

#### NORTHERN INDIANA COMMUTER TRANSPORTATION DISTRICT

BOARD MEETING January 30, 2023 Webinar ID: 86573363173

**Passcode: 826975** 

Public Session - 10:30 a.m. (CST)

#### **BOARD MEMBERS PRESENT:**

Jerome Prince

Jim Arnold

Carl Baxmeyer

#### **STAFF PARTICIPANTS:**

Michael Noland Chuck Lukmann, Esq.

Nicole Barker Michael Rowe Frank Fraiser Tony Siegmund Jessie Watts Jr. Kevin Dwyan

Amber Kettering

Connie Grashel Kelly Wenger Anthony Hall Christine Dearing

#### **OTHERS PRESENT**

Tim Zorn - Post Tribune Richard Curtis - Curtis Engineering John Lewis - BLN

#### **CALL TO ORDER**

Jerome Prince, NICTD Board member, called the meeting to order. Mr. Prince requested a roll call. Attorney Chuck Lukmann, NICTD's General Counsel conducted the roll call. Jerome Prince, Jim Arnold and Carl Baxmeyer were present. President Michael Smith was absent.

#### **BOARD MEETING MINUTES**

Mr. Prince requested a motion to approve the Board Meeting Minutes of November 28, 2022. Mr. Arnold made a motion to approve the board meeting minutes, Mr. Baxmeyer seconded, and on roll call vote the motion passed unanimously.

#### **ELECTION OF BOARD OFFICERS**

Attorney Lukmann advised that Michael Smith remains as NICTD Board Chairperson by statute. Attorney Lukmann requested nominations from the Board for Vice Chairman, Secretary, and Treasurer. Mr. Arnold made a motion to elect Jerome Prince as Vice Chairman, Jim Arnold as Secretary, and Mr. Baxmeyer as Treasurer. The motion was seconded by Mr. Prince and on roll call vote the motion passed unanimously.

#### PUBLIC COMMENT

No public comments were received.

#### **SBN 4<sup>TH</sup> AMENDMENT**

Attorney Chuck Lukmann stated that the South Bend International Airport agreement 4<sup>th</sup> amendment will keep the current agreement with the Airport Authority in South Bend in place until April 30<sup>th</sup>. This is an extension the agreement which allows NICTD to operate passenger service out of the South Bend International Airport.

Mr. Baxmeyer made a motion to approve the amendment, Mr. Arnold seconded, and on roll call vote the motion passed unanimously.

#### **PURCHASING (Procurement Recommendation Packet Attached)**

Tony Siegmund, NICTD's Purchasing Manager, presented seven recommendations to the Board. The purchasing items are listed in the recommendations that follow and the Board's vote was requested at the end of each recommendation.

The first item was a proposal for the procurement of Air Spring Assemblies. Staff recommends that ContiTech US of Auburn, Indiana be awarded the Contract for Air Spring Assemblies in the amount of One Million, Two Hundred Seventy Thousand, One Hundred Dollars and  $^{00}/_{100}$  (\$1,270,100.00).

Mr. Arnold made a motion to grant authority to the NICTD President to issue a Notice to Proceed for Air Spring Assemblies, at his discretion, seconded by Mr. Baxmeyer and on roll call vote the motion passed unanimously.

The second item was a bid for a Feeder Wire to supplement the existing feeder wire between Tee Lake and Michigan City. Staff recommends that Midco Electric Supply, Inc. of Bridgeview, IL be awarded the Contract for Feeder Wire in the amount of One Million, One Hundred Twenty-Six Thousand, Eight Hundred Dollars and  $^{00}/_{100}$  (\$1,126,800.00).

Mr. Baxmeyer made a motion to grant authority to the NICTD President to issue a Notice to Proceed for Feeder Wire, at his discretion, seconded by Mr. Arnold, and on roll call vote the motion passed unanimously.

The third item was a recommendation for Double Track Project One, Change Order 6. The District executed Contract 95603 for Double Track Project One with Walsh-Herzog Joint Venture on December 21, 2021, for a not to exceed cost of \$375,519,909.30. To keep the project moving forward, prior Change Orders have been approved by the District totaling (\$4,086,641.57). Additional scope items have been sought by the project team as part of Change Order 6 which authorizes an additional \$1,817,806.16 to be added to the contract price. The updated total contract price would be \$373,251,073.90.

The Board was informed that NICTD's President approved Change Order 6 to Contract 95603 in the amount of One Million Eight Hundred Seventeen Thousand Eight Hundred Six Dollars and <sup>16</sup>/<sub>100</sub> (\$1,817,806.16), with RDA and IFA approval.

Mr. Baxmeyer made a motion to accept the change previously approved by NICTD's President, seconded by Mr. Arnold and, on roll call vote, the motion passed unanimously.

The fourth item was a recommendation for Amendment 7 to Lakeshore Engineering Contract 90341. The District executed Contract 90341 for Double Track Project Administration to Lakeshore Engineering on August 10, 2018 for a not to exceed cost of \$2,064,465.00. Amendment 7 authorizes an additional \$678,358.62 to be added to the contract price. This additional amount was requested to extend the contract term for Deputy Project Manager Greg Lorenzi due to an extended project timeline.

The District is requesting the Board grant the President the authority to approve Amendment 7 to Contract 90341 in the amount of Six Hundred Seventy-Eight Thousand, Three Hundred Fifty-Eight Dollars and  $^{62}/_{100}$  (\$678,358.62), pending RDA and IFA approval.

Mr. Baxmeyer made a motion to grant authority to the NICTD President to issue a Notice to Proceed, seconded by Mr. Arnold, and on roll call vote the motion passed unanimously.

The fifth item was a recommendation for Amendment 2 to Contract 95628 for Double Track Busing to Royal Excursion on December 28, 2021 for a not to exceed cost of \$8,790,150.00. Amendment 2 authorizes an additional \$2,183,850.00 to be added to the contract price.

The District is requesting the Board grant the President the authority to approve Amendment 2 to Contract 95628 in the amount of Two Million, One Hundred Eighty-Three Thousand, Eight Hundred Fifty Dollars and <sup>00</sup>/<sub>100</sub> (\$2,183,850.00), pending RDA and IFA approval.

Mr. Baxmeyer made a motion to grant authority to the NICTD President to issue a Notice to Proceed, seconded by Mr. Arnold, and on roll call vote the motion passed unanimously.

The sixth item was a recommendation for Change Order 7 to Contract 95628 for West Lake Design-Build with FH Paschen/Ragnar Benson Joint Venture on October 29, 2020, for a not to exceed cost of \$554,940,521.00. To keep the project moving forward, six Change Orders (totaling \$12,753,411.00) have been approved by the District. Change Order 7 authorizes an additional \$1,162,683.76 to be added to the contract price. The updated total contract price would be \$568,856,615.76.

The District is requesting the Board grant the President the authority to approve Change Order 7 to Contract 94028 in the amount of One Million, One Hundred Sixty-Two Thousand, Six Hundred Eighty-Three Dollars and <sup>76</sup>/<sub>100</sub> (\$1,162,683.76), with RDA and IFA approval.

Mr. Baxmeyer made a motion to grant authority to the NICTD President to issue a Notice to Proceed, seconded by Mr. Arnold, and on roll call vote the motion passed unanimously.

The seventh item was a recommendation for Change Orders 11 & 12 to Contract 88823 for West Lake Program Management, with HDR Engineering, Inc. on December 12, 2018, for a not to exceed \$11,000,000.00. To keep the project moving forward, ten Amendments have been approved by the District totaling \$2,776,529.67. Amendment 11 authorizes an additional \$378,465.52 to be added to the contract price. This additional amount is requested to cover out of scope services for the design-build procurement task and allow Burns Engineering to finish their design oversight. Amendment 12 authorizes an additional \$105,475.80 to be added to the contract price. This additional amount is requested for out-of-scope services relating to betterments and environmental work. The updated total contract amount would be \$14,260,200.99.

The District is requesting the Board grant the President the authority to approve Amendments 11 and 12 to Contract 88823 in the amount of Four Hundred Eighty-Three Thousand, Nine Hundred Forty-One Dollars and <sup>32</sup>/<sub>100</sub> (\$483,941.32), with RDA and IFA approval.

Mr. Baxmeyer made a motion to grant authority to the NICTD President to issue a Notice to Proceed, seconded by Mr. Arnold, and on roll call vote the motion passed unanimously.

#### Transit Asset Management (TAM) Plan

NICTD Grant Administrator, Kelly Wenger, presented the TAM Plan for approval to the NICTD Board. The TAM Plan is required by the FTA each year to assess the current condition of NICTD's capital assets and to determine what the condition and performance of its assets should be. s. Wenger present a chart showing the 2023 plan estimates regarding rolling stock, equipment, facilities and infrastructure. NICTD President Michael Noland clarified that the TAM Plan for 2023 does not include the cars that will be leased from Metra.

Mr. Arnold made a motion to approve the TAM Plan, Mr. Baxmeyer seconded, and on roll call vote the motion passed unanimously.

#### PRESIDENT'S REPORT

#### 2023 Business Plan

Mr. Noland presented the 2023 Business Plan, which includes a compilation of ridership projections, the operating and maintenance budget, and NICTD's Capital Plan.

Mr. Noland stated that on the 2023 plan, the ridership numbers are projected for 2023. As a post Covid year, the ridership and revenue numbers are not as certain as in years past. NICTD is monitoring business and real estate trends to conservatively project the ridership growth.

The plan includes a six year capital plan, which has increased due to the passing of the infrastructure bill.

Mr. Noland asked that the board approve the plan, as presented. Mr.Baxmeyer made a motion to approve the 2023 Business Plan, Mr. Arnold seconded, and on roll call vote the motion passed unanimously.

#### **Double Track NWI and West Lake Corridor Project Updates**

Mr. Noland gave a brief update on the Double Track NWI Project and West Lake Corridor Project.

Double Track is currently at 51% completion. The project is progressing as expected and is on track to be open for revenue in May of 2024.

The West Lake Corridor Project is at 15-20% completion. The project is estimated to be substantially completed in November of 2024, with an open for revenue date of May 2025.

#### **South Bend Airport Station**

Engineering and environmental work is underway in South Bend. DLZ is surveying and initiating the environmental work. The goal is to have engineering work at 30% completed by fall, to then seek funding for the project.

#### ADVERTISING AND MARKETING REPORT

Nicole Barker, NICTD Director of Capital Investment & Implementation, presented the Advertising and Marketing Report.

Ms. Barker shared photos of the New Movers Postcard, which will soon be mailed to new homeowners. This promotion offers free round trip current social media programs. Targeting areas of growth, this is an opportunity to introduce new residents to the benefits that the South Shore Line offers.

Ms. Barker also introduced the new logos for the South Shore Line Airport realignment and shared the current social media promotions. The Kids Ride Free promotion is currently being highlighted.

The South Shore Lines offered Free EB rides as a holiday promotion in December. Ridership was down from previous years, pre pandemic, for the 2023 Chicago Boat Show. Upcoming events include the Cubs Convention, Chicago Auto Show, Chicago St. Patrick's Day Parade, and The Comic and Entertainment Expo, all of which offer opportunities for increased ridership.

#### TICKET SALES, RIDERSHIP AND OPERATIONS REPORT

Kelly Wenger, NICTD Grant Administrator, presented the Ticket Sales, Ridership and Operations report.

Single ride tickets, which indicates discretionary riders, continues to increase. All ticket sales, which includes all ticket packages, continues to increase as well. 73.8% of all tickets are being purchased digitally.

Our 2022 Ridership was up 37.2 % in 2022. NICTD numbers are on par with other similar entities nationwide. We continue to increase and 2022 ended strong.

Regarding On-Time performance, as expected our performance numbers are down for last year. Ms. Wenger stated that we are making all efforts to keep passengers informed during the current construction and busing situation.

Mr. Noland introduced the new Chief Operations Officer. Anthony Hall, replacing Mr. Derek Wright.

#### **OTHER BUSINESS**

None

#### **ADJOURNMENT**

Mr. Baxmeyer made a motion to adjourn the meeting, seconded by Mr. Arnold, and on roll call vote, the motion passed unanimously. The next Board Meeting is scheduled for May 22<sup>nd</sup>, 2023.

Jim Arnold, Secretary

Respectfully submitted

#### PROCUREMENT RECOMMENDATIONS

# **Mechanical Department:**

**Bid:** 

• Air Spring Assemblies

# Line & Signal Department:

**Bid:** 

• Feeder Wire

# **Double Track Project:**

**Sole Source:** 

- Project One Change Order 6
- Project Administration Amendment 7
- Busing Amendment 2

### West Lake Corridor:

**Sole Source:** 

- Design-Build Change Order 7
- Program Management Change Orders 11 & 12

## RECOMMENDATION Mechanical Department Air Spring Assemblies January 30, 2023

#### A. SCOPE

The Mechanical Department has requested bids for Air Spring Assemblies. This project includes air spring assemblies, the secondary suspension system of our passenger cars, for the End-Life Project. Bids were solicited and a public bid opening was held at the Dune Park Offices and virtually on December 16, 2022.

#### **B. ADMINISTRATIVE REVIEW**

#### 1. Legal Notifications

The request for Air Spring Assemblies was advertised throughout the region and nationally. The legal advertisements were placed in the following publications:

South Bend Tribune - South Bend Herald-Dispatch - LaPorte County Chesterton Tribune - Chesterton Gary Crusader - Gary The Times - Hammond NICTD Plan Room

#### 2. Bid Review

A total of seven (7) packets were requested for Air Spring Assemblies prior to the bid opening. The request resulted in the receipt of two (2) bids.

#### 3. DBE & Required Forms

The bids were evaluated for responsiveness to determine if they could be accepted for further review.

It was determined that one firm submitted all the necessary forms and was approved by the appropriate NICTD staff. All forms have been submitted correctly and were found to be within the guidelines set forth by the Federal Transit Administration (FTA). The second firm did not complete all necessary forms and was deemed unresponsive.

Bidder	Eligible	Lower	DBE	Non-	Rest.	Drug	Buy	Cert. of	Illegal	Iran
Diddel	Bidder	Tier	%	Discrim.	Lobby	Free	America	Qual.	Act.	Invst.
ContiTech US Auburn, IN	X	X	3.4%	X	X	X	X	X	X	X
Wabtec Corp. Umieta, Gipuzkoa, Spain	X	X	-	X	X	X	-	X	X	X

#### C. ENGINEERING REVIEW & PRICE ANALYSIS

The responsive bid was evaluated for compliance to the technical specifications. The bidder was determined to be responsible and met the technical specifications.

The lowest responsive and responsible bid for Air Spring Assemblies is ContiTech US, with a bid of \$1,270,100.00. This is 34.87% (\$679,900.00) less than the engineer's estimate of \$1,950,000.00.

ContiTech US's DBE amount is 3.46% (\$43,917.34).

Delivery Year	Quantity	Unit Cost	Total Cost
2023	100	\$3,989.00	\$398,900.00
2025	100	\$4,229.00	\$422,900.00
2027	100	\$4,483.00	\$448,300.00
	\$1,270,100.00		

#### D. DELIVERY

ContiTech US can meet the District's delivery schedule for the remainder of the End-Life Project.

#### E. RECOMMENDATION

The Staff recommends that ContiTech US of Auburn, Indiana be awarded the Contract for Air Spring Assemblies in the amount of One Million, Two Hundred Seventy Thousand, One Hundred Dollars and  $^{00}/_{100}$  (\$1,270,100.00).

The Staff is requesting that the Board grant the President the authority to issue the Notice to Proceed for Air Spring Assemblies at his discretion.

# RECOMMENDATION Line & Signal Department Feeder Wire

January 30, 2023

#### A. SCOPE

The Line & Signal Department has requested bids for Feeder Wire to supplement the existing feeder wire between Tee Lake and Michigan City. This recommendation came from a consultant on the Traction Power Substation Design Project, due to the distance between substations. Bids were solicited and a public bid opening was held at the Dune Park Offices and virtually on Friday, January 13, 2023.

#### **B. ADMINISTRATIVE REVIEW**

#### 1. Legal Notifications

The request for Feeder Wire was advertised throughout the region and nationally. The legal advertisements were placed in the following publications:

South Bend Tribune – South Bend Herald-Dispatch – LaPorte County Chesterton Tribune – Chesterton

Gary Crusader – Gary The Times – Hammond NICTD Plan Room

#### 2. Bid Review

A total of eight (8) packets were requested for Feeder Wire prior to the bid opening. The request resulted in the receipt of one (1) bid.

#### 3. DBE & Required Forms

The bids were evaluated for responsiveness to determine if they could be accepted for further review.

It was determined that the firms submitted all the necessary forms and were approved by the appropriate NICTD staff. All forms have been correctly submitted and were found to be within the guidelines set forth by the Federal Transit Administration (FTA).

Bidder	Eligible	Lower	DBE	Non-	Rest.	Drug	Buy	Cert. of	Illegal	Iran
	Bidder	Tier	%	Discrim.	Lobby	Free	America	Qual.	Act.	Invst.
Midco Electric Supply, Inc. Bridgeview, IL	Х	Х	60%	Х	X	Х	X	X	Х	Х

#### C. ENGINEERING REVIEW & PRICE ANALYSIS

The responsive bid was evaluated for compliance to the technical specifications. The bidder was determined to be responsible and met the technical specifications.

The lowest responsive and responsible bid for Feeder Wire is Midco Electric Supply, Inc., with a bid of \$1,126,800.00. This is 43% (\$343,800.00) more than the engineer's estimate of \$783,000.00.

Midco Electric Supply, Inc.'s DBE amount is 60% (\$676,080.00).

Description	# of Reels	Cost Per Reel	<b>Extended Cost</b>
Feeder Wire 1000 MCM HD Copper ASTM-B1 Class AA 37 Strand 2,500 Linear Feet per Reel	24	\$46,950.00	\$1,126,800.00

#### D. DELIVERY

Midco Electric Supply, Inc. can meet the District's delivery schedule for May 2023.

#### E. RECOMMENDATION

The Staff recommends that Midco Electric Supply, Inc. of Bridgeview, IL be awarded the Contract for Feeder Wire in the amount of One Million, One Hundred Twenty-Six Thousand, Eight Hundred Dollars and  $^{00}/_{100}$  (\$1,126,800.00).

The Staff is requesting that the Board grant the President the authority to issue the Notice to Proceed for Feeder Wire at his discretion.

# RECOMMENDATION Double Track Project One Change Order 6 January 30, 2023

#### **RECOMMENDATION:**

The District executed Contract 95603 for Double Track Project One with Walsh-Herzog Joint Venture on December 21, 2021, for a not to exceed cost of \$375,519,909.30. To keep the project moving forward, five Change Orders have been approved by the District totaling (\$4,086,641.57). Since this approval, additional scope items have been sought by the project team as further described below. Change Order 6 authorizes an additional \$1,817,806.16 to be added to the contract price. The updated total contract price would be \$373,251,073..90.

PCO	Change Description	Cost
008	Miller Station Set Out Tracks	\$1,698,080.03
072	Pre-Cast Concrete Foundation for Power Transfer Case	(\$5,492.65)
074	Concrete Removal Structure 35-18 for OCS Install	\$17,259.61
120	Charger sizes for EC repeaters and Int. Signals	\$73,197.90
127	Munson Ditch Final Grading	\$4,058.78
135	Existing Yard Inlets at Michigan City Fire Department	\$5,313.33
156	Timber Retaining Wall Along 11th Street between York/Oak	\$12,798.89
160	Revision 38 – Gary/Miller Pier Numbering	No Cost
170	Michigan City NIPSCO Transformer Quantity	\$5,937.74
180	Lake St MP 55.04 Cantilevers	(9,600.68)
183	Traffic Signal Turn Phase at Washington & 11th	\$4,989.74
186	Bridge 47.321, 47.411, 54.621 and 54.731 – Damp proofing Material Substitution	No Cost
187	Track Access Occurrence Modifications – ETAO2	No Cost
199	Existing Pier Footing Conflict at NS Bridge 47.411	\$11,263.47
	Grand Total	\$1,817,806.16

An independent cost estimate has been prepared for the PCOs and the costs associated with each have been determined to be fair and reasonable.

The District is notifying the Board that the President has approved Change Order 6 to Contract 95603 in the amount of One Million, Eight Hundred Seventeen Thousand, Eight Hundred Six Dollars and <sup>16</sup>/<sub>100</sub> (\$1,817,806.16), with RDA and IFA approval.

# RECOMMENDATION Double Track Project Administration Amendment 7

January 30, 2023

#### **RECOMMENDATION:**

The District executed Contract 90341 for Double Track Project Administration to Lakeshore Engineering on August 10, 2018 for a not to exceed cost of \$2,064,465.00. Since this approval, additional scope items were identified to keep this project moving forward and are described below. Amendment 7 authorizes an additional \$678,358.62 to be added to the contract price. This additional amount was requested to extend the contract term for Deputy Project Manager Greg Lorenzi due to an extended project timeline.

	Date	Amendment Description	Cost
1	01.12.2020	Replaced Pascal Luciano with Gregory Lorenzi and added fixed fee language	No Cost
2	06.24.2021	Additional funds needed to create a breakout RFP for the PTC element of DT1	\$233,433.23
3	07.12.2021	Addition of Victor Babin as a systems advisor to the Double Track project	\$164,776.39
4	09.15.2021	Time Extension for Scope Item 3	No Cost
5	10.14.2021	2 <sup>nd</sup> Time Extension for Scope Item 3	No Cost
6	12.06.2021	3 <sup>rd</sup> Time Extension for Scope Item 3	No Cost
7	Pending	Additional funds for DPM G. Lorenzi to provide support through 2024	\$678,358.62

The District is requesting the Board grant the President the authority to approve Amendment 7 to Contract 90341 in the amount of Six Hundred Seventy-Eight Thousand, Three Hundred Fifty-Eight Dollars and  $^{62}/_{100}$  (\$678,358.62), pending RDA and IFA approval.

# RECOMMENDATION Double Track Busing Amendment 2 January 30, 2023

#### **RECOMMENDATION:**

The District executed Contract 95628 for Double Track Busing to Royal Excursion on December 28, 2021 for a not to exceed cost of \$8,790,150.00. Since this approval, additional scope items were identified to keep this project moving forward and are described below. Amendment 2 authorizes an additional \$2,183,850.00 to be added to the contract price. This additional amount was requested to accommodate the continuation of DT Project One construction between November 16, 2022 and February 28, 2023.

	Date	Amendment Description	Cost
1	05.05.2022	Adjust hourly rates and include weekly ridership reports.	No Cost
2	Pending	Additional funds for the extension of busing requirements.	\$2,183,850.00

The District is requesting the Board grant the President the authority to approve Amendment 2 to Contract 95628 in the amount of Two Million, One Hundred Eighty-Three Thousand, Eight Hundred Fifty Dollars and  $^{00}/_{100}$  (\$2,183,850.00), pending RDA and IFA approval.

### RECOMMENDATION West Lake Design-Build Change Order 7 January 30, 2023

#### **RECOMMENDATION:**

The District executed Contract 94028 for West Lake Design-Build with FH Paschen/Ragnar Benson Joint Venture on October 29, 2020, for a not to exceed cost of \$554,940,521.00. To keep the project moving forward, six Change Orders (totaling \$12,753,411.00) have been approved by the District. Change Order 7 authorizes an additional \$1,162,683.76 to be added to the contract price. The updated total contract price would be \$568,856,615.76.

PCO	Change Description	Cost
098	Landscaping changes addressing Munster Ordinance 1795	\$456,859.95
154	Trench drains & a permanent oil-water separator in the B&B workshop (Design)	\$26,449.72
160	Lower concrete compressive strength for retaining wall leveling pads	(\$4,851.76)
161	Munster/Dyer Station platform extension (Design)	\$219,804.45
164	Revert design of the drainage pond at Ridge Road Station (Munster Betterment)	\$65,920.09
166	Expand scope of the Fisher Street water main relocation (Munster Betterment)	\$358,294.33
176	Install guardrail around 3 CSX signal structures	\$40,206.98
	Total	\$1,162,683.76

An independent cost estimate has been prepared for the PCOs and the costs associated with each have been determined to be fair and reasonable. Betterments listed above are subject to the respective municipality executing a financial commitment with NICTD.

The District is requesting the Board grant the President the authority to approve Change Order 7 to Contract 94028 in the amount of One Million, One Hundred Sixty-Two Thousand, Six Hundred Eighty-Three Dollars and  $^{76}/_{100}$  (\$1,162,683.76), with RDA and IFA approval.

# RECOMMENDATION West Lake Program Management Change Orders 11 & 12

January 30, 2023

#### **RECOMMENDATION:**

The District executed Contract 88823 for West Lake Phase II Program Management Services to HDR Engineering, Inc. on December 12, 2018, for a not to exceed \$11,000,000.00. To keep the project moving forward, ten Amendments have been approved by the District totaling \$2,776,529.67. Amendment 11 authorizes an additional \$378,465.52 to be added to the contract price. This additional amount is requested to cover out of scope services for the design-build procurement task and allow Burns Engineering to finish their design oversight. Amendment 12 authorizes an additional \$105,475.80 to be added to the contract price. This additional amount is requested for out-of-scope services relating to betterments and environmental work. The updated total contract amount would be \$14,260,200.99.

	Date	Amendment Description	Cost
1	2019.10.25	E-Builder Software	\$364,472.00
2	2019.10.29	Reallocation of funds	No Cost
3	2020.02.05	Add Fixed-Fee Language and Section 4.1.4 to the Contract	No Cost
4	2020.06.19	Additional Scope of Work	\$347,464.56
5	2020.07.13	Additional Scope of Work	\$68,526.00
6	2020.07.31	Move Scope of Work and E-Builder Funds to KFA	No Cost
7	2021.01.12	Additional E-Builder Licenses and On-Call Support	\$68,492.11
8	2021.02.17	Reflection of Revised Hourly Rates	No Cost
9	2021.10.11	Reallocation of Funds from HDR to ASE	No Cost
10	2022.02.07	Additional Out of Scope Services	\$1,927,305.00
11	Pending	Out of Scope Services for Burns Engineering	\$378,465.52
12	Pending	Out of Scope Services for Betterments and Environmental Work	\$105,475.80

The District is requesting the Board grant the President the authority to approve Amendments 11 and 12 to Contract 88823 in the amount of Four Hundred Eighty-Three Thousand, Nine Hundred Forty-One Dollars and <sup>32</sup>/<sub>100</sub> (\$483,941.32), with RDA and IFA approval.