

2021-0153

**INTRODUCED BY: MATTHEW JEWELL, PARISH PRESIDENT
(DEPARTMENT OF PUBLIC WORKS)**

ORDINANCE NO. 21-6-10

An ordinance approving and authorizing the execution of Change Order No. 1 for Parish Project No. P020902-5, East Bank Multi-Use Path Phase VI, State Project No. H.009763.6, Federal Aid Project No. H009763 to add additional work in the amount of \$230,903.48.

WHEREAS, Ordinance No. 18-11-7 adopted November 26, 2018 by the St. Charles Parish Council awarded construction of Parish Project No P020902-5, East Bank Multi-Use Path Phase VI, State Project No. H.009763.6, Federal Aid Project No H009763, to Magee Excavation & Development, LLC, and,

WHEREAS, it is necessary to amend the contract to add the additional work and to adjust the original contract quantities with current quantities resulting in an increase to the contract amount by \$230,903.48.

THE ST. CHARLES PARISH COUNCIL HEREBY ORDAINS:

SECTION I. That Change Order No. 1 for Parish Project No P020902-5, East Bank Multi-Use Path Phase VI, State Project No. H.009763.6, Federal Aid Project No. H009763, to increase the contract amount by \$230,903.48 is hereby approved and accepted.

SECTION II. That the Parish President is hereby authorized to execute said Change Order on behalf of St. Charles Parish.

The foregoing ordinance having been submitted to a vote, the vote thereon was as follows:

YEAS: BILLINGS, FONSECA, DARENSBOURG GORDON, CLULEE, BELLOCK, FISHER
NAYS: DUFRENE
ABSENT: GIBBS, FISHER-PERRIER

And the ordinance was declared adopted this 7th day of June, 2021 to become effective five (5) days after publication in the Official Journal.

CHAIRMAN: <u>Marilyn B. Bellock</u>	RECORDED IN THE ST. CHARLES PARISH CLERK OF COURT OFFICE
SECRETARY: <u>Michelle Diportato</u>	ON <u>June 9, 2021</u>
DLVD/PARISH PRESIDENT: <u>June 8, 2021</u>	AS ENTRY NO. <u>459657</u>
APPROVED: <u>✓</u> DISAPPROVED: _____	IN MORTGAGE/CONVEYANCE BOOK
PARISH PRESIDENT: <u>Math Jewell</u>	NO. <u>1941</u> FOLIO <u>169</u>
RETD/SECRETARY: <u>June 8, 2021</u>	
AT: <u>3:00 pm</u> RECD BY: <u>(Signature)</u>	

SECTION 00806

CHANGE ORDER

No. 1

DATE OF ISSUANCE 5/7/2021

EFFECTIVE DATE _____

OWNER St. Charles Parish Department of Public Works and Wastewater

CONTRACTOR Magee Excavation & Development, LLC

Contract: St. Charles Parish East Bank Multi-Use Path, Phase VI Project No. P020902-5 (State Project No. H.009763.6)

Project: East Bank Multi-Use Path, Phase VI

OWNER's Contract No. P020902-5

ENGINEER's Contract No. N/A

ENGINEER Civil & Environmental Consulting Engineers

You are directed to make the following changes in the Contract Documents:

Description:

- 1.) State Change Order 1: Amount: \$230,903.48

Reason for Change Order:

A new ramp was added per LADOTD request beginning at Station 5182+42.29 to Station 5178+21.37 instead of a tie-in to the Spillway Road. Additionally the ramp was diverted at Little Gypsy due to "pipeline marker" conflicts beginning at Station 5154+86.75 ending at Station 5148+76.63.

The purpose of this change order is to provide for necessary modifications for the sections of the multi-use path between Stations 5182+42.29 to Station 5178+21.37 and Station 5154+86.75 to Station 5148+76.63 as follows:

Station 5182+42.29 to Station 5178+21.37:

On May 18, 2020, Mr. John Fogarty, P.E. US Army Corps Project Manager for the Bonnet Carre' Spillway, requested that St. Charles Parish move a 610.12' section of 4" thick asphalt pavement off of the levee crown in favor of an additional drop down ramp from Station 5182+42.29 to Station 5178+21.37. The ramp was redesigned and approved by all parties (see attached email from Corps John Fogarty dated May 18, 2020).

Station 5154+86.75 to Station 5148+76.63:

On October 26, 2020, Mr. Reid Roubion requested a path offset due to conflicts with the existing gas pipeline markers (see attached RFI from Reid Roubion dated 10/26/2020). The section of path between Station 5154+86.75 to Station 5148+76.63 was redesigned to provide 3' of side clearance from the markers and approved by all parties. Additional Construction Layout Item 740-01-00100 Line Item 9001 was necessary due to re-stationing as existing stationing was either damaged destroyed or removed during the high river level stage and additional surveying (topo and cross sections) per Owner's request was done.

Adding Item CI-107-00600 OCP Insurance which was the Contractors actual cost of purchasing their Owner's and Contractor's Protective Liability Policy; pursuant to section 107.02.1 of the Louisiana Standard Specifications for Roads and Bridges, 2016 Edition.

Adding Item 727-01-00100 Remobilization due to design changes at Little Gypsy and the Spillway Locks, R.J. Daigle and Sons (the asphalt sub-contractor) had to remobilize on two different occasions at a cost of \$7205.69. See attached Remobilization Quote from R.J. Daigle and Sons.

Attachments: State Change Order 1

CHANGE IN CONTRACT PRICE:
Original Contract Price \$ <u>944,182.68</u>
Net Increase (Decrease) from previous Change Orders No. ___ to ___: \$ <u>N/A</u>
Contract Price prior to this Change Order: \$ <u>944,182.68</u>
Net increase (increase) of this Change Order: \$ <u>230,903.48</u>
Contract Price with all approved Change Orders: \$ <u>1,175,086.16</u>

CHANGE IN CONTRACT TIMES:
Original Contract Times: Substantial Completion: _____ Ready for final payment: _____ (days or dates)
Net change from previous Change Orders No. ___ to No. ___: Substantial Completion: _____ Ready for final payment: _____ (days)
Contract Times prior to this Change Order: Substantial Completion: _____ Ready for final payment: _____ (days or dates)
Net increase (decrease) this Change Order: Substantial Completion: _____ Ready for final payment: _____ (days)
Contract Times with all approved Change Orders: Substantial Completion: _____ Ready for final payment: _____ (days or dates)

RECOMMENDED:

By: *James J. Helbert*
ENGINEER (Authorized Signature)

Date: 5/7/2021

APPROVED:

By: *Math Jewell*
OWNER (Authorized Signature)

Date: 6-8-21

ACCEPTED:

By: *[Signature]*
CONTRACTOR (Authorized Signature)

Date: 05/12/21

SMGR0005

Louisiana Department of Transportation and Development Change Order Report		NO.	001
		Date:	03/26/2021
S.P. NO.	H.009763.6	F.A.P. NO.	H009763
Name:	ST. CHARLES EBANK LEVEE MU PATH, PHASE 6	Primary Parish:	St. Charles
		Category 2 / 2C	

SPN H.009763.6 - ST. CHARLES EBANK LEVEE MU PATH, PHASE 6
Change Order 1 - Ramp modifications and additions.
Reason Code 2C - New development (conditions changing after Plans, Specifications, and Quantities completed).

Original Bid: \$944,182.69
Original Time: 45 Working Days
Spec Year: 2016
District 02-St. Charles Parish
Route: Located on the Mississippi River Levee adjacent to River Rd. (LA628) from St. John the Baptist and St. Charles Parish Line to its Junction with CC Rd. and Powerland St. as Shown in Plans. Louisiana Department of Transportation and Development for: St. Charles Parish.
Contractor: Magee Excavation & Development LLC
PM: Steve Meek

09/12/2018: Let
09/12/2018: Award
11/28/2018: NOCE (Notice of Contract Execution)
12/10/2018: NTP (Notice to Proceed)
12/03/2019: First day charged

This is a LPA Project with the construction contract held by St. Charles Parish. This is not a FHWA PODI (Project of Divisional Interest) Project.

PROJECT DESCRIPTION

The scope of the project is to construct a multi-use path atop the Mississippi River levee beginning at St. John the Baptist and St. Charles Parish Line and ending at CC Road and Powerland Street.

EXPLANATION AND JUSTIFICATION

A new ramp was added per LADOTD request beginning at Station 5182+42.29 to Station 5178+21.37 instead of a tie-in to the Spillway Road. Additionally the ramp was diverted at Little Gypsy due to "pipeline marker" conflicts beginning at Station 5154+86.75 ending at Station 5148+76.63.

The purpose of this change order is to provide for necessary modifications for the sections of the multi-use path between Stations 5182+42.29 to Station 5178+21.37 and Station 5154+86.75 to Station 5148+76.63 as follows:

Station 5182+42.29 to Station 5178+21.37:

On May 18, 2020, Mr. John Fogarty, P.E. US Army Corps Project Manager for the Bonnet Carre' Spillway, requested that St. Charles Parish move a 610.12' section of 4" thick asphalt pavement off of the levee crown in favor of an additional drop down ramp from Station 5182+42.29 to Station 5178+21.37. The ramp was redesigned and approved by all parties (see attached email from Corps John Fogarty dated May 18, 2020).

Station 5154+86.75 to Station 5148+76.63:

On October 26, 2020, Mr. Reid Roubion requested a path offset due to conflicts with the existing gas pipeline markers (see attached RFI from Reid Roubion dated 10/26/2020). The section of path between Station 5154+86.75 to Station 5148+76.63 was redesigned to provide 3' of side clearance from the markers and approved by all parties.

Additional Construction Layout Item 740-01-00100 Line Item 9001 was necessary due to re-stationing as existing stationing was either damaged destroyed or removed during the high river level stage and additional surveying (topo and cross sections) per Owner's request was done.

Adding Item CI-107-00600 OCP Insurance which was the Contractors actual cost of purchasing their Owner's and Contractor's Protective Liability Policy; pursuant to section 107.02.1 of the Louisiana Standard Specifications for Roads and Bridges, 2016 Edition.

Adding Item 727-01-00100 Remobilization due to design changes at Little Gypsy and the Spillway Locks, R.J. Daigle and Sons (the

asphalt sub-contractor) had to remobilize on two different occasions at a cost of \$7205.69. See attached Remobilization Quote from R.J. Daigle and Sons.

Project Number H.009763.6

203-07-00100 Line Item 0003 = 203-07-00100 Borrow (Vehicular Measurement)

Funding Category 0001:

Increase by 9194.5 CUYD or 158.27%.

Station 5182+42.29 to Station 5178+21.37:

On May 18, 2020, Mr. John Fogarty, P.E. US Army Corps Project Manager for the Bonnet Carre' Spillway, requested that St. Charles Parish move a 610.12' section of 4" thick asphalt pavement off of the levee crown in favor of an additional drop down ramp from Station 5182+42.29 to Station 5178+21.37. The ramp was redesigned and approved by all parties, therefore this item overran (see attached email from Corps John Fogarty dated May 18, 2020).

Station 5154+86.75 to Station 5148+76.63:

On October 26, 2020, Mr. Reid Roubion requested a path offset due to conflicts with the existing gas pipeline markers (see attached RFI from Reid Roubion dated 10/26/2020). The section of path between Station 5154+86.75 to Station 148+76.63 was redesigned to provide 3' of side clearance from the markers and approved by all parties, therefore this item overran.

302-01-00300 Line Item 0006 = 302-01-00300 Class II Base Course (Crushed Stone)

Funding Category 0001:

Increase by 527.6 CUYD or 20.40%.

The existing levee stone was not as thick as the plans indicated and so this additional material was necessary in several areas from Station 5037+00 - 5133+00, therefore this item overran.

740-01-00100 Line Item 9001 = 740-01-00100 Additional Construction Layout

Funding Category 0001:

Create item for 1 LS or 100%.

Re-Stationing was necessary as existing stationing was either damaged destroyed or removed during the high river level stage and additional surveying (topo and cross sections) per Owner's request was done. See attached memos - Magee Change Order Requests for Surveying.

CI-107-00600 Line Item 9002 = CI-107-00600 OCP Insurance

Funding Category 0001:

Create item for 1810 EACH or 100%.

This item was the Contractors actual cost of purchasing their Owner's and Contractor's Protective Liability Policy; pursuant to section 107.02.1 of the Louisiana Standard Specifications for Roads and Bridges, 2016 Edition. See attached invoice for OCP Insurance.

727-01-00100 Line Item 9003 = 727-01-00100 Remobilization

Funding Category 0001:

Create item for 1 LS or 100%.

Due to design changes at Little Gypsy and the Spillway Locks, R.J. Daigle and Sons (the asphalt sub-contractor) had to remobilize on two different occasions at a cost of \$7205.69. See attached Remobilization Quote from R.J. Daigle and Sons.

TIME: No additional time is requested or required.

ATTACHMENTS:

- Change Order Category Worksheet and Reason Code
- Email from Corps John Fogarty dated May 18, 2020
- RFI from Reid Roubion dated 10/26/2020
- Magee Change Order Requests for Surveying
- Invoice for OCP Insurance with Backup
- Remobilization Quote from R.J. Daigle & Sons
- Contractor Signed Draft Change Order

It is mutually agreed by the parties represented to perform and accept the above revisions in accordance with the original contract and applicable specification, and that this change order represents final adjustments for any and all compensation and time due to the Contractor for changes to the project's work referred to herein.

Item No.	Item	Major Item	Price per Unit	Change		Current Quantity	Revised Quantity	% Change
				Quantity	Amount			
Proj. / Line Item No.		% of Cont.						
203-07-00100	Borrow (Vehicular	Yes	\$19.50	9194.500	\$179,292.75	5809.500	15004.000	158.27%

H.009763.6 / 0003	Measurement)	30.99%	CUYD						
302-01-00300	Class II Base Course (Crushed Stone)	Yes	\$65.40	527.600	\$34,505.04	2586.800	3114.400	20.40%	
H.009763.6 / 0006		21.57%	CUYD						
740-01-00100	Additional Construction Layout	No	\$9900.00	1.000	\$9,900.00	0.000	1.000	New	
H.009763.6 / 9001		1.05%	LS						
CI-107-00600	OCP Insurance	No	\$0.00	1810.000	\$0.00	0.000	1810.000	New	
H.009763.6 / 9002		0.00%	EACH						
727-01-00100	Remobilization	No	\$7205.69	1.000	\$7,205.69	0.000	1.000	New	
H.009763.6 / 9003		0.76%	LS						
Additional Contract Days Requested None					Change in Amount of Contract: \$230,903.48				

Requested By:

Recommended By:

Hebert, Danny
 Resident Engineer

Date: _____

District Administrator

Date: _____

Accepted By:

ST CHARLES PARISH DEPARTMENT OF
 PUBLIC WORKS
 Contractor

Date: _____

DOTD Chief Const. Engineer

Date: _____

By: _____

Approved:

Chief Engineer

Date: _____

State Project No. H.009763.6
 Plan Change #001
 Approved
 01120140434
 05/04/2021

Original Contract Cost: \$944,182.69
Total Approved Change Order to date: \$230,903.48
% of Total Approved Cost: 24.455%

Order	Group	Approver	Date	Action	Comments
1	Contractor	Zeringue, Lee	05/04/2021	Approve	
2	PE- Project Engineer Group	Hebert, Danny	05/05/2021	Approve	
3	PE- Project Engineer Group	Duplantis, Michael	05/05/2021	Approve	
4	Area Engineers	Skoien, Richard	05/05/2021	Approve	

CHANGE ORDER CATEGORY WORKSHEET

State Project No. H.009763.6 Change Order No. 1

Revised July 22, 2015

		Category 3	Category 2	Category 1
Establishes any new funding sources and/or adds any non-participating item				
Change in Amount of Contract	up to \$50,000			
	up to \$250,000		X	
	+/- 25% of original project cost or over \$250,000			
Added Days	up to 30			
	over 30			
	excess adverse weather days per contract up to 50			
	excess adverse weather days per contract over 50			
Increasing a MAJOR ITEM more than 25%			X	
Decreasing a MAJOR ITEM	up to 25% or \$50,000 (whichever is less)			
	over 25% or \$250,000			
Decreasing a MINOR ITEM (any amount)				
Changes in design / Written appr. by Design or Construction Division				
Changes in Traffic Control Plan (change in sequence)				
Change approved by Memo or Directive signed by Chief Engineer				
Work outside limits of project				
Change in structural design or geometrics				
Change in typical section				
Change in specifications				
Change in method of measurement				
Settlement of a claim or delay				
Administrative Change Order per Contractual Documents				
PAY ADJUSTMENTS	50% Pay or Remove			
	Pay adjustments as per Specifications			
Consultant Inspected Projects	up to \$50,000 'see footnote below			
	Up to \$250,000		X	
	over \$250,000			
Force Account	up to \$50,000			
	up to \$250,000			
	over \$250,000			
Other				

¹ All Change Orders initiated by a Consultant Project Engineer shall be approved by DOTD District Area Engineer or their designee

FHWA APPROVAL CHECKLIST

	Category 3	Category 2	Category 1
Projects of Division Interest / Projects of Corporate Interest (PoDI / PoCI)			
NHS Routes: Claim Settlement/Contract Termination			
Waiver of Buy America on any Projects			

CHANGE ORDER REASON(S) CODE CHART (Rev 1/30/2017)

1. Plan Quantity	1A. Incorrect Quantities (LA DOTD District design). 1B. Incorrect Quantities (LA DOTD Headquarters design). 1C. Incorrect Quantities (Consultant design). 1D. Other 1E. Recoverable
2. Differing Site Conditions (unforeseeable)	2A. Claim resolution as directed by Headquarters Construction Section (expense caused by conditions and/or resulting delay) 2B. Unavailable material. 2C. New development (conditions changing after Plans, Specifications and Quantities completed). 2D. Environmental remediation. 2E. Miscellaneous difference in site conditions (unforeseeable). 2F. Site conditions altered by an act of nature. 2G. Unadjusted utility (unforeseeable). 2H. Unacquired Right-of-Way (unforeseeable). 2I. Additional safety needs (unforeseeable). 2J. Other 2K. Recoverable
3. LA DOTD Convenience	3A. Claim resolution as directed by Headquarters Construction Section (not resulting from error in plans or differing site conditions). 3B. Public relations improvements. 3C. Implementation of a Value Engineering finding. 3D. Achievement of an early project completion. 3E. Reduction of future maintenance. 3F. Additional work desired by LA DOTD. 3G. Compliance requirements of new laws and/or policies. 3H. Cost savings opportunity discovered during construction. 3I. Implementation of improved technology or better process. 3J. Price adjustment on finished work (price reduced in exchange for acceptance). 3K. Addition of stock account or material supplied by state provision. 3L. Revising safety work/measures desired by LA DOTD. 3M. Other.
4. Third Party Accommodation	4A. Failure of a third party to meet commitment. 4B. Third party requested work. 4C. Compliance requirements of new laws and/or policies (impacting third party). 4D. Other 4E. Recoverable
5. Contractor Convenience	5A. Contractor exercises option to change the traffic control plan. 5B. Contractor requested change in the sequence and/or method of work. 5C. Payment for Partnering workshop. 5D. Additional safety work/measures desired by the Contractor. 5E. Other.
6. Untimely ROW/Utilities	6A. Right-of-Way not clear (third party responsibility for ROW). 6B. Right-of-Way not clear (LA DOTD responsibility for ROW). 6C. Utilities not clear. 6D. Other 6E. Recoverable
7. Design Error & Omissions	7A. Design Error (LA DOTD District Design). 7B. Design Error (LA DOTD Headquarters Design). 7C. Design Error (Consultant Design). 7D. Other 7E. Recoverable
8. Final Change Order	8A. Reconciling Final Quantities Only.

Danny Hebert

From: Fogarty, John G Jr CIV USARMY CEMVN (US) <John.G.Fogarty@usace.army.mil>
Sent: Monday, May 18, 2020 2:55 PM
To: Lee Zeringue
Cc: Danny Hebert
Subject: RE: Mississippi River Levee Bike Path at Bonnet Carre

Lee, I had a chance to review the drawings for the bike path and have some concerns with the path alignment and design on the west side of the Bonnet Carre' Spillway. Our operations at Bonnet Carre' often require bringing trucks and equipment on the levee crown between the existing ramp and SC-12. Also, often we have operations that will block the bike path in this area. The drawings indicate the crown of the levee in this area is to only receive 4 inch thick asphalt pavement (2 inch base course, 2 inch wearing course). The bike path will be damaged by our normal operations. My recommendation is to drop the bike path down on the south side of the ramp and run the path nearer to CC Road then back up again along the side of SC-12.

I know COVID-19 is causing issues with face-to-face meetings, however, I am available to meet to discuss further.

Thanks

John G. Fogarty, P.E.
Project Manager
Bonnet Carre' Spillway
U.S. Army Corps of Engineers
New Orleans District
985-764-7484
504-628-5054 cell

-----Original Message-----

From: Fogarty, John G Jr CIV USARMY CEMVN (US)
Sent: Thursday, May 14, 2020 2:48 PM
To: Lee Zeringue <lzeringue@stcharlesgov.net>
Cc: Danny Hebert <dhebert@hebertengineering.com>
Subject: RE: Mississippi River Levee Bike Path at Bonnet Carre

Lee, I was able to download the drawings.

I'll review the area on the west side of the Spillway and contact you next week.

Thanks

John G. Fogarty, P.E.
Project Manager
Bonnet Carre' Spillway
U.S. Army Corps of Engineers
New Orleans District
985-764-7484
504-628-5054 cell

-----Original Message-----

From: Lee Zeringue [mailto:lzeringue@stcharlesgov.net]

Sent: Thursday, May 14, 2020 2:02 PM

To: Fogarty, John G Jr CIV USARMY CEMVN (US) <John.G.Fogarty@usace.army.mil>

Cc: Danny Hebert <dhebert@hebertengineering.com>

Subject: [Non-DoD Source] RE: Mississippi River Levee Bike Path at Bonnet Carre

We have to go through PLD. They in turn talk to the Corps. The file 23Mb and I tried to do something again to see if you can get it. Otherwise we will have to do something else.

Lawrence "Lee" Zeringue, PE
Senior Parish Engineer
St. Charles Parish
Dept. of Public Works/Wastewater

-----Original Message-----

From: Fogarty, John G Jr CIV USARMY CEMVN (US) [mailto:John.G.Fogarty@usacearmy.mil]

Sent: Thursday, May 14, 2020 11:52 AM

To: Lee Zeringue <lzeringue@stcharlesgov.net>

Cc: Danny Hebert <dhebert@hebertengineering.com>

Subject: RE: Mississippi River Levee Bike Path at Bonnet Carre

Lee, I'm not having any luck opening the link on your Onedrive. Any other options?

Also, have you been working with someone at the Corps of Engineers for the waiver and project permit or was this done through Pontchartrain Levee District?

John G. Fogarty, P.E.
Project Manager
Bonnet Carre' Spillway
U.S. Army Corps of Engineers
New Orleans District
985-764-7484
504-628-5054 cell

-----Original Message-----

From: Lee Zeringue [mailto:lzeringue@stcharlesgov.net]

Sent: Thursday, May 14, 2020 11:04 AM

To: Fogarty, John G Jr CIV USARMY CEMVN (US) <John.G.Fogarty@usace.army.mil>

Cc: Danny Hebert <dhebert@hebertengineering.com>

Subject: [Non-DoD Source] RE: Mississippi River Levee Bike Path at Bonnet Carre

John;

We do have a waiver to work at 15' stage but the due to the limitations imposed the contractor is hesitant to work. I expect the contractor to ask for time to re-stake and recheck grade for stone already put in. Depending on when the crane is coming in I suspect the asphalt will already be in. I also believe that the asphalt is thicker (6" instead of 4") on the levee portion due to truck traffic for the sand pit.

I have attached a link to my Onedrive that has the plans.

BlockedBlocked<https://1drv.ms/b/s!AshzNQHpsF9FoxlNv3iw1zuaRK5G?e=bIFdo9>

**STATE OF LOUISIANA
DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT**

REQUESTS AND PROPOSALS FORM

State Project No.: H,009763	RFI Number: 3
Project Name: St Chales Ebank Levee Path Phase 6	Date Received: 10/26/2020
DOTD Project Manager:	Date Required: 11/1/2020
DOTD Project Engineer:	Forwarded To: Danny Hebert
Contractor: Magee Excavation & Development	Date Responded: 11/10/2020
Specification No.: N/A	Page No.: N/A
check one: <input checked="" type="checkbox"/> RFI	<input type="checkbox"/> Contractor Proposal
check one: <input type="checkbox"/> Standard Specification	<input type="checkbox"/> Supplemental Specification
	<input type="checkbox"/> Proposed VE Special Provision
Plan Sheet No.:	Detail:
REQUEST:	
Please see attache Sketch. The Conflict is 2 parts. First, the Existing Gas Markers fall out in the middle of the proposed path. Second, as previously discussed Box #15 is moving approximatly 6' to toward the path to catch an exsisting cross drain, this shifts the structure into the center of the new proposed path.	
PROPOSED SOLUTION (If applicable):	
First, will 6' of clearance between River Road and the path be acceptabel? And will Structure #15 changing to a junction box under the path be acceptable.	
Signature: Reid Roubion	Date: 27-Oct
RESPONSE:	
We agree to offset the path to provide 3' of side clearance with the existing pipeline markers between Station 5154+86.75 to Station 5148+76.63. This will result in approximately 6' of clearance between the edge of River Road (LA628) and the edge of the relocated path. Drain Box #15 should be changed to a solid top due to the proximity of the relocated bike path.	
By: Danny J. Hebert, P.E.	Signature: <i>Danny J. Hebert</i>
	Date: 11/10/20
After reviewing the response, does the contractor anticipate:	
That a change order will be required?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
That there will be an increase in the cost of the project?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

PHONE
(985) 892-6001



FAX
(985) 893-0885

78263 HWY 25 FOLSOM, LA. 70437

Change Order # 1

Danny Hebert
Civil & Environmental
Consulting Engineers
13919 River Road, Suite 310
Luling, LA. 70070

Project: St. Charles Ebank Levee Mu Path, Phase 6
Proposal date: September 27th, 2019

Mr. Danny,

Per the Owners request Magee Excavation will provide additional surveying (topo and cross sections) for an additional Five Thousand Dollars (\$5,000.00). Please allow 10 additional working days for this work and data to be performed.

In addition to the time requested for the additional surveying, Magee Excavation would like to request 20 working days due to required work by others on top the levee.

Foreman 39.00 hour @50 hours = 1,950.00
Helper 23.40 hour @50 hours = 1,170.00
Lieca GPS System 5 days @200.00 = 1,000.00
Truck 5 days @100.00 = 500.00
Stakes and Misc Materials =380.00

Additional Surveying Costs: 5,000.00

Thanks,
Reid Roubion
Chief Estimator
Magee Excavation & Development, LLC

PHONE
(985) 892-6001



FAX
(985) 893-0885

78263 HWY 25 FOLSOM, LA. 70437

Change Order # 2

July 17, 2020

Danny Hebert
Civil & Environmental
Consulting Engineers
13919 River Road, Suite 310
Luling, LA. 70070

Project: St. Charles Ebank Levee Mu Path, Phase 6

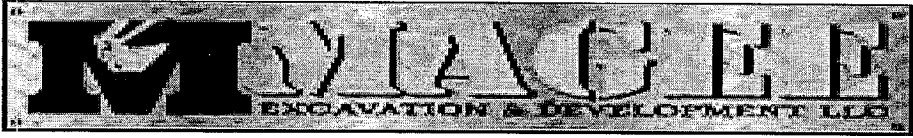
Danny,

Please see the additional cost below to re-station the top of the levee. During the high river levels, Magee Excavation was forced to leave the project, and the existing stationing was either damaged, destroyed or removed.

Foreman 39.00 hour @50 hours = 1,950.00
Helper 23.40 hour @50 hours = 1,170.00
Licca GPS System 5 days @200.00 = 1,000.00
Truck 5 days @100.00 = 500.00
Stakes and Misc Materials =280.00

Re – Stationing Cost: \$4,900.00

Thanks,
Reid Roubion
Chief Estimator
Magee Excavation & Development, LLC



78263 Hwy. 25
Folsom, LA 70437
(985) 892-6001

Invoice
Invoice Number
3839
Invoice Date
8/31/2019

Bill To: St.Charles Parish Public Works
 100 River Oaks Drive
 Destrehan, LA 70047

Job Name: Miscellaneous

Payment Terms
Net 30 Days

Quantity	Description	Rate	Price
1.00	OCP reimbursement St Charles Ebank Levee MU Path	1,810.00	1,810.00

Invoice Amount 1,810.00
 Less Retainage 0.00
 Amount Due 1,810.00

Please remit payment to address above.



Please accept this sworn affidavit from me Jeffrey E. Kropp Producer on Record for Magee Excavation and Development LLC. I attest the included OCP policy # 04OCP1001961 Invoice dated 10/22/2018 Invoice # 13031 for the St. Charles Ebank Levee MU Path Project is an accurate cost to Magee Excavation and Development LLC for the coverage.

Jeffrey E. Kropp
Jeffrey E. Kropp

1/14/20
Date

Edwin V. Schlessinger
EDWIN V. SCHLESSINGER, NP
Notary for #11785

JAN. 14, 2020
Date



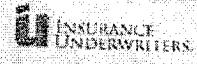
MAILING ADDRESS
P.O. Box 6738
Metairie, Louisiana 70009-0738

(504) 883-2500
TOLL FREE (888) 899-7092
FAX (504) 883-2535

OFFICE ADDRESS
2610 Edenborn Avenue
Metairie, Louisiana 70002

WEBSITE www.iuhas.com

EMAIL info@iu-ld.com



Magee Excavation & Development LLC & Mag MAGEEXC-01

Invoice No. 13031

Magee Excavation & Development LLC & Magee Builders, LL
P.O. Box 245
Covington, LA 70434

Insurance Underwriters, Ltd.
P. O. Box 6738
Metairie LA 70009
Phone (504) 883-2500 Fax: (504) 883-2535

Client Account Code MAGEEXC-01 Invoice Date 10/22/2018 Policy Term 10/29/2018 - 10/29/2019 Currency US DOLLAR Account Manager Shen Fitch

Insurance Co.	Policy Number	Transaction Eff Date	Description	Amount
Mid-Continent Casualty Co.	040CP1001961	10/29/2018	OCP - St. Charles Ebank Levee Mu Path Phase	\$1,810.00
Total Invoice Amount Due				\$1,810.00

TO AVOID POTENTIAL DISRUPTION IN YOUR COVERAGE, PAYMENT IS DUE UPON RECEIPT
Please Make Payable to Insurance Underwriters Ltd

Please detach here. Top portion is for your records, bottom portion to be returned with your payment

Client Account Code	Invoice No.	Invoice Date	Currency	Amount Due
MAGEEXC-01	13031	10/22/2018	US DOLLAR	\$1,810.00

Magee Excavation & Development LLC & Magee Builders, LL
P.O. Box 245
Covington, LA 70434

Remit to:
Insurance Underwriters, Ltd.
P. O. Box 6738
Metairie LA 70009



Built on Solid Ground

April 12, 2021

Mr. Reid Rubion.
Magee Excavation & Development, LLC
P.O. Box 245
Covington, LA 70434

Re: St. Charles MU
SPN H.009763
Remobilization

Mr. Roubion,

During the project, due to design changes, we were required to remobilize on two different occasions. The cost detail is attached and the summary is as follows:

Mobilization	1LS	\$7,205.69/ LS	\$7,205.69
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We are requesting that these mobilization expense be added to our contract. Please let me know if you have any questions.

Please let me know if you have any questions or concerns.

Very truly yours,
R.J. Daigle and Sons Contr. Inc.

A handwritten signature in black ink, appearing to read 'Jessie Spence', written in a cursive style.

Jessie Spence

ATTACHMENT "A"

Construction Contract Change Order - BREAKDOWN

Date: _____ Breakdown No. 1
 Project No.: H009763 Item No. _____
 Project Name: St Charles Ebank Levee MU Path Ph 6 Change Order No. _____
 Contractor/Subcontractor: RJ Daigle & Sons Contractors, Inc.
 ITEM: Mobilization QTY 1.00 UOM: LF

A. Labor Check here if explained on the Comment below

		Hourly Wage Rate	Hours	Total Cost
1	_____			
2	Operator <input type="checkbox"/>	18.50	20	\$370.00
3	_____ <input type="checkbox"/>	-	-	
4	_____ <input type="checkbox"/>	-	-	
5	_____ <input type="checkbox"/>	-	-	
6	_____ <input type="checkbox"/>			
7	_____			
8	_____			
9	_____			
10	_____			
Subtotal				\$370.00
			Additional Labor Burden @	32.2414% \$119.29
LABOR TOTAL				\$489.29

Comment: Extra 5 hrs, for reloading pipe for return to vendor

B. Material

	Unit Price	Unit	Units	Total Cost
1				
2				
3				
4				
5				
Subtotal				
			Add Tax @	10
MATERIAL TOTAL				

C. Equipment

	Unit Rate	Unit	Units	Total Cost
1				
2				
3				
4				
5				
6				
Subtotal				
			Add Tax @	10
EQUIPMENT TOTAL				

TOTAL DIRECT COST FOR THIS BREAKDOWN:
 (Sum A, B & C)

\$489.29

ATTACHMENT "B"

Construction Contract Change Order - SUMMARY

Date: _____ Breakdown No. 1
 Project No.: H009763 Item No. _____
 Project Name: St Charles Ebank Levee MU Path Ph 6 Change Order No. _____
 Contractor/Subcontractor: RJ Daigle and Sons C

ITEM: Mobilization QTY 1.00 UOM: LS
 General Contractor Direct Costs - Breakdown No. 1 \$ 489.29

(See attached breakdown)

Total General Contractor Cost 15 % \$562.69
 (General Contract Direct Cost plus OH&P) (Max: 15%)

Subcontractor Cost Breakdowns

(See attached.)

Subcontractor Name	Breakdown No.	Total Direct Cost	OH&P (Max 15%)	C	
				Total	A+(A X B)
Duston Schexnayder Trucking (4 days)	1	\$ 6,000.00	%	\$6,000.00	
2 Mobilization days in & 2 days out			%		
			%		
			%		

Subcontractor Direct Costs Total \$ 6,000.00

(Sum column A)

Subcontractor Direct Costs + Subcontractor OH&P \$6,000.00

(Sum column C)

General Contractor OH&P on Subcontractor Direct Cost at 10 % \$600.00
 (Sum column A times General Contractor OH&P rate.) (Max: 10%)

Total Subcontractor Costs \$6,600.00

(Subcontractor Direct Costs + OH&P + General Contractor OH&P)

Change Order Subtotal \$7,162.69

(Sum of Total General Contractor Costs and Total Subcontractor Costs)

Performance and Payment Bond at 5.5/1000 \$43.00

(Change Order Subtotal times Performance and Payment Bond rate) \$7,205.69

Unit Cost \$ 7,205.69

(Sum of Change Order Subtotal and Performance and Payment Bond)

Days will be increased decreased unchanged by

(Attach supporting data such as meteorological reports)

SMGR0005

Louisiana Department of Transportation and Development Change Order Report		NO.	001
		Date:	03/26/2021
S.P. NO.	H.009763.6	F.A.P. NO.	H009763
Name:	ST. CHARLES EBANK LEVEE MU PATH, PHASE 6	Primary Parish:	St. Charles
		Category 2 / 2C	
This change order requires an LADOTD authorizer			
This change order requires an LADOTD Area Engineer authorizer			

SPN H.009763.6 - ST. CHARLES EBANK LEVEE MU PATH, PHASE 6

Change Order 1 - Ramp modifications and additions.

Reason Code 2C - New development (conditions changing after Plans, Specifications, and Quantities completed).

Original Bid: \$944,182.69

Original Time: 45 Working Days

Spec Year: 2016

District 02-St. Charles Parish

Route: Located on the Mississippi River Levee adjacent to River Rd. (LA628) from St. John the Baptist and St. Charles Parish Line to its Junction with CC Rd. and Powerland St. as Shown in Plans. Louisiana Department of Transportation and Development for: St. Charles Parish.

Contractor: Magee Excavation & Development LLC

PM: Steve Meek

09/12/2018: Let

09/12/2018: Award

11/28/2018: NOCE (Notice of Contract Execution)

12/10/2018: NTP (Notice to Proceed)

12/03/2019: First day charged

This is a LPA Project with the construction contract held by St. Charles Parish. This is not a FHWA PODI (Project of Divisional Interest) Project.

PROJECT DESCRIPTION

The scope of the project is to construct a multi-use path atop the Mississippi River levee beginning at St. John the Baptist and St. Charles Parish Line and ending at CC Road and Powerland Street.

EXPLANATION AND JUSTIFICATION

A new ramp was added per LADOTD request beginning at Station 5182+42.29 to Station 5178+21.37 instead of a tie-in to the Spillway Road. Additionally the ramp was diverted at Little Gypsy due to "pipeline marker" conflicts beginning at Station 5154+86.75 ending at Station 5148+76.63.

The purpose of this change order is to provide for necessary modifications for the sections of the multi-use path between Stations 5182+42.29 to Station 5178+21.37 and Station 5154+86.75 to Station 5148+76.63 as follows:

Station 5182+42.29 to Station 5178+21.37:

On May 18, 2020, Mr. John Fogarty, P.E. US Army Corps Project Manager for the Bonnet Carre' Spillway, requested that St. Charles Parish move a 610.12' section of 4" thick asphalt pavement off of the levee crown in favor of an additional drop down ramp from Station 5182+42.29 to Station 5178+21.37. The ramp was redesigned and approved by all parties (see attached email from Corps John Fogarty dated May 18, 2020).

Station 5154+86.75 to Station 5148+76.63:

On October 26, 2020, Mr. Reid Roubion requested a path offset due to conflicts with the existing gas pipeline markers (see attached RFI from Reid Roubion dated 10/26/2020). The section of path between Station 5154+86.75 to Station 5148+76.63 was redesigned to provide 3' of side clearance from the markers and approved by all parties.

Additional Construction Layout Item 740-01-00100 Line Item 9001 was necessary due to re-stationing as existing stationing was either damaged destroyed or removed during the high river level stage and additional surveying (topo and cross sections) per Owner's request was done.

Adding Item CI-107-00600 OCP Insurance which was the Contractors actual cost of purchasing their Owner's and Contractor's Protective

Liability Policy; pursuant to section 107.02.1 of the Louisiana Standard Specifications for Roads and Bridges, 2016 Edition.

Adding Item 727-01-00100 Remobilization due to design changes at Little Gypsy and the Spillway Locks, R.J. Daigle and Sons (the asphalt sub-contractor) had to remobilize on two different occasions at a cost of \$7205.69. See attached Remobilization Quote from R.J. Daigle and Sons.

Project Number H.009763.6

203-07-00100 Line Item 0003 = 203-07-00100 Borrow (Vehicular Measurement)

Funding Category 0001:

Increase by 9194.5 CUYD or 158.27%.

Station 5182+42.29 to Station 5178+21.37:

On May 18, 2020, Mr. John Fogarty, P.E. US Army Corps Project Manager for the Bonnet Carre' Spillway, requested that St. Charles Parish move a 610.12' section of 4" thick asphalt pavement off of the levee crown in favor of an additional drop down ramp from Station 5182+42.29 to Station 5178+21.37. The ramp was redesigned and approved by all parties, therefore this item overran (see attached email from Corps John Fogarty dated May 18, 2020).

Station 5154+86.75 to Station 5148+76.63:

On October 26, 2020, Mr. Reid Roubion requested a path offset due to conflicts with the existing gas pipeline markers (see attached RFI from Reid Roubion dated 10/26/2020). The section of path between Station 5154+86.75 to Station 148+76.63 was redesigned to provide 3' of side clearance from the markers and approved by all parties, therefore this item overran.

302-01-00300 Line Item 0006 = 302-01-00300 Class II Base Course (Crushed Stone)

Funding Category 0001:

Increase by 527.6 CUYD or 20.40%.

The existing levee stone was not as thick as the plans indicated and so this additional material was necessary in several areas from Station 5037+00 - 5133+00, therefore this item overran.

740-01-00100 Line Item 9001 = 740-01-00100 Additional Construction Layout

Funding Category 0001:

Create item for 1 LS or 100%.

Re-Stationing was necessary as existing stationing was either damaged destroyed or removed during the high river level stage and additional surveying (topo and cross sections) per Owner's request was done. See attached memos - Magee Change Order Requests for Surveying.

CI-107-00600 Line Item 9002 = CI-107-00600 OCP Insurance

Funding Category 0001:

Create item for 1810 EACH or 100%.

This item was the Contractors actual cost of purchasing their Owner's and Contractor's Protective Liability Policy; pursuant to section 107.02.1 of the Louisiana Standard Specifications for Roads and Bridges, 2016 Edition. See attached invoice for OCP Insurance.

727-01-00100 Line Item 9003 = 727-01-00100 Remobilization

Funding Category 0001:

Create item for 1 LS or 100%.

Due to design changes at Little Gypsy and the Spillway Locks, R.J. Daigle and Sons (the asphalt sub-contractor) had to remobilize on two different occasions at a cost of \$7205.69. See attached Remobilization Quote from R.J. Daigle and Sons.

TIME: No additional time is requested or required.

ATTACHMENTS:

- Change Order Category Worksheet and Reason Code
- Email from Corps John Fogarty dated May 18, 2020
- RFI from Reid Roubion dated 10/26/2020
- Magee Change Order Requests for Surveying
- Invoice for OCP Insurance with Backup
- Remobilization Quote from R.J. Daigle & Sons

It is mutually agreed by the parties represented to perform and accept the above revisions in accordance with the original contract and applicable specification, and that this change order represents final adjustments for any and all compensation and time due to the Contractor for changes to the project's work referred to herein.

Item No. Proj. / Line Item No.	Item	Major Item	Price per Unit	Change		Current Quantity	Revised Quantity	% Change
		% of Cont.		Quantity	Amount			

203-07-00100	Borrow (Vehicular Measurement)	Yes	\$19.50	9194.500	\$179,292.75	5809.500	15004.000	158.27%
H.009763.6 / 0003		30.99%	CUYD					
302-01-00300	Class II Base Course (Crushed Stone)	Yes	\$65.40	527.600	\$34,505.04	2586.800	3114.400	20.40%
H.009763.6 / 0006		21.57%	CUYD					
740-01-00100	Additional Construction Layout	No	\$9900.00	1.000	\$9,900.00	0.000	1.000	New
H.009763.6 / 9001		1.05%	LS					
CI-107-00600	OCP Insurance	No	\$0.00	1810.000	\$0.00	0.000	1810.000	New
H.009763.6 / 9002		0.00%	EACH					
727-01-00100	Remobilization	No	\$7205.69	1.000	\$7,205.69	0.000	1.000	New
H.009763.6 / 9003		0.76%	LS					
Additional Contract Days Requested None				Change in Amount of Contract:				
				\$230,903.48				

Requested By:

Recommended By:

 Hebert, Danny
 Resident Engineer

Date: _____
 District Administrator

Date: _____

Accepted By:

ST CHARLES PARISH DEPARTMENT OF
 PUBLIC WORKS
 Contractor

Date: _____
 DOTD Chief Const. Engineer

Date: _____

By: _____

Approved:

 Chief Engineer

Date: _____

X 
 SKIP Magee

State Project No. H.009763.6
 Plan Change #001
 Draft
 Original Contract Cost: \$944,182.69
 Total Approved Change Order to date: \$0.00
 % of Total Approved Cost: 0.000%