

PUBLIC PROCUREMENT REVIEW BOARD

SPECIAL MEETING

WEDNESDAY, OCTOBER 28, 2015

A special meeting of the Public Procurement Review Board was held at 11:00 a.m. in the 13th floor Conference Room of the Woolfolk State Office Building located in Jackson, Mississippi.

PRESENT

Mr. Kevin J. Upchurch, Chairman
Mr. Freddie M. "Flip" Phillips, Vice Chairman
Mr. Charles R. Snowden, Member

OTHERS

Mr. Glenn Kornbrek, Director of the Bureau of Building, Grounds and Real Property Management, DFA
Ms. Melody Coulson, PPRB Recorder, DFA

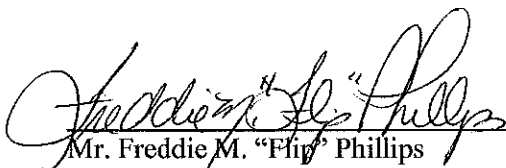
The Chairman called the meeting to order and commenced the meeting with a prayer.

BUREAU OF BUILDING, GROUNDS AND REAL PROPERTY MANAGEMENT

Mr. Glenn Kornbrek, presented the following:

1. Request approval for expenditure from the Capital Expense Fund for FY16; and, proceeding with project for said emergency, with the Professional obtaining bids in the above mentioned project. Mr. Phillips made a motion to approve. Mr. Snowden seconded and the motion carried.
2. Request for approval \$500,000.00 of the FY16 Capital Expense Funds. The Institutions of Higher Learning has declared an emergency. With PPRB approval herein, the Department of Finance and Administration Emergency Certificate will be drafted, along with the letters for distribution to the seven entities named in the statute for notification of expenditure from the Capital Expense Fund. Mr. Phillips made a motion to approve. Mr. Snowden seconded and the motion carried.
3. Request for approval of Change Order #1 on GS#102-258 Sillers Coliseum Renovations Delta State University. This project was declared an emergency. The conditions of the building changed to imminent danger. Mr. Phillips made a motion to approve. Mr. Snowden seconded and the motion carried.
4. Request for approval of Amendment #4 on the Agency Contract for the State of Mississippi Attorney General Chemfax, Inc. facility in Gulfport, MS. Mr. Phillips made a motion to approve. Mr. Snowden seconded and the motion carried.

There being no further business to bring before the Board, the meeting was adjourned.


Mr. Freddie M. "Flip" Phillips


Mr. Charles R. Snowden


Mr. Kevin J. Upchurch



STATE OF MISSISSIPPI
GOVERNOR PHIL BRYANT

DEPARTMENT OF FINANCE AND ADMINISTRATION

KEVIN J. UPCHURCH
EXECUTIVE DIRECTOR

NOTICE

A Special Meeting of the

PUBLIC PROCUREMENT REVIEW BOARD

will be held Wednesday, October 28, 2015, 11:00 a.m. in the
13th floor Conference Room
Woolfolk State Office Building

Agenda: Request for Approval of Emergency Project GS#111-054 at IHL, Change Order #1 on GS#102-258
and Miscellaneous

AGENDA

**PUBLIC PROCUREMENT REVIEW BOARD
Special Meeting
11:00 a.m.**

WEDNESDAY, OCTOBER 28, 2015

I. BUREAU OF BUILDING, GROUNDS AND REAL PROPERTY MANAGEMENT

Mr. Glenn Kornbrek, Director of Bureau of Building, Grounds and Real Property Management, will present the following:

- Request for Emergency Declaration on GS#111-054 HW/CW Line Repairs (EMER) Mississippi Center for Education and Research/Institutions of Higher Learning
- Request for approval of Change Order #1 on GS#102-258 Sillers Coliseum Renovations Delta State University
- Request for approval of Amendment #4 on an Agency Contract for the former Chemfax, Inc. facility

II. NEXT MEETING DATE

Regular Meeting, Wednesday, November 04, 2015

AGENDA
PUBLIC PROCUREMENT REVIEW BOARD
SPECIAL MEETING

WEDNESDAY, OCTOBER 28, 2015

GS# 111-054

HW/CW Line Repairs (EMER)

Mississippi Center for Education and Research (Institutions of Higher Learning)

The Institution of Higher Learning is requesting assistance from the Department of Finance and Administration / Bureau of Building, Grounds and Real Property Management, regarding underground main hot water/chilled water distributions for the Paul B. Johnson Building, the Edsel E. Thrash Universities Center of Jackson State University, and the Mississippi ETV/MPB Building at the Mississippi Center for Education and Research Campus.

The Bureau of Building, et al, is requesting approval for expenditure from the Capital Expense Fund for FY16; and, proceeding with project for said emergency, with the Professional obtaining bids in the above mentioned project.

NOTE: Code 27-103-303 allows up to \$500,000.00 for any single emergency with a cap of \$2,000,000.00 per fiscal year. This request is for \$500,000.00 of the FY16 Capital Expense Funds. The Institutions of Higher Learning Declaration is attached. With PPRB approval herein, the Department of Finance and Administration Emergency Certificate will be drafted, along with the letters for distribution to the seven entities named in the statute for notification of expenditure from the Capital Expense Fund.



STATE OF MISSISSIPPI
GOVERNOR PHIL BRYANT

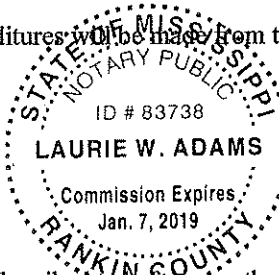
DEPARTMENT OF FINANCE AND ADMINISTRATION

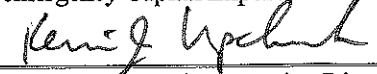
KEVIN J. UPCHURCH
EXECUTIVE DIRECTOR

DFA DECLARATION OF EMERGENCY CERTIFICATE

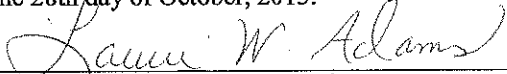
I, Kevin J. Upchurch., Executive Director of the Department of Finance and Administration and State Fiscal Officer, do hereby certify to the following findings and declarations pursuant to authority provided in Sections 31-7-1(f) and 31-7-13 (j), *Mississippi Code of 1972*:

- (1) An emergency is being declared as set forth below for the Institutions of Higher learning which involves the underground main hot water/chilled water distribution lines for the Paul B. Johnson Building, the Edsel E. Thrash Universities Center of Jackson State University, and the Mississippi ETV/MPB Building at the Mississippi Center for Education and Research Campus.
- (2) In the opinion of the Department of Finance and Administration, the delay incident to giving opportunity for competitive bidding would be detrimental to the interests of the State. This is based on a Declaration of Emergency from Dr. Glenn F. Boyce, Commissioner for the Mississippi Institutions of Higher Learning received by the Bureau of Building, et al, on October 22, 2015.
- (3) As per Section 31-7-13(j), Mississippi Code of 1972, . . . *If the governing board or the executive head, or his designees, of any agency determines that an emergency exists in regard to the purchase of any commodities or repair contracts, so that the delay incident to giving opportunity for competitive bidding would threaten the health or safety of any person, or the preservation or protection of property, then the provisions in this section for competitive bidding shall not apply*
- (4) As per Section 31-7-1(f), Mississippi Code of 1972, "Emergency" shall mean . . . *any circumstances . . . when the immediate preservation of order or of public health is necessary . . . or when immediate restoration of a condition of usefulness of any public building . . . appears advisable. . . or when the delay incident to obtaining competitive bids could cause adverse impact upon the governing authorities or agency, its employees, or its citizens . . .*
- (5) The repairs and replacements are being processed under GS Number 111-054 entitled "HW/CW Line Repairs (EMER)" for the Mississippi Center for Education and Research / Institutions of Higher Learning.
- (6) The procedures provided in the Bureau of Building, Grounds and Real Property Management Procedure Manual regarding emergencies are being complied with, as well as the Code Sections referenced above.
- (7) Procedures for obtaining bids will now commence between the Bureau of Building Grounds and Real Property Management, the Professional, and the Using Agency, for subject project.
- (8) Expenditures will be made from the emergency Capital Expense Funds.




Kevin J. Upchurch, Executive Director
Department of Finance and Administration
Date: October 28, 2015

Sworn to and subscribed to before me, the undersigned Notary, on this the 28th day of October, 2015.


_____, Notary
My Commission Expires: January 7, 2019



**STATE OF MISSISSIPPI
INSTITUTIONS OF HIGHER LEARNING**

Glenn F. Boyce, Ed.D.
Commissioner of Higher Education

DECLARATION OF EMERGENCY

I, Dr. Glenn Boyce, Commissioner of Higher Education of the State Institutions of Higher Learning, do hereby make the following findings and determinations pursuant to the authority provided in Section 31-7-13(j), Mississippi Code 1972, Annotated:

- (a) That there is an emergency at the campus of the Institutions of Higher Learning located at 3825 Ridgewood Road, Jackson, Mississippi 39211, which involves the underground main hot water/chilled water distribution lines for the Paul B. Johnson Building, the Edsel E. Thrash Universities Center of Jackson State University, and the Mississippi ETV/MPB Building.
- (b) Several weeks ago, our Maintenance Department determined that there were leaks somewhere in the underground hot water/chilled water distribution lines. Subsequent investigations and excavations not only located the leaks and confirmed this, but also determined that the thrust blocks have been subject to movement and one of the main underground blocks has cracked in half due to ground movement and the pressure of the pipe (the thrust blocks were improperly supported when they were installed).
- (c) Mr. Perry Atherton, mechanical engineer, has determined that repairing the thrust blocks would be labor intensive and costly and has proposed an alternate solution to install new piping along a straight-line route.
- (d) Delaying replacement of these HW/CW lines to give opportunity for competitive bidding would be detrimental to the best interest of the operation of these facilities and could possibly result in catastrophic failure of the heating and cooling system, causing the loss of the use of these facilities for an extended length of time.
- (e) IHL further request emergency funding for this repair work. The engineer has determined that replacing these lines could costs in the neighborhood of \$400,000. If emergency funding is not available, we request that you grant state approval to use funds from the GS#111-053 – Primary Electrical Replacement project.

By means of this Emergency Certificate, we respectfully request the Bureau of Building, Grounds and Real Property Management to take the necessary steps for immediate replacement of the piping serving these facilities on order to maintain campus operations.

A handwritten signature in cursive script, reading "Glenn F. Boyce", written over a horizontal line.

Dr. Glenn F. Boyce, Commissioner
Mississippi Institutions of Higher Learning

AGENDA

PUBLIC PROCUREMENT REVIEW BOARD

WEDNESDAY, OCTOBER 28, 2015

CHANGE ORDER FOR PPRB APPROVAL

GS# 102-258

Sillers Coliseum Renovations

Delta State University

(Cleveland, Mississippi)

CHANGE ORDER #1

Contractor: David Smith Construction, Inc.

Original Contract Sum/Days	\$ 15,000.00	45 Days
Net Change Sum/Days by Previous Change Orders	\$ 0.0	0 Days
Contract Sum/Days Prior to this Change Order	\$ 15,000.00	45 Days
Amount/Days for this Change Order	+\$ 115,080.00	60 Days
Net Contract Sum/Days (Including this Change Order)	\$ 130,030.00	105 Days

Reason for Change Order:

Latent Conditions. Add for emergency remediation at failing wall panels to include removal of existing brick and block, erection of a temporary weather barrier inside building, providing a temporary wall enclosure of metal studs, EIFS, insulation and etc.

This change order brings the cumulative CO's over 25% of the initial contract amount/award.



STATE OF MISSISSIPPI
GOVERNOR PHIL BRYANT

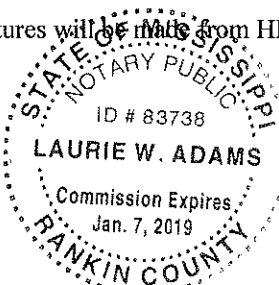
DEPARTMENT OF FINANCE AND ADMINISTRATION

KEVIN J. UPCHURCH
EXECUTIVE DIRECTOR

DFA DECLARATION OF EMERGENCY CERTIFICATE

I, Kevin J. Upchurch., Executive Director of the Department of Finance and Administration and State Fiscal Officer, do hereby certify to the following findings and declarations pursuant to authority provided in Sections 31-7-1(f) and 31-7-13 (j), *Mississippi Code of 1972*:

- (1) An emergency is being declared as set forth below for Delta State University which involves unstable exterior walls consisting of brick and block masonry at the Walter Sillers Coliseum.
- (2) In the opinion of the Department of Finance and Administration, the delay incident to giving opportunity for competitive bidding would be detrimental to the interests of the State. This is based on letter serving as the Declaration of Emergency from Steve McClellan, Vice President for Finance and Administration, designee of William N. LaForge, President, dated October 1, 2015.
- (2) As per Section 31-7-13(j), Mississippi Code of 1972, . . . *If the governing board or the executive head, or his designees, of any agency determines that an emergency exists in regard to the purchase of any commodities or repair contracts, so that the delay incident to giving opportunity for competitive bidding would threaten the health or safety of any person, or the preservation or protection of property, then the provisions in this section for competitive bidding shall not apply*
- (4) As per Section 31-7-1(f), Mississippi Code of 1972, "*Emergency*" shall mean . . . *any circumstances . . . when the immediate preservation of order or of public health is necessary . . . or when immediate restoration of a condition of usefulness of any public building . . . appears advisable. . . or when the delay incident to obtaining competitive bids could cause adverse impact upon the governing authorities or agency, its employees, or its citizens . . .*
- (5) The emergency repairs are being processed under GS Number 102-258 entitled "Sillers Coliseum Renovations" for Delta State University. Permanent, long term repairs and replacements are not included in this declaration and will be subsequently procured via competitive bidding.
- (6) The procedures provided in the Bureau of Building, Grounds and Real Property Management Procedure Manual regarding emergencies are being complied with, as well as the Code Sections referenced above.
- (7) Procedures for procuring emergency repairs will now commence between the Bureau of Building Grounds and Real Property Management, the Professional, and the Using Agency, for subject project.
- (8) Expenditures will be made from HB787, L'14 GO Bonds authorized for this project



Kevin J. Upchurch
Kevin J. Upchurch, Executive Director
Department of Finance and Administration

Date: October 28, 2015

Sworn to and subscribed to before me, the undersigned Notary, on this the 28th day of October, 2015..

Laurie W. Adams, Notary

My Commission Expires: *January 7, 2015*

October 1, 2015

Glenn Kornbrek
Bureau Director
MS Bureau of Buildings, Grounds and Real Property Management
Jackson, MS 39205

Glenn,

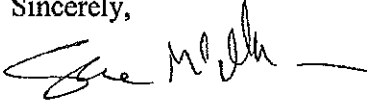
Pursuant to authority provided in Section 31-7-13 (j), Mississippi Code 1972, Annotated, I am writing as designee of Delta State University's President, William N. LaForge, in request of authority to utilize Emergency Purchase Procedures to repair our Walter Sillers Coliseum. Under GS# 102-258, the university has been investigating structural issues with this facility for several months now and had developed plans for an interim stability project until funds were available to renovate the facility and bring it up to codes. Then, on September 17, 2015, we received letters (Attachment A) from Robert E. Farr II, AIA, with Cooke Douglas Farr Lemons and Thomas C. Schaeffer, P.E., with Structural Design Group, declaring there to be immediate danger in the brick wall's stability and recommending all access to this area be prohibited. The university immediately secured the area which unfortunately includes the entire main entrance, all concessions counters and all public restrooms for this facility where we hold our intercollegiate basketball games; many community events; and graduations for the university and local high schools. We currently are forced to redirect entrance to the facility to the rear of the building and will be required to secure portable toilets for all events until this can be corrected.

The university now has schematic design cost estimates (Attachment B) from Cooke Douglas Farr Lemons projecting the cost to remedy this structural issue to be \$288,368 and possibly upward to \$331,623 to address unforeseen conditions. With our basketball season starting in one month, delaying this repair to give opportunity for competitive bidding would be detrimental to the best interest of the university, its students, faculty, staff, fans and local community. As you know, we have been proceeding strictly within State laws during the pre-planning of this facility and planned to continue to do so throughout the entire project until receiving notice of this immediate danger. Now, we need to take any legal measures possible to speed the repair to this continuously used facility.

By means of this Emergency Certificate, Delta State University request the Bureau of Building, Grounds and Real Property Management to take the necessary steps for immediate repair of Walter Sillers Coliseum's structural issue. As soon as we receive a positive reply

from you, we plan to authorize the transfer of State Bond funds currently allocated to our Young Mauldin Cafeteria Renovation (GS# 102-262) to this project to cover the cost of this repair.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve McClellan", followed by a horizontal line.

Steve McClellan

Vice President for Finance and Administration

Copies: William N. LaForge, Delta State University President
Mike Beauchamp, Bureau Project Manager
Greg Korb, Delta State University Director of Facilities Management

ATTACHMENT A



COOKE
DOUGLASS
FARR
LEMONS
ARCHITECTS



ENGINEERS PA

cdfl.com
601.366.3310
3100 N State St
Suite 200
Jackson, MS
39216

Robert E. Farr II, AIA
David A. Lemons, AIA
Jody G. Coleman, AIA
Jesse R. Browning, PE
Robert O. Byrd, PE
Ann Somers, AIA
Gene E. Crager, AIA

September 17, 2015

Bureau of Building, Grounds and Real Property Management
501 North West Street
Suite 1401 B, Woolfolk Building
Jackson, Mississippi 39201

Attention: Glenn Kornbrek
Bureau Director

Regarding: **GS# 102-258**
Sillers Coliseum Renovations
Delta State University
Structural and Safety Concerns

Dear Glenn:

The structural stability of the wall system at the Coliseum's southern quadrant presents significant concerns for the safety of any individuals in the immediate area. The structural distress in the wall's stability has advanced rapidly and must be arrested prior to a catastrophic failure.

As action is initiated to address the immediate danger in the wall's stability, it is recommended that access to the areas under the wall panels be prohibited.

For the public's safety and welfare, the affected areas need to be cordoned off and secured to a safe distance until the walls can be repaired or stabilized.

It is our recommendation that these areas be secured immediately and that all public access to the affected areas be restricted until the wall structure in question is stabilized.

The following observation indicates the significance of the condition as well as the attached photos of the wall's connection to the structural system:

On September 16, 2015 CDFL met with Greg Korb (DSU), Mike Beauchamp (DFA), and representatives of David Smith Construction for the Pre-Construction Meeting of the Temporary Structural Stabilization Measures project for the Sillers Coliseum at Delta State University. It was noted that the area of the southern facade that is to receive these measures has had substantial additional catastrophic movement as well as additional movement in adjacent areas.

Glenn Kornbrek, Bureau Director
GS #102-258
Sillers Coliseum Renovations
Delta State University
Structural and Safety Concerns
Page 2

Representatives from Structural Design Group also reviewed the conditions on the same day. The Structural Engineer is recommending that the affected areas are currently unsafe for use and are at risk of collapse. (Please see attached letter from Structural Design Group.)

Sincerely,

Cooke Douglass Farr Lemons
Architects + Engineers PA



Robert E. Farr, II, AIA

REF//lh

PC: Mike Beauchamp
Greg Korb

Attachments:

Letter from Structural Design Group
Photos of interior wall conditions at the structural frame

ARCHITECTS



ENGINEERS PA



Structural Design Group

220 Great Circle Road
Suite 108
Nashville, Tennessee 37228
A 615.255.5537
F 615.255.1488
www.sdj-structure.com

September 16, 2015

Jody Coleman
Cooke Douglass Farr Lemons Architects
3100 North State Street
Suite 200
Jackson, Mississippi 39216

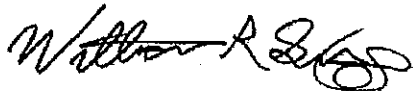
Delta State University – Walter Sillers Coliseum
Cleveland, Mississippi

During a Site visit to the Sillers Coliseum on September 16, 2015 Newell Watkins and Jody Coleman of CDFL observed that the wall panels above the arena seating on the south side of the building appeared to have additional movement since the site visit in May. On the same day Seth Corley from Structural Design Group also visited the coliseum and observed the condition. Due to the additional movement it is our opinion that the possibility of the wall collapsing has increased significantly, causing an unsafe condition. It is our recommendation that the areas affected by this unsafe condition be cordoned off to prevent access until the walls can be repaired.

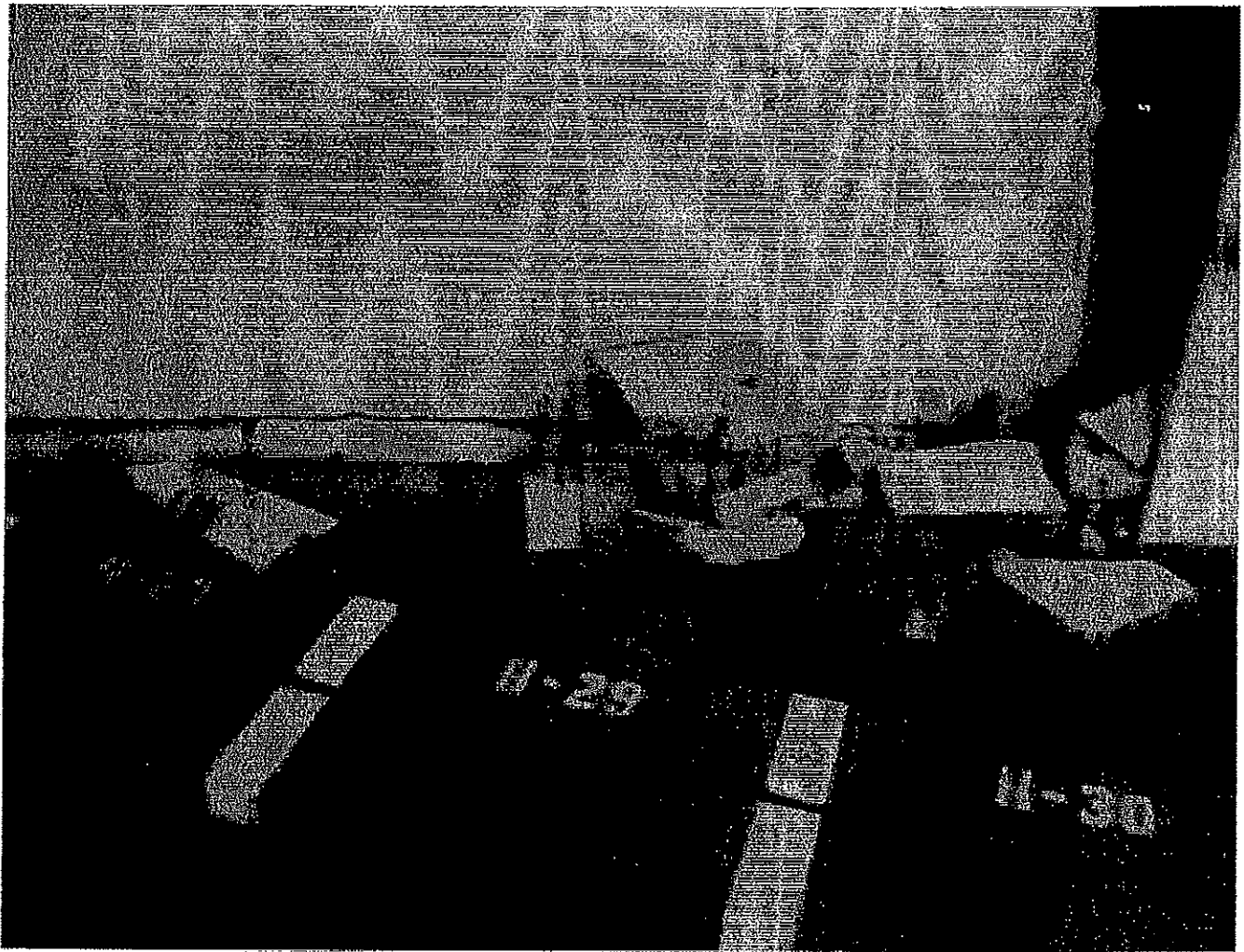
Please contact our office if you have questions or if you need additional information.

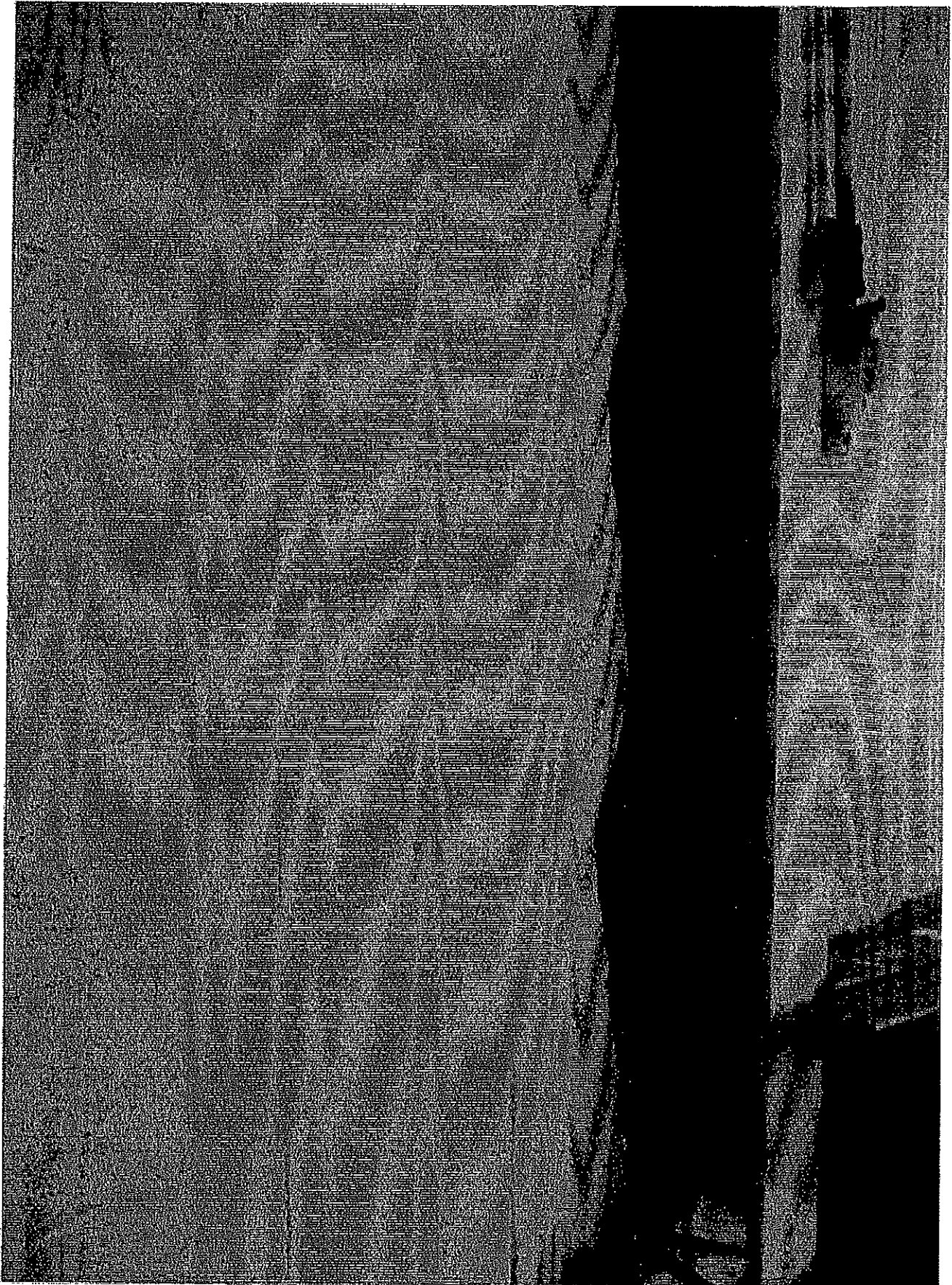
STRUCTURAL DESIGN GROUP

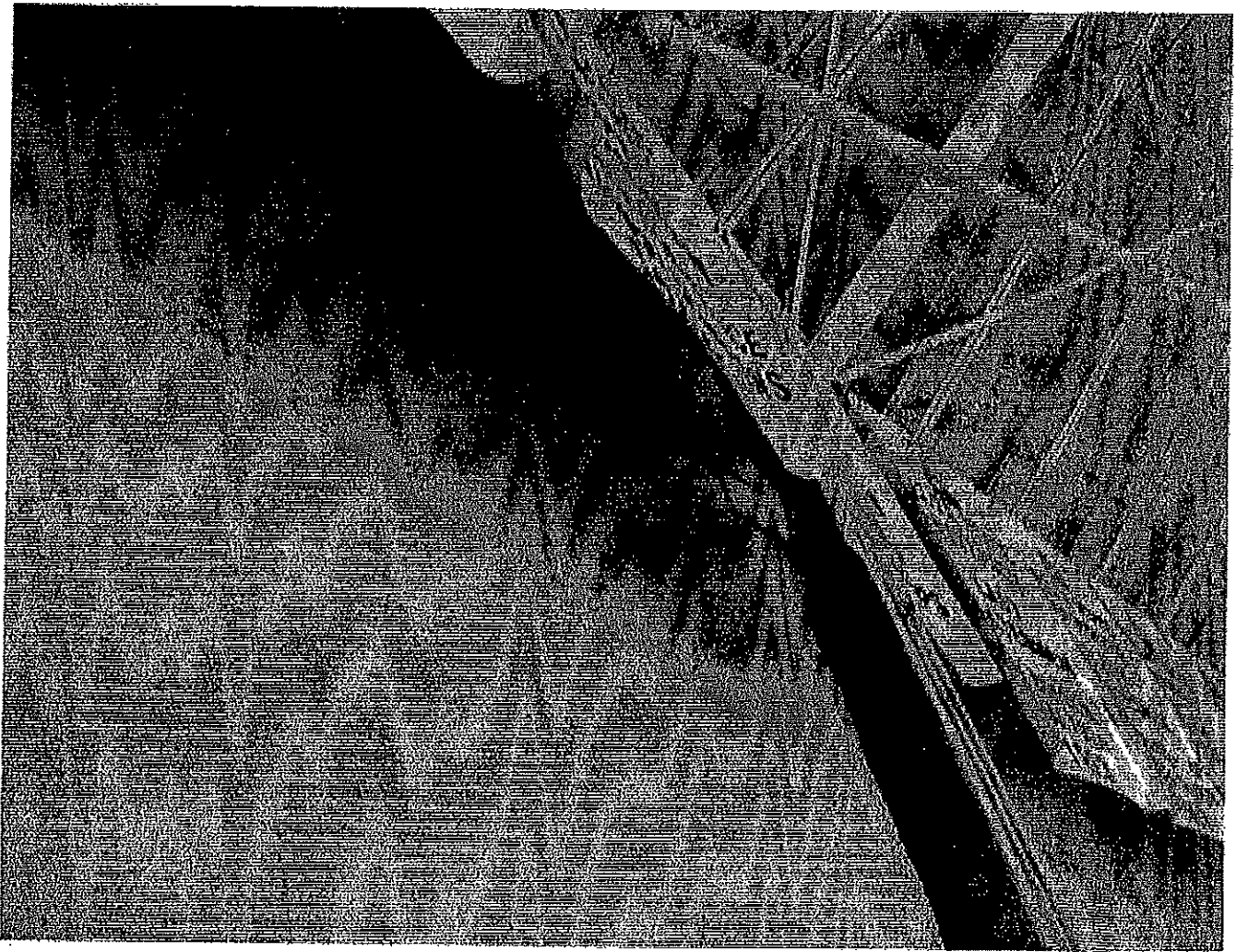

Thomas C. Schaeffer, P.E.



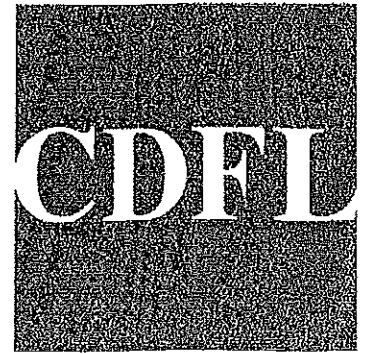
William R. Grigg







ATTACHMENT B



COOKE
DOUGLASS
FARR
LEMONS
ARCHITECTS



ENGINEERS PA

GS# 102-258
Sillers Coliseum Renovations
Delta State University
P001 Structural Renovations
CDFL 14.240

September 29, 2015

SCHEMATIC DESIGN COST ESTIMATE (OPTION #1) REVISED TO INCLUDE ROOF AND STRUCTURE

cdfl.com
601.366.3110
3100 N State St
Suite 200
Jackson, MS
39216

The following Cost Estimate is for removal and replacement of the damaged exterior wall panels on the south façade to include antiquated roof and structural repairs.

SPECIFICATION DIVISIONS

Division 1	General Conditions	\$22,588.00
	Demolition	28,393.00
Divisions 2 and 3	Civil / Structural	
	Fencing	2,500.00
	Grading @ D.S.	1,500.00
	Splash Blocks	500.00
	Beams & Connection	29,908.00
Divisions 4 – 14	Architectural	
	Interior Screen Wall	17,528.00
	Salvage Existing Sign	2,100.00
	Scaffolding	31,300.00
	Brick Veneer	29,759.00
	CMU	21,446.00
	Reinforcing	11,000.00
	Damproofing	7,800.00
	Joint Sealant/Backer Rods	2,500.00
	Roofing	
	Flashing	3,500.00
	Roof Patching	3,879.00
	Gutters/Downspout	7,500.00
Division 16	Electrical	
	Rewire and Refurbish Sign	8,500.00

Robert E. Farr II, AIA
David A. Lemons, AIA
Jody G. Coteman, AIA
Jesse R. Browning, PE
Robert O. Byrd, PE
Ann Somers, AIA
Gene E. Crager, AIA

GS# 102-258
Sillers Coliseum Renovations
Delta State University
P001 Structural Renovations
September 29, 2015
Page 2

Subtotal	\$232,181.00
Taxes	<u>8,126.00</u>
Subtotal	\$240,307.00
Contractor's OH & P	<u>48,061.00</u>
Total	\$288,368.00

ARCHITECTS

NOTES:

ENGINEERS PA

1. We recommend a 15% unforeseen conditions contingency be added to cover unknown cost. This will add approximately \$44,000.00 to the estimate. The contingency is recommended due to the fact that existing drawings are not available of the roof, edges and existing structural connections. Existing conditions cannot be observed until demolition occurs.
2. The existing roof is in bad condition and will be to be replaced very soon. Please note that the roof was tested and contains asbestos material which will need to be abated.
3. While this wall replacement is being considered a permanent fix, additional work will still need to occur in this area. The waterproofing, flashing, and roof connection is a temporary fix and will need to be renovated when the existing roof is replaced. In addition, the future ADA and Life Safety renovations will possibly occur in this area of the building. To implement these changes an addition to the facility will be required housing elevators, toilets and other required ancillary spaces. This will require the removal of the brick veneer and new wall penetrations as required to access the additional spaces. Since these spaces have not been designed we can't plan for these penetrations.

AGENDA

PUBLIC PROCUREMENT REVIEW BOARD

WEDNESDAY, OCTOBER 28, 2015

CHANGE ORDER FOR PPRB APPROVAL

State of Mississippi

State of Mississippi Attorney General

Contract #8800002745

Agency Contract #1071-15-C-SOLC-00001-V004

Contract Dates: 8/18/14 – 6/30/16

SUPPLEMENTAL AGREEMENT #4

Vendor: Singley Construction Co., Inc.

Original Contract Sum	\$ 3,481,262.04
Contract Sum Prior to this Change Order	\$ 4,100,000.00
Amount for this Change Order	+\$1,000,000.00
Net Contract Sum (Including this Change Order)	\$ 5,100,000.00

Reason for Change Order:

Removal & disposal of approx. 31,000 tons of non-hazardous contaminated soil from the former Chemfax, Inc. facility in Gulfport, MS. Contract amendments are due to the discovery of additional amounts of contaminated soil found at the site.

SOIL EXCAVATION AND REMEDIATION SERVICES

Between the

MISSISSIPPI ATTORNEY GENERAL

And

Singley Construction Company, Inc.

SUPPLEMENTAL AGREEMENT NO.4

SOIL EXCAVATION AND REMEDIATION SERVICES

Chemfax Soil Remediation

Gulfport, Harrison County, Mississippi

WHEREAS, Singley Construction Company, Inc. (Singley) entered into a SOIL EXCAVATION AND REMEDIATION SERVICES CONTRACT with the Mississippi Attorney General (AGO) on the 25th Day of February, 2014, to provide Soil Excavation and Remediation Services for the Soil Remediation project of the former Chemfax facility located in Gulfport, Harrison County, Mississippi; and

WHEREAS, both parties have entered into Supplemental Agreement No. 1, Supplemental Agreement No. 2 and Supplemental Agreement No. 3, which increased the quantities of excavation; and

WHEREAS, subsequent to that time, the quantities of excavation and associated testing have increased based upon the results of the chemical analysis of the soil; and

WHEREAS, subsequent to that time, differing site conditions have been discovered which required a different approach to remediation; and

WHEREAS, Singley has been requested to provide both a continuation of its professional services to cover the additional excavation and remediation; and to provide the additional remediation services; and

WHEREAS, the AGO agrees Singley is entitled to additional compensation for these additional services and the extra work as required by the AGO; and

WHEREAS, the parties agree to continue to pursue the completion of the remediation process insofar as possible within existing budgetary constraints; and

WHEREAS, Singley agrees to perform such additional soil remediation services as can be accomplished at contract rates for an additional amount not to exceed **\$ 1,000,000;**

And, that Paragraph 3 on page 1 of 25 in the Contract entitled "Consideration" which by previous Supplemental Agreement was amended to read \$4,100,00.00 shall be further amended to delete the amount of \$4,100,000.00 from the third line thereof and be replaced by the amount \$5,100,000.00.

This Supplemental Agreement in no way modifies or changes the original of which it becomes a part except as specifically stated herein.

SO AGREED, this the _____ day of _____, 2015, but shall have an effective date of October 9th, 2015.

OFFICE OF THE ATTORNEY GENERAL
STATE OF MISSISSIPPI

Jim Hood, Attorney General

SO AGREED, this the 9th day of October, 2015.

SINGLEY CONSTRUCTION COMPANY, INC.

Jerry Singley
Jerry Singley, President

