

DATE SUBMITTED 10/31/2017
 SUBMITTED BY COMMUNITY DEVELOPMENT DIRECTOR
 DATE ACTION REQUIRED 11/7/2018

COUNCIL ACTION (X)
 PUBLIC HEARING REQUIRED ()
 RESOLUTION ()
 ORDINANCE 1ST READING ()
 ORDINANCE 2ND READING ()
 CITY CLERK'S INITIALS [Signature]

**IMPERIAL CITY COUNCIL
 AGENDA ITEM**

SUBJECT: DISCUSSION/ACTION: TRAFFIC SIGNAL LIGHT AND INTERSECTION IMPROVEMENTS AT SR-86 AND NECKEL RD	
1. CONSTRUCTION CHANGE ORDER #19 RELATED TO INTERSECTION IMPROVEMENTS FEDERAL AID PROJECT # HSIP-5134(013) CITY OF IMPERIAL BID NO. 2016-07	
DEPARTMENT INVOLVED: COMMUNITY DEVELOPMENT DEPARTMENT	
BACKGROUND/SUMMARY: The City was able to obtain funding through the Highway Safety Improvement Program (HSIP) for a new traffic signal light and intersection improvements at Neckel Road & SR-86 intersection. Construction operations begun on November 20 th , 2017. Due to unforeseen conditions and minor design changes the following changes were made from the original contract scope of work. Staff is recommending that contracts be awarded as follows:	
1. CO #19 Unforeseen asphalt removal and concrete \$27,896.66 2. Balancing Change Order for Adjusted Quantities \$52,545.93	
The total amount of the contract awarded to Hal Hays Construction Inc. is \$ 616,161.00 . New contract amount is \$882,388.64 to be paid with HSIP.	
FISCAL IMPACT:	ADMIN SERVICES SIGN INITIALS <u>[Signature]</u>
STAFF RECOMMENDATION: Staff recommend approval of "CONSTRUCTION CHANGE ORDER No. #19 in the amount of \$27,896.66 and Balancing Change Order for Adjusted Quantities \$52,545.93	DEPT. INITIALS <u>[Signature]</u>
MANAGER'S RECOMMENDATION:	CITY MANAGER'S INITIALS <u>[Signature]</u>
MOTION:	
SECONDED: AYES: NAYES: ABSENT:	APPROVED () REJECTED () DISAPPROVED () DEFERRED () REFERRED TO:



COR/NOC NO: 019
 SUBMITTED BY: Kenneth Hicks
 SUBJECT: Unforeseen Asphalt Removal

DATE ISSUED: 10/5/2018

CONTRACT NO: HSIP-5134(013)

Drawings & Details: _____
 Location/Building: Imperial, CA
 Reference Document: Unforeseen Asphalt Removal

Specifications: _____
 Discipline: _____

DESCRIPTION:

All costs associated with the removal of unforeseen asphalt and concrete in the south median on a time and material basis as directed by the City of Imperial.

Contractor: Hal Hays Construction Inc.

Proposed Change In Contract Scope: _____

Cost: \$ 27,896.66 Request Time Extension: 10 Calendar Days

Contractor: Kenneth Hicks, Hal Hays Construction Inc. Date: 10/5/2018

Client:

Select One: Agreed Cost / Credit \$ _____ Agreed Time Extension: _____ Calendar Days

Contractor: Kenneth Hicks, Hal Hays Construction Date: _____

CM: _____ Date: _____

Owner: _____ Date: _____

CUSTOMER:	City of Imperial	DATE:	10/5/2018
PROJECT:	New Traffic Signal Light Highway 86 and Neckel Rd.		
CONTRACT NO:	HSIP-5134(013)		
HCCI PROJECT NO:	16245		
PRICING /COR / NOC NO:	COR No. 019	SPEC. SECTION:	
SUBJECT:	Unforeseen Asphalt Removal		

CONTRACTOR PERFORMANCE													
DESCRIPTION	MATERIAL				LABOR				EQUIPMENT				
	QTY	UNIT	UNIT COST	EXTENSION	QTY	UNIT	UNIT COST	EXTENSION	QTY	UNIT	UNIT COST	EXTENSION	
Project Manager				\$ -	0.5	WK	2500.00	\$ 1,250.00					\$ -
Superintendent				\$ -	0.25	WK	2500.00	\$ 625.00					\$ -
Foreman				\$ -	15.5	HR	78.33	\$ 1,214.12					\$ -
Operator				\$ -	18	HR	78.67	\$ 1,416.06					\$ -
Laborer				\$ -	11	HR	58.89	\$ 647.79					\$ -
HCCI Lodging				\$ -				\$ -	9	DAY	150.00	\$ 1,350.00	
Wacker				\$ -				\$ -	10	HR	8.26	\$ 82.60	
End Dump/Truck				\$ -				\$ -	5	HR	42.54	\$ 212.70	
Saw 20"				\$ -				\$ -	3.5	HR	25.38	\$ 88.83	
420D Backhoe				\$ -				\$ -	12	HR	40.07	\$ 480.84	
Superintendents Truck				\$ -				\$ -	7	DAY	176.00	\$ 1,232.00	
Water Truck 2000G				\$ -				\$ -	2	DAY	254.00	\$ 508.00	
415F Skip Loader				\$ -				\$ -	1	DAY	330.00	\$ 330.00	
313F Excavator				\$ -				\$ -	1	WEEK	2,008.80	\$ 2,008.80	
Crash Cushion (Replacement)	6	EA	144.00	\$ 864.00				\$ -					\$ -
Crash Cushion Lid (Replacement)	6	EA	35	\$ 210.00				\$ -					\$ -
				\$ -				\$ -					\$ -
				\$ -				\$ -					\$ -
				\$ -				\$ -					\$ -
				\$ -				\$ -					\$ -
				\$ -				\$ -					\$ -
				\$ -				\$ -					\$ -
				\$ -				\$ -					\$ -
COLUMN TOTALS				\$ 1,074.00				\$ 5,152.97					\$ 6,293.77
MARK-UPS	20%			\$ 214.80	35%			\$ 1,803.54	15%				\$ 944.07
CONTRACTOR TOTAL				\$ 1,288.80				\$ 6,956.50					\$ 7,237.84

SUBCONTRACTOR PERFORMANCE													
DESCRIPTION	MATERIAL & LUMP SUM				LABOR				EQUIPMENT				
	QTY	UNIT	UNIT COST	EXTENSION	QTY	UNIT	UNIT COST	EXTENSION	QTY	UNIT	UNIT COST	EXTENSION	
Havens & Sons	1	LS	\$ 1,627.50	\$ 1,627.50				\$ -					\$ -
A&A Construction Services	1	LS	\$ 5,197.50	\$ 5,197.50				\$ -					\$ -
AR Trucking	1	LS	\$ 840.00	\$ 840.00				\$ -					\$ -
Cal Pacific	1	LS	\$ 1,599.18	\$ 1,599.18				\$ -					\$ -
Connor Concrete Cutting & Coring	1	LS	\$ 1,397.50	\$ 1,397.50				\$ -					\$ -
				\$ -				\$ -					\$ -
				\$ -				\$ -					\$ -
				\$ -				\$ -					\$ -
				\$ -				\$ -					\$ -
				\$ -				\$ -					\$ -
SUB TOTAL				\$ 10,661.68				\$ -					\$ -
TAX	0%			\$ -				\$ -					\$ -
GC MARKUP ON SUBCONTRACTOR	15%			\$ 1,599.25				\$ -					\$ -
SUBCONTRACTOR TOTAL				\$ 12,260.93				\$ -					\$ -

SUBTOTAL FOR CONTRACTOR SELF PERFORMANCE AND SUBCONTRACT WORK \$ 27,744.07
 Bond 0.55% \$ 152.59
COR TOTAL \$ 27,896.66

VERIFICATION OF TIME AND MATERIALS ONLY			
Contractor - Hal Hays Construction		Date - Monday, February 20, 2018	
		Hours	
Labor	Name	On Site	Off Site
Job Superintendent/Foreman	Steve Looney (Hal Hays Construction)	5	
Laborer	Ernesto Cardenas (Hal Hays)	5	
Operator	Rolan Garza (Hal Hays Construction)	5	
Equipment			
Caterpillar (CAT) 420 Backhoe		5	
End Dump Truck/Driver		5	
Company Truck		5	
Material			
Hauled (3) Three Truck Loads			

Description of Work Completed Today:
 Existing asphalt concrete roadway was found buried underneath native material (dirt) inside the median along SR-86 south from Neckel Road. Contractor remove existing asphalt concrete and native material for new design section.

 Mark Bautista
 Name


 Signature

 Steve Looney
 Name

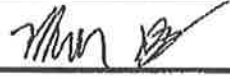

 Signature

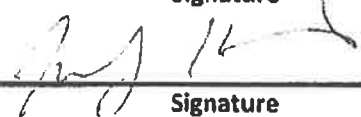
VERIFICATION OF TIME AND MATERIALS ONLY			
Contractor - Hal Hays Construction Inc.		Date - Monday, February 26, 2018	
		Hours	
Labor	Name	On Site	Off Site
Job Superintendent/Foreman	Johnny Harris (Hal Hays Construction)	4	
Operator	Ernesto Cardenas (Hal Hays)	7	
Teamster: Driver 213	Jorge Chaves (Haven & Sons Trucking)	7	1
Teamster: Driver 199	Alan Angulo (Haven & Sons Trucking)	7	1
Equipment			
Caterpillar (CAT) 313F Excavator		7	
End Dump Haven& Sons Trucking No. 213		7	1
End Dump Haven& Sons Trucking No. 199		7	1
Company Truck No. 383		4	
Material			
9 Truck Loads End Dumps			

Description of Work Completed Today:
 Existing asphalt concrete roadway was found buried underneath native material (dirt) inside the median along SR-86 south from Neckel Road. Contractor remove existing asphalt concrete for new design section.

 Mark Bautista
 Name

 Johnny Harris
 Name


 Signature



 Signature

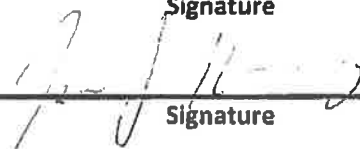
VERIFICATION OF TIME AND MATERIALS ONLY			
Contractor - Hal Hays Construction Inc.		Date - Tuesday, February 27, 2018	
		Hours	
Labor	Name	On Site	Off Site
Job Superintendent/Foreman	Johnny Harris (Hal Hays Construction)	1	
Operator	Jeff Cattaneo (CalPacific Constructors)	1	
Teamster: Driver 02	Eusebio Rodriguez (A&A Construction)	1	
Teamster: Driver 04	Manuel Hernandez (A&A Construction)	1	
Equipment			
Caterpillar (CAT) 313F Excavator		1	
Transfer Truck (Super 10s) No. 02		1	
Transfer Truck (Super 10s) No. 04		1	
Company Truck No. 383		1	
Material			
2 Transfer Truck (Super 10s) Loads			

Description of Work Completed Today:
 Existing asphalt concrete roadway was found buried underneath native material (dirt) inside the median along SR-86 south from Neckel Road. Contractor remove existing asphalt concrete for new design section.

 Mark Bautista
 Name

 Johnny Harris
 Name


 Signature


 Signature

VERIFICATION OF TIME AND MATERIALS ONLY			
Contractor - Hal Hays Construction Inc.		Date - Tuesday, February 28, 2018	
Labor	Name	Hours	
		On Site	Off Site
Job Superintendent/Foreman	Johnny Harris (Hal Hays Construction)	2	
Foreman	Steven Looney (Hal Hays Construction)	2	
Operator	Rolan Garza (Hal Hays Constructions)	4	
Laborer	David Uribe (Hal Hays Construction)	4	
Laborer	Ernesto Cardenas (HalHaysConst.)	4	
Equipment			
Hand Operated Compactor (Rental Wacker)		8	
420D CAT Backhoe		4	
2,000 Gallon Water truck		2	
Company Truck No. 383		2	
Hal Hays Company Truck		2	
Material			

Description of Work Completed Today:
 Work for areas to have the native subgrade be brought back into compliance at the northeast of SR-86 and Neckel Road.

Mark Bautista

 Name



 Signature

Johnny Harris

 Name



 Signature


VERIFICATION OF TIME AND MATERIALS ONLY			
Contractor - Hal Hays Construction Inc.		Date - Friday, March 02, 2018	
		Hours	
Labor	Name	On Site	Off Site
Foreman	Steven Looney (Hal Hays Construction)	2	
Operator: Excavator	Jeff Cattaneo (CalPacific Constructors)	2	
Teamster: Driver 02	Eusebio Rodriguez (A&A Construction)	2	
Teamster: Driver 04	Manuel Hernandez (A&A Construction)	2	
Operator: Skip Loader	Rolan Garza (Hal Hays Construction)	2	
Laborer	Ernesto Cardenas (Hal Hays Construction)	2	
Teamster: Water Truck Driver	David Uribe (Hal Hays Construction)	2	
Equipment			
Caterpillar (CAT) 313F Excavator		2	
Transfer Truck (Super 10s) No. 02		2	
Transfer Truck (Super 10s) No. 04		2	
Hal Hays Construction Company Truck		2	
2,000 gallon Water Truck		2	
415F Skip Loader		2	
Material			
3 Transfer Truck (Super 10s) Loads			

Description of Work Completed Today:
 Existing asphalt concrete roadway was found buried underneath native material (dirt) inside the median along SR-86 south from Neckel Road. Contractor remove existing asphalt concrete for new design section.

 Mark Bautista
 Name


 Signature

 Johnny Harris
 Name


 Signature


VERIFICATION OF TIME AND MATERIALS ONLY			
Contractor - Hal Hays Construction Inc.		Date - Friday, March 02, 2018	
Labor		Hours	
	Name	On Site	Off Site
Job Superintendent/Foreman	Johnny Harris (Hal Hays Construction)	1	
Foreman	Steven Looney (Hal Hays Construction)	1	
Laborer	Frank Hueron (Connor Concrete Gutter & Coring)	9.5 (Drive Time Included)	
Equipment			
Saw Cut			
Company Truck No. 383			
Hal Hays Construction Company Truck			
Material			

Description of Work Completed Today:
 Existing asphalt concrete roadway was found buried underneath native material (dirt) inside the median along SR-86 south from Neckel Road. From 9:00 am - 11:00 am, contractor saw cut the west edge of mentioned existing asphalt concrete roadway. The length was measured to be 257 feet.

 Mark Bautista
 Name


 Signature

 Johnny Harris
 Name


 Signature

VERIFICATION OF TIME AND MATERIALS ONLY			
Contractor - Hal Hays Construction Inc.		Date - Thursday, March 15, 2018	
Labor	Name	Hours	
		On Site	Off Site
Operator	Johnny Harris (Hal Hays Construction)	2	
Laborer	David Uribe (Cal Pacific Constructors)	2	
Equipment			
CAT 413F Excavator		2	
Company Truck No. 383		2	
Material			
(6) temporary crash cushions			

Description of Work Completed Today:
 Contractor repaired and replaced (6) temporary crash cushions at for south median of SR-86 just south from Neckel Road. The previous crash cushions were from a car accident dated 03/11/18.

Mark Bautista

 Name

Mark

 Signature

~~Johnny Harris~~

 Name

Ken

 Signature

Ken Hacks

Water Trucks 2006

PO 566

SEND ALL PAYMENTS TO:

SUNBELT RENTALS, INC.
PO BOX 409211
ATLANTA, GA 30384-9211



INVOICE NO.	76532501-0003
ACCOUNT NO.	417231
INVOICE DATE	4/16/18

1 of 1

INVOICE TO

Burch, Jess

76532501

1st - 2122 - 2001



HAL HAYS CONSTRUCTION INC
4181 LATHAM ST
RIVERSIDE CA 92501-1729

JESS



1 - NECKEL ROAD REPA

JOB ADDRESS

NECKEL ROAD REPAIR
NECKEL ROAD
POC: STEVE LOONEY 714.408.5276
IMPERIAL, CA 92251

IMPERIAL PC527
2396 US HIGHWAY 86
IMPERIAL, CA 92251-9603
760-353-0190

714-408-5276

QTY	EQUIPMENT #	Min	Day	Week	4 week	Amount
1	WATER TRUCK 2000 GAL TIER 4 649146 Make: FORD Model: F750 MI OUT: 8095.000 MI IN: 8162.800	254.00	254.00	1182.00	2794.00	N/C
SALES ITEMS: Ser #: 3FRNF7FA1FV642758 TOTAL: 67.800						
Qty	Item number	Unit	Price			
10	DIESEL 2141XXX000 DIESEL	EA	8.450	84.50		
FINAL BILL: 4/20/18 10:00 AM THRU 4/16/18 12:29 PM.						

Vendor # 796
 PO # 16245
 PO # 16245-566
 GI & Post Code 21000
 Entered By/Date REN 05-30-18
 Approved by REN
ECH

NO-PO in Sage

Equipment. Service. Guaranteed.

REMIT TO:

SUNBELT RENTALS, INC.
PO BOX 409211
ATLANTA, GA 30384-9211

NET DUE UPON RECEIPT

Invoices not paid within 30 days may be subject
to a 1-1/2% per month charge.

SUBTOTAL	84.50
SALES TAX	6.55
INVOICE TOTAL	91.05

RENTAL RETURN



SUNBELT RENTALS, INC.
 PO BOX 409211
 ATLANTA, GA 30384-9211

INVOICE NO.	76532501-0001
ACCOUNT NO.	417231
INVOICE DATE	3/12/18

1 of 1

INVOICE TO

Burch, Jess 76532501

10x-2907-3612
 HAL HAYS CONSTRUCTION INC
 4181 LATHAM ST
 RIVERSIDE CA 92501-1729

JESS



1 - NECKEL ROAD REPA

JOB ADDRESS

NECKEL ROAD REPAIR
 NECKEL ROAD
 POC: STEVE LOONEY 714.408.5276
 IMPERIAL, CA 92251
 714-408-5276

IMPERIAL PC527
 2396 US HIGHWAY 86
 IMPERIAL, CA 92251-9603
 760-353-0190

QTY	EQUIPMENT #	Min	Day	Week	4 Week	Amount
1	WATER TRUCK 2000 GAL TIER 4 649146 Make: FORD Model: F750 MI OUT: 8095.000 MI IN:	254.00	254.00	1182.00	2794.00	2794.00
TOTAL: 8095.000						
Rental Sub-total:						2794.00
SALES ITEMS:						
Qty	Item number	Unit	Price			
1	DLPKSRCHG	EA	24.720			24.72
TRANSPORTATION SURCHARGE						
1	ENVIRONMENTAL	EA	39.110			39.11
ENVIRONMENTAL						
DELIVERY CHARGE						
PICKUP CHARGE						
BILLED FOR FOUR WEEKS 2/23/18 THRU 3/22/18.						105.00
						105.00

Vendor # 796
 Equip # 16245
 Ser # 16245-564
 & Cost Code 21000
 Entered By/ Date _____
 Approved By: Ken

NO PO = G-DRIVE

Equipment. Service. Guaranteed.

REMIT TO:

SUNBELT RENTALS, INC.
 PO BOX 409211
 ATLANTA, GA 30384-9211

NET DUE UPON RECEIPT

Invoices not paid within 30 days may be subject to a 1-1/2% per month charge.

SUBTOTAL	3,067.83
SALES TAX	229.63
INVOICE TOTAL	3,297.46

4 WEEK BILL

PO: 571

Invoice



951-515-3458
P.O. Box 447
Norco, CA 92860

Date	Invoice #
3/2/2018	10915

Bill To
Hal Hays Construction Inc. 4181 Latham Street Riverside CA 92501

P.O. Number	Terms	Ticket:	Project	Due Date
16245	Net 30	99673	Neckel Rd & Hwy 86 - 16245	4/1/2018

Quantity	Description	Price Each	Amount
8	Flatsaw- 44 HP Saw 1-12"	140.00	1,120.00
1.5	Flatsaw- 44 HP Saw 1-12" (OT RATE)	185.00	277.50
Total			\$1,397.50

Vendor # 8304
 Job/Equip # 16245
 PO # 16245-571
 G. & Govt Code 21016
 Entered By/Date VCN
 Approved By VCN
 Project 16245
 Purchased By/Date: _____

JOB TICKET

99673



3166 Haiseless Carriage Drive • Norco, CA 92860
 Mail: P.O. Box 447 • Norco, CA 92860
 Office: 951-515-3458 • Fax: 951-898-3694
 State Contractor's License No. 977475

Operator Frank Huerf

P.O. No _____

Job No. 16245

Date 3/2/18

Customer HAL HAYS

Job Address Hwy 86 - Neschel RD City IMPERIAL

Arrival Time 7:00AM Departure Time 11:30AM Total Travel Time 5

QUANTITY	DESCRIPTION
4.5	#1s 1) LOCATION 30' X 6" A/C 2) LOCATION 300' X 3" A/C over 2" C/C
	NO H2O CONTROL CUT CUSTOMER WAY OUT

Wastewater Disposal Barrels

TOTAL HOURS 9.5 APPROVED BY [Signature] PRINT NAME _____ PHONE # _____ DATE 3/2/18

ACKNOWLEDGMENT AND CONTRACT

I am an employee or agent of the Customer identified, above. The quantities of material and services described herein have been provided by Connor Concrete Cutting & Coring to Customer at Customer's request on the date(s) listed above. I am authorized by Customer: 1) to make this acknowledgment on behalf of Customer; and 2) to agree on behalf of Customer to the Terms and Conditions described on the back of this "Acknowledgement and Contract," which shall apply to the services described herein as well as to all future services provided by Connor Concrete Cutting & Coring to Customer unless otherwise agreed in writing in the future.

A/C	C/C
14" _____	14" _____
18" _____	18" _____
24" _____	24" _____
30" _____	30" _____



3393 US HIGHWAY 86, IMPERIAL, CA 92225
IMPERIAL Ph: 760-355-2443 Fax:

Rental Invoice

Invoice EMRA00176914

Invoice Amount: \$2,872.02
Invoice Date: 03/21/2018
Date Out: 02/23/2018 Fri 06:00 AM
Billed From: 02/23/2018 Fri 06:00 AM
Billed Thru: 03/23/2018 Fri 06:00 AM

Jobsite: IMPERIAL
Contact: JESS BURCH
Phone: 951-788-0703
JOB 16245
NECKEL RD AND HWY 86
POC STEVE LOONEY
714-408-5276
IMPERIAL CA 92251
Written By: Ben Garcia
Sales Rep: BEN GARCIA
PO #:

Customer: 2500426
Bill to: HAL HAYS CONSTRUCTION INC.
4181 LATHAM ST
RIVERSIDE CA 92501

Signed By:
Order By: JESS BURCH

QTY	DESCRIPTION	DAY	WEEK	4WEEK	TOTALS
Rental Items					
1	ID NO: E130433 SERIAL NO: 0PF400262 416E IL, 415 SKIPLoader - 415F2 IL	\$330	\$880	\$2,200	2,200.00
Rental Subtotal:				2,200.00	
Miscellaneous Items					
1	RENTAL SURCHARGE				46.20
1	TIRE REPAIR LEE TIRE INV.34538				111.25
1	FIRE, THEFT, & VANDALISM				308.00
	STATE 6.25% COUNTY 1.5% TOTAL TAX: 7.75%				206.57

Billed for 4 weeks from 2/23/2018 6:00 AM thru 3/23/2018 6:00 AM

Vendor # 36412
Equip # 16245
16245-561
& Cost Code 210001
Created By/ Date KEH
Approved By KEH

Please Remit Payment To:
PO Box 29879
Phoenix, AZ 85038-9879

Invoice Total **2,872.02**

EMPIRE SOUTHWEST, LLC

Terms: Machine sales payments are due Net 10; all others Net 30. Unless otherwise agreed in writing by a vice president of Empire Southwest, LLC ("Empire"), the purchase of goods (including, but not limited to, new and used equipment, attachments, parts and technology) or services from Empire will be governed solely by Empire's terms and conditions of sales and service (the "Sales and Service Terms"), which are available at www.empire-cal.com/saleservice/terms, and the rental of equipment from Empire will be governed solely by Empire's Rental Terms and Conditions (the "Rental Terms"), which are available at www.empire-cal.com/rental/terms, or such other successor websites at which Empire posts its Sales and Service Terms and its Rental Terms (collectively, the "Terms") from time to time. A hard copy of the terms is available upon written request to terms.conditions@empire-cal.com. Empire's terms are hereby incorporated by reference into this document and all other documents related to your purchase of goods or services from Empire or the rental of equipment from Empire. By purchasing goods or services from Empire or renting equipment from Empire, you agree to be bound by Empire's Terms exactly as written.

Any on-road heavy-duty diesel, alternative-diesel, or off-road diesel vehicle, operated in California, may be subject to the California Air Resources Board In-Use On-Road (Truck and Bus) or In-Use Off-Road Diesel Vehicle Regulations. It therefore could be subject to exhaust retrofit or accelerated turnover requirements to reduce emissions of air pollutants. For more information, please visit the California Air Resources Board website at <http://www.arb.ca.gov/dieseltruck> for the Truck and Bus Regulation or <http://www.arb.ca.gov/msprog/diesel/ordiesel.htm> for the Off-Road Regulation.

INVOICE



MACHINERY

MESA • PHOENIX • TUCSON • KINGMAN • FLAGSTAFF
 PRESCOTT • SHOW LOW • YUMA • IMPERIAL • LAKE HAVASU

Questions: 1-800-EMPIRE1 / (480) 633 4000

SOLD TO

HAL HAYS CONSTRUCTION INC.
 TERM CODE 1-TEMP
 4181 LATHAM ST
 RIVERSIDE CA

92501

SHIP TO

JOB 16245
 NECKEL RD AND HWY 86
 POC STEVE LOONEY
 714-408-5276
 IMPERIAL

CA

INVOICE NUMBER	INVOICE DATE	CLIENT NUMBER	CLIENT ORDER NUMBER	STORE	DIV.	SALESMAN	TERMS	PAGE
EMRA00176963	03-21-18	2500426		01	G	BG1	2	1
AGREEMENT NUMBER	DOC. DATE	PC	LC	MC	SHIP VIA	INV. SEQ NUMBER		
B16953	02-20-18			10	RENTAL TRANSPORT	676886		
MAKE	MODEL	SERIAL NUMBER	EQUIPMENT NUMBER	METER READING	MACH ID NUMBER			
AA	313FL GC P	HDK10167		170.0	E139831			

**** INVOICE COPY ****

CUSTOMER CONTACT: JEFF BURCH

1.0 EQUIPMENT RENTAL FROM 02/21/18 THRU 03/20/18
 ID NO: E139831 SERIAL NO: 0HDK10167 4400.00
 313F TH EXCAVATOR THUMB - 313FL GC P
 PIN: *CAT0313FAHDK10167*

1.0 EQUIPMENT RENTAL FROM 02/21/18 THRU 03/20/18
 ID NO: E127530-B SERIAL NO: 0MPH58203
 HEX-311,212,314,315- 36 PO BU - 312-36 BU

Vendor # 3642
 Job/Equip # 16245
16245-212
 GI & Cost Code _____
 Entered By/ Date _____
 Approved By KEA

1.0 EQUIPMENT RENTAL FROM 02/21/18 THRU 03/20/18
 ID NO: E139131 SERIAL NO: 0THC04083
 HEX-THUMB - 313F TH

1.0 RENTAL SURCHARGE 92.40
 1.0 IMPERIAL DELIVER 125.00
 1.0 IMPERIAL PICK UP 125.00

STATE SALES TAX 296.40

CITY/OTHER TAX 71.14

PAY THIS AMOUNT	USD	5109.94
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TERMS: Machine sales payments are due Net 10; all others Net 30. Unless otherwise agreed in writing by a vice president of Empire Southwest, LLC ("Empire"), the purchase of goods (including, but not limited to, new and used equipment, attachments, parts and technology) or services from Empire will be governed solely by Empire's Terms and Conditions of Sales and Service (the "Sales and Service Terms"), which are available at www.empire-cat.com/sales-service-terms, and the rental of equipment from Empire will be governed solely by Empire's Rental Terms and Conditions (the "Rental Terms"), which are available at www.empire-cat.com/rental-terms, or such other successor websites at which Empire posts its Sales and Service Terms and its Rental Terms (collectively, the "Terms") from time to time. A hard copy of the Terms is available upon written request to terms.conditions@empire-cat.com. Empire's Terms are hereby incorporated by reference into this document and all other documents related to your purchase of goods or services from Empire or the rental of equipment from Empire. By purchasing goods or services from Empire or renting equipment from Empire, you agree to be bound by Empire's Terms exactly as written.

Any on-road heavy-duty diesel, alternative-diesel, or off-road diesel vehicle, operated in California, may be subject to the California Air Resources Board In-Use On-Road (Truck and Bus) or In-Use Off-Road Diesel Vehicle Regulations. It therefore could be subject to exhaust retrofit or accelerated turnover requirements to reduce emissions of all pollutants. For more information, please visit the California Air Resources Board website at <http://www.arb.ca.gov/dieseltruck> for the Truck and Bus Regulation or <http://www.arb.ca.gov/mgpo/onesite/diesel.htm> for the Off-Road Regulation.

Remit to: **EMPIRE SOUTHWEST, LLC**
PO BOX 29879
PHOENIX, AZ 85038-9879



INVOICE: 201803-7
Date: 03/07/18

603 E. MAIN
EL CENTRO CA 92243
Office: 760 352-6735 Fax: 780-352-7465
Lic#: CA 0381646

Cust. #: HT1042
Havens Job: HT1042-8

HAL HAYS CONSTRUCTION INC.
4181 LATHAM STREET
RIVERSIDE CA 92501

Cust Job: HAL HAYS

Origin: HAL HAYS HWY 86 IMPERIAL
Destination: ELMS ATEN RD IMPERIAL

Date	Ft Bill	Description	Qty	Rate	Amount
02/26/18	1629596	HAL HAYS	7.95	105.00	834.75
02/26/18	2707907	HAL HAYS	7.55	105.00	792.75

Amount Due: **1,627.50**

Vendor # 7094
 Job/Equip # 110245
 PC # 110245-560
 GL & Cost Code 321005-600
 Entered By/ Date RA 4/12
 Approved By Ken
Ken

Ken



INVOICE: 201803-94
Date: 03/19/18

760-352
6735
12/11

603 E MAIN
EL CENTRO CA 92243
Office: 760 352-6735 Fax: 760-352 7465
Lic# CA 0381646

Cust. #: HT1042
Havens Job: HT1042-8

HAL HAYS CONSTRUCTION INC.
4181 LATHAM STREET
RIVERSIDE CA 92501

Cust Job: HAL HAYS

Origin: HAL HAYS HWY 86 IMPERIAL
Destination: ELMS ATEN RD IMPERIAL

Date	Ft Bill	Description	Qty	Rate	Amount
03/08/18	2244088	HAL HAYS	7.50	105.00	787.50
03/08/18	2244447	HAL HAYS	7.50	105.00	787.50

Amount Due: 1,575.00

Vendor # 7094
 Job/Equip # 7026
 PC # 1051
 GL & Cost Code 2111
 Entered By/ Date _____
 Approved By [Signature]

*** THANK YOU ***



603 E MAIN
 EL CENTRO CA 92243
 Office 760 352-6735 Fax 760-352-7465
 Lic# CA 0381646

INVOICE: 201803-116
 Date: 03/19/18

Cust. #: HT1042
 Havens Job: HT1042-8

HAL HAYS CONSTRUCTION INC.
 4181 LATHAM STREET
 RIVERSIDE CA 92501

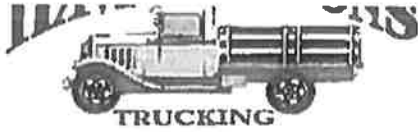
Cust Job: HAL HAYS

Origin: HAL HAYS HWY 86 IMPERIAL
 Destination: ELMS ATEN RD IMPERIAL

Date	Ft Bill	Description	Qty	Rate	Amount
02/27/18	2244453	HAL HAYS	8.00	105.00	840.00

Amount Due: 840.00

Vendor # 70909
 Job/Equip # 16718
 PO # 16718
 GL & Cost Code 21
 Entered By/ Date [Signature]
 Approved By [Signature]



INVOICE: 201803-241
Date: 03/31/18

603 E MAIN
EL CENTRO CA 92243
Office: 760 352-6735 Fax 760-352-7465
Lic#: CA 0381646

Cust. #: HT1042
Havens Job: HT1042-8

HAL HAYS CONSTRUCTION INC.
4181 LATHAM STREET
RIVERSIDE CA 92501

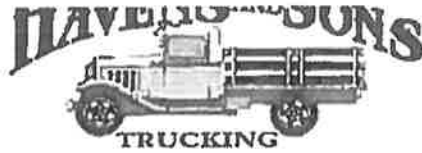
Cust Job: HAL HAYS

Origin: HAL HAYS HWY 86 IMPERIAL
Destination: ELMS ATEN RD IMPERIAL

Date	Ft Bill	Description	Qty	Rate	Amount
03/05/18	3062511	HAL HAYS	8.00	105.00	840.00

Amount Due: 840.00

Vendor # 7090
 Job/Equip # HT1042
 PO # 162018
 GL & Cost Code 30-000
 Entered By/ Date [Signature]
 Approved By [Signature]



603 E MAIN
 EL CENTRO CA 92243
 Office: 760 352-6735 Fax 760-352-7465
 Lic# CA 0381646

INVOICE: 201803-104
 Date: 03/19/18

Cust. #: HT1042
 Havens Job: HT1042-8

HAL HAYS CONSTRUCTION INC.
 4181 LATHAM STREET
 RIVERSIDE CA 92501

Cust Job: HAL HAYS

Origin: HAL HAYS HWY 86 IMPERIAL
 Destination: ELMS ATEN RD IMPERIAL

Date	Ft Bill	Description	Qty	Rate	Amount
02/27/18	2244437	HAL HAYS	8.00	105.00	840.00
02/28/18	2244079	HAL HAYS	8.50	105.00	892.50
02/28/18	2244439	HAL HAYS	9.00	105.00	945.00

Amount Due: 2,677.50

NO PO
 Project: _____
 Purchased By/Date: _____

Vendor # 7094
 Job/Equip # 16245
 PO # 16245-500
 GL & Cost Code 321005
 Entered By/ Date HR 05-03-18
 Approved By *[Signature]*



803 E MAIN
 EL CENTRO CA 92243
 Office: 760 352-6735 Fax: 760-352-7465
 Lic# CA 0381646

INVOICE: 201803-91
 Date: 03/19/18

Cust. #: HT1042
 Havens Job: HT1042-8

HAL HAYS CONSTRUCTION INC.
 4181 LATHAM STREET
 RIVERSIDE CA 92501

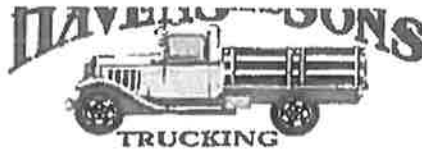
Cust Job: HAL HAYS

Origin: HAL HAYS HWY 86 IMPERIAL
 Destination: ELMS ATEN RD IMPERIAL

Date	Ft Bill	Description	Qty	Rate	Amount
03/05/18	2244084	HAL HAYS	8 50	105 00	892 50

Amount Due: 892.50

Vendor # 7090
 Jour/Equip # 16-300
 PO # 16-311-50
 GL & Cost Code 214-3
 Entered By/ Date [Signature]
 Approved By [Signature]



INVOICE: 201803-109
Date: 03/19/18

603 E MAIN
EL CENTRO CA 92243
Office: 760 352-6735 Fax: 760 352-7465
Lic#: CA 0381646

Cust. #: HT1042
Havens Job: HT1042-8

HAL HAYS CONSTRUCTION INC.
4181 LATHAM STREET
RIVERSIDE CA 92501

Cust Job: HAL HAYS

Origin: HAL HAYS HWY 86 IMPERIAL
Destination: ELMS ATEN RD IMPERIAL

Date	Ft Bill	Description	Qty	Rate	Amount
03/02/18	2244083	HAL HAYS	8.50	105.00	892.50
03/02/18	2244443	HAL HAYS	9.00	105.00	945.00

Amount Due: 1,837.50

Vendor # 7046
Job/Equip # 16-2415
PO # 16-2415
GL & Cost Code 1000
Entered By/ Date _____
Approved By RET



4181 Latham Street
Riverside CA 92501
(951) 788-0703 Fax (951) 788-1425

Invoice

Invoice#: 16245-3AQ
Date: 07/26/2018

Billed To: City of Imperial
420 S. Imperial Ave
Imperial CA 92251

Project # 16245
Neckel Rd Intersection Improve
SR-86 and Neckel Road
Imperial CA 92251

Due Date: 08/30/2018 **Contract #:** 153HSIP4-11-007
Client PO#:

Description	Unit	Qty	Price	Amount
Adjusted Q'tys thru 5-31-18		1.00	52,545.93	52,545.93
Subtotal:				52,545.93

Notes:

*Please remit balance to above address.
Thank you for your prompt payment.*

Amount Due **\$49,918.63**

Monthly Progress Payment Application
Invoice No. 003 Revised-Additional Quantities



Contractor: Hal Hays Construction

Period: 1/1/2018 to 5/31/2018 Contract No.: HSIP-5134(013)	
Previous Total \$ 52,545.93 This Billing Period \$ 49,918.63 Total To Date \$ 102,464.56	Total Earnings for Work and Materials Installed: \$ 102,464.56 Less: 5% Retainage \$ 51,232.28 Net Earnings: \$ 51,232.28 Less: Previous Payments \$ 0.00 Net Payment this Invoice: \$ 51,232.28
% Time Elapsed - As of: 5/31/2018 TBD % Work Completed Based on Cost: 100.00%	Contract Completion Data Notice to Proceed Date: 7/17/2017 Original Contract Completion Time: 60 Approved Time Extensions: 112 Contract Completion Date: TBD
Contract Budget Data Original Contract Amount: \$ 616,161.00 Quantity Adjustments: \$ 49,215.93 Total Contract Amount: \$ 665,376.93	
Certification of Contractor According to the best of my knowledge and belief, I certify that all items and amounts shown in this progress payment application are correct. All work has been performed and/or materials supplied in full accordance with the requirements of the referenced contract and/or additions, that the foregoing is a true statement of the contract amount up to and including the last day of the period covered in the progress payment application, that no part of the "balance" due this payment has been received.	
Date: 7/26/2018 Owners Rep	Contractor



HHCI Project No. 16245

City of Imperial
Traffic Signal Installation
Neckel Road and SR-86

PERIOD TO: 5/31/2018

A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T
ITEM NO.	DESCRIPTION OF WORK	ORIG QTY	UM	UNIT PRICE	SCHEDULED VALUE (CXC)	QTY Adjustment	Adjustment Value	ACTUAL QUANTITY	REVISED VALUE (REV)	PREVIOUS QTY FROM PREVIOUS APPLICATION	WORK COMPLETED QTY THIS PERIOD (P-L)	WORK COMPLETED THIS PERIOD	TOTAL QTY COMP	MATERIALS STORED (NOT IN L. OR O)	TOTAL COMPLETED & STORED TO DATE (Q+O-M)	REMAINING QTY (R-P)	RETENTION	% COMP (R/J)	
6.1	Concrete Curb & Gutter	154	LF	\$ 41.00	\$ 6,327.12	-	-	154	\$ 6,327.12	-	154	\$ 6,327.12	154	\$ -	\$ 6,327.12	-	\$ -	100.00%	
7.1	Concrete Sidewalk & Pad	662	SF	\$ 27.00	\$ 17,879.40	-	-	662	\$ 17,879.40	-	662	\$ 17,879.40	662	\$ -	\$ 17,879.40	-	\$ -	100.00%	
8.1	Concrete Driveway	142	SF	\$ 27.00	\$ 3,820.50	-	-	142	\$ 3,820.50	-	142	\$ 3,820.50	142	\$ -	\$ 3,820.50	-	\$ -	100.00%	
10.1	Class II Aggregate Base (a) (Neckel / SR-86)	512	TON	\$ 26.00	\$ 13,314.86	-	-	512	\$ 13,314.86	-	512	\$ 13,314.86	512	\$ -	\$ 13,314.86	-	\$ -	100.00%	
11.1	Asphalt Concrete (HMA Type 'A' 1/2") Neckel Widening / SR-86 Left Lanes / Neckel Overlay	116	TON	\$ 95.00	\$ 11,038.05	-	-	116	\$ 11,038.05	-	116	\$ 11,038.05	116	\$ -	\$ 11,038.05	-	\$ -	100.00%	
12.1	1" AC Grinding (b) (Neckel E / SR-86)	166	SF	\$ 1.00	\$ 166.00	-	-	166	\$ 166.00	-	166	\$ 166.00	166	\$ -	\$ 166.00	-	\$ -	100.00%	
	Total				\$ 52,545.93		\$ -		\$ 52,545.93			\$ 52,545.93		\$ -	\$ 52,545.93		\$ -	100.00%	

**CONDITIONAL WAIVER AND RELEASE
UPON PROGRESS PAYMENT**

California Civil Code Section 3262(d)(1)

Upon receipt by the undersigned of a check from

City of Imperial

(Maker of Check)

in the sum of \$ 49,918.63

(Amount of Check)

payable to Hal Hays Construction, Inc.

(Payee or Payees of Check)

and when the check has been properly endorsed and has been paid by the bank upon which it is drawn, this document shall become effective to release any mechanic's lien, stop notice, or bond right the undersigned has on the job of County of Riverside (Owner)

located at 16245- New Traffic Signal Light & Intersection Improvements at SR-86 (Job Description)


to the following extent: This release covers a progress payment for labor, services, equipment, or material furnished to City of Imperial (Your Customer)

through May 31, 2018

(Date)

only and does not cover any retention retained before or after the release date; extras furnished before the release date for which payment has not been received; extras or items furnished after the release date. Rights based upon work performed or items furnished under a written change order which has been fully executed by the parties prior to the release date are covered by this release unless specifically reserved by the claimant in this release. This release of any mechanic's lien, stop notice, or bond right shall not otherwise affect the contract rights, including rights between parties to the contract based upon a rescission, abandonment, or breach of the contract, or the right of the undersigned to recover compensation for furnished labor, services, equipment, or material covered by this release if that furnished labor, services, equipment, or material was not compensated by the progress payment. Before any recipient of this document relies on it, said party should verify evidence of payment to the undersigned.

Dated: July 26, 2018

By:  Hal Hays Construction, Inc.

CEO

NOTE: CIVIL CODE 3262(d)(1) PROVIDES: Where the claimant is required to execute a waiver and release in exchange for, or in order to induce the payment of, a progress payment and the claimant is not, in fact, paid in exchange for the waiver and release or a single payee check or joint payee check is given in exchange for the waiver and release, the waiver and release shall follow substantially the form set forth above.