CENTRAL FLORIDA EXPRESSWAY AUTHORITY

**FINDING OF FACTS**

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| --- | --- |
| Contract No. |  |
| Project No. |  |
| Supplemental Agreement No. |  |
| Description: |  |
| Date: |  |

*Example of documentation required to support CEI recommendation to compensate Contractor by Work Order:*

# CONTRACT PROVISIONS

* ***THIS SECTION SHOULD INCLUDE CITED CONTRACT SPECIFICATION/S USED TO JUSTIFY CONTRACT MODIFICATION/S***

# ORIGIN

* Contractor submitted RFI #122 requesting direction concerning existing 18” RCP at Ramp “B”.
* Engineer responded to keep the existing RCP but to change the proposed flow line elevations at structures S-100 and S-101 to make the drainage system function as originally designed. However, the existing MCI cable has to be relocated again to accommodate the design revision.

# ANALYSIS

* MCI relocated their cable per the original drainage plan elevations. However, the relocated cable was found to be in conflict with the proposed 18” drainage pipes.
* MCI was directed to relocate their cable for a second time to keep the drainage system functional as originally designed.
* Therefore, the MCI cable relocation is considered unforeseen and additional work.

# SUMMARY OF NEGOTIATIONS

* 9/21/06: Contractor submitted the MCI cost estimate, plus mark up, totaling $3,535.16.
* CEI sent letter to Contractor that final invoice cannot exceed $4,000.00.
* 11/1/06: Contractor resubmitted the final relocation cost in the amount of $3,535.16, including a copy of the check paid to the sub-contractor.
* Engineer’s Estimate is $3,814.12.
* CEI determined Contractor’s estimate was fair and reasonable, and recommends approval.

# RECOMMENDATIONS

* + CEI recommends that this work order be authorized and paid under work order allowance.
	+ No additional time recommended since this work can be completed concurrently with other contract work items.

### CORRESPONDENCE AND BACK-UP DATA

* Contractor’s cost estimate and copy of the check.
* MCI invoice.
* Engineer’s Estimate