



PROJECT: Clearwater Dam
Seepage Control & Parapet
Wall White River Basin

CLIENT: The Judy Company

LOCATION: Reynolds & Wayne Counties,
Missouri

CCL was retained by The Judy Company, Inc. to determine the value of their equitable contract adjustment due to the Corps of Engineers delay in awarding the contract and issuing Notice to Proceed. The Judy Company was a subcontractor to Hill Brothers on the Clearwater Dam project to perform foundation drilling and grouting. The \$9.9 million project consisted of constructing an earth fill seepage berm upstream of and along the full length of the existing spillway. The Judy Company's subcontract, \$1.1 million, included foundation grouting to a section of the existing dam.

The delay in issuance of the Project Award and Notice to Proceed was due to the Corps of Engineers bid evaluation procedures, interpretation of the contract documents, and evaluation of a bid protest. The Clearwater Dam project was bid April 21, 1987. The Project Award was not made until July 31, 1987, which was one hundred (100) days after the Bid Date. The Notice to Proceed was not issued until October 30, 1987, which was ninety (90) after the Project Award.

CCL prepared an as-planned and adjusted as-planned schedule showing the impacts of the delay. The Judy Company's as-planned start date was delayed from July, 1987 to November, 1987. The anticipated substantial completion date was delayed from April, 1988 to September, 1988.

CCL identified The Judy Company's increased costs to perform the contract due to the delay. These costs included idle equipment, escalation of labor and material costs, underabsorption of home office overhead and extended site presence costs. A claim for equitable contract adjustment was prepared and submitted to the Corps of Engineers and Hill Brothers Construction.