

**LANCASTER COUNTY ENGINEERING DEPARTMENT
CHANGE ORDER - SUPPLEMENTAL AGREEMENT No. 05**

DATE: 6-Sep-17	PROJECT NUMBER: LANCASTER COUNTY 16-18
CONTRACTOR: HAWKINS CONSTRUCTION	LOCATION: ROKEBY ROAD IMPROVEMENTS - SOUTH 84th STREET to SOUTH 98th STREET
GROUPS OF WORK:	STATION: 24" CMP Material Cost
SUPPLEMENTAL TO CONTRACT FOR WORK ON PROJECT NUMBER: COUNTY 16-18	DATE OF ORIGINAL CONTRACT: 21-Sep-16

Express Condition Precedent. The obligation to perform any duties and the entitlement to exercise any powers provided for in this Change Order are subject to the following express condition precedent: in the event that Lincoln Electric System ("LES") fails to furnish funds to Lancaster County in the amount of \$768.20 on or before the 15th day following execution of this Change Order by the Lancaster County Board of County Commissioners, then neither party to this Change Order shall have any obligation to perform any of the duties, nor shall any party to this Change Order be entitled to exercise any of the powers, provided for in this Change Order. In the event of the nonoccurrence of the foregoing express condition precedent, which must be exactly fulfilled, this Change Order shall become annulity and entirely void, and no legal relation shall arise between the parties with respect to this Change Order. The foregoing express condition precedent may not be excused except by a separate written instrument adopted by a lawful action of the Lancaster County Board of County Commissioners. Hawkins Construction may not perform any of the Items of Work described in this Change Order unless and until LES furnishes funds in the amount of \$768.20 to Lancaster County in exact conformance with the foregoing express condition precedent.

WE HEREBY REQUEST APPROVAL OF CHANGES IN THE PLANS, SPECIFICATIONS, OR WORK NOT INCLUDED IN THE PLANS OR CONTRACT DESCRIBED AS FOLLOWS:

Change order 05 is to provide payment to Hawkins Construction for the material cost associated with a 24" x 46' Corrugated Metal Pipe (CMP) left over from the project to be bought by Lincoln Electric system (LES). The Contractor had submitted a unit price as requested and approved per email, dated April 28th, 2017. This shall be full compensation for all work described herein or as directed by the County's Project Manager.

ESTIMATED CHANGES IN QUANTITIES OF ITEMS OF WORK AT CONTRACT OR AGREED UNIT PRICES						
ITEM OF WORK	UNIT	INCREASED QUANTITY	DECREASED QUANTITY	CONTRACT UNIT PRICE	AGREED UNIT PRICE	INCREASED (+) OR DECREASED (-)
<u>New Contract Items</u>						
50.00005 - Misc LS - 24" CMP (Material)	LF	46			\$ 16.70	\$ 768.20
TOTAL NET INCREASE (+) or DECREASE (-)						\$768.20
APPROVED PROJECT ENGINEER <i>Thomas A. Lilham</i> OLSSON ASSOCIATES				For and in consideration of the prices set forth in this agreement, the Contractor agrees to complete the extra and additional work or reduced quantities of work described herein and accept the prices shown as full payment. The insurance, bond and items of the contract remain in full effect, except as specifically changed herein, and shall apply to this agreement.		
APPROVED COUNTY ENGINEER <i>[Signature]</i>				NAME OF CONTRACTOR <i>Hawkins Const. Co.</i>		
				AUTHORIZED BY (SIGNATURE) <i>[Signature]</i>		

EXECUTED this ____ day of _____, 20 ____.

APPROVED AS TO FORM THIS ____ DAY

OF _____ 20 ____.

LANCASTER COUNTY ATTORNEY

[Signature]
APPROVED BY LINCOLN ELECTRIC SYSTEM

DATE: 9-7-17

LANCASTER COUNTY BOARD OF COMMISSIONERS

COUNTY COMMISSIONERS

