

**RESOLUTION NO. 2022-\_\_\_\_\_**

**A RESOLUTION BY THE CITY TO APPROVE CHANGE ORDER NO. 2 TO  
THE CONTRACT WITH CLARITY POOLS.**

**WHEREAS**, the City of Prairie Grove has approved a contract with Clarity Pools for the repair and updating of the City's Aquatic Park; and

**WHEREAS**, the bid specifications need to be revised to incorporate moving an electrical disconnect, additional concrete work, manhole lids and an ADA handrail; and

**WHEREAS**, Clarity Pools has provided Change Order No. 2, which has been reviewed and approved by the City's engineers, McClelland Consulting Engineers.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF  
THE CITY OF PRAIRIE GROVE, ARKANSAS:**

That the City Council hereby approves Change Order No. 2 to the City's contract with Clarity Pools to incorporate additional work at the Aquatic Park. This Change Order will add a total of \$31,853.86 to the cost of the contract. The Mayor and Clerk/Treasurer are further authorized to take such administrative and ministerial actions as are necessary to effectuate the above.

**PASSED AND APPROVED** on this 18th day of July 2022.

**APPROVED:**

**ATTEST:**

\_\_\_\_\_  
Charles (Sonny) Hudson, Mayor

\_\_\_\_\_  
Christine Kelly, Clerk



37 Valley Estates Drive  
Little Rock, AR 72212

Original Contract Date: 21-Jan-22

## CHANGE ORDER

Date of CO: 5/24/2022 **REVISED: 6/10/2022 - 7/5/2022**

Owner/Client: City of Prairie Grove, AR

Contractor: Clarity Pools, LLC

Project Name: Prairie Grove Aquatic Center Expansion & Renovation

Project Number:

Change Order # 2

### Change Orders in Contract

Move Electrical Disconnect near Lift Station*	\$2,100.00
Tile Line, Additonal repair and grout above Tile Line in Toddler & Plunge Pool	\$750.00
Additonal Concrete Per Site Visit on 4/29/2022 - ADA Ramp, South Side Turn Down, Rec Pool Mechanical Area*	\$20,631.74
Prep & Painting*	\$7,460.00
Manhole lids for Filters at Rec. Pool and Plunge Pool*	\$3,040.00
ADA Handrail on Splashpad & Modification to the Balance Tank Handrail*	\$9,395.00
CREDIT: \$20,000.00 CONTINGENCY, \$250.00 PAINT ON DIVE STAND	(\$20,250.00)
Taxable Items at 9.5%	\$1,252.58
GC Fee 14%	\$7,294.54
Shipping	\$180.00
*Note: Items noted with an asterick are pass through numbers	

Original Contract Sum: \$ 894,644.00

Total Amount of this Change Order: \$ 31,853.86

Total Amount of Previous Change Orders: \$ 100,519.63

New Contract Amount Including this Change Order: \$ 1,027,017.49

### Contractor:

**Clarity Pools, LLC**

Company Name

Signature

**Kurt Crowl**

Printed Name

5/24/2022 - 6/10/2022 - 7/5/2022

Date of Signature

### Owner/Owner Representative:

**City of Prairie Grove, AR**

Cleint/Company Name

Signature

Printed Name

Date of Signature

**Move Disconnect to top of Lift Station**

Eckelhoff Electric

Note:

RFP: 9.114

\$	2,100.00	Materials & Labor
\$	341.86	GC Fee 14%
\$	2,441.86	

**Paint & Prep 4" of Pool Wall above Tile**

Stucki Painting &amp; Wallcovering

Note:

RFP: 9.119

\$	7,460.00	Materials & Labor
\$	1,214.42	GC Fee 14%
\$	8,674.42	

**Additional Grout and Labor above Tile**

TDC, LLC

Note:

RFP: 9.119

TDC verbally gave his number over the phone (4/19/2022)

\$	750.00	Materials & Labor
\$	71.25	9.5% Tax
\$	133.69	GC Fee 14%
\$	954.94	

**Additional Concrete Per Site Visit on 4/29/2022 - ADA Ramp, South Side Turn Down, Rec Pool Mechanical Area**

C&amp;L Concrete

Note:

RFP: 9.115

ADA Ramp on East Side of Splashpad.

\$	4,949.71	Materials & Labor
\$	805.77	GC Fee 14%
\$	5,755.48	

\$	6,935.35	Materials & Labor
\$	1,129.01	GC Fee 14%
\$	8,064.36	

Additional Concrete North Side of Balance Tank.

Remove recently placed concrete. Place new and finish concrete per site visit on 4/29/22  
Area North of Rec Pool New pump pad.

\$	8,746.68	Materials & Labor
\$	1,423.88	GC Fee 14%
\$	10,170.56	

Splashpad

Additional concrete for 12"-22" depth by 12" width monolithic edges of splashpad  
2"x12" forming materials both treated and nontreated  
Rebar, Steel Plates, place, finish concrete per site visit on 4/29/22**Manhole Lids for Filters**

United Industries - Manhole Lids for Rec Pool &amp; Plunge Pool Filters

RFP: 9.116

Four (4) Lids, Gaskets, &amp; Hardware - \$760.00 Each

\$	3,040.00	Materials
\$	288.80	Tax 9.5%
\$	180.00	Shipping
\$	571.20	GC Fee 14%
\$	4,080.00	

**Credit Back to Contract**

\$	(20,000.00)
\$	(250.00)
\$	(20,250.00)

Contingency Monies for moving underground Electrical RFP: 9.101

~~Resurfacing of Splashpad Slides~~ ~~RFP: 9.33 & 9.34~~

TNEMEC paint on Diving Board Stand In Lieu of Powder Coating

**Handrail for ADA Ramp on East Side of Splashpad & Modify Balance Tank Handrail**

Need design and material detailed by MCE.

RFP: 9.112 &amp; 9.113

\$	9,395.00	Material & Labor
\$	892.53	Tax 9.5%
\$	1,674.71	GC Fee 14%
\$	11,962.24	

Total:	\$	43,376.74
Shipping:	\$	180.00
Tax 9.5%:	\$	1,252.58
GC Fee 14%:	\$	7,294.54
Credit:	\$	(20,250.00)
<b>TOTAL:</b>	<b>\$</b>	<b>31,853.86</b>

# Eckelhoff Electric

We look forward to working with you!

[Print](#) [Download](#)

## Estimate

Eckelhoff Electric  
P.O. Box 180395  
Fort Smith, AR 72918

**Estimate Number:** E220414987  
**Estimate Date:** 04/14/2022  
**Payment Terms:** Due On Receipt  
**Estimate Amount:** 2,100.00  
**Created By:** Todd Eckelhoff

**Billing Address**  
Clarity Pools

**Shipping Address**  
Clarity Pools

Item #	Item Name	Quantity	Unit Price	Taxable	Total
2974	Materials Materials to move lift station disconnect	1.00	1,250.00		1,250.00
2975	Labor Labor to move lift station disconnect	1.00	850.00		850.00

**Comments:**

Sorry this took so long

Subtotal: \$ 2,100.00  
**Estimate Amount \$ 2,100.00**

## Kurt Cowl

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**From:** chadledford24@yahoo.com  
**Sent:** Saturday, May 14, 2022 1:24 PM  
**To:** Kurt Cowl  
**Subject:** Concrete Bid PG AQUATIC Park Changes

Kurt,

The following is a breakdown of the proposed changes for concrete at the Aquatic Park.

-Wheel Chair Ramp to splashpad

- \* fill, steel, form, pour

-Additional Concrete

- \*tear out recently poured portion of concrete sidewalk

- \*Pour and finish concrete as plan specifies to pump pad and sidewalks

-Monolithic Splashpad

- \*Additional concrete for 12"-22" depth by 12" width monolithic edges of splashpad

- \*2"×12" forming materials both treated and nontreated, steel, metal plates, fabrication, build up forming against chainlink fence.

- \*steel, pour, finish concrete to plan specifications

TOTAL: \$20,631.70

Please contact Chad with any questions or concerns

[Sent from Yahoo Mail on Android](#)

## Kurt Crawl

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**From:** TSC 2.0 <bilstucki@msn.com>  
**Sent:** Friday, March 18, 2022 5:05 PM  
**To:** Kurt Crawl  
**Subject:** Prairie Grove Aquatic Park

Kurt,

To recap our conversation at the jobsite on Wednesday, the cost to blast and paint the edges of the slabs above the tile, while completing the splash and kiddie pools, will be \$7460.

To address the problem areas in the main pool, to do the north wall and six targets only, will be a cost of \$11,420.

For the remaining three walls of the main pool, including the additional six targets, the cost will be \$19,400.

If all of this work is performed at the same time a deduction of \$2800 will be given.

Sincerely,

Bil Stucki  
THE STUCKI COMPANY  
479.756.3311 O  
479.756.3312 F  
479.877.0376 C

## Kurt Crawl

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**From:** Kurt Crawl  
**Sent:** Wednesday, May 4, 2022 11:48 AM  
**To:** Greg Lucas  
**Subject:** FW: Tank lid.

Thanks. Just found in my email.

Regards,

### Kurt Crawl

Mobile (785) 323-7472

Email [kurt@4caquatics.com](mailto:kurt@4caquatics.com)



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**From:** Greg lucas <[greg@clarity-pools.com](mailto:greg@clarity-pools.com)>  
**Sent:** Thursday, April 30, 2022 2:07 PM  
**To:** Kurt Crawl <[kurt@4caquatics.com](mailto:kurt@4caquatics.com)>  
**Subject:** Fwd: Tank lid.

See pricing below

Sent from my iPhone

Begin forwarded message:

**From:** Aaron Ball <[a.ball@swimtime.com](mailto:a.ball@swimtime.com)>  
**Date:** April 28, 2022 at 2:01:36 PM CDT  
**To:** Greg Lucas <[greg@clarity-pools.com](mailto:greg@clarity-pools.com)>  
**Subject:** RE: Tank lid.

14x18 manway assembly - current price \$760 each.

As of now, there are components available in stock. We would need about 2 weeks to get them in here, prepped, coated and cured.

Aaron

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**From:** Greg Lucas [<mailto:greg@clarity-pools.com>]  
**Sent:** Wednesday, April 27, 2022 4:29 PM  
**To:** Aaron Ball  
**Subject:** Tank lid.

Can you send me a price and availability asap please —4x



Sent from my iPhone





May 20, 2022

Quote: 12F05101145

CLARITY POOLS

Attn:KURT CROWL

**RE: ADA RAILING/ ALUM RAIL MODIFICATION**

The Fabrication division of Multi-Craft Contractors, Inc. is pleased to present the following proposal.

Scope of work:

- **Fabricate and install 1 set of ADA railings, approximately 20 feet long, per drawing provided from 1.5" stainless sanitary pipe. (Drawing attached)**
- **Price does not include any concrete or concrete finishing.**
- **Modify existing aluminum handrails as discussed at jobsite.**

**Total Price: \$9,395.00 - Price does not include any applicable sale tax.**

This price is based upon all work being performed during normal daytime business hours. Above stated price is valid through May 30, 2022.

We appreciate this opportunity to be of service to you. If you have any questions, please contact us.

Sincerely,

*JEREMY PANKEY*

JEREMY PANKEY  
FABRICATION ESTIMATOR  
479-530-4441  
jpankey@multi-craft.net

**Notice to Proceed**

Please provide written acceptance of this proposal via approval signature below, or purchase order referencing the proposal number herein.

**Payment Terms**

Purchaser agrees to pay Multi-Craft Contractors, Inc. for the performance of the work as set forth herein, subject to revision via written change orders signed by both parties. Credit card payments will be subject to added 3% convenience fee. Final payments due **in full** no later than 30 days from **invoice** date. Payments due and invoices unpaid shall bear interest at the maximum lawful rate. Terms as follows:

- Balance due net 30 days

**Warranty and Exclusions**

Multi-Craft Contractors, Inc. warrants to Purchaser that materials and equipment furnished described within this quote will be of good quality and new unless otherwise required or permitted; that the work will be free from defects not inherent in the quality required or permitted, and that the work will conform to the requirements of this quoted project. Components not manufactured but furnished by Multi-Craft Contractors, Inc. as part of its equipment (i.e. motors, starters, thermostats, controls, etc.) will be warranted by Multi-Craft Contractors, Inc. only to the extent of the component manufacturer's warranty scope and period, or for a period of one year from the date of commissioning, whichever term expires first. Multi-Craft Contractors, Inc.'s warranty excludes remedy for damage or defect caused by abuse or modifications by any other party, improper or insufficient maintenance, improper operation, or normal wear and tear under normal usage.

Multi-Craft Contractors, Inc. shall not be liable to the Purchaser or its customers for incidental or consequential damages whether in contract, tort, negligence, or strict liability, including but not limited to, loss of profits or revenues, loss of use of the equipment or any associated equipment, cost of substitute equipment, downtime costs, increase in cost of operation, loss of product or materials, or any other special or consequential loss or damages.

WARRANTY PERIOD UNDER THE PROVISIONS MADE HEREIN IS ONE YEAR FROM THE DATE OF COMMISSIONING UNLESS OTHERWISE NOTED, AND VALID ONLY IN THE CONTIGUOUS UNITED STATES

**Disputes**

Disputes arising out of or in relation to this document which cannot be resolved first through direct discussion between parties involved, shall be decided by arbitration at the location of the project or Multi-Craft Contractors Inc.'s office at Multi-Craft Contractors Inc.'s discretion, and shall be governed by Arkansas law. This agreement is severable, and any part deemed unenforceable shall not render the remaining parts unenforceable.

Kurt Crowl/Partner

KRC

Authorized Purchaser & Title

05/23/2022

Acceptance Date

Prairie Grove Aquatic Center

Purchase Order Number