

SUPPLEMENTAL AGREEMENT NO. 1

STATE OF NEBRASKA, DEPARTMENT OF TRANSPORTATION
CITY OF LEXINGTON
PROJECT NO. STP-21-2(118)
CONTROL NO. 61647
LEXINGTON NORTH

THIS SUPPLEMENTAL AGREEMENT is between City of Lexington, a municipal corporation of the State of Nebraska ("Municipality"), and State of Nebraska, Department of Transportation ("State"), collectively referred to as the "Parties".

WITNESSETH:

WHEREAS, Municipality and State entered into an agreement (XL1933) executed by State on December 30, 2019, hereinafter referred to as the "Original Agreement", that provided for the improvement of Highway N-21, and

WHEREAS, as part of the Original Agreement, Municipality requested State expand the scope of its project to include widening of the roadway to provide a southbound left-turn lane from N-21 to 20th Street, solely for the benefit of Municipality, to be accomplished at Municipality's cost, and

WHEREAS, the Mayor is authorized by the City Council to execute this supplemental agreement, as evidenced by the Resolution of City Council dated the _____ day of _____, 2020, attached as Exhibit "C", and incorporated herein by this reference; and

WHEREAS, it now becomes necessary that the Original Agreement be supplemented due to the fact that the actual bid prices came in higher than the original estimate and including additional pavement marking to the scope of requested work.

NOW THEREFORE, in consideration of these facts, the State and Municipality agree as follows:

SECTION 1. The Original Agreement amount for the Municipality's requested work was \$40,000.00 which included Construction, Contingencies, Preliminary Engineering and Construction Engineering. The actual bid prices were higher than originally estimated and State has agreed to remove the contingencies, preliminary engineering and construction engineering

costs. As such, Municipality's costs for widening of the roadway to provide a southbound left-turn lane from N-21 to 20th Street have increased from \$40,000 to \$40,901.59, as described in Exhibit "D", attached and incorporated herein by this reference.

SECTION 2. State and Municipality agree that additional pavement marking be added to Municipality's requested scope of work for this project. The Municipality's total cost for the additional pavement marking is \$17,415.00 as described in Exhibit "D".

SECTION 3. The total lump sum amount for the Municipality's requested work has been increased from \$40,000 to \$58,316.59, an increase of \$18,316.59.

SECTION 3. Except as specifically amended by this Supplemental Agreement, all terms and conditions of the Original Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties hereby execute this Agreement pursuant to lawful authority as of the date signed by each party.

EXECUTED by Municipality this _____ day of _____, 2020.

WITNESS:

CITY OF LEXINGTON

City Clerk


Mayor

EXECUTED by State this _____ day of _____, 2020.

STATE OF NEBRASKA
DEPARTMENT OF TRANSPORTATION
Michael H. Owen, P.E.

Roadway Design Engineer

RECOMMENDED:
Gary Thayer, P.E.

 11/23/2020
District 6 Engineer Date

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Agreement No. XL1933-01

Lexington North CN 61647
North Side Widening

Item Description	Estimated Quantity	Item Unit	Unit Price	Amount
MOBILIZATION		LUMP SUM		\$ 3,500.00
EMBANKMENT	205	CY	\$ 10.55	\$ 2,162.75
WATER	5	MGAL	\$ 30.00	\$ 150.00
REMOVE ASPHALT SURFACE	362	SY	\$ 12.50	\$ 4,525.00
HYDRATED LIME/WARM MIX ASPHALT	397	EA	\$ 1.30	\$ 516.10
PERFORMANCE GRADED BINDER (58H-34)	14	TON	\$ 500.00	\$ 7,000.00
ASPHALTIC CONCRETE, TYPE SPR	397	TON	\$ 35.37	\$ 14,041.89
TACK COAT	192	GAL	\$ 2.18	\$ 418.56
SUBGRADE PREPARATION	559	SY	\$ 5.99	\$ 3,348.41
CONCRETE SURFACE MILLING	344	SY	\$ 13.27	\$ 4,564.88
RAP Incentive Payment	674	EA	\$ 1.00	\$ 674.00
Striping and Signing	1	LS		
TOTAL				\$ 40,901.59
GRAND TOTAL ESTIMATED CONSTRUCTION COST				\$ 40,901.59
Striping and Signing	1	LS		\$ 17,415.00
Grand Total				\$ 58,316.59

3-Lane Option					
	12" Yellow Tape (LF)	Yellow Tape (LF)	White Tape (LF)	Arrow (EA)	Permanent Pavement Marking Removal (LF)
North Leg	100	2400	100	1	
South Leg	100	400	200	1	900
Total	200	2800	300	2	900
Unit Price (\$)	\$10.93	\$4.80	\$4.59	\$395.86	\$0.36
As-Bid Prices	\$14.00	\$3.65	\$3.65	\$750.00	\$2.00
Subtotal Price (\$)	\$2,186.00	\$13,440.00	\$1,377.00	\$791.72	\$324.00
As-Bid Subtotal	\$2,800.00	\$10,220.00	\$1,095.00	\$1,500.00	\$1,800.00
Total (\$)	\$18,118.72				
As bid Total	\$17,415.00				