHED SURFACING TOP COURSE	3,800	TON	\$ 31	\$ 117,800	1380.92	\$ 42,809	36%	1630.9	\$ 50,559	\$ (67,241)
A46	CRUSHED SURFACING BASE COURSE - TEMP ACCESS	150	TON	\$ 41	\$ 6,150	115.61	\$ 4,740	77%	115.6	\$ 4,740	\$ (1,410)
A47	PLANING BITUMINOUS PAVEMENT	2,900	S.Y.	\$ 10	\$ 29,000	-	\$ -	0%	3600.0	\$ 36,000	\$ 7,000
A49	ASPHALT COST PRICE ADJUSTMENT	15,000	CALC	\$ 1	\$ 15,000	-	\$ -	0%	50000.0	\$ 50,000	\$ 35,000
A51	TEMPORARY PAVEMENT	2,250	TON	\$ 90	\$ 202,500	-	\$ -	0%	0.0	\$ -	\$ (202,500)
A54	STREET CLEANING	900	HR	\$ 140	\$ 126,000	308.5	\$ 43,190	34%	400.0	\$ 56,000	\$ (70,000)
A55	STABILIZED CONSTRUCTION ENTRANCE	564	S.Y.	\$ 20	\$ 11,280	588.7	\$ 11,774	104%	588.7	\$ 11,774	\$ 494
A57	TOPSOIL TYPE A	2,190	CY	\$ 41	\$ 89,790	628	\$ 25,748	29%	2750.0	\$ 112,750	\$ 22,960
A58	FINE COMPOST	6	ACRE	\$ 16,000	\$ 98,080	1.85	\$ 29,600	30%	4.3	\$ 68,800	\$ (29,280)
A59	CHECK DAM	10	L.F.	\$ 11	\$ 110	274.5	\$ 3,020	2745%	274.5	\$ 3,020	\$ 2,910
A61	INLET PROTECTION	130	EACH	\$ 85	\$ 11,050	148	\$ 12,580	114%	153.0	\$ 13,005	\$ 1,955
A62	SILT FENCE	3,600	L.F.	\$ 5	\$ 18,000	4774	\$ 23,870	133%	4774.0	\$ 23,870	\$ 5,870
A63	GEOTEXTILE-ENCASED CHECK DAM	30	L.F.	\$ 15	\$ 450	-	\$ -	0%	0.0	\$ -	\$ (450)
A64	EROSION/WATER POLLUTION CONTROL	200,000	EST.	\$ 1	\$ 200,000	139531.84	\$ 139,532	70%	165000.0	\$ 165,000	\$ (35,000)
A65	TOPSOIL TYPE C	4	ACRE	\$ 20,000	\$ 72,800	-	\$ -	0%	0.0	\$ -	\$ (72,800)
A66	PLANTING AREA PREPARATION	19,006	S.Y.	\$ 2	\$ 38,012	8954	\$ 17,908	47%	19271.0	\$ 38,542	\$ 530
A74	PSIPE TALL OREGON GRAPE, NO. 1 CONT., 15 IN. HT.	864	EACH	\$ 11	\$ 9,504	-	\$ -	0%	679.0	\$ 7,469	\$ (2,035)
A95	PSIPE NOOTKA ROSE, NO. 1 CONT., 15 IN. HT.	866	EACH	\$ 11	\$ 9,526	-	\$ -	0%	681.0	\$ 7,491	\$ (2,035)
A97	PSIPE SNOWBERRY, NO. 1 CONT., 12 IN. HT.	508	EACH	\$ 11	\$ 5,588	-	\$ -	0%	323.0	\$ 3,553	\$ (2,035)
A100	PSIPE DOUGLAS SPIREA, NO. 1, CONT.	449	EACH	\$ 11	\$ 4,939	-	\$ -	0%	264.0	\$ 2,904	\$ (2,035)
A101	PSIPE OCEAN-SPRAY, NO. 1, CONT. **	330	EACH	\$ 11	\$ 3,630	-	\$ -	0%	145.0	\$ 1,595	\$ (2,035)
A103	PLANT ESTABLISHMENT - SECOND YEAR	10,000	EST.	\$ 1	\$ 10,000	-	\$ -	0%	0.0	\$ -	\$ (10,000)
A104	CEMENT CONC. TRAFFIC CURB AND GUTTER	14110	L.F.	\$ 16	\$ 225,760	14213.25	\$ 227,412	101%	14263.3	\$ 228,212	\$ 2,452
A105	EXTRUDED CURB	267	L.F.	\$ 20	\$ 5,340	-	\$ -	0%	300.0	\$ 6,000	\$ 660

ITEM NO.	ITEM DESCRIPTION	ORIGINAL CONTRACT			TOTAL TO DATE			Current % Complete	EXPECTED QTY AT COMPLETION	EXPECTED COST TO COMPLETE - CITY/CM	OVER/UNDER CITY/CM
		BID QTY	UNITS	UNIT PRICE	BID AMOUNT	QTY	DOLLAR AMOUNT				
A106	ROUNDABOUT TRUCK APRON CEM. CONC. CURB AND GUTTER	710	L.F.	\$ 40	\$ 28,400	713	\$ 28,520	100%	713.0	\$ 28,520	\$ 120
A108	ROUNDABOUT CENTRAL ISLAND CEMENT CONCRETE CURB	600	L.F.	\$ 85	\$ 51,000	596.5	\$ 50,703	99%	596.5	\$ 50,703	\$ (298)
A109	TEXTURED AND PIGMENTED CEMENT CONCRETE PAVEMENT	1315	S.Y.	\$ 145	\$ 190,675	1221	\$ 177,045	93%	1221.0	\$ 177,045	\$ (13,630)
A121	TEMPORARY PAVEMENT MARKING-LONG DURATION	1200	L.F.	\$ 1	\$ 660	23475	\$ 12,911	1956%	28475.0	\$ 15,661	\$ 15,001
A124	SET LUMINAIRE POLE FOUNDATION	25	EACH	\$ 2,700	\$ 67,500	-	\$ -	0%	0.0	\$ -	\$ (67,500)
A128	PORTABLE CHANGEABLE MESSAGE SIGN	15000	HR	\$ 2	\$ 34,500	15356	\$ 35,319	102%	15856.0	\$ 36,469	\$ 1,969
A132	OFF DUTY UNIFORMED POLICE OFFICER	10000	EST.	\$ 1	\$ 10,000	14761.01	\$ 14,761	148%	17000.0	\$ 17,000	\$ 7,000
A135	PORTABLE TEMPORARY TRAFFIC CONTROL SIGNAL	1	L.S.	\$ 25,000	\$ 25,000	-	\$ -	0%	0.0	\$ -	\$ (25,000)
A136	CONSTRUCTION SIGNS CLASS A	805	S.F.	\$ 24	\$ 19,320	2598.94	\$ 62,375	323%	2906.4	\$ 69,755	\$ 50,435
A139	QUARRY SPALLS FOR TRENCH STABILIZATION	750	TON	\$ 30	\$ 22,500	215.28	\$ 6,458	29%	300.0	\$ 9,000	\$ (13,500)
A140	STRUCTURE EXCAVATION CLASS B INCL. HAUL	10,000	C.Y.	\$ 4	\$ 40,000	14091	\$ 56,364	141%	14199.0	\$ 56,796	\$ 16,796
A141	SHORING OR EXTRA EXCAVATION CLASS B	38500	S.F.	\$ 0	\$ 2,695	49771.7	\$ 3,484	129%	50153.0	\$ 3,511	\$ 816
A144	WATER	300	MGAL	\$ 77	\$ 23,100	1437.5	\$ 110,688	479%	1445.5	\$ 111,304	\$ 88,204
A148	CEMENT CONC. SIDEWALK	6,055	S.Y.	\$ 41	\$ 248,255	5169	\$ 211,929	85%	5812.0	\$ 238,292	\$ (9,963)
A150	CEMENT CONC. DRIVEWAY ENTRANCE TYPE	950	S.Y.	\$ 54	\$ 51,300	887	\$ 47,898	93%	1068.0	\$ 57,672	\$ 6,372
A151	CEMENT CONC. CURB RAMP TYPE 1	24	EACH	\$ 1,050	\$ 25,200	14	\$ 14,700	58%	18.0	\$ 18,900	\$ (6,300)
A153	ASPHALT CONC. SIDEWALK RAMP	75	S.Y.	\$ 90	\$ 6,750	-	\$ -	0%	60.0	\$ 5,400	\$ (1,350)
A155	COATED CHAIN LINK FENCE TYPE 3	725	L.F.	\$ 23	\$ 16,675	677	\$ 15,571	93%	677.0	\$ 15,571	\$ (1,104)
A156	ROCK FOR ROCK WALL	1554	TON	\$ 135	\$ 209,790	581.79	\$ 78,542	37%	581.8	\$ 78,542	\$ (131,248)
A157	BACKFILL FOR ROCK WALL	500	TON	\$ 40	\$ 20,000	503.61	\$ 20,144	101%	515.2	\$ 20,607	\$ 607
A160	ROADSIDE CLEANUP	20000	EST.	\$ 1	\$ 20,000	37201.95	\$ 37,202	186%	40000.0	\$ 40,000	\$ 20,000
A161	MINOR CHANGE	150000	CALC	\$ 1	\$ 150,000	19354.46	\$ 19,354	13%	120000.0	\$ 120,000	\$ (30,000)
A169	RESOLUTION OF UTILITY CONFLICTS	100000	EST.	\$ 1	\$ 100,000	141707.69	\$ 141,708	142%	150000.0	\$ 150,000	\$ 50,000
	SCHEDULE A SUBTOTAL W/O CHANGE ORDERS				\$ 10,489,514		\$ 8,106,976	78%		\$ 9,874,253	\$ (615,260.55)
							\$ 81,12 Gravel Borrow used on CO 23			\$	\$ 304,000.00

ITEM NO.	ITEM DESCRIPTION	ORIGINAL CONTRACT			TOTAL TO DATE		Current % Complete	EXPECTED QTY AT COMPLETION	EXPECTED COST TO COMPLETE - CITY/CM	OVER/UNDER CITY/CM
		BID QTY	UNITS	UNIT PRICE	BID AMOUNT	QTY				
							BI A139 Quarry Spalls For Trench Backfill CO 23		\$ 13,500.00	
							BI A51 Temporary Pavement used on CO 19		\$ 72,450.00	
							BI A124 Set Luminaire Foundation CO 9		\$ 64,500.00	
							Total Used For Offsetting Increases on Other CO's		\$ 454,450.00	
							Deductive Amount CO 22		\$ (160,810.55)	

CITY OF PORT ORCHARD

Authorization for Change Order No. 23

Date: April 23, 2019 Contractor: ACTIVE CONSTRUCTION, INC.
Project: TREMONT STREET WIDENING PO BOX 430
Contract / Job # C037-17 PUYALLUP, WA 98371

THIS CHANGE ORDER AUTHORIZES THE ADDITIONAL WORK: NATIVE VS. IMPORT TRENCH BACKFILL RECONCILLATION (DEDUCTION OF \$363,094.74 AND ADDITION OF \$565.854.78), VALUE ESTMATED AT \$202,760.20.

Contract History					
	Amount	Sales Tax	Total	Date	Appvd by
Original Contract	\$12,779,179.17	Included	\$12,779,179.17	27-Jun-17	COUNCIL
Change Order 1	\$250,000.00	Included	\$250,000.00	24-Apr-18	COUNCIL
Change Order 1A	-\$7,093.67	Included	-\$7,093.67	08-May-18	COUNCIL
Change Order 2	\$150,000.00	Included	\$150,000.00	08-May-18	COUNCIL
Change Order 2A	-\$21,305.63	Included	-\$21,305.63	27-Nov-18	COUNCIL
Change Order 3	\$116,889.50	Included	\$116,889.50	26-Jun-18	COUNCIL
Change Order 3A	\$24,703.27	Included	\$24,703.27	25-Sep-18	COUNCIL
Change Order 4	\$18,309.41	Included	\$18,309.41	24-Jul-18	COUNCIL
Change Order 5	\$69,720.34	Included	\$69,720.34	24-Jul-18	COUNCIL
Change Order 6	\$75,179.29	Included	\$75,179.29	24-Jul-18	COUNCIL
Change Order 7	\$114,820.78	Included	\$114,820.78	11-Sep-18	COUNCIL
Change Order 8	\$40,753.56	Included	\$40,753.56	27-Nov-18	COUNCIL
Change Order 9	\$142,256.52	Included	\$142,256.52	27-Nov-18	COUNCIL
Change Order 10	\$138,477.60	Included	\$138,477.60	27-Nov-18	COUNCIL
Change Order 11	\$124,763.94	Included	\$124,763.94	27-Nov-18	COUNCIL
Change Order 12	\$0.00	Included	\$0.00	19-Jan-19	PWD
Change Order 13	\$24,500.00	Included	\$24,500.00	26-Feb-19	COUNCIL
Change Order 14	\$46,012.71	Included	\$46,012.71	12-Mar-19	COUNCIL
Change Order 15	\$22,545.11	Included	\$22,545.11	12-Mar-19	COUNCIL
Change Order 16	\$73,244.42	Included	\$73,244.42	12-Mar-19	COUNCIL
Change Order 17	\$53.91	Included	\$53.91	12-Mar-19	COUNCIL
Change Order 18	\$80,000.00	Included	\$80,000.00	12-Mar-19	COUNCIL
Change Order 19	\$102,608.32	Included	\$102,608.32	23-Apr-19	COUNCIL
Change Order 20	\$36,408.94	Included	\$36,408.94	23-Apr-19	COUNCIL
Change Order 21	\$10,766.75	Included	\$10,766.75	23-Apr-19	COUNCIL
Change Order 22	-\$160,810.55	Included	-\$160,810.55	23-Apr-19	COUNCIL
Change Order 23	\$202,760.20	Included	\$202,760.20	23-Apr-19	COUNCIL
Total Contract			\$14,454,743.89		

I have reviewed the Change Order information above and certify that to the best of my knowledge descriptions and costs are true and accurate.

Contractor Approval Signature

Public Works Director/City Engineer

Printed Name & Title

MARK R. DORSEY, P.E.
Printed Name

Change Orders that do not exceed 10%, with a maximum of \$50,000, of either legally authorized budget limit or contract amount established by City Council can be approved by the Public Works Director.

Approved:

Mayor

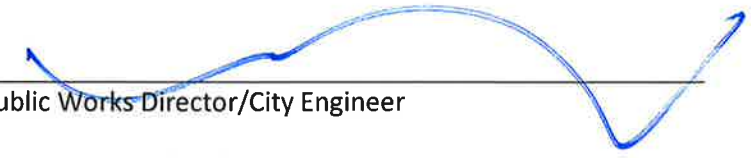
Change Orders that do not exceed 10%, with a maximum of \$100,000, of either legally authorized budget limit or contract amount established by City Council are to be approved by the Mayor.

Attest:

City Clerk

Change Orders over \$100,000 or exceed a total of 10% require Council Action.

Council Approval Date



CHANGE ORDER



216 Prospect St.
Port Orchard, WA 98366

CONTRACTOR:

Active Construction Inc.
5110 River Rd. E
Tacoma, WA 98443

PROJECT:

Tremont Street Widening
SR 16 to Port Orchard Boulevard

Date: April 18, 2019
Federal Aid: STPUS-6610(004)
State Contract: N/A
Contract: LA 5855
Projects: CO 23
Change Order: _____

Review
 Documentation _____
 Resident Engr. _____
 Materials Appr Engr. _____
 City Project Manager _____
 WSDOT _____
 Finance (> 10%) _____

RECAPITULATION

ORIGINAL CONTRACT:	\$ 12,779,179.17
PREVIOUS ADDITIONS:	\$ 1,680,562.92
PREVIOUS DEDUCTIONS:	\$ (182,116.18)
PREVIOUS TOTAL:	\$ 14,251,983.69
THIS CHANGE (ADD.):	\$ 565,854.78
	\$ 202,740.20
(DED.):	\$ (363,094.70)
ADJUSTED TOTAL:	\$ 14,454,743.77 89

Sections 1-04.4 and 1-04.5 of the 2016 Standard Specifications shall govern the issuance of this Change Order. The work of this contract is herein modified to include the change detailed below. Additional quantities for existing and new items shall constitute the complete and final settlement for all costs of labor, material, equipment, overhead, profit, permit fees, damages (whether direct or indirect), and all other claims by the contractor as a result of this change.

**The time for completion has not changed by this Change Order;
zero (0) working days are hereby added to the contract.**

Your proposal and this acceptance shall constitute and become part of the contract, subject to all conditions contained therein, as modified by this Change Order.

Accepted on: _____ Date _____ Approved by: _____ Date _____
Public Works Director/City Engineer
City of Port Orchard

By: _____
Active Construction Inc.

Acknowledged by: _____ N/A _____
Surety

Surety Seal Not Applicable

**CITY OF PORT ORCHARD
CHANGE ORDER**

Active Construction Inc.
Tremont Street Widening
Change Order XX
January 22, 2019

Reason For Change

The Contract documents contain conflicting information regarding the use of native material and Gravel Borrow as trench backfill in Schedule A, B and C. Schedule D calls out a measurement item for trench backfill but does not include a payment item. This change represents an equitable adjustment for the work performed.

This change also incorporates reductions of plan quantities that were overestimated in the Contract and for bid items that were not used due to site conditions.

Description

This Change Order compensates the Contractor for Gravel Borrow including Haul used as trench backfill for storm drainage trenches and east vault backfill in Schedule A, trench backfill for waterline trenches in Schedule B, trench backfill for sewer line trenches in Schedule C and backfill for joint utility trenches in Schedule D. The agreed per ton price includes the cost to move the Gravel Borrow from stockpile to trench and place and compact the material. The agreed price also includes additional cost to haul and dispose off-site native material deemed unacceptable to be used as trench backfill. This change creates the following new Bid Items:

Add the Following New Bid Items:

Add New Bid Item ___A, Gravel Borrow For Trench Backfill. This per ton bid item represents full compensation for all labor, equipment & materials to import, move to and from stockpile, place and compact Gravel Borrow for Trench Backfill in all storm drain trenches and backfill used at the east detention vault where native materials was deemed unsuitable as backfill. The unit price also includes additional cost for removal of unsuitable native material as trench backfill as determined by the Engineer. The new unit price represents the difference between the agreed price of \$39.00 per ton and the difference of the unit price already paid of \$16.00 per ton.

New Item ___A: Gravel Borrow For Trench Backfill - Adjustment
9,339.85 Tons @ \$23.00 per Ton\$214,816.55

Add New Bid Item ___B, Gravel Borrow For Trench Backfill. This per ton bid item represents full compensation for all labor, equipment & materials to import, move to and from stockpile, place and compact Gravel Borrow for Trench Backfill in all waterline trenches where native material was deemed unsuitable as trench backfill. The unit price also includes additional cost for removal of unsuitable native material as trench backfill as determined by the Engineer. The new unit price represents the difference between the agreed price of \$39.00 per ton and the difference of the unit price already paid of \$15.00 per ton.

New Item ___B: Gravel Borrow For Trench Backfill - Adjustment
4,722.78 Tons @ \$24.00 per Ton\$113346.72

**CITY OF PORT ORCHARD
CHANGE ORDER**

Active Construction Inc.
Tremont Street Widening
Change Order XX
January 22, 2019

Tax at 9.0%.....\$10201.20
Subtotal Schedule B.....\$123,547.92

Add New Bid Item ___C, Gravel Borrow For Trench Backfill. This per ton bid item represents full compensation for all labor, equipment & materials to import, move to and from stockpile, place and compact Gravel Borrow for Trench Backfill in all sewerline trenches where native material was deemed unsuitable as trench backfill. The unit price also includes additional cost for removal of unsuitable native material as trench backfill as determined by the Engineer. The new unit price represents the difference between the agreed price of \$39.00 per ton and the difference of the unit price already paid of \$14.00 per ton.

New Item ___C: Gravel Borrow For Trench Backfill - Adjustment
6,796.24 Tons @ \$25.00 per Ton\$169,906.00
Tax at 9.0%.....\$15,291.54
Subtotal Schedule C.....\$185,197.54

Add New Bid Item ___D, Gravel Borrow For Trench Backfill. This per ton bid item represents full compensation for all labor, equipment & materials to import, move to and from stockpile, place and compact Gravel Borrow for Trench Backfill in all joint utility trenches and lateral joint utility trenches where native material was deemed unsuitable for trench backfill. The unit price also includes additional cost for removal of unsuitable native material as trench backfill as determined by the Engineer.

New Item ___D: Gravel Borrow For Trench Backfill - Adjustment
994.89 Tons @ \$39.00 per Ton\$38,800.71
Tax at 9.0%.....\$3,492.06
Subtotal Schedule D.....\$42,292.77

Subtotal, All Schedule Additions..... \$565,854.78

**CITY OF PORT ORCHARD
CHANGE ORDER**

Active Construction Inc.
Tremont Street Widening
Change Order XX
January 22, 2019

Deduct the Following Quantities from Existing Bid Items:

Description:

The existing bid item quantities are adjusted for quantity underruns. The work is either complete or nearly complete and the adjustments represent work that was not performed or the quantities underran from the plan quantity.

Item 12A:	Gravel Borrow Incl. Haul 19,000 Tons @ \$16.00/Ton.....	\$304,000.00
Item 139A:	Quarry Spalls For Trench Stabilization 450 Tons @ \$30.00/Ton.....	\$13,500
	<i>Subtotal, Schedule A Deductions</i>	<i><\$317,500></i>
Item 20B:	Removal and Replacement of Unsuitable Material 305 C.Y. @ \$56.00/C.Y.	\$17,080.00
Item 21B:	Quarry Spalls For Trench Stabilization 775 Tons @ \$30.00/Ton.....	\$23,250.00
	Tax at 9.0%	\$3,629.70
	<i>Subtotal, Schedule B Deductions</i>	<i><\$43,959.70></i>
Item 11C:	Quarry Spalls For Trench Stabilization 50 Tons @ \$30.00/Ton.....	\$1,500.00
	Tax at 9.0%	\$135.00
	<i>Subtotal, Schedule C Deductions</i>	<i><\$1,635.00></i>
	<i>Subtotal, All Schedule Deductions</i>	<i><\$363,094.70></i>
	Total this Change Order	\$202,760.20

Time Statement

Any additional time will be evaluated when the Contractor submits an updated schedule and time extension that includes all change order impacts.

This Page Intentionally Left Blank