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City of Las Cruces[®]
 PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 8 Ordinance/Resolution# 10-030 Council District: 5

For Meeting of July 20, 2009

(Adoption Date)

TITLE:

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 3 TO THE CONTRACT BETWEEN THE CITY OF LAS CRUCES AND BAUER CONSTRUCTION FOR THE CONSTRUCTION OF NORTH LAS CRUCES PARK, AS APPROVED BY CITY COUNCIL, UNDER RESOLUTION NUMBER 07-08-114, AUTHORIZING AN INCREASE IN THE AMOUNT OF \$746.16; PLUS NEW MEXICO GROSS RECEIPTS TAX OF \$55.50; FOR A TOTAL CHANGE ORDER AUTHORIZATION OF \$801.66; AND TO ADJUST THE FY 2010 BUDGET BY \$9,533.00.

PURPOSE(S) OF ACTION:

To approve Change Order No. 3 to final the construction contract with Bauer Construction, for the North Las Cruces Neighborhood Park Project, 07-08-114.

Name of Drafter: <i>MM</i> Cathy Mathews		Department: Facilities		Phone: 541-2592	
Department	Signature	Phone	Department	Signature	Phone
Facilities Department	<i>[Signature]</i>	541-2651	Budget	<i>[Signature]</i>	2300
			Assistant City Manager	<i>[Signature]</i>	2271
Legal	<i>[Signature]</i>	2128	City Manager	<i>[Signature]</i>	2076

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

On July 21, 2008, City Council awarded a construction contract to Bauer Construction for construction of the North Las Cruces Neighborhood Park. Construction commenced and Change Order No. 1 was issued to cover soils compaction testing. Upon final inspection, the contractor submitted a request for Change Order No. 2 to address additions to the irrigation system, sod required for covering other areas in the park, and changes required to the bubblers for the trees.

As part of the process to close out and accept the project, a small number of items came to light that needed to be addressed that pertain to irrigation components and sod. The City Landscape Architect reviewed these items and determined that the costs associated with the change order are consistent with a project of this scope and size. Thus, Change Order No. 3 is required to perform final closeout of the project. Since original contract authorization would be exceeded, City Council approval is required.

(Continue on additional sheets as required)

SUPPORT INFORMATION:

Fund Name / Account Number	Amount of Expenditure	Budget Amount
4012 – State Grant Appropriation 40803010-854222-60J01	\$801.66	\$9,533

1. Resolution
2. Resolution 07-08-114
3. Budget Adjustment Exhibit "A"
4. Change Order No. 1 & 2
5. Change Order No. 3

OPTIONS / ALTERNATIVES:

1. Vote "Yes" and approve the Resolution, authorizing City staff to make final payment to Bauer Construction for the construction of North Las Cruces Park. This option would allow the project to be closed out and completed.
2. Vote "No" and not approve the Resolution authorizing City staff to make final payment to Bauer Construction. This would delay the closing out and completion of the project.
3. Vote to "Postpone" the Resolution and direct staff to review other options. This would delay the closing out and completion of the project.

(Continue on additional sheets as required)

RESOLUTION NO. 10-030

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 3 TO THE CONTRACT BETWEEN THE CITY OF LAS CRUCES AND BAUER CONSTRUCTION FOR THE CONSTRUCTION OF NORTH LAS CRUCES PARK, AS APPROVED BY CITY COUNCIL, UNDER RESOLUTION NUMBER 07-08-114, AUTHORIZING AN INCREASE IN THE AMOUNT OF \$746.16; PLUS NEW MEXICO GROSS RECEIPTS TAX OF \$55.50; FOR A TOTAL CHANGE ORDER AUTHORIZATION OF \$801.66; AND TO ADJUST THE FY 2010 BUDGET BY \$9,533.00.

The City Council is informed that:

WHEREAS, the City Council authorized entering into a contract with Bauer Construction for the construction of North Las Cruces Park, per Resolution No. 07-08-114, and

WHEREAS, upon final inspection, the contractor submitted a change order request to cover additions to the irrigation system, additional sod required to cover the appropriate area in the park, and changes required to the bubblers for the trees, and

WHEREAS, a change order was issued up to the limit allowed by the original Resolution, and

WHEREAS, the amount of the remainder of the change order request must be approved by City Council.

NOW, THEREFORE, Be it resolved by the governing body of the City of Las Cruces, New Mexico:

(I)

THAT Change Order No. 3 to the contract between the City of Las Cruces and Bauer Construction of La Mesa, New Mexico, for the construction of North Las Cruces Park, is hereby approved in an amount not to exceed \$746.16, plus \$55.50, for New Mexico Gross Receipts Tax, for a total change order authorization of \$801.66.

(II)

THAT the City of Las Cruces Adopted 2009/10 budget is hereby adjusted as designated in Exhibit "A" attached hereto and made a part of this resolution.

(III)

THAT City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

DONE and APPROVED this _____ day of _____, 2009.

APPROVED:

Mayor

ATTEST:

City Clerk
(SEAL)

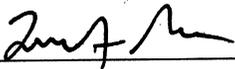
Moved by: _____

Seconded by: _____

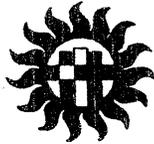
VOTE:

Mayor Miyagishima:	_____
Councilor Silva:	_____
Councilor Connor:	_____
Councilor Archuleta:	_____
Councilor Small:	_____
Councilor Jones:	_____
Councilor Thomas:	_____

APPROVED AS TO FORM:



City Attorney



City of Las Cruces®

PEOPLE HELPING PEOPLE

Council Action Form
For Meeting of July 21, 2008
(Adoption Date)

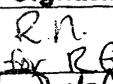
TITLE:

A RESOLUTION APPROVING A CONTRACT WITH BAUER CONSTRUCTION, FOR THE CONSTRUCTION OF NORTH LAS CRUCES PARK, IN THE AMOUNT OF \$182,400.00; PLUS, NEW MEXICO GROSS RECEIPTS TAX OF \$12,996.00; AND, AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO \$16,371.70; FOR A TOTAL AUTHORIZATION OF \$211,767.70.

BACKGROUND:

In 1987, the City of Las Cruces obtained a Land and Water Conservation Fund commitment to purchase the property located on Valley View Drive, near Lavender Drive in the Elks neighborhood. The formal planning process for the North Las Cruces Park started in 2006. Studio D Architects was contracted to complete the design for the park. At several public meetings, the Architect presented concepts, gathered input, and developed plans based on the input received from the public through various sources. The public input was compiled and was used to form the final layout of the park.

On June 19, 2008, construction bids for this project were opened. The lowest base bid received was from Bauer Construction. The current budget allows for construction of the base bid (concrete walkway, picnic shelter area, and overall

Name of Drafter: Cathy Mathews		Department: Facilities/Project Management 		Phone: 541-2592	
Account Number/Name		Amount of Expenditure		Budget Amount	
Fund 4106 – Park Imp Fee #7 41125070-854222		\$189,617.00		\$189,617.00	
Fund 4012 – State Cap Outlay 40803010-854222-60J01		\$22,150.70		\$22,150.70	
Strategic Plan Goal / Objective / Strategy Addressed: Economic Development Goal C/2/a; Natural Resources Goal A/2/b, B/2/c					
Performance Budget Goal / Objective Addressed: N/A					
Department	Signature	Phone	Department	Signature	Phone
Facilities Department		541-2851	Budget		541-2300
			Assistant City Manager		2271
Legal		2128	City Manager		2076

shaping of the park), the turf area with irrigation system, and the plant material with irrigation system. These items comprise Phase One of the North Las Cruces Park project. Future phases will include construction of a concrete basketball court with equipment and a play ground with play equipment, swings and safety surfacing. These phases will be constructed as funds become available.

SUPPORT INFORMATION:

1. Resolution
2. Purchasing Manger's Request to Contract, attached as Exhibit "A"
3. Bid Documents submitted by Bauer Construction
4. Landscape Development Plan – North Las Cruces Park

COUNCIL OPTIONS:

1. Vote "Yes" and approve the Resolution as presented. Such action would approve the contract with Bauer Construction and provide for construction of the North Las Cruces Neighborhood Park.
2. Vote "No" and deny the Resolution. Such action would deny the contract with Bauer Construction. This will delay construction of the park as well as expenditure of PIF and state funds.
3. Vote "Yes" with modifications to the Resolution. Such action would require additional staff direction to modify the Resolution.

RESOLUTION NO. 07-08-114

A RESOLUTION APPROVING A CONTRACT WITH BAUER CONSTRUCTION, FOR THE CONSTRUCTION OF NORTH LAS CRUCES PARK, IN THE AMOUNT OF \$182,400.00; PLUS, NEW MEXICO GROSS RECEIPTS TAX OF \$12,996.00; AND, AUTHORIZING THE CITY MANAGER TO APPROVE CHANGE ORDERS UP TO \$16,371.70; FOR A TOTAL AUTHORIZATION OF \$211,767.70.

The City Council of the City of Las Cruces is informed that:

WHEREAS, in 1987, the City of Las Cruces obtained a Land and Water Conservation Fund commitment to purchase the property located on Valley View Drive, near Lavender Drive in the Elks neighborhood; and

WHEREAS, at several public meetings, the architect presented concepts, gathered input, and developed plans based on the input received from the public through various sources; and

WHEREAS, on June 19, 2008, construction bids for this project were opened and the lowest base bid received was from Bauer Construction; and

WHEREAS, the budget allows for construction of the base bid (which includes concrete walk, picnic shelter area, and overall shaping of the park), turf area and associated irrigation system, and plant material and associated irrigation system.

NOW, THEREFORE, be it resolved by the governing body of the City of Las Cruces, New Mexico:

(I)

THAT the contract for the North Las Cruces Neighborhood Park construction project is hereby awarded to Bauer Construction of Las Cruces, NM, in the amount of \$182,400.00.

(II)

THAT the contingency fund in the amount of \$16,371.70; plus, Gross Receipts Tax in the amount of \$12,996.00; for a project total authorization of \$211,767.70.

(III)

THAT City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

Resolution cont'd.
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DONE and APPROVED this 21st day of July, 2008.

APPROVED:



Mayor

ATTEST:



City Clerk
(SEAL)

VOTE:

Mayor Miyagishima: Aye
Councillor Silva: Aye
Councillor Connor: Aye
Councillor Archuleta: Aye
Councillor Small: Aye
Councillor Jones: Aye
Councillor Thomas: Aye

Moved by: Connor

Seconded by: Jones

APPROVED AS TO FORM:



City Attorney

**CITY OF LAS CRUCES
ADOPTED BUDGET FY 2009/2010**

Page 1 of 6

FUND	DIVISION		FUND TYPE	
Facility State Grant Improvements Fund 4012	Various		Capital Project	
	Projected*	FY 2009/10 Adopted	Adjustment	FY 2009/10 Adjusted
RESOURCES				
Beginning Balance	\$ (23,448)	0		0
REVENUES				
60101 Animal Shelter Improvements	\$ 51,725	0		0
60201 Benavidez Center Parking	0	0		0
60202 Benavidez Center Expansion	0	0		0
60301 Burn Lake/Esslinger Park	55,000	0		0
60302 Burn Lake/Esslinger Park	43,139	0		0
60404 Bus Shelters	37,500	12,600		12,600
60405 Bus Shelters	25,000	0		0
60603 Club Fusion	25,000	0		0
60803 Downtown Revitalization	37,732	0		0
60902 La Casa Facility Additions	60,400	0		0
60903 La Casa Facility Additions	146,795	0		0
60904 La Casa Facility Additions	20,337	0		0
60906 La Casa Dom. Violence Shelter Expansion	70,468	0		0
60907 La Casa Dom. Violence Shelter Expansion	20,337	0		0
60912 La Casa Renovation 2009	0	635,384		635,384
60A01 East Mesa Multigenerational Center	0	100,000		100,000
60B01 Grandparents Housing	0	0		0
60B02 Grandparents Housing	0	0		0
60C04 Housing for Handicapped	604	0		0
60C05 Housing for Handicapped	36,116	0		0
60E06 Community of Hope	17,884	0		0
60E08 Community of Hope	0	0		0
60E0A Community of Hope - Ph4	2,300	240,250		240,250
60F01 Mesquite Historical District	39,376	19,658		19,658
60F02 Mesquite Historical District	0	15,510		15,510
60F03 Mesquite Neighborhood	313,705	51,975		51,975
60F04 Mesquite Neighborhood	22,442	2,558		2,558
60F05 Mesquite Neighborhood	0	150,000		150,000
60G01 Lohman Median Landscaping	86,964	0		0
60H07 Mesilla Park community Center	16,426	0		0
60H08 Mesilla Park community Center	50,000	0		0
60J01 North Las Cruces Park	36,038	0	9,533	9,533
60K01 State Grant - Neighborhood Police Station	9,382	0		0
60L01 Open Space Park	16,744	0		0
60P01 Indoor Swimming Facility Design	0	0		0
60P02 Indoor Swimming Facility Design	0	0		0
60P03 Multipurpose Aquatic & Recreation Center	205,614	3,000,000		3,000,000
60P04 Multipurpose Aquatic & Recreation Center	1,000,000	8,032,955		8,032,955
60Q01 Branigan Library Child Area	44,260	56,720		56,720

*Projected based on 8 months actual through February 28, 2009 and 4 months projected.

**CITY OF LAS CRUCES
ADOPTED BUDGET FY 2009/2010**

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FUND	DIVISION		FUND TYPE	
Facility State Grant Improvements Fund 4012	Various		Capital Project	
	Projected*	FY 2009/10 Adopted	Adjustment	FY 2009/10 Adjusted
60Q02 Branigan Library Child Area	0	105,930		105,930
60Q05 Thomas Branigan Memorial Library	0	262,350		262,350
60Q06 Thomas Branigan Memorial Library	8,710	0		0
60R01 Rio Grande Theater	0	0		0
60S01 Veterans Museum Feasibility Study	0	0		0
60U01 Munson Center Improvements	0	120,433		120,433
60U06 Munson Center Improvements	0	158,883		158,883
60U04 Munson Center Improvements	0	175,000		175,000
60V01 CAP Aircraft Hanger	0	0		0
60V02 Civil Air Patrol Hanger	0	150,000		150,000
60Z02 Branigan Cultural Center Iron Gates	6,456	23,544		23,544
61002 East Mesa Senior Center Improvements	0	608,938		608,938
61603 Fire Station #1	100,000	0		0
60Q09 Branigan Library Expansion	0	550,000		550,000
60E10 Community of Hope Garden	19,262	0		0
63401 Museum Security System	30,000	0		0
63402 Paleozoic Trackway Exhibit	0	100,000		100,000
63501 Amador Hotel	62,900	0		0
60504 City (Convention) Center	100,000	0		0
63601 & 63602 Veterans' Transitional Housing	0	296,697		296,697
64100 Veterans' Transitional Housing Complex	0	0		0
63701 Police & Fire Training Academy	100,000	0		0
60H10 Mesilla Park Community Center - Bldg & Grnds	158,701	0		0
XXXXX Community Youth Program	20,000	0		0
60U07 Munson Senior Center Addition	0	202,950		202,950
60A04 East Mesa Multigenerational Center	0	50,000		50,000
60L01 East Mesa Open Space Park	0	0		0
60E11 Community of Hope	199,987	0		0
60908 La Casa Domestic Violence Shelter	6,102	0		0
60909 La Casa Domestic Violence Shelter	207,101	4,770		4,770
60911 Las Casa Shelter & Transitional Housing	0	215,000		215,000
63A01 Mesilla Valley Hospice	0	0		0

*Projected based on 8 months actual through February 28, 2009 and 4 months projected.

CITY OF LAS CRUCES
ADOPTED BUDGET FY 2009/2010

FUND	DIVISION		FUND TYPE	
Facility State Grant Improvements Fund 4012	Various		Capital Project	
	Projected*	FY 2009/10 Adopted	Adjustment	FY 2009/10 Adjusted
62306 High Noon Soccer Restrooms (2008)	0	50,000		50,000
64101 Homeless Veterans Housing Complex (2008)	0	227,700		227,700
60P05 Multipurpose Rec & Aquatic Phase II (2008)	0	588,060		588,060
63502 Amador Museum (2008)	0	114,000		114,000
63403 Natural History Museum (2008)	0	180,000		180,000
60Q10 Branigan Library Childrens Wing (2008)	0	125,000		125,000
60A05 Multigenerational Center (2008)	0	41,000		41,000
60E12 Mesquite Hist Dist Community Garden (2008)	0	0		0
60F07 Mesquite Hist Dist Gateway Monument (2008)	10,000	0		0
60H11 Mesilla Park Community Center (2008)	55,000	0		0
60103 Animal Services Center (2008)	80,000	80,000		80,000
23007 Skeet & Trap Range (2008)	0	0		0
XXXXX Munson Center (2008)	0	10,000		10,000
Total Revenues	\$ 3,655,507	16,757,865	9,533	16,767,398
Total Resources	\$ 3,632,059	16,757,865	9,533	16,767,398
EXPENDITURES				
60101 Animal Shelter Improvements	\$ 51,725	0		0
60201 Benavidez Center Parking	0	0		0
60202 Benavidez Center Expansion	0	0		0
60301 Burn Lake/Esslinger Park	55,000	0		0
60302 Burn Lake/Esslinger Park	43,139	0		0
60404 Bus Shelters	37,500	12,600		12,600
60405 Bus Shelters	25,000	0		0
60603 Club Fusion	25,000	0		0
60803 Downtown Revitalization	37,732	0		0
60902 La Casa Facility Additions	60,400	0		0
60903 La Casa Facility Additions	146,795	0		0
60904 La Casa Facility Additions	20,337	0		0
60906 La Casa Dom. Violence Shelter Expansion	70,468	0		0

*Projected based on 8 months actual through February 28, 2009 and 4 months projected.

**CITY OF LAS CRUCES
ADOPTED BUDGET FY 2009/2010**

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FUND	DIVISION		FUND TYPE	
Facility State Grant Improvements Fund 4012	Various		Capital Project	
	Projected*	FY 2009/10 Adopted	Adjustment	FY 2009/10 Adjusted
60907 La Casa Dom. Violence Shelter Expansion	20,337	0		0
60911 Las Casa Shelter & Transitional Housing	0	215,000		215,000
60912 La Casa Renovation 2009	0	635,384		635,384
60A01 East Mesa Multigenerational Center	0	100,000		100,000
60C04 Housing for Handicapped	604	0		0
60C05 Housing for Handicapped	36,116	0		0
60E06 Community of Hope	17,884	0		0
60E08 Community of Hope	0	0		0
60E0A Community of Hope - Ph4	2,300	240,250		240,250
60F01 Mesquite Historical District	20,464	19,658		19,658
60F02 Mesquite Historical District	0	15,510		15,510
60F03 Mesquite Neighborhood	313,705	51,975		51,975
60F04 Mesquite Neighborhood	22,442	2,558		2,558
60F05 Mesquite Neighborhood	0	150,000		150,000
60G01 Lohman Median Landscaping	86,964	0		0
60H07 Mesilla Park community Center	16,426	0		0
60H08 Mesilla Park community Center	50,000	0		0
60J01 North Las Cruces Park	36,038	0	9,533	9,533
60K01 Neighborhood Police Station	9,382	0		0
60L01 Open Space Park	16,744	0		0
60P01 Indoor Swimming Facility Design	0	0		0
60P02 Indoor Swimming Facility Design	0	0		0
60P03 Multipurpose Aquatic & Recreation Center	205,614	3,000,000		3,000,000
60P04 Multipurpose Aquatic & Recreation Center	1,000,000	8,032,955		8,032,955
60Q01 Branigan Library Child Area	44,260	56,720		56,720
60Q02 Branigan Library Child Area	0	105,930		105,930
60Q05 Thomas Branigan Memorial Library	0	262,350		262,350
60Q06 Thomas Branigan Memorial Library	8,710	0		0
60R01 Rio Grande Theater	0	0		0
60S01 Veterans Museum Feasibility Study	0	0		0
60U01 Munson Center Improvements	0	120,433		120,433
60U04 Munson Center Improvements	0	175,000		175,000
60U06 Munson Center Improvements	0	158,883		158,883
60V01 CAP Aircraft Hanger	0	0		0
60V02 Civil Air Patrol Hanger	0	150,000		150,000
60Z02 Branigan Cultural Center Iron Gates	6,456	23,544		23,544
61002 East Mesa Senior Center Improvements	0	608,938		608,938
61603 Fire Station #1	100,000	0		0
60B01 Grandparents Housing	0	0		0
60B02 Grandparents Housing	0	0		0
60Q09 Branigan Library Expansion	0	550,000		550,000

*Projected based on 8 months actual through February 28, 2009 and 4 months projected.

**CITY OF LAS CRUCES
ADOPTED BUDGET FY 2009/2010**

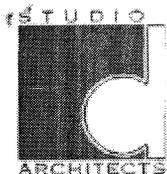
FUND	DIVISION		FUND TYPE	
Facility State Grant Improvements Fund 4012	Various		Capital Project	
	Projected*	FY 2009/10 Adopted	Adjustment	FY 2009/10 Adjusted
60E10 Community of Hope Garden	19,262	0		0
63401 Museum Security System	30,000	0		0
63402 Paleozoic Trackway Exhibit	0	100,000		100,000
63501 Amador Hotel	62,900	0		0
60504 City (Convention) Center	100,000	0		0
63601& 63602 Veterans' Transitional Housing	0	296,697		296,697
64100 Veterans' Transitional Housing Complex	0	0		0
63701 Police & Fire Training Academy	100,000	0		0
60H10 Mesilla Park Community Center - Bldg & Grnds	133,201	0		0
60H10 Mesilla Park Community Center - Kitchen	25,500	0		0
XXXXX Community Youth Program	20,000	0		0
60U07 Munson Senior Center Addition	0	202,950		202,950
60A04 East Mesa Multigenerational Center	0	50,000		50,000
60L01 East Mesa Open Space Park	0	0		0
60E11 Community of Hope	199,987	0		0
60908 La Casa Domestic Violence Shelter	6,102	0		0
60909 La Casa Domestic Violence Shelter	207,101	4,770		4,770
63A01 Mesilla Valley Hospice	0	0		0
62306 High Noon Soccer Restrooms (2008)	0	50,000		50,000
64101 Homeless Veterans Housing Complex (2008)	0	227,700		227,700
60P05 Multipurpose Rec & Aquatic Phase II (2008)	0	588,060		588,060
63502 Amador Museum (2008)	0	114,000		114,000
63403 Natural History Museum (2008)	0	180,000		180,000
60Q10 Branigan Library Childrens Wing (2008)	0	125,000		125,000
60A05 Multigenerational Center (2008)	0	41,000		41,000
60E12 Mesquite Hist Dist Community Garden (2008)	0	0		0

*Projected based on 8 months actual through February 28, 2009 and 4 months projected.

CITY OF LAS CRUCES
ADOPTED BUDGET FY 2009/2010

FUND	DIVISION		FUND TYPE	
Facility State Grant Improvements Fund 4012	Various		Capital Project	
	Projected*	FY 2009/10 Adopted	Adjustment	FY 2009/10 Adjusted
60F07 Mesquite Hist Dist Gateway Monument (2008)	10,000	0		0
60H11 Mesilla Park Community Center (2008)	55,000	0		0
60103 Animal Services Center (2008)	80,000	80,000		80,000
23007 Skeet & Trap Range (2008)	0	0		0
XXXXX Munson Center (2008)	0	10,000		10,000
Total Expenditures	\$ 3,636,595	16,757,865	9,533	16,767,398
OTHER FINANCING SOURCES (USES)				
Transfer to Fund 4212 - State Street Improvement Grants	\$ 0	0		0
Transfer from Fund 101000 - General Fund	4,536	0		0
Total Other Financing Sources (Uses)	\$ 4,536	0	0	0
ENDING BALANCE	\$ 0	0	0	0

*Projected based on 8 months actual through February 28, 2009 and 4 months projected.



CHANGE ORDER

147

OWNER

ARCHITECT

CONTRACTOR

FIELD

OTHER

PROJECT: North Las Cruces Park CHANGE ORDER NUMBER: One (1)

DATE: September 23, 2008

TO CONTRACTOR: Bauer Construction ARCHITECT'S PROJECT NO.: 03.47.8
 PO Box 95
 La Mesa, NM 88044

CONTRACT DATE: July 31, 2008

CONTRACT FOR: General Construction

The Contract is changed as follows:

1	Soils compaction testing (per Ted Novak request)	Add	1,624.80
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Total Change to Contract Sum 1,624.80

Not valid until signed by the Owner, Architect, and Contractor.

The original Contract Sum was \$ 182,400.00

Net change by previously authorized Change Orders \$ 0.00

The Contract Sum prior to this Change Order was \$ 182,400.00

The Contract Sum will be (~~decreased~~) (~~increased~~) (unchanged) by this Change Order
 in the amount of \$ 1,624.80

The new Contract Sum including this Change Order will be \$ 184,024.80

The Contract Time will be (~~increased~~) (~~decreased~~) (unchanged) by zero (-0-) days.
 the date of Substantial Completion as of the date of this Change Order therefore is

Studio D Architects
 ARCHITECT
 509 South Main, Studio D
 Address
 Las Cruces, New Mexico 88001

Bauer Construction
 CONTRACTOR
 PO Box 95
 Address
 La Mesa, New Mexico 88044

City of Las Cruces
 OWNER
 PO Box 20000
 Address
 Las Cruces, New Mexico 88004

BY [Signature]
 DATE 9/24/08

BY [Signature]
 DATE 9-24-08

BY [Signature]
 DATE 9.24.08

CHANGE ORDER

148

OWNER
 ARCHITECT
 CONTRACTOR
 FIELD
 OTHER

PROJECT: North Las Cruces Park Construction
 (name, address) P.O. Box 20000
 Las Cruces, NM 88004

CHANGE ORDER NUMBER: Two (2)
 DATE: May 6, 2009

TO CONTRACTOR: Bauer Construction
 PO Box 95
 La Mesa, NM 88044

ARCHITECT'S PROJECT NO.:
 CONTRACT DATE: July 31, 2008
 CONTRACT FOR: General Construction

The Contract is changed as follows:

Physical changes per attached Proposal (total amount per this change order)

Total Change to Contract Sum (Includes NMGRAT at 7.375%) \$ 1,790.70

Not valid until signed by the Contractor, Project Management, and Owner

The original Contract Sum was	\$ 182,400.00
Net change by previously authorized Change Orders	\$ 1,624.80
The Contract Sum prior to this Change Order was	\$ 184,024.80
The Contract Sum will be increased by this Change Order in the amount of	\$ 1,790.70
The new Contract including this Change Order will be	\$ 185,815.50
The Contract Time will be unchanged by	(0) days
The date of Substantial Completion as of the date of this Change Order therefore is:	May 6, 2009

NOTE: This summary does not reflect changes in the Contract Sum, Contract Time, or Guaranteed Maximum Price which have been authorized by Construction Change Directive.

<u>Bauer Construction</u> CONTRACTOR	<u>City of Las Cruces</u> FACILITIES/PROJECT MGMT.	<u>City of Las Cruces</u> OWNER
<u>PO Box 95</u>	<u>Eric Martin, Proj. Mgmt Admin.</u>	<u>Bob Telles, Purchasing Manager</u>
<u>Address</u>	<u>P.O. Box 20000</u>	<u>P.O. Box 200000</u>
<u>La Mesa, NM 88044</u>	<u>Address</u>	<u>Las Cruces, NM 88004</u>
<u>BY Dallas Bauer</u>	<u>BY [Signature]</u>	<u>BY [Signature]</u>
<u>DATE 5-6-09</u>	<u>DATE 5/3/09</u>	<u>DATE 5/22/09</u>

CHANGE ORDER

OWNER 149
 ARCHITECT
 CONTRACTOR
 FIELD
 OTHER

PROJECT: North Las Cruces Park Construction
 (name, address) P.O. Box 20000
 Las Cruces, NM 88004

CHANGE ORDER NUMBER: Three (3)
 DATE: July 6, 2009

TO CONTRACTOR: Bauer Construction
 PO Box 95
 La Mesa, NM 88044

ARCHITECT'S PROJECT NO.:
 CONTRACT DATE: July 31, 2008
 CONTRACT FOR: General Construction

The Contract is changed as follows:

Physical changes per Proposal for additional sod and irrigation components.

Total Change to Contract Sum (Includes NMGR at 7.4375%) \$ 801.66

Not valid until signed by the Contractor, Project Management, and Owner

The original Contract Sum was \$ 182,400.00
 Net change by previously authorized Change Orders \$ 3,415.50
 The Contract Sum prior to this Change Order was \$ 185,815.50
 The Contract Sum will be increased by this Change Order
 in the amount of \$ 801.66
 The new Contract including this Change Order will be. \$ 186,617.16
 The Contract Time will be unchanged by (0) days
 The date of Substantial Completion as of the date of this Change Order therefore is: July 6, 2009

NOTE: This summary does not reflect changes in the Contract Sum, Contract Time, or Guaranteed Maximum Price which have been authorized by Construction Change Directive.

Bauer Construction
CONTRACTOR
 PO Box 95
Address
 La Mesa, NM 88044
 BY _____
 DATE _____

City of Las Cruces
FACILITIES/PROJECT MGMT.
Eric Martin, Proj. Mgmt Admin.
 P.O. Box 20000
Address
 Las Cruces, NM 88004
 BY _____
 DATE _____

City of Las Cruces
OWNER
Bob Telles, Purchasing Manager
 P.O. Box 200000
Address
 Las Cruces, NM 88004
 BY _____
 DATE _____