



CITY OF SANTA ANA

PUBLIC WORKS AGENCY

CONTRACT CHANGE ORDER

Project Number Project No. 22-1341 First Street Slope Stabilization Project Change Order Number 1
 To EverLevel Holdings, LLC Contractor

You are hereby directed to make the herein changes from the plans and specifications or do the following described work not included in the plans and specifications on this contract.

NOTE: THIS CHANGE ORDER IS NOT EFFECTIVE UNTIL APPROVED BY THE CITY COUNCIL OR CITY MANAGER.

Unless otherwise stated, rates for rental of equipment cover only such time as equipment is actually used and no allowance will be made for idle time.

Change requested by PUBLIC WORKS AGENCY

JUSTIFICATION

1. To compensate the contractor for costs associated with discovery unforeseen 8" utility lines in slope subgrade excavation and removal. (PCO No. 01).
 TOTAL COST = \$9,863.78 ✓
2. To compensate the contractor for costs associated with relocation of CMS boards per City's request. (PCO No. 02).
 TOTAL COST = \$623.42 ✓
3. To compensate the contractor for costs associated with additional traffic control as per City's request including additional arrows and barricades. (PCO No. 03).
 TOTAL COST = \$4,544.83 ✓
4. To compensate the contractor for costs associated with removal of two abandoned telephone poles on the South side of the slope. (PCO No. 04)
 TOTAL COST = \$2,517.55 ✓
5. To compensate the contractor for costs associated with additional potholing on SE slope including backfill for all locations. (PCO No. 05).
 TOTAL COST = \$9,518.96 ✓
6. To compensate the contractor for costs associated with backfill of anchor trench due to plan change per City direction. (PCO No. 06).
 TOTAL COST = \$4,762.56 ✓
7. To compensate the contractor for costs associated with removal of backflow preventer and capped line at the main per City's request. (PCO No. 07).

TOTAL COST = \$3,129.32 ✓

8. To compensate the contractor for costs associated with the stay form for the New Anchor Wall design due to the widening of the sidewalk. (PCO No. 09).

TOTAL COST = \$35,000.00 ✓

9. To compensate the contractor for costs associated with chipping down the PCC Fence Footing on the Southeast slope where the existing black wrought iron fence was placed. (PCO No. 11).

TOTAL COST = \$6,459.83 ✓

10. To compensate the contractor for costs associated with placing additional gravel base due to variable retaining curb height on Southwest and Southeast slopes. Compaction of slope also had also to be redone. (PCO No. 12).

TOTAL COST = \$49,645.65 ✓

11. To compensate the contractor for costs associated with removing the existing sidewalk and installing a new 18" widened sidewalk. (PCO No. 13).

TOTAL ESTIMATED COST = \$200,700.00 ✓

12. To compensate the contractor for costs associated with repairing the v-ditch on the south slope. (PCO No. 13.1).

TOTAL COST = \$4,990.00 ✓

13. To compensate the contractor for costs associated with removal and replacement of the curb & gutter on the South side of the slope, removal of the existing asphalt-concrete section adjacent to the curb & gutter, placement of asphalt-concrete slot patch, and to furnish and install three No. 6 Pull Boxes. (PCO No. 14).

TOTAL COST = \$85,574.89 ✓

14. To compensate the contractor for costs associated with installation skate preventative devices on both the North and South retaining curbs. (PCO No. 15).

TOTAL COST = \$49,174.00 ✓

15. To compensate the contractor for costs associated with crack repair and re-staining of the blue River Lens. (PCO No. 16).

TOTAL COST = \$65,191.57 ✓

16. To compensate the contractor for costs associated with installation of anti-graffiti coating on the south anchor wall. (PCO No. 17).

TOTAL COST = \$10,800.00 ✓

17. To compensate the contractor for costs associated with providing a smooth and uniform finish to south anchor wall (PCO No. 18).

TOTAL COST = \$11,250.00

18. To compensate the contractor for costs associated with chipping the bottom of the anchor wall to facilitate the new, widened sidewalk (PCO No. 19).

TOTAL COST = \$31,773.17 ✓

Delete Bid Item Quantities

Bid Item #12: Remove unused bid item quantities for Bid Item #12. Two Hundred Linear Feet was not used in the project @ \$250.00 per Linear Feet.

TOTAL CREDIT AMOUNT = (\$50,000.00)

TOTAL AGREED CHANGE ORDER COST: \$585,519.53

TOTAL AGREED CONTRACT INCREASE COST: \$535,519.53



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Change requested by PUBLIC WORKS AGENCY

The compensation both time and cost set forth in this change order comprises the total compensation due the Contractor, all Subcontractors, and all Suppliers for all work performed per this change order, including impact on unchanged work. By signing this change order, the Contractor acknowledges and agrees on behalf of himself, all Subcontractors, and all Suppliers, that the stipulated compensation includes payment for all work contained in this change order, plus all payment for interruption of schedules, extended field overhead, home office overhead, profit, delay, and all impact, ripple effect or cumulative impact on all other work under this Contract. The signing of this change order constitutes full mutual accord and satisfaction for all changes and work performed on this project, and that the time and cost paid per this change order constitutes the total equitable adjustments owed the Contractor, all Subcontractors, and all Suppliers for all work performed on this project. The Contractor on behalf of himself, all Subcontractors, and all Suppliers agrees to waive all rights, without exception or reservation of any whatsoever to file any further claim related to this project.

TOTAL COST THIS CHANGE ORDER: DECREASE \$ 50,000.00 INCREASE \$ 585,519.53

By reason of this order the **CONTRACT TIME** completion will be adjusted as follows: One Hundred and Twelve (112) working days.

We the undersigned contractor have given careful consideration to the change proposed and hereby agree, if this proposal is approved, that we will provide all equipment, furnish all materials, except as may otherwise be noted above, and perform all service necessary for the work above specified, and will accept as full payment therefor the prices shown above.

Accepted, Date 3/20/24 Contractor EverLevel Holdings, LLC

By GUNNAR LEE-MILLER Title CEO

Approval recommended by [Signature] Date 3/26/24
PUBLIC WORKS AGENCY EXECUTIVE DIRECTOR

ATTEST: Approved by [Signature] Date 4/4/24
Alvaro Nuñez
Acting City Manager

[Signature]
Jennifer L. Hall
City Clerk