

**CITY OF GILLETTE
CERTIFICATE OF FINAL COMPLETION**

Project: Gillette Softball/Baseball Complex Schedules C and D

Project No.: 13EN33

Owner: City of Gillette

Date of Contract: September 16, 2013

Contractor: Van Ewing Construction, Inc.

Engineer: PCA Engineering Inc.

This Certificate of Final Completion applies to:

X All Work under the Contract Documents:

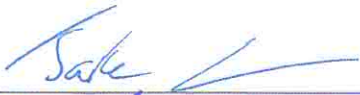
 The following specified portions:

Note: Attached to and made part of the Contract Documents are items noted for correction and review and letters from Contractor

December 22, 2015
Date of Final Completion

The Work to which this Certificate applies has been inspected by authorized representatives of Owner, Contractor and Engineer, and found to be complete in accordance with the Contract Documents.

The project will be advertised according to W.S. 16-6-166, and the Affidavit on Behalf of the Contractor is attached to and made part of this Certificate

 12/29/15
Executed by Contractor Date

 12/29/15
Executed by Engineer Date

 12/29/15
Executed by Owner Date

**Gillette Softball/Baseball Complex
Project No. 13EN33**

The above referenced project has been deemed to be completed. Items represented below are items that were identified as needing corrected as per the substantial completion punch list, but agreed to defer completion to the warranty period. Also included is a statement regarding trees installed under this contract. Attached to and made part of this document is a letter from Van Ewing Construction noting agreement to correct items due to inclement weather at the time of final completion.

- Finish Grade/dress up/backfill topsoil to eliminate ponding and washouts at NE corner of overflow parking area.
- Sta 10+75 LT – Address soil mitigation, fix concrete block mats, re-establish storm channel design.
- Re-establish grade and grass in ditches.
- Clean silt/debris out of all storm sewer lines and inlets.
- Establish grade around Fields 1, 3, and 4 to allow water to drain.
- Replace rejected parking lot poles. Poles to be installed within two weeks of the poles arrival.
- Correct wrinkles/bubbles in the backstop turf material and provide trim material on exposed edges.

During the November 19, 2015 review of the trees, the Parks Department documented which trees had been replaced and the condition of the trees. The trees will be reviewed during a May 2016 walk through to determine their viability/acceptability according to the Contract Documents. Especially Section 32 93 00 1.12 A.1.b, "guarantee until acceptable, active, healthy growth is evident." This May 2016 walk through is not a warranty walk through; rather it is a review by the City, granted at the Contractor's request in lieu of immediately replacing trees currently deemed unacceptable. The Contractor agrees that upon a Spring review, if the trees do not demonstrate acceptable, active, healthy growth, he will replace unacceptable trees.

The landscaper indicated he had been granted permission to install spruce in the place of the white firs. This permission was NOT granted by the City. The trees to be replaced will be determined in May and any variance from the documents will need to be discussed then.

Van Ewing

CONSTRUCTION, INC.

Luke Antonich
City Of Gillette
PO Box 3003
Gillette, Wy 82717

12/29/2015

RE: Gillette Softball/Baseball Complex

Luke,

There are still a couple of punch list items that still need to be corrected. These items cannot be corrected until warmer temperatures. ~~We will replace the meter pit lids no later than April 1, 2016.~~ We will also clean the silt out of the storm sewer when the temperatures are above freezing. Lastly, we will fix any wrinkles/bubbles in the backstop turf when the temperatures are to manufactures recommendation. We will stay in touch with you regarding the scheduling for the completion of these items.

Items to be addressed
in Phase I (12EN20)

Sincerely



Jake Ewing

Van Ewing Construction, Inc.

DRM, Inc.

P. O. Box 1002
Gillette, WY 82717
Phone: 307-682-0328
Fax: 307-682-3130

December 28, 2015

Mr. Jake Ewing
Van Ewing Construction, Inc.
P. O. Box 99
Gillette, WY 82717

RE: Gillette Softball Complex

Subject: Punchlist Items to Complete

Dear Jake,

It has been brought to my attention that there are a couple of items left on the punchlist to complete. The items to complete yet are:

- ~~1. It has been brought to my attention that the meter pit lids have to be replaced with the FORD 20" style lids. It was my understanding that the lids had previously been changed out and accepted. I found out today that is not the case and we need to change them out with lids provided by the City of Gillette.~~

~~There are several of the lids that are placed in concrete which will require to be removed and replaced. Due to the weather conditions now with cold weather and frozen ground we are proposing to replace the lids in the spring after the frost is out of the ground, but no later than April 1, 2016.~~

2. It is my understanding that several of the storm drain inlets and drain pipes need to be cleaned out. This work will require the use of a hydrovac truck, possibly the use of a pipe jetter and water truck. We may be able to perform this work during the month of January 2016 and will do so as weather permits, preferably above freezing temperatures.

We will stay in touch with you regarding the scheduling for the completion of these items. Please contact me with any questions or if you require additional information.

Thank you,



Don McKillop, Jr.
DRM, Inc.

Items to be addressed
in Phase I (12EN20)

Van Ewing

CONSTRUCTION, INC.

Luke Antonich
City of Gillette
P.O Box 3003
Gillette, Wy 82717

12/8/2015

Luke,

As you are aware the rejected parking lot light poles have not been corrected to date. As of right now we do not have an estimated delivery date. Shakespeare Composite Structures was the only approved manufacturer in specification section 265600 Site Electrical and Lighting. Since this product was sole sourced Van Ewing Construction has been tied to all the delays Shakespeare has occurred. These poles were rejected on July 9th, 2014.

Since the parking lot light poles were rejected Shakespeare was purchased by another company called Valmount. This company lost the mold for the specified light pole. Since the mold was lost they had to make a new mold. This has caused numerous chain of events to manufacture a mold for a pole that meets the specifications. On 9/1/2015 a change order was executed to change the parking lot light poles to a different style. This style was still a Valmount product.

Van Ewing Construction and our Sub Contractor Scott Brothers Electric are committed to replacing the rejected poles. VEC has tried to explain the essence of time to the manufacturer. We have tried to expedite the delivery and have been unsuccessful. We have also tried to voice our dissatisfaction with Shakespeare. All of this has fallen on deaf ears. Once the poles arrive we will install them within two weeks of delivery.

Sincerely,



Jake Ewing
Corporate Secretary

SCOTT BROS., INC.

Electrical Contractors

1141 E. Southern Drive • Gillette, Wyoming 82718 • (307) 682-5679

September 25, 2014

Van Ewing Construction
P.O. Box 99
Gillette, Wyoming 82717
Attn: Jake Ewing

Dear Jake:

Please accept this letter as confirmation that Scott Brothers, Inc. will replace the (11) eleven light pole fixtures at the Gillette Softball Baseball Complex upon receiving the replacement poles from Shakespeare Lighting.

This replacement is required due to the original light poles installed were of inferior quality from the manufacturer and not accepted by the City of Gillette Engineer.

If you have any questions or concerns, please do not hesitate to call upon me.

Sincerely,



Brandon Scott
Secretary/Treasurer

BLS/nt