

**Board of County Commissioners - Staff Report****Meeting Date:** July 11, 2023**Presenter:** Brian Schilling**Submitting Dept:** Public Works - Engineering**Subject:** Consideration of Change Order No. 1 for the Wilson to Stilson Pathway Construction Project (BUILD Component 6)

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**Statement / Purpose:** To consider Change Order No. 1 for the Wilson to Stilson Pathway Project construction contract with Westwood Curtis Construction.**Background / Description (Pros & Cons):** The Wilson to Stilson Pathway construction contract was awarded on May 16, 2023 to Westwood Curtis Construction. The planned sequencing of this project and the Wilson School Underpass project was coordinated so that approximately 778 linear feet of pathway that was originally part of the Wilson to Stilson Pathway project construction would be shifted to the Wilson School Underpass project following award of the underpass project (awarded June 12, 2023). The attached exhibit shows the location of the pathway segment in relation to the Wilson School Underpass.

The proposed Change Order No. 1 will remove 778 LF of pathway construction from Sta 13+84 to Sta 21+59 from the Wilson to Stilson Pathway project. This will result in a project contract price decrease of \$89,751 but will not change the contract times. These 778 LF of pathway will be constructed as part of the Wilson School Underpass project contract that was awarded June 12, 2023.

**Stakeholder Analysis & Involvement:** The engineer and contractor have both approved Change Order No. 1. The Change Order is in compliance with Federal Transit Administration (funding agency) requirements.**Fiscal Impact:** The original contract price is \$3,195,645.70. Change Order No. 1 will decrease the contract price by \$89,751.00 for a revised contract price of \$3,106,074.70.**Staff Impact:** There is a minor impact of a few hours of staff time to process the Change Order.**Legal Review:** Gingery**Staff Input / Recommendation:** Staff recommends approval of Change Order No. 1.**Attachments:** Change Order No. 1 and Pathway Alignment Comparison Exhibit**Suggested Motion:** I move to approve Change Order No. 1 to the Wilson to Stilson Pathway construction contract with Westwood Curtis.

**CHANGE ORDER NO.: 1**

Owner: Teton County, WY  
 Engineer: Jorgensen Associates  
 Contractor: Westwood Curtis Construction  
 Project: Wilson to Stilson Pathway  
 Contract Name: Wilson to Stilson Pathway

Owner's Project No.:  
 Engineer's Project No.: 21068  
 Contractor's Project No.:

Date Issued: 6/12/2023

Effective Date of Change  
 Order: 6/12/2023

The Contract is modified as follows upon execution of this Change Order:

**Teton County, Wyoming – Wilson to Stilson Pathway**

**Description:**

Removal of 778LF of alignment from sta 13+84 to 21+59 from the project due to additional project being awarded for this section. All quantities within this section to be removed from the Wilson to Stilson Pathway project.

**Attachments:**

Pathway alignment comparison exhibit

Schedule of Quantities for Pathway Section Removed

Change in Contract Price		Change in Contract Times [State Contract Times as either a specific date or a number of days]	
Original Contract Price:		Original Contract Times:	
\$ 3,195,645.70		Substantial Completion: March 10, 2024	
		Ready for final payment: May 15, 2024	
[Increase] [Decrease] from previously approved Change Orders No. 1 to No. [Number of previous Change Order]:		[Increase] [Decrease] from previously approved Change Orders No. 1 to No. [Number of previous Change Order]:	
\$ N/A		Substantial Completion: N/A	
		Ready for final payment: N/A	
Contract Price prior to this Change Order:		Contract Times prior to this Change Order:	
\$ 3,195,645.70		Substantial Completion: March 10, 2024	
		Ready for final payment: May 15, 2024	
[Increase] [Decrease] this Change Order:		[Increase] [Decrease] this Change Order:	
\$ (91,373.40)		Substantial Completion: 0	
		Ready for final payment: 0	
Contract Price incorporating this Change Order:		Contract Times with all approved Change Orders:	
\$ 3,104,272.30		Substantial Completion: March 10, 2024	
		Ready for final payment: May 15, 2024	

Recommended by Engineer (if required)  
 By: Ryan Murphy  
 Title: PM/Owners Rep  
 Date: 6/14/23

Accepted by Contractor  
[Signature]  
Project manager  
6/14/23

	Authorized by Owner	Approved by Funding Agency (if applicable)
By:		
Title:		
Date:		





PATHWAY ALIGNMENT,  
WILSON TO STILSON  
BUILD FUNDS

EZ RANCH, LLC

PLANNED WILSON TO STILSON PATHWAY ALIGNMENT  
SCALE: 1" = 40'



WILSON  
ELEMENTARY

WILSON SCHOOL CROSSING



**TMCi TETON BUILD GRANT**  
**PROJECT 6: WILSON TO STILSON PATHWAY**  
**JA Project: 21068.2-6**  
**Change Order No. 1**

Date: 9 May 2022 By: RH/KB

Item	Description	Quantity	Unit	Unit Price	Extension
5	Topsoil Stripping (1.0' Depth)	-431	CY	\$21.00	-\$9,051.00
6	Topsoil Placement (4" Depth)	-74	CY	\$74.00	-\$5,476.00
7	Unclassified Excavation Above Subgrade	-723	CY	\$6.00	-\$4,338.00
9	Pitrun Subbase	-336	TON	\$49.00	-\$16,464.00
10	Crushed Gravel Base	-262	TON	\$85.00	-\$22,270.00
11	Plant Mix Bituminous Pavement	-95	TON	\$230.00	-\$21,850.00
14	Manhole Adjustment	-2	EA	\$2,200.00	-\$4,400.00
23	Pathway Sign, Sign Only No Post	-4	EA	\$313.00	-\$1,252.00
29	Erosion Control - Silt Fence	-775	LF	\$6.00	-\$4,650.00
31	Revegetation/Seeding	-676	SY	\$2.40	-\$1,622.40
<b>Change Order Total</b>					<b>-\$91,373.40</b>

## NOTICE OF AWARD

Date of Issuance: June 12, 2023  
Owner: Teton County, WY Owner's Project No.: 173001  
Engineer: Jorgensen Associates, Inc. Engineer's Project No.: 18071  
Project/Contract: Wilson School Pathway Crossing  
Bidder: Evans Construction Company  
Bidder's Address: P.O. Box 4309, 7255 S. Hwy 89, Jackson, WY 83001

You are notified that Owner has accepted your Bid dated **June 2<sup>nd</sup>, 2023** for the above Contract, and that you are the Successful Bidder and are awarded a Contract for:

Construction of approximately 1,400 linear feet of multi-use pathway, a 64 linear foot precast box culvert under Highway 22, timber crib wingwalls, 900-feet of reconstruction of Highway 22 (including a raise in vertical elevation), and appurtenances. The Project extends primarily along the south side of Highway 22 from Seaton Lane, under Highway 22, and along the north side of Highway 22 to HHR Ranch Road within Teton County, Wyoming.

The Contract Price of the awarded Contract is **\$3,993,500.00**. Contract Price is subject to adjustment based on the provisions of the Contract, including but not limited to those governing changes, Unit Price Work, and Work performed on a cost-plus-fee basis, as applicable.

**Three (3)** executed counterparts of the Agreement accompany this Notice of Award, and one copy of the Contract Documents accompanies this Notice of Award, or has been transmitted or made available to Bidder electronically.

☒ Plans and specifications will be delivered separately from the other Contract Documents.

You must comply with the following conditions precedent within 7 days of the date of receipt of this Notice of Award:

1. Deliver to Owner **three (3)** counterparts of the Agreement, signed by Bidder (as Contractor).
2. Deliver with the signed Agreement(s) the Contract Security (such as required performance and payment bonds) and insurance documentation, as specified in the Instructions to Bidders and in the General Conditions, Articles 2 and 6.

Failure to comply with these conditions within the time specified will entitle Owner to consider you in default, annul this Notice of Award, and declare your Bid security forfeited.

Within 10 days after you comply with the above conditions, Owner will return to you one fully executed Agreement, together with any additional copies of the Contract Documents as indicated in Paragraph 2.02 of the General Conditions.

Owner: **Teton County, WY**

By (signature):

Name (printed):

Title:

Copy: Engineer

Wilson School Pathway Crossing Project - EJCDC® C-510, Notice of Award.

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WILSON TO STILSON  
BUILD FUNDS

EZ RANCH, LLC

PLANNED WILSON TO STILSON PATHWAY ALIGNMENT

SCALE: 1" = 40'



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