CALIFORNIA High-Speed Rail Authority

CHANGE ORDER (CO)

CO No.: 00055

TITLE: Silveira Box Structure - Design **DATE:** 03/23/2018

PROJECT: Construction Package No. 2-3 **CONTRACT NO:** HSR13-57

CONTRACTOR: Attn: Michael Costa
Dragados / Flatiron Joint Venture
1775 Park St, Bldg 75
Selma, CA 93662

DESCRIPTION OF CHANGE:

This Change Order is to implement Authority's Directive Letter No. 59 (DL 59) and Authority Letter SL. No. 00270 for the design of the a new box structure undercrossing the High Speed Rail alignment at approximately Station 2983+00 (Silveira Property @ Avenue 156).

This Change Order will cover the cost for the Scope of Work (SOW) covered per DFJV's Subcontractor, Jacobs Engineering, in Jacobs Change Notice No. CN- 077.3 titled "Silveira (Avenue 156) Box (Undercrossing) Structure & Roadway Design – SL No. 00270," dated September 22, 2017.

The compensation in this Change Order is per Section 17.4 and Section 23.0 of the General Provisions. These costs are agreed as full and complete costs for Jacobs Engineering and lower-tiered Subcontractors for increased Design Phase effort for Design SOW per DL 59 and SL No. 00270.

The alleged cost of Design Phase Work for Project Management, Administration, Quality Assurance, and Other Direct Costs (ODCs) submitted by Jacobs Engineering was evaluated but not included in this Change Order since Jacobs Engineering could not come to an agreement as to the Authority's estimated cost for the same. Jacobs Engineering voluntarily deferred these costs and, instead, reserves the right to include these costs for evaluation by the Authority as part of a time impact to the overall schedule.

This Change Order also includes the cost of Bond and Insurance required for increase in the SOW. V&V costs during the Design Phase to implement the Authority's DL 59 and SL No. 00270 will be covered under a forthcoming Change Order after the cost of these services are determined and agreed between DFJV and the Authority.

The cost of DFJV's Support Work during the Design Phase, and the cost of Construction Work, Construction Support Services, VV&SC required during the Construction Phase to implement the Authority's DL 59 and SL No. 00270 will be covered under a forthcoming Change Order after the cost of these services are determined and agreed between DFJV and the Authority.

PCO	Payment Item	Description	Quantity	Units	Unit Price	Net Amount	Time Adj. (Days)
	00001	This lump sum payment will cover the cost of Design Concept & Design to implement Authority's DL 59 and SL 00270 to a new box structure undercrossing the High Speed Rail alignment at approximately Station 2983+00 (Silveira Property @ Avenue 156).	1.0	LS	$401,610.00	$401,610.00	0
	00002	This lump sum payment includes DFJV's Subcontractor 7% markup per Section 23.0 of General Provision.	1.0	LS	$28,112.70	$28,112.70	0
	00003	This lump sum payment covers DFJV's cost for Bond and Insurance for added Scope of Work per this Change Order.	1.0	LS	$16,544.32	$16,544.32	0
					Total:	**$446,267.02**	**0**

ATTACHMENTS:

Initials Acknowledging Page 1 of 2

Contractor	California High-Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by
		Jorge Dromedio	

CALIFORNIA High-Speed Rail Authority

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CO No.: 00055

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Release of Claims

Except as modified by this Change Order, all terms and conditions of the Contract, as previously modified, remain unchanged and in full force and effect. The parties agree that this Change Order is a final and equitable adjustment of the Contract time and Contract amount and constitutes a mutual accord and satisfaction of all claims, current or future, of whatever nature caused by or arising out of the facts and circumstances surrounding this Change Order including, but not limited to, direct, indirect and consequential costs; additional time for performance; and the impact of the modifications specified in this Change Order, alone or taken with other changes, on the unchanged Work.

Contractor's Sworn Certification

By executing this Change Order for the Contractor below, the undersigned for the Contractor certifies as true, under penalty of perjury (under the laws of California, executed in Selma, California), as follows:

This Change Order is made in good faith and in accordance with the terms of the Contract.

The amount of time and/or compensation requested accurately reflects the appropriate adjustments and includes all known and anticipated impacts or amounts that may be incurred as a result of the event or matter giving rise to such proposed change.

The Contractor has no reason to believe and does not believe that the factual basis for this Change Order is falsely represented.

The Contractor has investigated the basis for each Subcontractor claim and has determined that each such claim is justified as to entitlement and amount of money and/or time requested and has no reason to believe and does not believe that the factual basis for the Subcontractor's claim is falsely represented.

Subcontractor's Sworn Certification(s):

Attached as _____ [indicate "none" if no such Subcontractors are involved] are sworn certifications from each Subcontractor involved in the Work or event contemplated by this Change Order in the form above.

Dragados / Flatiron Joint Venture

Acceptance by		
Signature	Michael Costa - Project Director	Date 4/26/18

California High-Speed Rail Authority

Submitted by		
Signature	PATRICK JULY ~~Carole N. Sanders~~ - DB Oversight Manager	Date 5/7/18
Recommended by		
Signature	Jorge Granados - Design & Construction Manager	Date 5/8/18
Approval by		
Signature	Terry Ogle - Director of DAC	Date 5/9/18

Initials Acknowledging Page 2 of 2

Contractor	California High-Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by