

QUESTIONS FOR BRAD BAIRD, ANDERSON PERRY:

I. VALE BLM PIT:

- A. WHAT WAS FINAL NET QUANTITY (TONS) OF RIP RAP THAT WAS HAULED FROM VALE BLM PIT?
  - 1. WHAT WAS PRICE PER TON DELIVERED AND PLACED?
  - 2. HAVE WE BEEN PRESENTED INVOICING REFLECTING ALL OF THE RIP RAP HAULED FROM BLM PIT?
  
- B. WHAT WAS THE NET QUANTITY OF UNDERSIZE OR SPOILS HAULED TO RELOAD SITE FROM VALE BLM PIT?
  - 1. HAVE WE BEEN INVOICED FOR THIS MATERIAL?
  - 2. HOW MUCH DID WE PAY FOR THIS MATERIAL PER TON DELIVERED AND PLACED?
  - 3. HOW WAS THE COST PER TON DETERMINED BECAUSE IT WASN'T A LINE ITEM IN THE BID?
  - 4. HAVE WE BEEN PRESENTED INVOICING SHOWING TOTAL COST OF THIS MATERIAL?
  - 5. WHERE WAS UNDERSIZED MATERIAL BEING USED IN THE PROJECT?

II. CHANGE ORDER:

- A. WHY DID WE GO TO TIME AND MATERIALS THE FIRST PART OF FEBRUARY AND NOT EXECUTE CHANGE ORDER UNTIL APRIL?
  
- B. WHY DIDN'T WE ONLY EXECUTE THE CHANGE ORDER ON RIP RAP MATERIAL? THIS WAS THE MATERIAL THAT WE NEEDED ADDITIONAL QUANTITIES OF.
  
- C. ALL OF US KNOW COSTS ARE HIGHER TODAY THEN WHAT THEY WERE IN AUGUST WHEN THIS JOB'S EARTHWORK WAS BID.
  - 1. WHY DIDN'T WE FINISH OUT OR KEEP ALL NEEDED LINE ITEMS OF THE ORIGINAL BID? IN THE CHANGE ORDER, WE DELETED 80% OF EARTHWORK AND THE SUBBALLAST LINE ITEMS.
  - 2. WAS THIS IN THE BEST INTEREST OF MCDC WITH REGARDS TO BUDGET?
    - a. FOR EXAMPLE, WE ERASED THE SUBBALLAST MATERIAL FROM ORIGINAL BID AT \$18.50 PER TON.
      - 1. WHAT WILL WE PAY FOR THIS MATERIAL NOW?
    - b. WHY DID WE DELETE 80% OF EARTHWORK?
      - 1. WITH CURRENT INFLATION, WE KNOW THESE COSTS ARE CURRENTLY MORE EXPENSIVE WITH REGARDS TO EQUIPMENT RENTAL, LABOR, FUEL, ETC. AS COMPARED TO WHAT THOSE COSTS WERE IN THE ORIGINAL BID?
  
- D. BY EXECUTING THE CHANGE ORDER, DID WE BAIL OUT A CONTRACTOR WHO WAS LOW BIDDER ON THIS

EARTHWORK CONTRACT?

1. IS IT COINCIDENCE THAT THE LINE ITEMS WE REDUCED OR ELIMINATED IN CHANGE ORDER WERE THE EXACT LINE ITEMS THAT MADE THE CONTRACTOR THE INITIAL LOW BIDDER?
- E. WITH THE TRANSITION TO TIME AND MATERIALS, WHO HOLDS THE LIABILITY IN WORK THAT DOESN'T PASS INSPECTION? DO WE HAVE TO PAY FOR THE SAME WORK TWICE?
- F. 4" MINUS MATERIAL WASN'T LISTED ON THE ORIGINAL BID. IN THE CHANGE ORDER, WE HAVE A SIGNIFICANT AMOUNT OF THIS MATERIAL.
  1. WHAT IS 4" MINUS?
  2. WHAT PIT IS THIS MATERIAL COMING FROM?
  3. WHAT IS THIS MATERIAL USED FOR?
  4. HOW WAS PRICE FOR 4" MINUS DETERMINED? WAS THIS MATERIAL PUT OUT TO BID?
- G. CAN WE RESCIND THE ORIGINAL CHANGE ORDER AND ADOPT AN ORDER THAT WILL BE IN THE BEST INTEREST OF MCDC?

III. WE SHOULD OF REBID ADDITIONAL MATERIALS NEEDED IN CHANGE ORDER TO MAKE SURE WE OBTAINED LOW COST OF ADDITIONAL MATERIAL.

- A. WAS KELLY POMEROY OR BOX OF ROCKS CONTACTED FOR A PRICE OF THE ADDITIONAL MATERIAL? IN THE ORIGINAL BID, THEY WERE THE NEXT TWO LOWEST BIDDERS FOR RIP RAP.
- B. WHAT IS THE PRICE OF ADDITIONAL RIP RAP DELIVERED AND PLACED FROM CAMBRIDGE PIT?

IV. WE NEED TO REBID BUILDING WITH ONLY ONE ORIGINAL BIDDER.

V. WITH DISCUSSIONS OF BUDGET OVERRUNS, INFLATION, THE DEPTH OF SLOUGH AND THE SOIL MOISTURE PERCENTAGE OF ONSITE MATERIALS HAS BEEN TO BLAME. IN PRECONSTRUCTION ANALYSIS, WHY DIDN'T ANDERSON PERRY DIG MORE TEST HOLES TO DETERMINE THE EXTENT THAT THESE FACTORS WOULD NEGATIVELY AFFECT THE PROJECT'S BUDGET? THERE WERE NUMEROUS PEOPLE IN THE COMMUNITY THAT WERE CONCERNED ABOUT SITES SUBMOISTURE.

VI. THE BOARD OF THIS PROJECT WANTS TO MAKE SURE THIS PROJECT IS COMPLETED CORRECTLY. WE NEED TO WORRY LESS ABOUT DEADLINES, AND MAKE SURE WE ARE FISCALLY RESPONSIBLE AND MAKE RESPONSIBLE DECISIONS. NO MATTER DYNAMICS OF CULTURE, WE NEED TO BE EFFICIENT STEWARDS OF OUR RESOURCES AND STRETCH THEM AS FAR AS WE CAN. MISTAKES ARE USUALLY MADE WHEN DECISIONS ARE RUSHED.

THIS BOARD IS GOING TO BE HERE IN MALHEUR COUNTY WHEN THIS PROJECT IS COMPLETED. WE WANT A FACILITY THAT WE CAN BE PROUD OF AND ONE THAT WILL BENEFIT TREASURE VALLEY'S AGRICULTURAL INDUSTRY. IF THE AGRICULTURE INDUSTRY BENEFITS, THE ECONOMICAL BENEFITS WILL SPREAD TO OTHER BUSINESSES IN THE AREA.