

**City of Carson City  
Agenda Report**

**Date Submitted:** August 19, 2011

**Agenda Date Requested:** September 1, 2011

**Time Requested:** Consent

**Labor Commissioner PWP #** CC-2011-323

**To:** Mayor and Supervisors  
**From:** Purchasing and Contracts

**Subject Title:** For Possible Action: To accept Public Works recommendation to approve Amendment No. 1 to Contract No. 1112-046 with V & C Construction, Inc. titled "Carson City Waterfall Fire Watershed Improvements – Phase 3" to change the scope of work and lower the contract amount by \$97,847.50 for a not to exceed amount of \$247,452.50 with a contingency amount of \$29,092.50 from the NRCS 68-9327-10-13 Grant Fund Account as provided in FY 2011/2012. *(Kim Belt)*

**Staff Summary:** On August 18, 2011, The Carson City Board of Supervisors approved the above listed project in the amount of \$345,300.00 plus a contingency amount not to exceed \$17,265.00. This amendment request is to reduce the amount by \$97,847.50 making the contract amount \$247,452.50, in order for the Contract Amount to equal the amount of Grant funds available.

**Type of Action Requested:** (check one)

Resolution                       Ordinance  
 Formal Action/Motion       Other (Specify)

**Does This Action Require A Business Impact Statement:**  Yes  No

**Recommended Board Action:** I move to accept Public Works recommendation to approve Amendment No. 1 to Contract No. 1112-046 with V & C Construction, Inc. titled "Carson City Waterfall Fire Watershed Improvements – Phase 3" to change the scope of work and lower the contract amount by \$97,847.50 for a not to exceed amount of \$247,452.50 with a contingency amount of \$29,092.50 from the NRCS 68-9327-10-13 Grant Fund Account as provided in FY 2011/2012. *(Kim Belt)*

**Explanation for Recommended Board Action:** Staff recommends amending Contract No. 1112-046 with V & C Construction, Inc. titled "Carson City Waterfall Fire Watershed Improvements – Phase 3" by reducing the approved contract amount to equal the amount of Grant Funds available.

**Applicable Statute, Code, Policy, Rule or Regulation:** NRS 338 Public Works

**Fiscal Impact:** \$276,545.00

**Explanation of Impact:** If approved Contract No. 1112-046 would be reduced by \$97,847.50.

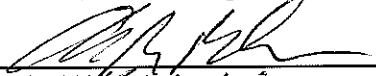
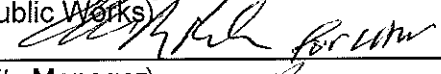
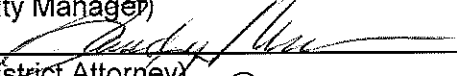
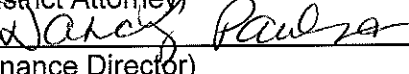
**Funding Source:** NRCS 68-9327-10-13 Grant Fund Account – 254-5047-452-65-90 as

provided in FY 2011/2012.

**Alternatives:** Do not approve amendment and provide other direction.

**Supporting Material:** Contract Amendment No. 1

**Prepared By:** Kim Belt, Purchasing and Contracts Manager

Reviewed By:  Date: 8-23-11  
 (Public Works)  
 Date: 8-23-11  
 (City Manager)  
 Date: 8/23/11  
 (District Attorney)  
 Date: 8/23/11  
 (Finance Director)

**Board Action Taken:**

Motion: \_\_\_\_\_ 1) \_\_\_\_\_ Aye/Nay  
 2) \_\_\_\_\_ \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

\_\_\_\_\_  
(Vote Recorded By)

**CONTRACT FOR SERVICES OF INDEPENDENT CONTRACTOR  
AMENDMENT No. 1  
Contract No. 1112-046**

**THIS AMENDMENT** is made and entered into this 1<sup>st</sup> day of September, 2011, by and between the City and County of Carson City, a political subdivision of the State of Nevada, hereinafter referred to as the "**CITY**", and **V & C Construction, Inc.**, hereinafter referred to as the "**CONTRACTOR**", and is made to amend the existing contract known as **CONTRACT # 1112-046**.

**WITNESSETH:**

**WHEREAS**, during the performance of **CONTRACTOR'S** duties pursuant to **CONTRACT #1112-046** the **CITY** requested a task reduction of the **CONTRACTOR** that were within the original *Scope of Work* of the **CONTRACT**; and

**WHEREAS**, said amendment is at the request of both the **CITY** and **CONTRACTOR**, and that significant benefit will be derived by the **CITY** for said amendment.

**NOW, THEREFORE**, in consideration of the aforesaid mutual promises herein, **CITY** and **CONTRACTOR**, by and through their respective authorized representatives hereby agree to:

1 **CONSULTANT** shall provide and perform the following services set forth in **Exhibit A** attached hereto and incorporated herein by reference for and on behalf of **CITY** hereinafter referred to as the "**SERVICES**".

2 Amend Compensation of **CONTRACT # 1112-046** to provide in its entirety as follows:

City agrees to pay **CONTRACTOR** the **CONTRACT SUM** based upon time and materials for a not to exceed amount of Two Hundred Forty Seven Thousand, Four Hundred Fifty Two Dollars and Fifty Cents (\$247,452.50), which is a decrease to the original contract amount by Ninety Seven Thousand, Eight Hundred Forty Seven Dollars and Fifty Cents (\$97,847.50).

**IT IS ALSO AGREED**, that all unaffected conditions, requirements, and restrictions of the Original Contract document remain in full force and effect for the duration of the Contract term.

**CONTRACT FOR SERVICES OF INDEPENDENT CONTRACTOR  
AMENDMENT No. 1  
Contract No. 1112-046**

**ACKNOWLEDGMENT AND EXECUTION:**

In witness whereof, the parties hereto have caused this Amendment to be signed and intend to be legally bound thereby.

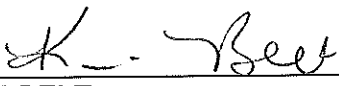
**CARSON CITY**


Finance Director  
Attn: Kim Belt, Purchasing and  
Contracts Manager  
201 North Carson Street Suite 3  
Carson City, Nevada 89701  
Telephone: 775-283-7137  
Fax: 775-887-2107  
KBelt@carson.org

**CITY'S LEGAL COUNSEL**

Neil A. Rombardo, District Attorney

I have reviewed this Contract and approve  
as to its legal form.

By:   
KIM BELT

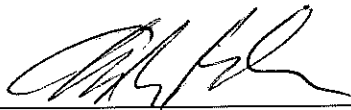
By:   
Deputy District Attorney

DATED 8/23/11

DATED 8/23/11

**CITY'S ORIGINATING DEPARTMENT**

BY: Andrew Burnham, Director  
Carson City Public Works Department  
3505 Butti Way  
Carson City, NV 89701  
Telephone: 775-283-7367  
Fax: 775-887-2164  
ABurnham@carson.org

By: 

DATED 8/23/11

**CONTRACT FOR SERVICES OF INDEPENDENT CONTRACTOR  
AMENDMENT No. 1  
Contract No. 1112-046**

Raymond Van Winkle deposes and says: That he is the **CONTRACTOR** or authorized agent of the **CONTRACTOR**; that he has read the foregoing Amendment; and that he understands the terms, conditions, and requirements thereof.

**CONTRACTOR**

**BY:** Raymond Van Winkle

**TITLE:** President

**FIRM:** V & C Construction, Inc.

**CARSON CITY BUSINESS LICENSE #:** 11-00024746

**NEVADA CONTRACTOR'S LICENSE #:** 21752

**Address:** P.O. Box 1269

**City:** Minden **State:** Nevada **Zip Code:** 89423

**Telephone:** 775-782-4099/**Fax:** 775-782-4096

**E-mail Address:** vcconstructioninc@yahoo.com

\_\_\_\_\_  
(Signature of **CONTRACTOR**)

DATED \_\_\_\_\_.

STATE OF \_\_\_\_\_ )  
County of \_\_\_\_\_ ) **ss**

Signed and sworn (or affirmed) before me on this \_\_\_\_\_ day of September, 2011, by Raymond Van Winkle.

\_\_\_\_\_  
(Signature of Notary)

(Notary Stamp)

**CONTRACT FOR SERVICES OF INDEPENDENT CONTRACTOR  
AMENDMENT No. 1  
Contract No. 1112-046**

**CONTRACT ACCEPTANCE AND EXECUTION:**

The Board of Supervisors for Carson City, Nevada at their publicly noticed meeting of September 1, 2011, approved the acceptance of **CONTRACT No.1112-046** titled "**Carson City Waterfall Fire Watershed Improvements – Phase 3**". Further, the Board of Supervisors authorizes the Mayor of Carson City, Nevada to set his hand to this document and record his signature for the execution of this contract in accordance with the action taken.

**CARSON CITY, NEVADA**

\_\_\_\_\_  
ROBERT L. CROWELL, MAYOR

DATED this 1<sup>st</sup> day of September, 2011.

**ATTEST:**

\_\_\_\_\_  
ALAN GLOVER, CLERK-RECORDER

DATED this 1<sup>st</sup> day of September, 2011.

**CARSON CITY CONTRACTS  
CHANGE ORDER No. 1**

Contract No. 1112-045 Project File No. 1.0801  
Project Title: Waterfall Fire Watershed Improvements - Phase 3

The Contractor is hereby authorized to make the following changes to the Scope of Work for the referenced contract, subject to the provisions of the contract documents:  
Item #1 - As a modification to the amount of work as shown on the revised Bid Proposal and amended plans. All other specifications remain in effect.

Justification: Contract documents allow the City to make adjustments to the contract.

Requested By: Contractor - V & C Construction  
Item #1: Increases / Decreases / Does not change the Contract Sum by: 97,847.50  
Item #1: Increases / Decreases / Does not change the Contract Term by: 0 Calendar days

**SUMMARY**

1	Original Contract Sum	\$ 345,300.00
2	Net change by previously approved Change Orders	\$ 0.00
3	Contract Sum prior to this Change Order	\$ 345,300.00
4	Contract Sum will be (increased) (decreased) (unchanged) by this Change Order in the amount of	\$ 97,847.50
5	Revised Contract Sum including this Change Order	\$ 247,452.50
6	Original number of calendar days to complete the contract	49 CA
7	Contract Term will be (increased) (decreased) (unchanged) by:	0
8	Revised number of days to complete the contract	49 CA
9	Revised date of Completion by this Change Order	OCT 29, 2011

This change authorization constitutes full and complete compensation for all labor, equipment, materials, overhead, profit, any and all indirect costs, and time adjustment to perform the above described change. All other costs are non-compensable.

**CONTRACTOR**  
Carson City  
By: Green & White  
Printed Name: Green & White  
Title: Management Dept III  
Date: 8-19-11

**CONTRACTOR**  
By: Raymond P. Wirth  
Printed Name: Raymond P. Wirth  
Title: Project Mgr  
Date: 08-17-12

**PROJECT MANAGER**  
By: Robert Ballowe  
Printed Name: Robert Ballowe  
Title: Construction Manager  
Date: 8/19/11

**BID PROPOSAL**

BID # 1112-046

BID TITLE: CARSON CITY WATERFALL FIRE WATERSHED IMPROVEMENTS - PHASE 3

**NOTICE:** No substitution or revision to this Bid Proposal form will be accepted. Carson City will reject any Bid that is received that has changes or alterations to this document. Although the Prevailing Wages are provided in this bid document, the bidder is responsible to verify with the Labor Commissioner if any addendums have been issued. The successful bidder will be required to provide the current Prevailing Wages used in preparation of their bid within 24 hours of bid submission.

**PRICES** will be valid for sixty (60) calendar days after the bid opening which is indicated in the Notice to Contractors.

**A COPY OF CONTRACTOR'S "CERTIFICATE"** of eligibility issued by the State of Nevada Contractors' Board as proof of Bidder's compliance with the provisions of N.R.S. 338.147 must be submitted with his/her bid for the preference to be considered. This Statute does not apply to projects expected to cost less than \$250,000.

**COMPLETION** of this project is expected **PURSUANT TO THE BID DOCUMENTS.**

**BIDDER** acknowledges receipt of   1   Addendums.

**SUMMARY**

Description	Scheduled Value	Unit	Unit Price	Total Price
BP.1 Mobilization, Demobilization and Clean-up	1	LS	17,500.00	17,500.00
BP.2 Clearing and Grubbing (includes fence removal ~1,400 LF)	79	AC	300.00	2,700.00
BP.3 Temporary Erosion Control - Place Straw Wattles. Approximately 1,450 LF.	1	LS	5,000.00	5,000.00
BP.4 Salvage and Stockpile AC Grindings (~3" deep) and Aggregate Base (~6" deep) and Surface New Access Road and Turnaround with AC Grindings (3" min. depth) and Aggregate Base (6" min. depth). Approximately 470 Cubic Yards.	1	LS	24,000.00	24,000.00
BP.5 Surface New Road and Turnaround with Imported AC Grindings (3" min. depth) and Aggregate Base (6" min. depth). Approximately 160 Cubic Yards.	1	LS	11,500.00	11,500.00
BP.6 Surface New Spillways with Imported AC Grindings or Aggregate Base (12" min. depth). Approximately 330 Cubic Yards.	1	LS	18,500.00	18,500.00
BP.7 Earthwork - Excavation to Embankment Fill and Screening and Rock Placement. Approximately 31,700 Cubic Yards 20,000 including 9,000 Cubic Yards Screened Rock. 5,500	1	LS	110,000.00	110,000
<del>BP.8</del> Earthwork - Excavation to Spoil at Taylor Canyon. Approximately 11,700 Cubic Yards.	<del>1</del> 786	<del>LS</del>	delete $\phi$	$\phi$
BP.9 Install 6" Diameter SDR PVC Pipe.	1300	LF	8.00	6240.00
BP.10 Install Basin Overflow Structures (60" Diameter RCP Risers and Footings, and Inlet Grates)	21	EA	3800.00	3800
BP.11 Install 36" Diameter 12-gauge Steel Spiral Ribbed Pipe.	180 89.5	LF	75.00	6712.50
BP.12 Salvage and Replace Cattle Guard, Gates and Other Repairs at Treatment Plant	1	LS	10,000	10,000



# BID PROPOSAL

	Entrance				
BP.13	Revegetation	9 AC	1	LS	31500.00 31500
Total Base Bid Price					247,452.50

Total Base Bid Price Written in Words:

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Bid Tabulation Report from Carson City Purchasing & Contracts  
775-283-7137

<http://www.carson.org/index.aspx?page=998>

Notice to Contractors Bid# 1112-046 CARSON CITY WATERFALL FIRE WATERSHED IMP. -

Date and Time of Opening: August 2, 2011 at 11:10 am

Description	Sched Value	Unit	V & C Construction Original Bid		V & C Construction Change Order		
			Unit price	Total price	Unit price	Total Price	
1 Mobilization, Demobilization and Clean-up	1	LS	\$17,500.00	\$17,500.00	1	\$17,500.00	\$17,500.00
2 Cleaning and Grubbing (includes fence removal -1,400 LF)	11	AC	\$300.00	\$3,300.00	9	\$300.00	\$2,700.00
3 Temporary erosion control - Pice Straw wattles, Approximately 1,450 LF.	1	LS	\$5,000.00	\$5,000.00	1	\$5,000.00	\$5,000.00
4 Aggregate Base (~6" deep) and Surface New Access Road and Turnaround with AC Grindings (3" min. depth) and Aggregate Base (6" min. depth). Approximately 470 Cubic Yards.	1	LS	\$24,000.00	\$24,000.00	1	\$24,000.00	\$24,000.00
5 Grindings (3" min. depth) and Aggregate Base (6" min. depth). Approximately 160 Cubic Yards.	1	LS	\$11,500.00	\$11,500.00	1	\$11,500.00	\$11,500.00
6 Aggregate Base (12" min. depth). Approximately 330 Cubic Yards.	1	LS	\$18,500.00	\$18,500.00	1	\$18,500.00	\$18,500.00
7 Earthwork - Excavation to complement fire and screening and Rock Placement. Approximately 31,700 Cubic Yards including 9,000 Cubic Yards Screened Rock.	1	LS	\$170,000.00	\$170,000.00	1	\$110,000.00	\$110,000.00
8 Earthwork - Excavation to spot at Taylor Canyon. Approximately 11,700 Cubic Yards.	1	LS	\$19,000.00	\$19,000.00	0	\$0.00	\$0.00
9 Install 6" Diameter SDR PVC Pipe.	1300	LF	\$8.00	\$10,400.00	780	\$8.00	\$6,240.00
10 Install Basin Overflow Structures	2	EA	\$3,800.00	\$7,600.00	1	\$3,800.00	\$3,800.00
11 Install 36" Diameter 12-gauge Steel Spiral Ribbed Pipe.	180	LF	\$75.00	\$13,500.00	89.5	\$75.00	\$6,712.50
12 Salvage and replace cattle guard, gates and curb.	1	LS	\$10,000.00	\$10,000.00	1	\$10,000.00	\$10,000.00
13 Repairs at Treatment Plant Entrance	1	LS	\$35,000.00	\$35,000.00	1	\$31,500.00	\$31,500.00
13 Revegetation	1	LS	\$35,000.00	\$35,000.00	1	\$31,500.00	\$31,500.00
<b>Total Bid Price:</b>				<b>\$345,300.00</b>		<b>\$247,452.50</b>	

END OF DOCUMENT

Revised Contract Amount