

**MODIFICATION NUMBER 1 OF CONTRACT EL006636
BETWEEN CITY OF COLUMBUS AND
US UTILITY CONTRACTOR COMPANY
UNDERGROUND STREET LIGHTING SYSTEM REHABILITATION AND
BETTERMENTS (SOUTHEAST AND SOUTHWEST QUADRANTS AND
MISCELLANEOUS CIRCUITS)**

This modification of contract designated as EL006636 made the _____ day of _____, 2008, by and between the City of Columbus, acting through its Director of Public Utilities and under the authority of Ordinance No. ~~0000-2008~~, passed _____, 2008, party of the first part, hereinafter designated the "City" and US Utility Contractor Company, party of the second part, hereinafter designated the "Contractor":

WITNESSETH THAT:

WHEREAS, the parties on December 22, 2006, pursuant to Ordinance No. 2188-2006, passed December 11, 2006, did execute Contract No. EL006636 for Underground Street Lighting System Rehabilitation and Betterments (Southeast and Southwest Quadrants and Miscellaneous Circuits) the Division of Power and Water; and

WHEREAS, it is in the best interest of both the City and the Contractor to modify said contract; now, therefore,

THE PARTIES MUTUALLY AGREE:

(1) That the contract be and is hereby modified to adjust final quantities for overruns, underruns necessitated by actual field conditions:

QUANTITY OVERRUNS

<u>Ref #</u>	<u>Item #</u>	<u>Description</u>	<u>Unit Price</u>	<u>Qty.</u>	<u>Amount</u>
01	E-1	Street Light Betterment - Fiberglass Pole on a Foundation	91.50	212	19,398.00
03	E-3	Street Light Betterment - Direct Buried Pole	91.98	68	6,254.64
04	E-4	Street Light Betterment - Ground Rods as Needed	140.13	604	84,638.52
Amount:					\$110,291.16

QUANTITY UNDERRUNS

Ref #	Item #	Description	Unit Price	Qty.	Amount
02	E-2	Street Light Betterment - Metal Pole on a Foundation	92.10	392	36,103.20
05	Spec	Force Account – 5 % Contingency	32,434.27	1	32,434.27
Amount:					\$ -68,537.47

(2) That the total ceiling price of \$681,119.59 shall be increased by \$41,753.69, for a new contract ceiling price of \$722,873.28.

(3) This modification shall in no way abrogate or otherwise modify or change the original Contract No. EL006636 except as herein provided.

US UTILITY CONTRACTOR
COMPANY
3592 Genoa Road
Perrysburg, Ohio 43551

CITY OF COLUMBUS

BY: _____
(Signature)

Tatyana Arsh, Director
Department of Public Utilities

TITLE: _____

Federal I.D. Number

Contract Compliance Number

I certify compliance with applicable
sections of Title 39 as of _____
(Date)

E.B.O. Representative

APPROVED AS TO FORM:

City Attorney (Date)