

**AMENDMENT NUMBER ONE TO THE CONSTRUCTION CONTRACT
BETWEEN THE CITY OF LARAMIE, WYOMING AND
BIG HUHNKS EXCAVATION, INC.**

1. Parties. This Amendment is made and entered into this 17th day of August 2021 by and between the City of Laramie, Wyoming, a Wyoming municipal corporation (hereinafter referred to as “City”), whose address is 406 Ivinson Avenue, Laramie, Wyoming 82070 and Big Huhnks Excavation, Inc. (hereinafter referred to as “Contractor”), whose address is 17 Terra Firma Trail, Laramie, Wyoming, 82072. City and Contractor agree to the terms set forth in this document.

2. Purpose of Amendment. This Amendment shall constitute the first amendment to the Original Contract between City and Contractor which was duly executed on the 4th day of May 2021 for contractor to provide all labor, supervision, materials, equipment, all incidentals, related items and appurtenances, and performing all operations necessary to complete the Scout Park Development Project. In consideration of the matters described above, and of the mutual benefits and obligations set forth in this Contract, the parties agree as follows:

3. Additional Terms of Agreement. It is mutually agreed by and between the parties to revise the following paragraphs in the Original Contract to read as follows.

3. Term of Contract.

A. Time of Commencement and Substantial Completion.

- (i) The work under this Contract shall commence within seven (7) calendar days of receipt of Notice to Proceed and will be substantially complete by September 15, 2021 and ready for final payment by October 15, 2021.

4. Payment.

B. Contact Sum.

- (ii) City agrees to pay Contractor for the additional services more fully described in Attachment A, which is attached hereto and incorporated herein. The total payment under this Contract shall not exceed six hundred forty-two thousand six hundred eighty three dollars and ninety eight cents (\$642,683.98).

4. **Same Terms and Conditions.** With the exception of items explicitly delineated in this Amendment, all terms and conditions of the Original Contract between the City and Contractor shall remain unchanged and in full force and effect.

5. **Entirety of Amendment.** This Amendment, consisting of three (3) pages including Attachment A, entitled Project Change Order No. 1 and presents the entire and integrated Amendment between the parties and supersedes all prior negotiations, representation, and agreements, whether written or oral concerning the subject hereof.

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IN WITNESS WHEREOF, the Laramie City Council has caused this Agreement to be signed and executed in its behalf by its Mayor, and duly attested by its City Clerk, and Contractor has signed and executed this Agreement, the day and year first written above.

CITY OF LARAMIE, WYOMING:

By: _____
Paul Weaver, Mayor & President
City of Laramie, City Council

Attest: _____
Nancy Bartholomew, City Clerk

BIG HUHNS EXCAVATION INC.:

By: _____

Attest: _____

Change Order

No. 2

Date of Issuance: July 28, 2021 Effective Date: August 17, 2021

Project: SPTSPD	Owner: City of Laramie	Owner's Contract No.: N/A
Contract: Construction Contract Between the City of Laramie and Big Huhnks Excavation, Inc.		Date of Contract: 5/4/2021
Contractor: Big Huhnks Excavation, Inc.		Engineer's Project No.: N/A

The Contract Documents are modified as follows upon execution of this Change Order:

Description:

Additional expenses outside bid scope.

Attachments:

Estimate 1601, Big Huhnks Excavation, Inc.

CHANGE IN CONTRACT PRICE:

CHANGE IN CONTRACT TIMES:

Original Contract Price:	Original Contract Times: <input type="checkbox"/> Working days <input type="checkbox"/> Calendar days
<u>\$594,041.98</u>	Substantial completion (days or date): <u>August 31, 2021</u>
	Ready for final payment (days or date): <u>October 1, 2021</u>
Increase from previously approved Change Orders:	[Increase] [Decrease] from previously approved Change Orders
<u>\$652.00</u>	No. _____ to No. _____:
	Substantial completion (days): _____
	Ready for final payment (days): _____
Contract Price prior to this Change Order:	Contract Times prior to this Change Order:
<u>\$594,693.98</u>	Substantial completion (days or date): <u>August 31, 2021</u>
	Ready for final payment (days or date): <u>October 1, 2021</u>
Increase of this Change Order:	Increase of this Change Order:
<u>\$47,990.00</u>	Substantial completion (days or date): <u>September 15, 2021</u>
	Ready for final payment (days or date): <u>October 15, 2021</u>
Contract Price incorporating this Change Order:	Contract Times with all approved Change Orders:
<u>\$642,683.98</u>	Substantial completion (days or date): <u>September 15, 2021</u>
	Ready for final payment (days or date): <u>October 15, 2021</u>

RECOMMENDED:	ACCEPTED:	ACCEPTED:
By: _____ Project Manager (Authorized Signature)	By: _____ Owner (Authorized Signature)	By: _____ Contractor (Authorized Signature)
Date: _____	Date: _____	Date: _____
Approved by Funding Agency (if applicable): _____		Date: _____