



CITY OF GRAND JUNCTION, COLORADO

CONTRACT

This CONTRACT made and entered into this 11th day of March, 2020 by and between the **City of Grand Junction, Colorado**, a government entity in the County of Mesa, State of Colorado, hereinafter in the Contract Documents referred to as the "Owner" and **CW Construction** hereinafter in the Contract Documents referred to as the "Contractor."

WITNESSETH:

WHEREAS, the Contractor shall furnish all labor, tools, supplies, equipment, materials, and everything necessary and required for the Project described by the Contract Documents and known as **Earthwork Services for Riverfront at Dos Rios SS-4769-20-DH**.

WHEREAS, the Contract has been awarded for earthwork services, as specified in the scope of work provided by Owner, and accepted by Contractor to the above named Contractor by the Owner, and said Contractor is now ready, willing and able to perform the scope/specifications specified in accordance with the Contract Documents;

NOW, THEREFORE, in consideration of the compensation to be paid the Contractor, the mutual covenants hereinafter set forth and subject to the terms hereinafter stated, it is mutually covenanted and agreed as follows:

ARTICLE 1

Contract Documents: It is agreed by the parties hereto that the following list documents which are attached hereto, bound herewith, or incorporated herein by reference constitute and shall be referred to either as the "Contract Documents" or the "Contract", and all of said documents taken together as a whole constitute the Contract between the parties hereto, and they are fully a part of this agreement as if they were set out verbatim and in full herein:

The order of contract document governance shall be as follows:

- a. The body of this contract agreement
- b. Contractor's Request for Quote submittal dated March 9, 2020;
- c. Change Orders.

ARTICLE 2

Definitions: The clauses provided in the Solicitation apply to the terms used in the Contract and all the Contract Documents.

ARTICLE 3

Contract Performance: The Contractor agrees to furnish all labor, tools, supplies, equipment, materials, and all that is necessary and required to complete the tasks associated with the scope/specifications described, set forth, shown, and included in the Contract Documents.

ARTICLE 4

Contract Time: Time is of the essence with respect to this Contract. The Contractor hereby agrees to commence scope/specifications under the Contract on or before the date specified in the Solicitation from the Owner. Date specified as on or before March 16, 2020

ARTICLE 5

Contract Price and Payment Procedures: The Contractor shall accept as full and complete compensation for the performance and completion of all of the scope/specifications specified in the Contract Documents, the total price of **Forty-Nine Thousand Seven Hundred and 00/100 Dollars (\$49,700)**. If this Contract contains unit price pay items, the Contract Price shall be adjusted in accordance with the actual quantities of items completed and accepted by the Owner at the unit prices quoted. The amount of the Contract Price is and has heretofore been appropriated by the Grand Junction City Council for the use and benefit of this Project. The Contract Price shall not be modified except by Change Order or other written directive of the Owner. The Owner shall not issue a Change Order or other written directive which requires additional work to be performed, which work causes the aggregate amount payable under this Contract to exceed the amount appropriated for this Project, unless and until the Owner provides Contractor written assurance that lawful appropriations to cover the costs of the additional work have been made.

Unless otherwise provided in the Contract, partial payments shall be made as the product usage progresses. Applications for partial shall be prepared by the Contractor and approved by the Owner.

ARTICLE 6

Contract Binding: The Owner and the Contractor each binds itself, its partners, successors, assigns and legal representatives to the other party hereto in respect to all covenants, agreements and obligations contained in the Contract Documents. The Contract Documents constitute the entire agreement between the Owner and Contractor and may only be altered, amended or repealed by a duly executed written instrument. Neither the Owner nor the Contractor shall, without the prior written consent of the other, assign or sublet in whole or in part its interest under any of the Contract Documents and specifically, the Contractor shall not assign any moneys due or to become due without the prior written consent of the Owner.

ARTICLE 7

Severability: If any part, portion or provision of the Contract shall be found or declared null, void or unenforceable for any reason whatsoever by any court of competent jurisdiction or any governmental agency having the authority thereover, only such part, portion or provision shall be effected thereby and all other parts, portions and provisions of the Contract shall remain in full force and effect.

IN WITNESS WHEREOF, City of Grand Junction, Colorado, has caused this Contract to be subscribed and sealed and attested in its behalf; and the Contractor has signed this Contract the day and the year first mentioned herein.

The Contract is executed in two counterparts.

CITY OF GRAND JUNCTION, COLORADO

DocuSigned by:
 By: *Duane Hoff Jr., Senior Buyer - City of Grand Junction* 3/17/2020 | 14:35 MDT
9f789f705df12bfc...
 Duane Hoff Jr., Senior Buyer Date

CW Construction

DocuSigned by:
 By: *Cody A. Weaver, Owner - CW Construction* 3/17/2020 | 13:12 MDT
67EAB292412A445...
 Cody A. Weaver, Owner - CW Construction Date



LETTER OF TRANSMITTAL

DATE: March 06, 2020
 TO: CW Construction
 618 Dike Road
 Grand Junction, CO 81507

ATTN: Matt Hill

PROJECT: **2019 Riverfront at Dos Rios – Earthwork Activities for Bicycle Playground**

SUBMITTED BY: MAIL HAND DELIVERY EMAILED
 FAX – FAX NO. _____ NO. OF PAGES INCLUDING THIS PAGE 9

We are transmitting the following items:

Date	No. of copies	Description
03/06/20	1	Earthwork Services - Request for Quote

Purpose of transmittal:

	For information only		For review and comment		For review and approval		For your file or distribution
	Approved		Approved with changes as noted		Not approved. Please resubmit ____ copy(ies)		
	Please sign and return ____ copy(ies)						
X	Please complete and return the attached Quotation Form						

Remarks: _____

Signed: 
 Brendan Hines, Project Engineer

Phone No.: (970) 256-4038



Earthwork Services Request for Quote

Date: March 06, 2020

From: City of Grand Junction
Department of Public Works
Brendan Hines, Project Engineer

Project: **2019 Riverfront at Dos Rios – Earthwork Activities for Bicycle Playground**

Description: Hauling and placement of approximately 16,000 cubic yards of City-supplied fill material to the designated Dos Rios bicycle playground site, within the overall Dos Rios Phase 2 development.

Quote due: 5 PM, Monday, March 09, 2020

Send to: City of Grand Junction
Department of Public Works
Attn: Brendan Hines, Project Engineer
333 West Avenue, BLDG C
Grand Junction, CO 81501

or email to: Brendan Hines brendanh@gjcity.org

Earthwork Services Quote Form

To: City of Grand Junction
 Department of Public Works
 Attn: Brendan Hines, Project Engineer

Project: **2019 Riverfront at Dos Rios – Earthwork Activities for Bicycle Playground**

Quote by: CW construction LLC
Chanz Weaver

Phone: 970-640-0922 FAX: _____
 Signature: [Signature] Date: 3-9-20
 Name printed: Chanz Weaver Title: PM

Item	Description	Quantity	Unit	Unit Price	Total Price
*1	Excavation and Embankment (Hauling dist. Approx. 800-1500 ft)	15800	CY	\$ 2.5	\$ 39,500
2	Erosion Control (Complete in Place)	1	LS	\$ 2500	\$ 2500
3	Remove concrete trail section	120	SY	\$ 10	\$ 1200
4	Mobilization	1	LS	\$ 4500	\$ 4500
5	Construction Surveying	1	LS	\$ 2000	\$ 2000
Total Quote:					\$ 49,700

* Excavation & Embankment includes hauling, placement, and compaction of materials as shown in the provided grading plans, per the City-supplied Geotechnical Engineering Report.

Scope of Work for Bicycle Playground Earthwork

Project Vision & Scope

The City of Grand Junction is currently receiving approximately 12,000 cubic yards of clean fill material from CW Construction, from their Dillard's construction project. This material is being placed within the Riverfront at Dos Rios Phase 2 project site. In addition to the import of the Dillard's material, the City needs approximately 16,000 cubic yards of the material currently stockpiled on site, moved to the southeast corner of the Dos Rios site. The 16,000 cubic yards of material needed would include all of the Dillard's material, as well as some of the material previously hauled to the Dos Rios site, which is under the Dillard's material. The placement of the 16,000 cubic yards is in preparation for the bicycle playground installation.

The bicycle playground construction will be the first element completed within the Dos Rios development. The playground itself is being funded thanks to the Colorado Health Foundation grant. However, the grant was issued as part of the Riverside Park Improvements project, which is nearing completion. The grant also requires that construction for the bicycle playground be completed by May 31, 2020. In order to meet the construction deadline of May 31st, the City needs the 16,000 cubic yards of material moved approximately 1,050 feet to the southeast from its current location.

Portions of the bicycle playground site require up to 10 feet of vertical fill placed over the existing ground elevation. Numerous grant funders have come together, including the Colorado Health Foundation, to renovate Riverside Park and progress the development of the Dos Rios property. Dos Rios is adjacent to the Riverside Neighborhood, which is in between Dos Rios and Riverside Park. Although renovation to Riverside Park is nearing completion, the central feature, the bicycle playground still needs to be built and installed. The City of Grand Junction is looking to contract with a local construction contractor to prepare the site in preparation for the bicycle playground. The site preparation that the City is seeking at this time is for earthwork services.

Project Conditions

1. Fill material must be placed and compacted per the City-provided Geotechnical Engineering report.
2. Stormwater control measures must be proposed, accepted and installed prior to beginning work.
3. No cobbles or boulders larger than 8-inches in diameter shall be placed within the bicycle playground site.
4. No trash debris, or organics shall be placed within the bicycle playground site.
5. Work can begin immediately upon notice to proceed.
6. The Contractor will maintain general liability and workers' compensation insurance and shall submit certificates of insurance to the City.

RFP and Project Timeline

Release RFP: March 09, 2020

Submittal Deadline for Proposals: March 13, 2020

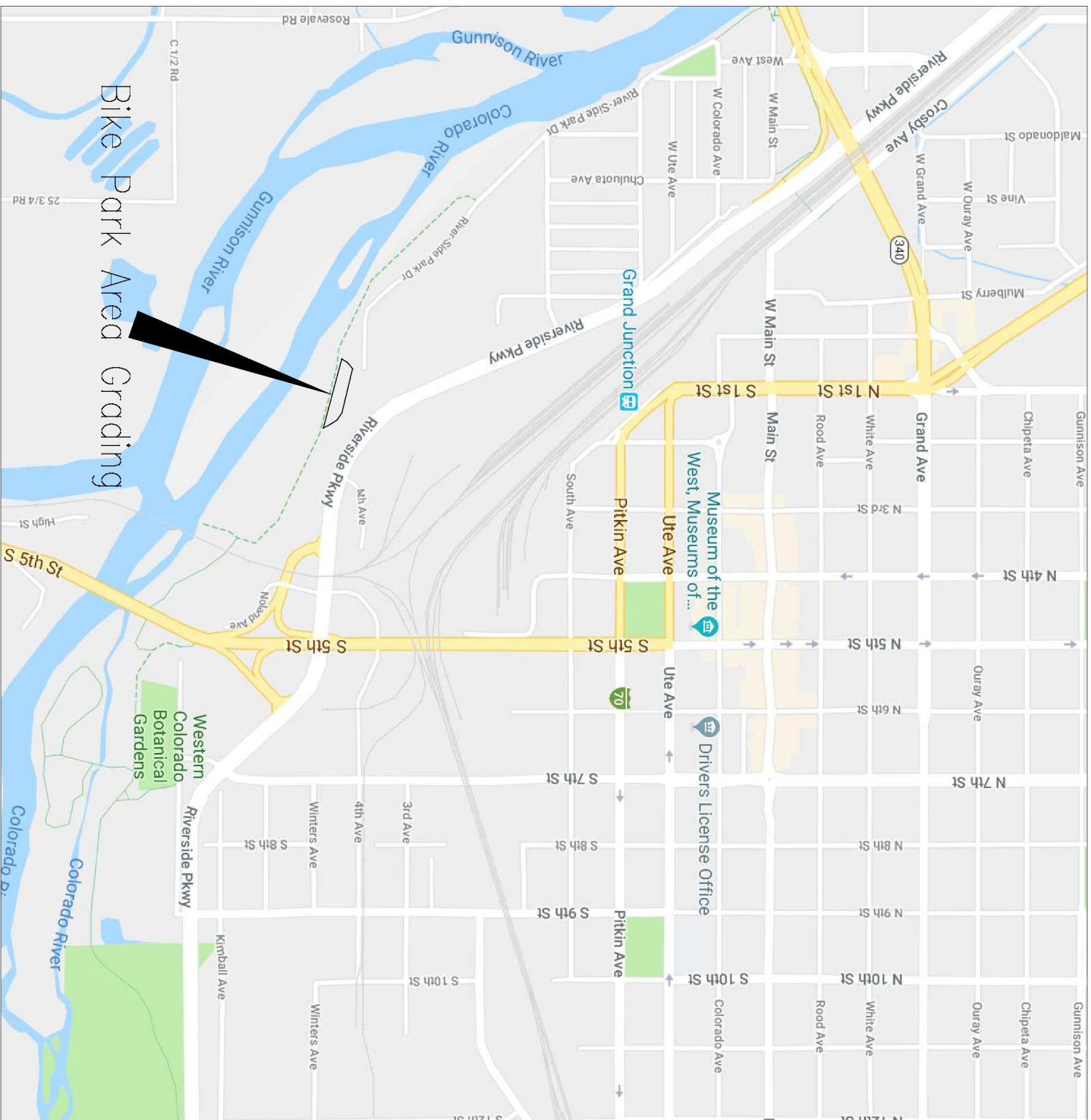
Contract execution: March 18, 2020

Work Begins: March 19, 2020

Earthwork Completion: April 3, 2020

Budget

\$50,000 for the bike playground earthwork

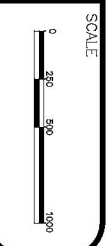


1 Cover Sheet
 2-4 Bike Park
 Area Grading



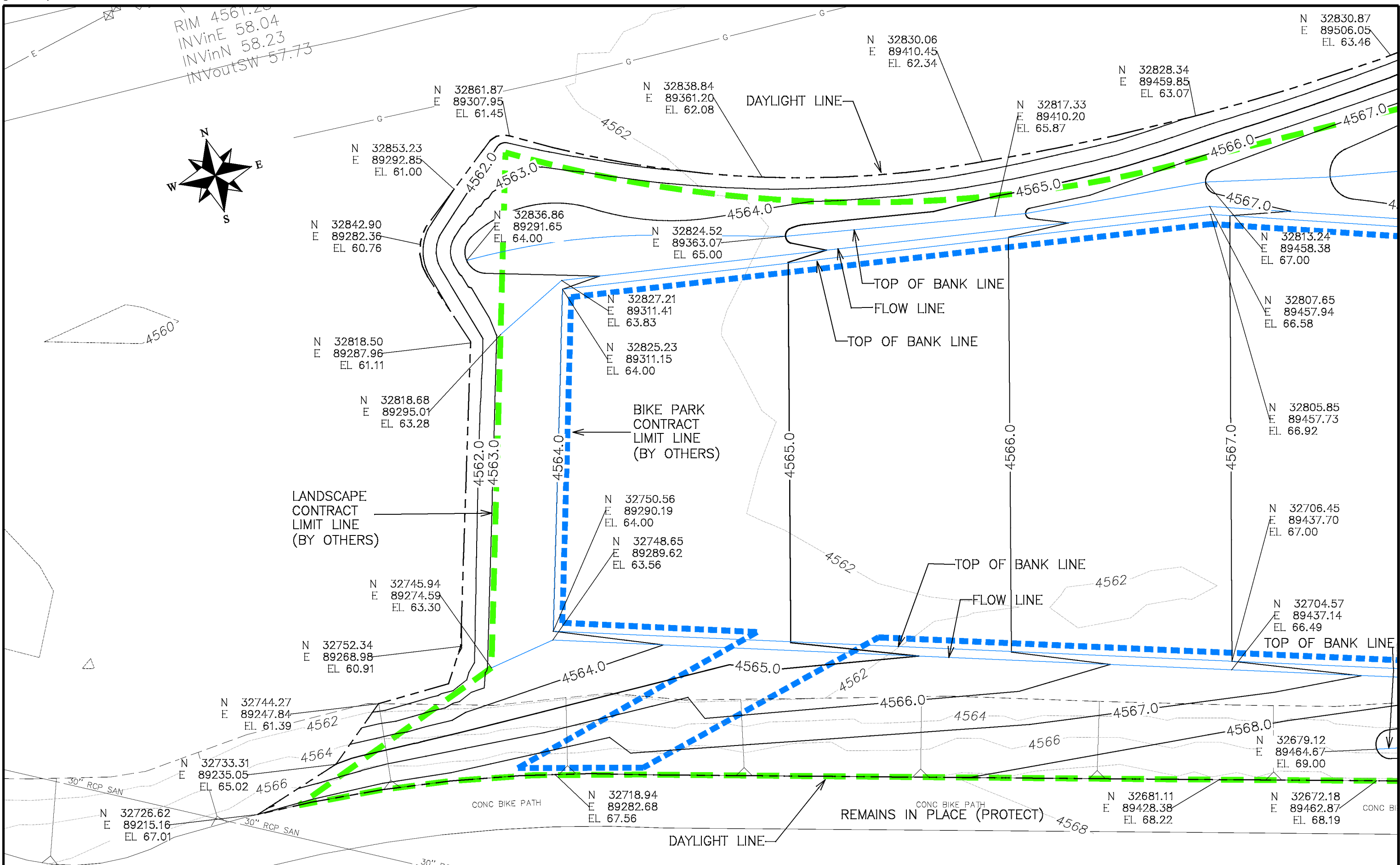
NOTE: NOTIFY AFFECTED UTILITY VENDOR 48 HOURS PRIOR TO EXCAVATIONS THAT WILL EXPOSE UTILITY LINES. THE UTILITY PLAN WILL HAVE A LISTING OF UTILITY VENDORS AND TELEPHONE NUMBERS.

REVISION	DESCRIPTION	DATE	DRAWN BY	DATE
REVISION A		2020	JCS	2020
REVISION A		2020	JCS	2020
REVISION A		2020	BH	2020
REVISION A		2020	TOP	2020



PUBLIC WORKS
 ENGINEERING DIVISION

The Riverfront at Dos Rios
 Bike Park area Grading

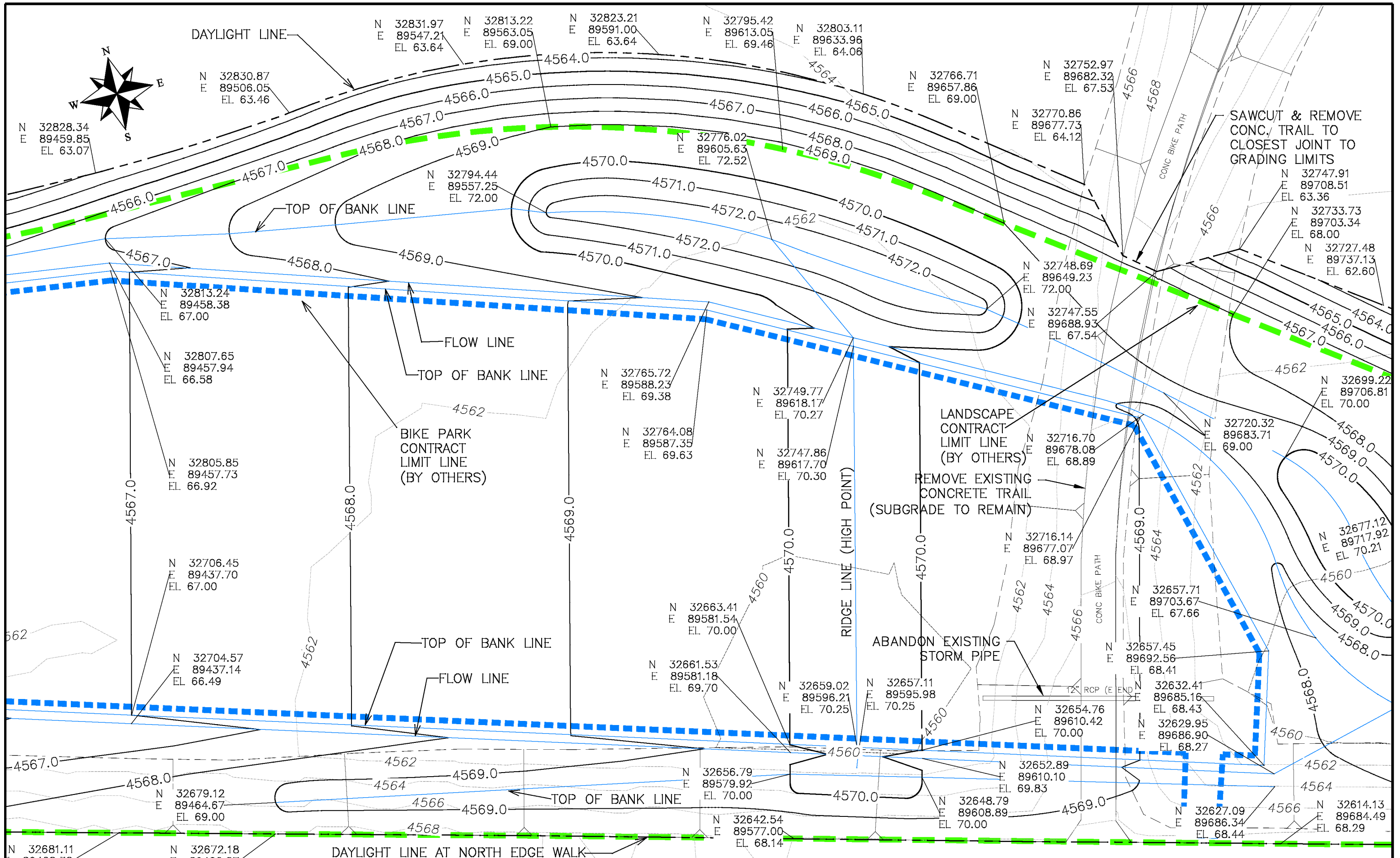


REVISION	DESCRIPTION	DATE	DRAWN BY	DATE	SCALES
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REVISION			JCS	2020	
REVISION			BH	2020	
REVISION			JCP	2020	
REVISION					



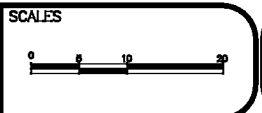
**PUBLIC WORKS
ENGINEERING DIVISION**

**The Riverfront at Dos Rios
Bike Park Area Grading**



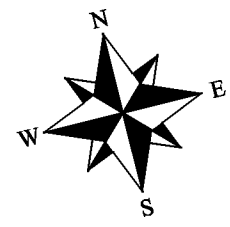
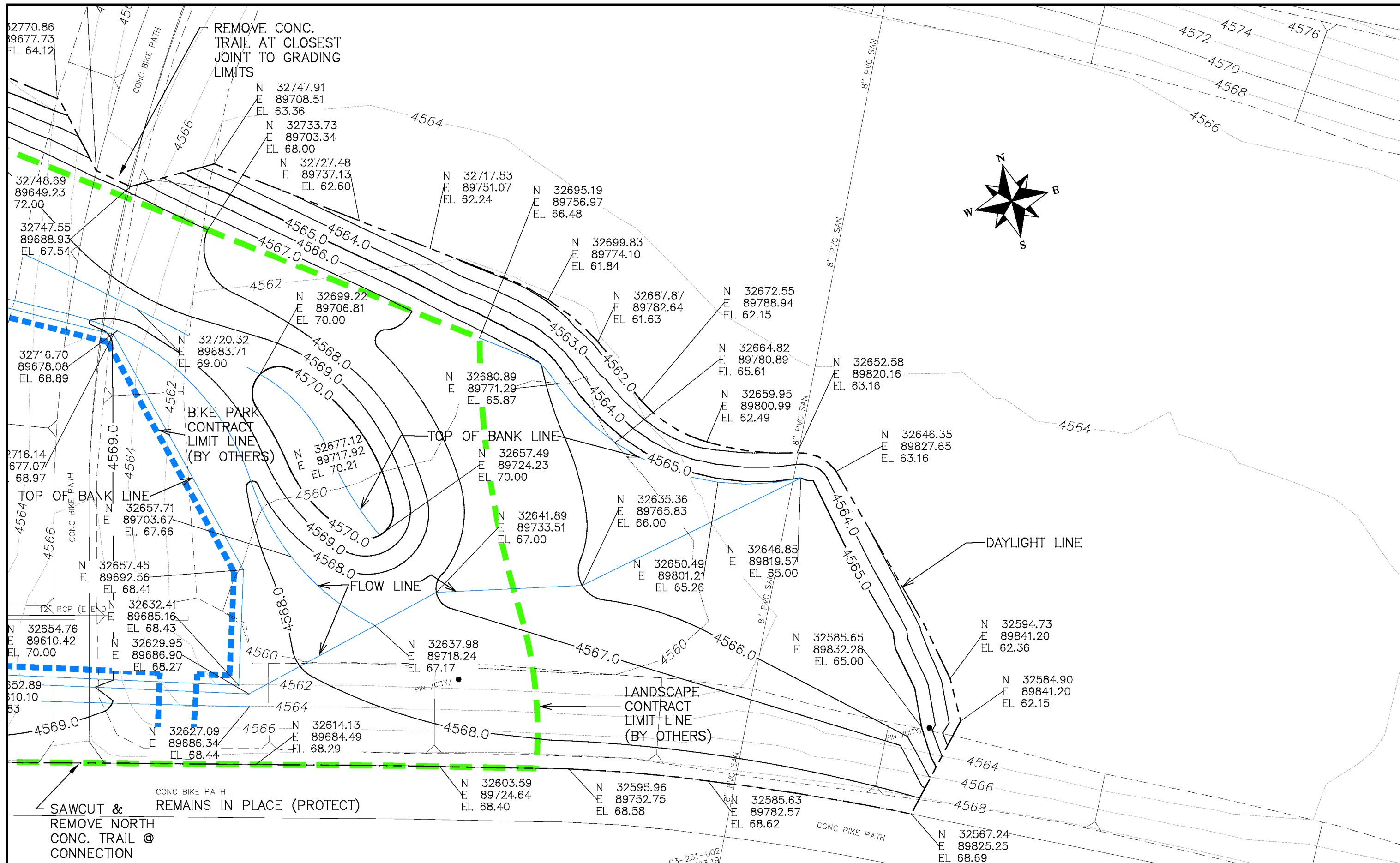
REVISION	DESCRIPTION	DATE
REVISION		
REVISION		
REVISION		

DRAWN BY	JCS	DATE	2020
DESIGNED BY	JCS	DATE	2020
CHECKED BY	BH	DATE	2020
APPROVED BY	TCP	DATE	2020



**PUBLIC WORKS
ENGINEERING DIVISION**

**The Riverfront at Dos Rios
Bike Park Area Grading**



REVISION	DESCRIPTION	DATE	DRAWN BY	DATE
REVISION			JCS	2020
REVISION			JCS	2020
REVISION			BH	2020
REVISION			JCP	2020



**PUBLIC WORKS
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**The Riverfront at Dos Rios
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