

AGREEMENT

This is an AGREEMENT made and entered into this 20 day
of May, 20 24, by and between the County of Humboldt, a
political subdivision of the State of California (hereinafter referred to as COUNTY)
and Wahlund Construction, Inc.,
a corporation organized and existing under the laws of the State of California,
hereinafter referred to as "CONTRACTOR".

Section 1 - SCOPE OF WORK

Contractor shall furnish all Labor, Tools and Materials and perform all the work for the:

**MEASURE Z - 2024 HUMBOLDT HILL RD, RIDGEWOOD DRV, NEW NAVY
BASE RD, EEL RIVER DRV, FIELDBROOK RD, MURRAY RD, SALMON CREEK
RD, THOMAS RD, REDWOOD DRV
PROJECT NO.: MEASURE Z
CONTRACT NO.: 298100**

in accordance with the contract documents referred to in Section 3 of this Agreement.

Section 2 - CONTRACT PRICE

County shall pay, and Contractor shall accept Contractor's Bid Prices, as shown on EXHIBIT "A" attached hereto and made a part hereof, as full compensation for furnishing all materials and for doing all the work contemplated and embraced in this Agreement; also for all loss or damage, arising out of the work aforesaid, or from the actions of the elements, or from any unforeseen difficulties or obstructions which may arise or be encountered in the prosecution of the work until its acceptance by County, and for all risks of every description connected with the work; also for all expenses incurred by or in consequence of the suspension or discontinuance of the work and for well and faithfully completing the work, and the whole thereof, in the manner and according to the Plans and Specifications, and the requirements of the Engineer.

Section 3 - CONTRACT DOCUMENTS

The complete contract between the parties hereto shall consist of the following, hereinafter referred to as the CONTRACT DOCUMENTS:

- Notice to Bidders
- Plans and Drawings
- Bid Form
- Bidder's Bond
- Supplemental Project Information
- Performance Bond
- Payment Bond
- This Agreement
- Special Provisions
- Supplemental Project Information

And, as published by the Department of Transportation, State of California, except as modified by the Special Provisions:

- Standard Plans - dated 2023
- Standard Specifications - dated 2023
- Equipment Rental Rates in effect at the time the work is performed

And, as published by the California Department of Industrial Relations, and the California Business, Transportation and Housing Agency:

- General Prevailing Wage Rates
- Labor and Surcharge Rates

And any addenda to any of the above documents, all of which are on file in the office of the Director of Public Works of the County of Humboldt. Each of said CONTRACT DOCUMENTS is incorporated and made a part of this Agreement by the reference contained in this Section.

All rights and obligations of the County and the Contractor are fully set forth and described in the Contract Documents. All of the above named documents are intended to be complimentary, so that any work called for in one, and mentioned in the other is to be performed and executed the same as if mentioned in all said documents.

Section 4 - BEGINNING OF WORK

Following receipt and full execution and approval of the Contract Documents, and posting of the requisite Bonds as called for therein, the COUNTY will issue a "Notice to Proceed". Under no circumstances shall the CONTRACTOR enter upon the site of work until receipt of the "Notice to Proceed", or unless so authorized in writing by the COUNTY.

Section 5 - TIME OF COMPLETION

The work called for in this Agreement shall be commenced within fifteen (15) days of receipt of Notice to Proceed by COUNTY and shall be fully completed by July 1, 2024. Work will begin on the fifteenth calendar day after the date of said approval of contract.

Section 6 - PREVAILING WAGE

Copies of the prevailing wage rates of per diem wages are on file in the Humboldt County Public Works office at 1106 Second Street, Eureka, California and are available to any interested person on request.

Section 7 - WORKERS' COMPENSATION

By my signature hereunder, as CONTRACTOR, I certify that I am aware of the provisions of Section 3700 of the Labor Code which requires every employer to be insured against liability for Workers' Compensation or to undertake self insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the work of this contract.

Section 8 - COMPLIANCE WITH LAWS

The Contractor agrees to comply with all local, state, and federal laws and regulations, including but not limited to the Americans With Disabilities Act. The Contractor further agrees to comply with any applicable federal, state or local licensing standards, any applicable accrediting standards, and any other applicable standards or criteria established locally or by the state or federal governments.

This agreement shall be governed by and construed in accordance with the laws of the State of California.

Section 9 - NOTICES

All notices shall be in writing and delivered in person or transmitted by mail. Notices required to be given to the COUNTY shall be addressed as follows:

Humboldt County Department of Public Works
1106 Second Street, Eureka, California, 95501

✓ Notices required to be given to CONTRACTOR shall be addressed as follows:

Wahlund Construction, Inc.

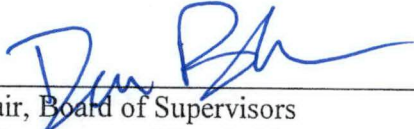
PO Box 6486

Eureka, CA 95502

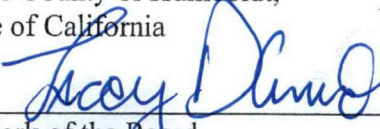
IN WITNESS WHEREOF, The parties hereto have entered into this Agreement as of the date first above set forth.

COUNTY OF HUMBOLDT

(SEAL)


BY 
Chair, Board of Supervisors
of the County of Humboldt,
State of California

ATTEST:

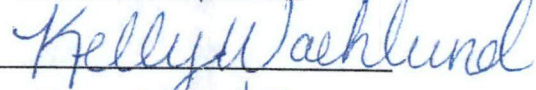
TRACY DAMICO
Clerk of the Board of Supervisors
of the County of Humboldt,
State of California
BY 
Clerk of the Board



✓ WAHLUND CONSTRUCTION, INC.

BY 

TITLE V.P. of Operations

BY 

TITLE Secretary / Treasurer

(Two Signatures Required For Corporation)

APPROVED AS TO FORM:

BY N / A
Deputy County Counsel

INSURANCE CERTIFICATES REVIEWED
AND APPROVED:

BY Oakley, Jennifer
Risk Manager

Digitally signed by Oakley, Jennifer
Date: 2024.05.20 08:48:24 -07'00'

ADDENDUM No. 1
BID FORM (EXHIBIT A)
MEASURE Z - 2024 HUMBOLDT HILL RD, RIDGEWOOD
DRV, NEW NAVY BASE RD, EEL RIVER DRV,
FLDDBROOK RD, MURRAY RD, SALMON CREEK RD,
THOMAS RD, REDWOOD DRV
PROJECT NO.: MEASURE Z
CONTRACT NO.: 298100

ITEM NO.	ITEM CODE	ITEM DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	TOTAL
1	120100	TRAFFIC CONTROL SYSTEM	LS	1	27,000. ⁰⁰	27,000. ⁰⁰
2	130100	JOB SITE MANAGEMENT	LS	1	5,000. ⁰⁰	5,000. ⁰⁰
3	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LS	1	5,000. ⁰⁰	5,000. ⁰⁰
4	390132	HOT MIX ASPHALT (TYPE A)	TON	3,865	165.50	639,657. ⁵⁰
5	397005	TACK COAT	TON	4	6,250. ⁰⁰	25,000. ⁰⁰
6	398200	COLD PLANE ASPHALT CONCRETE PAVEMENT (Depth = 0.25')	SQYD	20,361	2.75	55,992.75
7	999990	MOBILIZATION	LS	1	76,000. ⁰⁰	76,000. ⁰⁰

NOTE: ITEM CODE LETTER DESIGNATION; P=PARTIAL PAY, F=FINAL PAY QUANTITY

BID TOTAL **\$ 833,650.25**

*CKH checked
4/2/2024*


ACKNOWLEDGEMENT OF ADDENDA

ADDENDUM NO.

1

INITIAL

RW


 (Bidder's Signature)

V.P. of Operations

(Title)



County of Humboldt
Department of Public Works
1106 Second Street
Eureka, CA 95501
TEL (707) 445-7377
ADDENDUM NO. 1
 (Issued March 27, 2024)

**MEASURE Z - 2024 HUMBOLDT HILL RD, RIDGEWOOD DRV, NEW NAVY
 BASE RD, EEL RIVER DRV, FIELDBROOK RD, MURRAY RD, SALMON
 CREEK RD, THOMAS RD, REDWOOD DRV**

PROJECT NO.: MEASURE Z
CONTRACT NO.: 298100

The Special Provisions are hereby modified in accordance with the following:

Project Special Provisions

1. Replace the Bid Form (Exhibit A) with the revised Addendum No. 1 Bid Form (1 page) attached to this Addendum (Tack Coat item added and bid numbers adjusted).
2. Notice to Bidders, page 4. Change working days to match date deadline and update engineer's estimate:

Replace:

"The work to be done consists of traffic control systems, cold plane asphalt and placing hot mix asphalt. Bidders are advised that the work must be completed within 30 working days. The Engineer's Estimate for this work is: \$814,000."

With the following paragraph:

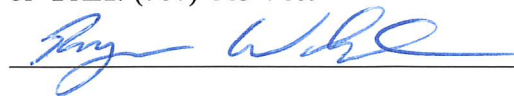
"The work to be done consists of traffic control systems, cold plane asphalt and placing hot mix asphalt. Bidders are advised that the work must be completed **before July 1, 2024 (County Fiscal Year of 2024/2025)**. The Engineer's Estimate for this work is: **\$822,405.**"

I M P O R T A N T

This Addendum is being sent EMAIL/FAX. To indicate receipt of this Addendum please sign and send back to the Department of Public Works.

EMAIL: PWEngineering@co.humboldt.ca.us
or FAX: (707) 445-7409

Received by:



Date

4/2/2024

Company:

Wahlund Construction, Inc.

Pages

Received 3

Total Pages Sent 3

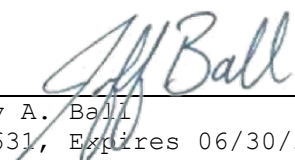
Contractor Questions

The information below is provided in response to written bidder inquiries. The following items shall become part of the contract documents for this project and all other conditions shall remain the same:

Question 1: Will there be a bid item added for Tack Coat on this project or will the Tack Coat be incidental to the Hot Mix Asphalt Item of Work?
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Answer: <i>See changes to the bid form in this addendum.</i>

Approved:



Jeffrey A. Ball
RCE 70631, Expires 06/30/2025

3/27/2024

Date

ADDENDUM No. 1
BID FORM (EXHIBIT A)
MEASURE Z - 2024 HUMBOLDT HILL RD, RIDGEWOOD
DRV, NEW NAVY BASE RD, EEL RIVER DRV,
FLDDBROOK RD, MURRAY RD, SALMON CREEK RD,
THOMAS RD, REDWOOD DRV
PROJECT NO.: MEASURE Z
CONTRACT NO.: 298100

ITEM NO.	ITEM CODE	ITEM DESCRIPTION	UNIT	QUANTITY	UNIT PRICE	TOTAL
1	120100	TRAFFIC CONTROL SYSTEM	LS	1		
2	130100	JOB SITE MANAGEMENT	LS	1		
3	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LS	1		
4	390132	HOT MIX ASPHALT (TYPE A)	TON	3,865		
5	397005	TACK COAT	TON	4		
6	398200	COLD PLANE ASPHALT CONCRETE PAVEMENT (Depth = 0.25')	SQYD	20,361		
7	999990	MOBILIZATION	LS	1		

NOTE: ITEM CODE LETTER DESIGNATION; P=PARTIAL PAY, F=FINAL PAY QUANTITY

BID TOTAL

ACKNOWLEDGEMENT OF ADDENDA

<u>ADDENDUM NO.</u>	<u>INITIAL</u>
_____	_____
_____	_____
_____	_____

(Bidder's Signature)

(Title)

CONTRACT CHANGE ORDER NUMBER	1	SUPPL. NO.	
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DATE PREPARED BY RESIDENT ENGINEER: August 12, 2024

PROJECT NAME: MEASURE Z – 2024 PROJECT

PROJECT NO. N/A

CONTRACT NO. 298100

TO: WAHLUND CONSTRUCTION, INC., P.O. BOX 6486, EUREKA, CA 95502-6486

YOU ARE HEREBY DIRECTED TO MAKE THE HEREIN DESCRIBED CHANGES FROM THE PLANS AND SPECIFICATIONS OR TO DO THE FOLLOWING DESCRIBED WORK NOT INCLUDED IN THE PLANS AND SPECIFICATIONS FOR THIS CONTRACT. NOTE THIS CHANGE ORDER IS NOT EFFECTIVE UNTIL APPROVED BY THE DIRECTOR OF PUBLIC WORKS

DESCRIPTION OF WORK TO BE DONE, ESTIMATE OF QUANTITIES, AND PRICES PAID. (SEGREGATE BETWEEN ADDITIONAL WORK AT CONTRACT PRICE, AGREED PRICE AND FORCE ACCOUNT.) UNLESS OTHERWISE STATED, RATES FOR RENTAL OF EQUIPMENT COVER ONLY SUCH TIME AS EQUIPMENT IS ACTUALLY USED AND NO ALLOWANCE WILL BE MADE FOR IDLE TIME. THE LAST PERCENTAGE SHOWN IS THE NET ACCUMULATED INCREASE OR DECREASE FROM THE ORIGINAL QUANTITY IN THE ENGINEER'S ESTIMATE.

INCREASE IN CONTRACT ITEMS AT CONTRACT PRICES

ITEM NO. 4	HOT MIX ASPHALT (TYPE A)					
	226.84 TN	5.87%	@	\$ 165.50 / TN	\$	37,542.02
ITEM NO. 5	TACK COAT					
	5.81 TN	145.25%	@	\$ 6,250.00 / TN	\$	36,312.50
ITEM NO. 6	COLD PLANE ASPHALT CONCRETE PAVEMENT (0.25')					
	4167 SY	20.47%	@	\$ 2.75 / SY	\$	11,459.25
TOTAL INCREASE AT CONTRACT UNIT PRICE =					\$	85,313.77

No adjustment to contract unit price for Item 5, Tack Coat, will be made in accordance with Section 9-1.06B, "Increases of More Than 25 Percent," of the *Standard Specifications* by reason of this change order.

DECREASE IN CONTRACT ITEMS AT CONTRACT PRICES

ITEM NO. 3	PREPARE WATER POLLUTION CONTROL PROGRAM					
	-1 LS	-100.00%	@	\$ 5,000.00 / LS	\$	(5,000.00)
TOTAL DECREASE AT CONTRACT UNIT PRICE =					\$	(5,000.00)


In accordance with Section 9-1.06D, "Eliminated Items," of the *Standard Specifications*, the adjustment due to the elimination of Item 3, Prepare Water Pollution Control Program, is zero.

All work was completed before June 30, 2024, in accordance with contract specifications. No time extension is warranted.


ESTIMATED TOTAL INCREASE = \$ 80,313.77

BY REASON OF THIS CHANGE, THE CONTRACT TIME WILL BE INCREASED BY 0 WORKING DAYS

SUBMITTED BY:


SIGNATURE 	PRINT NAME AND TITLE ANGI SORENSEN, CONSTRUCTION ENGINEER	DATE 8/15/24
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DIRECTOR APPROVAL BY:

SIGNATURE 	PRINT NAME AND TITLE TOM MATTSON, DIRECTOR OF PUBLIC WORKS	DATE 8/15/24
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WE, THE UNDERSIGNED CONTRACTOR, HAVE GIVEN CAREFUL CONSIDERATION TO THIS CHANGE PROPOSED AND AGREE, IF THIS PROPOSAL IS APPROVED, THAT WE WILL PROVIDE ALL EQUIPMENT, FURNISH ALL MATERIALS, EXCEPT AS MAY OTHERWISE BE NOTED ABOVE, AND PERFORM ALL SERVICES NECESSARY FOR THE WORK ABOVE SPECIFIED, AND WILL ACCEPT AS FULL PAYMENT, THEREFORE, THE PRICES SHOWN ABOVE. NOTE: IF YOU, THE CONTRACTOR, DO NOT SIGN ACCEPTANCE OF THIS ORDER, YOUR ATTENTION IS DIRECTED TO THE REQUIREMENTS OF THE SPECIFICATION AS TO PROCEEDING WITH THE ORDERED WORK AND FILING A WRITTEN PROTEST WITHIN THE TIME THEREIN SPECIFIED.

CONTRACTOR ACCEPTANCE BY:

SIGNATURE 	PRINT NAME AND TITLE Ryan Wahlund, VP of Operations	DATE 8/15/2024
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CONTRACT CHANGE ORDER NUMBER	2	SUPPL. NO.	
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DATE PREPARED BY RESIDENT ENGINEER: August 15, 2024

PROJECT NAME: MEASURE Z – 2024 PROJECT

PROJECT NO. N/A CONTRACT NO. 298100

TO: WAHLUND CONSTRUCTION, INC., P.O. BOX 6486, EUREKA, CA 95502-6486

YOU ARE HEREBY DIRECTED TO MAKE THE HEREIN DESCRIBED CHANGES FROM THE PLANS AND SPECIFICATIONS OR TO DO THE FOLLOWING DESCRIBED WORK NOT INCLUDED IN THE PLANS AND SPECIFICATIONS FOR THIS CONTRACT. NOTE THIS CHANGE ORDER IS NOT EFFECTIVE UNTIL APPROVED BY THE DIRECTOR OF PUBLIC WORKS

DESCRIPTION OF WORK TO BE DONE, ESTIMATE OF QUANTITIES, AND PRICES PAID. (SEGREGATE BETWEEN ADDITIONAL WORK AT CONTRACT PRICE, AGREED PRICE AND FORCE ACCOUNT.) UNLESS OTHERWISE STATED, RATES FOR RENTAL OF EQUIPMENT COVER ONLY SUCH TIME AS EQUIPMENT IS ACTUALLY USED AND NO ALLOWANCE WILL BE MADE FOR IDLE TIME. THE LAST PERCENTAGE SHOWN IS THE NET ACCUMULATED INCREASE OR DECREASE FROM THE ORIGINAL QUANTITY IN THE ENGINEER'S ESTIMATE.

EXTRA WORK AT AGREED PRICE

2a) Adjust utility boxes and manholes on Humboldt Hill Road as required to prepare for grinding and paving operations. \$ 4,916.82


2b) Excavate roadway structural section and unsuitable subgrade as directed by the Engineer; place, grade, and compact quarry rock, river run gravel, and aggregate base; and replace hot mix asphalt surfacing. \$ 19,536.21

All work was completed before June 30, 2024, in accordance with contract specifications. No time extension is warranted.


ESTIMATED TOTAL INCREASE = \$ 24,453.03

BY REASON OF THIS CHANGE, THE CONTRACT TIME WILL BE INCREASED BY 0 WORKING DAYS

SUBMITTED BY:


SIGNATURE 	PRINT NAME AND TITLE ANGI SORENSEN, CONSTRUCTION ENGINEER	DATE 8/15/24
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DIRECTOR APPROVAL BY:

SIGNATURE 	PRINT NAME AND TITLE TOM MATTSON, DIRECTOR OF PUBLIC WORKS	DATE 8/15/24
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WE, THE UNDERSIGNED CONTRACTOR, HAVE GIVEN CAREFUL CONSIDERATION TO THIS CHANGE PROPOSED AND AGREE, IF THIS PROPOSAL IS APPROVED, THAT WE WILL PROVIDE ALL EQUIPMENT, FURNISH ALL MATERIALS, EXCEPT AS MAY OTHERWISE BE NOTED ABOVE, AND PERFORM ALL SERVICES NECESSARY FOR THE WORK ABOVE SPECIFIED, AND WILL ACCEPT AS FULL PAYMENT, THEREFORE, THE PRICES SHOWN ABOVE. NOTE: IF YOU, THE CONTRACTOR, DO NOT SIGN ACCEPTANCE OF THIS ORDER, YOUR ATTENTION IS DIRECTED TO THE REQUIREMENTS OF THE SPECIFICATION AS TO PROCEEDING WITH THE ORDERED WORK AND FILING A WRITTEN PROTEST WITHIN THE TIME THEREIN SPECIFIED.

CONTRACTOR ACCEPTANCE BY:

SIGNATURE 	PRINT NAME AND TITLE Ryan Wahlund, VP of Operations	DATE 8/15/2024
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CONTRACT CHANGE ORDER NUMBER	3	SUPPL. NO.	
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DATE PREPARED BY RESIDENT ENGINEER: August 26, 2024

PROJECT NAME: MEASURE Z – 2024 PROJECT

PROJECT NO. N/A CONTRACT NO. 298100

TO: WAHLUND CONSTRUCTION, INC., P.O. BOX 6486, EUREKA, CA 95502-6486

YOU ARE HEREBY DIRECTED TO MAKE THE HEREIN DESCRIBED CHANGES FROM THE PLANS AND SPECIFICATIONS OR TO DO THE FOLLOWING DESCRIBED WORK NOT INCLUDED IN THE PLANS AND SPECIFICATIONS FOR THIS CONTRACT. NOTE THIS CHANGE ORDER IS NOT EFFECTIVE UNTIL APPROVED BY THE DIRECTOR OF PUBLIC WORKS

DESCRIPTION OF WORK TO BE DONE, ESTIMATE OF QUANTITIES, AND PRICES PAID. (SEGREGATE BETWEEN ADDITIONAL WORK AT CONTRACT PRICE, AGREED PRICE AND FORCE ACCOUNT.) UNLESS OTHERWISE STATED, RATES FOR RENTAL OF EQUIPMENT COVER ONLY SUCH TIME AS EQUIPMENT IS ACTUALLY USED AND NO ALLOWANCE WILL BE MADE FOR IDLE TIME. THE LAST PERCENTAGE SHOWN IS THE NET ACCUMULATED INCREASE OR DECREASE FROM THE ORIGINAL QUANTITY IN THE ENGINEER'S ESTIMATE.

EXTRA WORK AT AGREED PRICE

- 3a) Adjust manhole frames to grade on Humboldt Hill Road following paving operations. \$ 11,308.92
- 3b) Construct four Type D survey monuments on Humboldt Hill Road to replace monuments removed by cold planing at agreed unit price of \$3,000 each. \$ 12,000.00


For this work, the contractor shall receive and accept the agreed lump sum of **\$23,308.92**. This sum constitutes full and complete compensation for furnishing all labor, material, equipment, tools, and incidentals including all markups by reason of this change.

All planned work was completed before June 30, 2024, in accordance with contract specifications. No time extension is warranted.


ESTIMATED TOTAL INCREASE = \$ 23,308.92

BY REASON OF THIS CHANGE, THE CONTRACT TIME WILL BE INCREASED BY 0 WORKING DAYS

SUBMITTED BY:


SIGNATURE 	PRINT NAME AND TITLE ANGI SORENSEN, CONSTRUCTION ENGINEER	DATE 8/26/2024
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DIRECTOR APPROVAL BY:

SIGNATURE 	PRINT NAME AND TITLE TOM MATTSO, DIRECTOR OF PUBLIC WORKS	DATE 8/26/24
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WE, THE UNDERSIGNED CONTRACTOR, HAVE GIVEN CAREFUL CONSIDERATION TO THIS CHANGE PROPOSED AND AGREE, IF THIS PROPOSAL IS APPROVED, THAT WE WILL PROVIDE ALL EQUIPMENT, FURNISH ALL MATERIALS, EXCEPT AS MAY OTHERWISE BE NOTED ABOVE, AND PERFORM ALL SERVICES NECESSARY FOR THE WORK ABOVE SPECIFIED, AND WILL ACCEPT AS FULL PAYMENT, THEREFORE, THE PRICES SHOWN ABOVE. NOTE: IF YOU, THE CONTRACTOR, DO NOT SIGN ACCEPTANCE OF THIS ORDER, YOUR ATTENTION IS DIRECTED TO THE REQUIREMENTS OF THE SPECIFICATION AS TO PROCEEDING WITH THE ORDERED WORK AND FILING A WRITTEN PROTEST WITHIN THE TIME THEREIN SPECIFIED.

CONTRACTOR ACCEPTANCE BY:

SIGNATURE 	PRINT NAME AND TITLE Ryan Wahlund, VP of Operations	DATE 8/26/2024
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