



**CITY OF SAN ANTONIO  
AVIATION DEPARTMENT  
FIELD ALTERATION/ CHANGE ORDER REQUEST**

Form PW-15-Aviation  
Rev. 5/2013  
(Submit 3 Originals)

Date Prepared: 5/4/2018 Field Alteration No. 37 Project No. 33-00193  
Project Name: Terminal Area Taxiway Improvements - Package 2

The revision or amendment described below is to the work originally or previously specified in the contract documents. This notification is hereby requested, including all changes in costs and time. (Describe work to be added or deleted, including SAP Material number. Attach a revised plan sheet affected or drawings.)

This Change Order is for the Settlement of Claims between J3 Contracting and the San Antonio International Airport for the placement of Impacted Soils, the Alternate 3B Utility Delay, and Liquidated Damages. Through Mediation the amount of \$575,000 was agreed to as settlement by both J3 Construction and the San Antonio International Airport. The amounts for each of the Settlements is as listed below:  
 Impacted Soils settlement amount = \$153,652.04  
 Alternate 3B Utility Delay Amount = \$ 534,441.10  
 Alternate 3B Utility Relocation = \$ 66,906.86  
 Liquidated Damages amount = \$ (180,000.00)  
 Settlement Amount = \$ 575,000.00

Justification for Proposed Alteration (Describe in detail why this work is to be added or deleted. Use attachments if necessary):  
 Throughout the project the listed claims were parts of unsuccessful negotiations between the Engineer and the Contractor. The Dispute Resolution process as described in Section 4.4 of the General Conditions as well as the Alternate Dispute Resolution process and Mediation as described in Section 4.5 of the General Conditions were followed in this Claims process. There were meetings on December 8, 2017 and December 13, 2017 with Senior Management and J3 Construction in which offers and counter offers were presented. However, no agreement could be reached. On May 3, 2018 a Mediation session was held with J3 Construction and The San Antonio International Airport that resulted in the Resolution of the Claims for the Impacted Soil Placement, the Alternate 3B Utility Delay, the Alternate 3B Utility Relocation work and Liquidated Damages associated with the Package 2 project.

**The Impacted Soil Placement amounts shall be applied as follows:**  
 Base Bid (AIP 78-14) = \$21,754.60  
 Alternate 1 (AIP 77-14) = \$20,432.17  
 Alternate 2 (AIP 80-14) = \$55,278.76  
 Alternate 3 (AIP 80-14) = \$53,838.88  
 Alternate 4 (Local Funds) = \$ 2,347.63  
 Settlement Amount = \$153,652.04

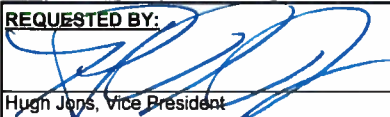

**The Alternate 3B Utility Delay and Utility Relocation Work shall be applied as follows:**  
 Utility Delay (AIP 80-14) = \$534,441.10  
 Utility Relocation work (AIP80-14) = \$ 66,906.86  
 Settlement Amount = \$601,347.96

**The Liquidated Damages are applied as follows:**  
 Base Bid (AIP 78-14) - 20 Days \$7500.00/Day = \$(150,000.00)  
 Alternate 2 (AIP 80-14) - 1 Day \$5000.00/Day = \$(5,000.00)  
 Alternate 3A (AIP-80-14) - 5 Days \$5000.00/Day = \$(25,000.00)  
 Settlement Amount = \$(180,000.00)

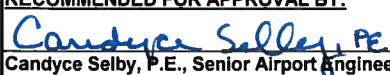
This Change order resolves all claims for Package 2 soil impact claims, 3B delay claims, and resolution of liquidated damages, per the Settlement agreement entered into by both J3 Construction and the City of San Antonio.

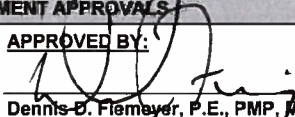
Field Alteration will result in change to Contract Days as:  
 (To be negotiated by the Contractor and the City )

|  |  |                      |
|--|--|----------------------|
| <input checked="" type="checkbox"/> Increase | <input type="checkbox"/> Decrease      | \$ <u>575,000.00</u> |
| <input type="checkbox"/> Increase            | <input type="checkbox"/> Decrease      |                      |
| <input type="checkbox"/> Working Days        | <input type="checkbox"/> Calendar Days | # Days _____         |

**REQUESTED BY:**  
 5/11/18  
 Hugh Jans, Vice President J3 Company LLC Date  
 5/4/2018  
 Mike Norby P.E., Project Manager Kimley-Horn and Associates, Inc. Date

**AVIATION DEPARTMENT APPROVALS**

**RECOMMENDED FOR APPROVAL BY:**  
 5/11/18  
 Candyce Selby, P.E., Senior Airport Engineer Date  
 Loyce D. Clark, Chief Asset and Planning Officer Date

**APPROVED BY:**  
 5/11/18  
 Dennis E. Flemeyer, P.E., PMP, Manager, Construction & Development Date  
 Russell J. Handy, Aviation Director Date

|                                 |                         |
|---------------------------------|-------------------------|
| This Field Alteration Amount:   | <b>\$ 575,000.00</b>    |
| <b>Total Original Contract:</b> | <b>\$ 15,582,841.00</b> |

**Approved Contingency Alternate 2 and 3**

**Base Bid, Alt 1 & 4**

WBS Element: 33-00193-05-02

**Summary**

|   |                 |                 |                 |
|---|-----------------|-----------------|-----------------|
| Approved Contingency Amount:                          | \$ 1,300,514.00 | \$ 1,632,294.00 | \$ 2,932,808.00 |
| Previous Field Alterations using <b>CONTINGENCY</b> : | \$ 37,761.49    | \$ 388,998.83   | \$ 426,760.32   |
| This Field Alteration:                                | \$ 680,465.60   | \$ -105,465.60  | \$ 575,000.00   |
| Bid Field Alterations to date using Contingency:      | \$ 718,227.09   | \$ 283,533.23   | \$ 1,001,760.32 |
| Balance:  | \$ 582,286.91   | \$ 1,348,760.77 | \$ 1,931,047.68 |
| KHA Amend #5 Add CA Services                          | 206,817.06      | 536,389.82      | 743,206.88      |

Project Field Alterations to date using Contingency (Including KHA): \$ 1,744,967.20  
 Remaining Contingency: 1,187,840.80

**REVISED CONTRACT VALUE: \$ 16,584,601.32**

Percent of Original Contract: **6.43%**  
 (Contract value will only change if "Contingency" is utilized. Revised Contract Value can not exceed 25% of Original Contract.)

Vendor #: 1038714 Original Ordinance #: 2014-2-13-0086 This FA Ordinance #: NA  
 Purchase Requisition: Contract #: 4600014304 Purchase Order #: 4500397211

*NOTE: This form is a local government record and shall be retained in accordance with the provisions of the Local Government Code, Section 201.*