

CUYAHOGA COUNTY DEPARTMENT OF CENTRAL SERVICES

CHANGE ORDER DIRECTIVE AND APPROVAL

A. CONTRACTOR'S COST / SCHEDULE REQUIREMENTS

CHANGE ORDER NO.:	151-003	ORIGINAL CONTRACT AMOUNT:	\$5,149,000.00
PROJECT NO. & TITLE:	05-925 CUYAHOGA COUNTY JUVENILE JUSTICE CENTER	CURRENT CONTRACT VALUE:	\$5,236,310.05
LOCATION:	EAST 99RD & QUINCY AVENUE	CHANGE ORDER AMOUNT:	(\$333.25)
CONTRACT DAYS CHANGED:	0	REVISED CONTRACT VALUE:	\$5,235,976.81
REVISED COMPLETION DATE:		CONTRACT ENCUMBRANCE NO.:	CE0800389
REQUEST FOR PROPOSAL DATE:		INDEX CODE NUMBER:	CC767699
CONTRACTOR'S PROPOSAL DATE:		OBJECT CODE NUMBER:	0706

The terms and conditions of the original Contract for the work shall govern this change.

DESCRIPTION:

To affirm approval of executed Construction Change Directives within the original cash allowance in accordance with contract clause 11.2.10. To decrease the Unforseen conditions Cash Allowance amount from \$450,000.00 to \$449,666.75 This final reconciliation Change Order is for a reduction of the Contract Sum in the amount of \$333.25

Original Contract Value	\$5,149,000.00
Change Order 1	\$87,310.06
Change Order 2	\$0
Change Order 3	(\$333.25)
Final Contract	\$5,236,976.81

All work completed in accordance with the Project Schedule and Project Specifications as verified with the issuance of the Temporary Certificate of occupancy dated December 30, 2010 and the Final Certificate of Occupancy dated January 20, 2011.

TOTAL (\$333.25)

SCHEDULED IMPACT: None

DEDUCTED COST \$ (333.25)

REASON FOR CHANGE ORDER

- Error / Omission
- Field Condition
- Claims
- Accepted Alternative
- User Group Request

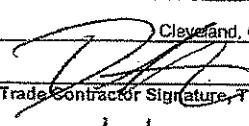
CONTRACTOR'S NAME & ADDRESS

E. B. Katz, Inc.

930 East 70th Street

Cleveland, Ohio 44103

County's Project Manager - Nick Willis

 President

Date

Date

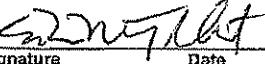
3/10/11

B. SURETY CONSENT

We the undersigned, sureties on the above-mentioned contract, do hereby consent to the alterations and modifications, and agree that said changes should not in any manner prejudice our liability under the Bond.

Federal Insurance Company

Surety Co.

 3-10-11
Signature Date
Eileen M. Tilbert, attorney-in-fact
Name & Title (printed)

C. COUNTY AUTHORIZATION



 9/8/11

Date

Edward Fitzgerald
County Executive

	Chubb Surety	POWER OF ATTORNEY	Federal Insurance Company Vigilant Insurance Company Pacific Indemnity Company	Attn: Surety Department 15 Mountain View Road Warren, NJ 07059
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Know All by These Presents, That FEDERAL INSURANCE COMPANY, an Indiana corporation, VIGILANT INSURANCE COMPANY, a New York corporation, and PACIFIC INDEMNITY COMPANY, a Wisconsin corporation, do each hereby constitute and appoint Howard Danziger, Maribeth Ebner, Julie Humphries, Susan Olson and Eileen M Tilbert of Cleveland, Ohio--

each as their true and lawful Attorney-in-Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business, and any instruments amending or altering the same, and consents to the modification or alteration of any instrument referred to in said bonds or obligations.

In Witness Whereof, said FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY have each executed and attested these presents and affixed their corporate seals on this 16th day of February, 2010



Kenneth C. Wendel, Assistant Secretary

David B. Norris, Jr., Vice President

STATE OF NEW JERSEY

ss.

County of Somerset

On this 16th day of February, 2010 before me, a Notary Public of New Jersey, personally came Kenneth C. Wendel, to me known to be Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY, the companies which executed the foregoing Power of Attorney, and the said Kenneth C. Wendel, being by me duly sworn, did depose and say that he is Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY and knows the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of the By-Laws of said Companies; and that he signed said Power of Attorney as Assistant Secretary of said Companies by like authority; and that he is acquainted with David B. Norris, Jr., and knows him to be Vice President of said Companies; and that the signature of David B. Norris, Jr., subscribed to said Power of Attorney is in the genuine handwriting of David B. Norris, Jr., and was thereto subscribed by authority of said By-Laws and in deponent's presence.

Notarial Seal



STEPHEN B. BRADT
Notary Public, State of New Jersey
No. 2321087
Commission Expires Oct. 25, 2014



Notary Public

CERTIFICATION

Extract from the By-Laws of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY:

"All powers of attorney for and on behalf of the Company may and shall be executed in the name and on behalf of the Company, either by the Chairman or the President or a Vice President or an Assistant Vice President, jointly with the Secretary or an Assistant Secretary, under their respective designations. The signature of such officers may be engraved, printed or lithographed. The signature of each of the following officers: Chairman, President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached."

I, Kenneth C. Wendel, Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY (the "Companies") do hereby certify that

- the foregoing extract of the By-Laws of the Companies is true and correct;
- the Companies are duly licensed and authorized to transact surety business in all 50 of the United States of America and the District of Columbia and are authorized by the U.S. Treasury Department; further, Federal and Vigilant are licensed in Puerto Rico and the U.S. Virgin Islands, and Federal is licensed in American Samoa, Guam, and each of the Provinces of Canada except Prince Edward Island; and
- the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Warren, NJ this 10th day of March, 2011




Kenneth C. Wendel, Assistant Secretary

IN THE EVENT YOU WISH TO NOTIFY US OF A CLAIM, VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT ADDRESS LISTED ABOVE, OR BY Telephone (908) 903-3493 Fax (908) 903-3556
e-mail: surety@chubb.com

EXHIBIT A

(Summary and CCDs Approved within Original Allowance)

CONSTRUCTION CHANGE DIRECTIVE SUMMARY
APPROVED ALLOWANCE AUTHORIZATIONS

Owner Proj No: 06-925
Ozanne Proj Nr: 26BP2

Date: 3/3/2011
Page: 1 of 1

Type	Title	Status	Dated	Cost	Ref PCO	Reason
CCDA 151-A032	151EBK Final Remaining Allowance Balance	APP	2/11/2011	(\$333.25)	822	

All prior CCD's have been previously approved by
the Cuyahoga County Board of Commissioners



Cuyahoga County of Ohio

Construction Change Directive

Distribution List:

Owner []
Architect []
Contractor []
Construction Manager []

CCD No: 151-A032

Final Remaining Allowance Balance

DATE: 2/11/2011

PROJECT: Cuyahoga County Juvenile Justice Center
9300 Quincy Avenue
Cleveland, OH 44106

OWNER PROJECT NO: 06-925
ARCHITECT PROJECT NO: 01021
CM REF/PCO NO: PCO No: 822

TO CONTRACTOR: E. B. Katz
930 East 70th Street
Cleveland, OH 44103

CONTRACT ENCUMBRANCE NO:
REQUISITION NO:

CONTRACT FOR: BP 151 - Plumbing Allowance
CONTRACT DATE: 4/24/2008

You are hereby directed to make the following change(s) in this Contract:

Final Construction Change Directive to the Contingency Allowance for the scope of work dedicated to Plumbing performed by EB Katz.

JUSTIFICATION:

In accordance with Section 012100 of the trade contract, this CCD is issued to closeout the contract allowance. The amount listed herein will be included in a final change order to the contract.

Total Deduct (\$333.25)

TOTAL COST (\$333.25)

ALLOWANCE ADJUSTMENT:

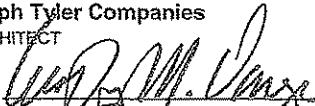
Original Allowance Sum	\$	450,000.00
Net change by previously authorized Construction Change Directives	\$	(\$449,666.75)
The Allowance Sum prior to this Construction Change Directive was	\$	333.25
The Allowance Sum Will be Decreased	\$	(\$333.25)
The Remaining Allowance Sum including this Construction Change Directive will be	\$	0.00

When signed by the Owner, Architect and Construction Manager and received by the Contractor, this document becomes effectively IMMEDIATELY as a Construction Change Directive (CCD) and the Contractor shall proceed with the change(s) describe above. Contractor signature indicates agreement with the contract or allowance values.

E. B. Katz
CONTRACTOR

BY:  DATE: 2/16/11
Rick Mohar Project Manager

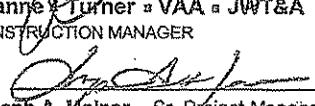
Ralph Tyler Companies
ARCHITECT

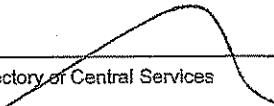
BY:  DATE: 2/14/11
Geoffrey Varga, AIA, Director of Architecture/Manager

Cuyahoga County
OWNER

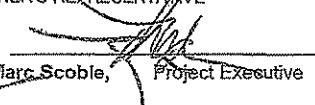
BY:  DATE: 3-1-11
Nick Willis, Project Manager

Ozanne & Turner • VAA • JWT&A
CONSTRUCTION MANAGER

BY:  DATE: 2/14/11
Joseph A. Molnar, Sr. Project Manager

BY:  DATE:
Jay Ross, Directory of Central Services

Heery International
OWNER'S REPRESENTATIVE

BY:  DATE: 2/14/11
J. Marc Scoble, Project Executive

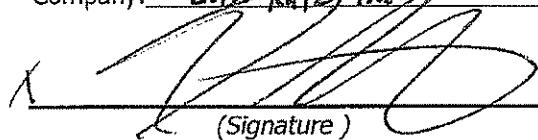


CUYAHOGA COUNTY
DEPARTMENT of PUBLIC WORKS

CUYAHOGA COUNTY
ELECTRONIC SIGNATURE POLICY AGREEMENT

By entering into this contract I agree on behalf of the contracting or submitting business entity, its officers, employees, subcontractors, subgrantees, agents or assigns, to conduct this transaction by electronic means by agreeing that all documents requiring county signatures may be executed by electronic means, and that the electronic signatures affixed by the County to said documents shall have the same legal effect as if that signature was manually affixed to a paper version of the document. I also agree on behalf of the aforementioned entities and persons, to be bound by the provisions of chapters 304 and 1306 of the Ohio Revised Code as they pertain to electronic transactions, and to comply with the electronic signature policy of Cuyahoga County.

Name: David Kutz
Title: President
Company: E.B. Kutz Inc.


(Signature)

3/21/11
Date