Resolution No. 04-0576

STOCKTON CITY COUNCIL

RESOLUTION APPROVING CONTRACT CHANGE ORDER NO. 9 TO ADVANCED GEOENVIRONMENTAL, INC. FOR FIRE ENGINE COMPANY NO. 2 SOIL AND GROUNDWATER REMEDIATION (PROJECT NO. 00-21) IN THE AMOUNT OF $82,508

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. That Contract Change Order No. 9 in the amount of Eighty-Two Thousand Five Hundred Eight Dollars ($82,508), between the City of Stockton and Advanced GeoEnvironmental, Inc., for Fire Engine Company No. 2 Soil and Groundwater Remediation (Project No. 00-21) is hereby approved.

2. That the City Manager is authorized and directed to execute said Contract Change Order No. 9, a copy of which is attached as Exhibit A and incorporated by this reference.

PASSED, APPROVED and ADOPTED JUL 27 2004

GARY A. PODESTO
Mayor of the City of Stockton

ATTEST:

KATHERINE GONG MEISSNER
City Clerk of the City of Stockton

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City Atty: CDP
Review Date: July 2004

1
CITY OF STOCKTON

Contract Change Order No. 9

FIRE ENGINE COMPANY NO. 2 SOIL AND GROUNDWATER REMEDIATION
Project No. 00-21

TO ADVANCED GEOENVIRONMENTAL (Contractor). You are hereby directed to make the herein described changes from the plans and specifications or do the following described work not included in the plans and specifications of this contract.

ADDITIONAL WORK TO BE DONE ON TIME AND MATERIALS BASIS

1) Additional well permitting

2) Additional ozone injection system operation
   12 months @ $3,975/month
   $47,700

3) Additional quarterly monitoring, sampling, and analysis
   4 quarters @ $3,366.25/quarter
   $13,465

4) Additional monthly sampling and analysis
   6 months @ $595/month
   $3,570

5) Additional quarterly reporting
   4 quarters @ $2,705/quarter
   $10,520

6) Additional well abandonment
   2 wells @ $1,750
   $3,500

7) Soil boring, sampling and analysis
   2 borings @ $1,675
   $3,350

Total $82,508

Unit prices to be billed shall be in accordance with Scope of Work and Fees from Proposal from Advanced GeoEnvironmental dated July 19, 2004. Any subcontractors are to be paid by Advanced GeoEnvironmental.

The additional compensation, if any, included in this change order constitutes full compensation, including all mark ups, profits, surcharges, taxes and overhead costs, for the change in work as specified.

We, the undersigned contractor, have given careful consideration to the change proposed and hereby 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.

By reason of this proposed change, 0 days extension of time will be allowed.

Accepted Date 7/19/04

Advanced GeoEnvironmental
(Contractor)

By: [Signature]
Title: Vice President

Note: This change order is not effective until approved by the City Manager or if under Council approved limits, Department Director.

EXHIBIT "A"
19 July 2004
AGE-NC Proposal No. 04-2692(R)

Ms. Sharla Hardy
CITY OF STOCKTON
425 North El Dorado Street, Third Floor
Stockton, CA  95202

Subject:   Proposal for Additional Operation and Maintenance of Ozone Injection System
and Additional Quarterly Ground Water Monitoring and Reporting
CITY OF STOCKTON FIRE STATION NO. 2
110 West Sonora Street, Stockton, California

Dear Ms. Hardy:

Advanced GeoEnvironmental, Inc. (AGE) has prepared this proposal for Additional operation and
maintenance of the ozone injection system and additional quarterly ground water monitoring and
reporting at the above-referenced site.

1.0.  SCOPE OF WORK

The scope of work includes one additional year of operation and maintenance of the ozone injection
system; one additional year of ground water monitoring and reporting; abandonment of two
additional wells; and advancement and sampling of two probe borings.

The scope of work is a continuation of the scope detailed in the AGE-prepared Ozone Sparging and
Additional Monitoring Well Installation Work Plan, dated 07 October 2002, and approved with
modifications by the San Joaquin County Environmental Health Department (SJCEHD) by letter
dated 03 January 2003.

2.0.  COST

The cost for the above scope of work is estimated to be $82,508.00. All costs quoted are in
accordance with our Standard Schedule of Charges; all costs will be billed to the Client on a time
and materials basis. Under no circumstances will additional work be performed without prior
authorization to proceed from the CITY OF STOCKTON. A detailed cost breakdown is attached.
19 July 2004  
AGE-NC Proposal No. 04-2692(R)  
Page 2 of 3

3.0.  PAYMENT SCHEDULE

AGE shall submit monthly invoices to the CITY OF STOCKTON for payment. Invoices will specify the actual costs incurred during the billing period. The invoice may detail when the services were performed and may include a breakdown for direct labor, indirect costs, travel, equipment, materials and supplies, and subcontractor services.

4.0.  EXCLUSIONS

The following items are not included in this proposal: 1) Treatment or disposal of contaminated soil and/or groundwater; 2) Advancement of additional probe borings, soil borings or monitoring wells; 3) Additional sampling and/or analysis, if required by the regulatory agencies; 4) Geophysical survey, if needed, to locate underground utilities; 5) Other costs not specifically stated in this proposal.

5.0.  ASSUMPTIONS

This proposal assumes the following: 1) Access to the site will be secured by the Client; 2) All activities at the site can be performed during normal working hours; 3) All costs incurred due to regulatory directives, after this proposal, shall be assumed by the Client; 4) Expense incurred because of unusual or unanticipated ground conditions (such as fill, hard soil, rock, etc.) shall be paid for by the Client as extra work.

6.0  SCHEDULE

The work outlined in this proposal can be initiated upon receipt of authorization to proceed from the CITY OF STOCKTON. AGE will begin work on the project immediately upon receipt of authorization.

7.0.  LIMITATIONS

Should there be any regulatory objections to the project or unanticipated regulatory requirements, only the fees for services performed to that time will be billed based on our Standard Schedule of Charges. Should the regulatory agencies require additional services beyond the scope presented herein, the scope of work will need to be expanded at an additional cost submitted in written form prior to any actual work performed.
19 July 2004
AGE-NC Proposal No. 04-2692(R)
Page 3 of 3

We look forward to working with you to obtain closure for your site. The opportunity to prepare this proposal is greatly appreciated. Please contact our office if you have any questions.

Sincerely,

Advanced GeoEnvironmental, Inc.

Robert E. Marty
Project Geologist/Director of Operations

Attachments:  Cost Estimate
Authorization Statement
Terms and Conditions
### Detailed Cost Breakdown - AGE Proposal No. 04-2692(R)
CITY OF STOCKTON FIRE STATION NO. 2
110 West Sonora Street, Stockton, California

**Scope of Work:** Operation of an ozone sparging system for 1 year; abandonment of two wells; advancement and sampling of two probe borings.

<table>
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<th>Task No.</th>
<th>Description</th>
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<th>Quantity</th>
<th>Unit Cost</th>
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**Advanced GeoEnvironmental, Inc.**

**SHEET 5 OF 6**
Detailed Cost Breakdown - AGE Proposal No. 04-2692(R)
CITY OF STOCKTON FIRE STATION NO. 2
110 West Sonora Street, Stockton, California

<table>
<thead>
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<th>ADVANCEMENT/SAMPLING OF ADDITIONAL BORINGS</th>
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<td>$115.00</td>
<td>$1,150.00</td>
</tr>
</tbody>
</table>

Total Estimated Cost: $82,508.00

Note: If additional time/materials/subcontract services are required to complete the scope of work, the final invoice will be adjusted accordingly.

Advanced GeoEnvironmental, Inc.