

Date of Issuance: July 12, 2024	Effective Date: July 12, 2024
Owner: City of Hendersonville	Owner's Contract No.: H-SRP-D-17-0132
Contractor: M. B. Kahn Construction Co., Inc.	Contractor's Project No.: 1668
Engineer: McKim & Creed, Inc.	Engineer's Project No.: 06496-0005
Project: Northside Water System Improvements	Contract Name:

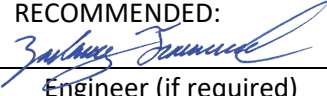

The Contract is modified as follows upon execution of this Change Order:

Description: Change in contract price and contract times per Mediated Settlement Agreement. Net decrease of contract price resulting from increase for Change Order Proposals 04, 09, 10, 11, and 12, deduct for Change Order Proposal 08, deduct of unused quantities for line items O-3 and O-4 per Pay App No. 20 (pay app line items 8000, 6035, and 6045), and deduct of unused Contingency Allowance. This represents the Final Adjusting Change Order.

Attachments:

1. M. B. Kahn Change Order Proposal 04
2. M. B. Kahn Change Order Proposal 09, Revision 2
3. M. B. Kahn Change Order Proposal 10
4. M. B. Kahn Change Order Proposal 11
5. M. B. Kahn Change Order Proposal 12
6. Work Change Directive No. 1 – Electromagnetic Flow Meter Vault, dated 9/14/2021
7. Work Change Directive No. 2 – Transmitter Building Demo Delete, dated 1/27/2022
8. McKim & Creed Letter Dated 2/25/2022 RE: Change Order Proposal No. 8 – Transmitter Building Demo Delete
9. Mediated Settlement Agreement Dated 7/10/2024
10. Change Order No. 1 – Final Adjusting Change Order Summary Table

CHANGE IN CONTRACT PRICE	CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i>
Original Contract Price: \$ <u>3,699,407.00</u>	Original Contract Times: Substantial Completion: <u>April 27, 2021 (330 cDays)</u> Ready for Final Payment: <u>May 27, 2021 (360 cDays)</u> days or dates
[Increase] [Decrease] from previously approved Change Orders No. ___ to No. ___: \$ <u>N/A</u>	[Increase] [Decrease] from previously approved Change Orders No. ___ to No. ___: Substantial Completion: <u>N/A</u> Ready for Final Payment: <u>N/A</u> days
Contract Price prior to this Change Order: \$ <u>3,699,407.00</u>	Contract Times prior to this Change Order: Substantial Completion: <u>April 27, 2021 (330 cDays)</u> Ready for Final Payment: <u>May 27, 2021 (360 cDays)</u> days or dates
[Increase] [Decrease] of this Change Order: \$ <u>152,939.08</u>	[Increase] [Decrease] of this Change Order: Substantial Completion: <u>December 10, 2021</u> Ready for Final Payment: <u>April 11, 2022</u> days or dates
Contract Price incorporating this Change Order: \$ <u>3,546,467.92</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>December 10, 2021</u> Ready for Final Payment: <u>April 11, 2022</u> days or dates

RECOMMENDED:		ACCEPTED:		ACCEPTED:	
By:		By:	_____	By:	
	Engineer (if required)		Owner (Authorized Signature)		Contractor (Authorized Signature)
Title:	Regional Manager	Title	_____	Title	Project Manager
Date:	July 11, 2024	Date	_____	Date	July 15, 2024

Approved by Funding Agency (if applicable)

By: _____ Date: _____
Title: _____

City of Hendersonville
Exhibit 1

Original Contract Amount		3,699,407.00
CO-1.A - COP 4, 8, 9, 10, 11, 12	54,560.92	
CO-1.B - Adjusting-Special Backfill	(5,000.00)	
CO-1.C - Adjusting-Exca/Stabil Below Subgrade	(2,500.00)	
CO-1.D - Adjusting-Contingency Allowance	<u>(200,000.00)</u>	
Total CO1		<u>(152,939.08)</u>
Final Contract Amount		<u>3,546,467.92</u>
Previous Paid		<u>3,386,467.92</u>
Amount Due		<u><u>160,000.00</u></u>