

SUPPLEMENTAL AGREEMENT NO. 4

CONTRACTOR; CS McCrossan Construction Inc.			FEDERAL PROJECT NO. ER MN07 (310)			STATE PROJECT NO. S.P. 141-998-023 <i>et al</i>		
ADDRESS: 7865 Jefferson Hwy PO Box 1240 Maple Grove MN 55311			LOCATION OF WORK 8 th Ave NE (Marshall St. to University Ave) 6 th St. S (3 rd Ave S to 5 th Ave S)					
GROUP NO.	APPR.	AMOUNT	GROUP NO.	APPR.	AMOUNT	GROUP NO.	APPR.	AMOUNT
DATE ENCUMBERED 6/15/11				ORIGINAL ENCUMBRANCE: \$2,338,438.95			SA 4 TOTAL \$ 4,070.88	
BY: Individual signing certifies that funds have been encumbered as required by Minn. Stat. § 16A.15				\$ ENCUMBERED TO DATE:				

This Contract is between the State of Minnesota, acting through its Commissioner of Transportation, and Contractor as follows:

- WHEREAS: This Contract provides for, among other things, milling, paving, striping and loop detector installation; and
- WHEREAS: There has been a change in the striping plan on 8th Ave NE; and
- WHEREAS: The Contractor has painted 4" Double Solid Yellow lines, but the City has determined that there is a plan error in the dimensioning; and
- WHEREAS: The Engineer has determined that the existing striping between Marshall St. and University Ave. must be removed and repainted following the revised striping plan sheet
- WHEREAS: Pay item 2104.501, Remove Striping, shall be added to the contract at a negotiated unit price of \$0.50 per lineal foot and the roadway shall be repainted, following the dimensions in the revised plan sheet for 8th Ave NE; and
- WHEREAS: Pay item 2582.502, 4" Double Solid Yellow Line-Painted shall be paid for at the Contract unit price of \$0.35 per lineal foot; and
- WHEREAS: The Engineer has determined that some of the rolled in poly preform striping was not dimensioned properly on the striping plan for 6th St. S, between 3rd Ave and 5th Ave, and will need to be removed and ground in using the dimensions in the revised plan sheet for 6th St. S; and
- WHEREAS: The Engineer has determined that two ground in poly preform left turn arrows need to be added at 6th St just west of 3rd St; and
- WHEREAS: The Engineer has determined that a negotiated unit price for pay item 2104.501 Remove Striping of \$0.50 per lineal foot shall be added to the Contract; a negotiated unit price \$5.50 per lineal foot for pay item 2582.502. 4" Broken Line White Poly Preform-Grooved in shall be added to the Contract and a negotiated unit price of \$650.00 each for pay item 2582.501, Pavement Message (LT Arrow) Poly Preform – Ground in shall be added to the Contract; and
- WHEREAS: The Engineer has further determined that this constitutes a changed condition since the plans were initially approved and shall be paid for at a special negotiated rate which includes compensation for extra effort, time and equipment needed to accomplish this extra work.

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NOW, THEREFORE, IT IS MUTUALLY AGREED AND UNDERSTOOD THAT:

1. The City of Minneapolis shall:
 - a. Provide revised striping plans for 6th St. S and 8th Ave NE.
2. The Contractor shall:
 - a. Agree that payment for all of the work identified will be at the Negotiated Unit Price (see below).
 - b. Understand that the contract time will not be revised.
 - c. Make no claim of any kind or character whatsoever for any other costs or expenses that he may have incurred or that may be hereafter incurred in performing the work and furnishing the materials required by this Agreement.

Negotiated Items

UNIT	DESCRIPTION	UNIT	UNIT PRICE	QUANTY	AMOUNT
5104.501	REMOVE STRIPING	LF	\$ 0.50	2,116.00	\$ 1,058.00
2582.502	4" DOUBLE SOLID YELLOW LINE-PAINT	LF	\$ 0.35	1,008.00	\$ 352.80
2581.501	4" BROKEN WHITE-POLY PREFORM GROUND IN	LF	\$ 5.50	180.00	\$ 990.00
2582.501	PAVEMENT MESSAGE (LT ARROW) POLY PREFORM GROUND IN	EACH	\$ 650.00	2.00	\$ 1,300.00
	SUBTOTAL				\$ 3,700.80
	10% GENERAL CONTRACTOR MARK UP				\$ 370.08

TOTAL \$ 4,070.88

ESTIMATE OF COST

Increase in the Supplemental Agreement \$4,070.88

Distribution of funds: \$4,070.88 in GROUP 2, 100% Local

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<p><i>Stephanie Malnberg</i> Stephanie Malnberg P.E., Project Engineer</p> <p>Dated: <u>10-24-11</u></p> <p>By: <i>Tul McCrossan</i> Contractor, CS McCrossan Construction, Inc.</p> <p>Dated: <u>10-19-11</u></p> <p>Assistant District Engineer</p> <p>Dated: _____</p>	<p>Commissioner of Transportation:</p> <p>By: _____ Pursuant to Delegation</p> <p>Dated: _____</p>	<p>Commissioner of Administration</p> <p>By: _____ Commissioner of Administration or Pursuant to Delegation</p> <p>Dated: _____</p>
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Elisabeth 10-27-2011

DATE

Ser

Metro District State Aid Engineer
For Funding Approval Only