



Design-Build Change Order Form

For Use with DBIA Document No. 525, *Standard Form of Agreement Between Owner and Design-Builder – Lump Sum* (2010 Edition) and DBIA Document No. 530, *Standard Form of Agreement Between Owner and Design-Builder – Cost Plus Fee with an Option for A Guaranteed Maximum Price* (2010 Edition)

Change Order Number: Two	Change Order Effective Date: (date when executed by both parties)
Project: Empire Parking Garage	Design-Builder's Project No: 274996
	Date of Agreement: January 5, 2013
Owner: City of Billings	Design-Builder: Sletten Construction Company

Scope of the Change: Add dry utility ductbank trenching and sleeving relocation work in the alley north of the Empire Parking Garage.

Original Contract Price:	\$ <u>11,500,000.00</u>
Net Change by Previous Change Order No(s):	to: \$ <u>440,000.00</u>
This Change Order Increase/Decrease (attach breakdown):	\$ <u>330,000.00</u>
New Contract Price:	\$ <u>12,270,000.00</u>

Original Contract Completion Date:	<u>February 7</u>	<u>2014</u>
Adjustments by Change Order No(s)	to:	<u>0</u> (calendar days)
This Change Order Contract Time Increase/Decrease:		<u>0</u> (calendar days)
Revised Substantial Completion Date:	<u>February 7</u>	<u>2014</u>

By executing this Change Order, Owner and Design-Builder agree to modify the Agreement's Scope of Work, Contract Price and Contract Time as stated above. Upon execution, this Change Order becomes a Contract Document issued in accordance with DBIA Document No. 535, *Standard Form of General Conditions of Contract Between Owner and Design-Builder*, (2010 Edition).

OWNER:

By: _____
Printed Name: _____
Title: _____
Date: _____

DESIGN-BUILDER:

By: _____
Printed Name: Shawn A. Warner
Title: Vice President
Date: _____

Add dry utility trenching and sleeving relocation work in the alley north of the Empire Parking Garage.

CTA Architect and Engineers is currently working to complete design documents to detail the work to be performed. Herein contained is the Design Builder's best understanding of the required work and associated costs. The scope and costs detailed herein will require modification upon issuance of plans and specifications from CTA.

•The overall project description is to relocate above ground utilities to underground and adjust and or relocate existing underground utilities within the alley corridor between Montana Avenue and 1st Avenue North also lying between S. 27th Street extending east to approximately 100 feet east of S. 28th Street. The work will entail working with and coordinating the following utilities: Northwest Energy, Mid Rivers, Zayo, MDU, Century link, Integra, and Optimum. The City sewer and storm drainage systems also exist in the ally and may also be modified within work. Storm and Sewer Services will also be modified to serve the parking garage.

• The Design Builder will meet with utilities, learn their criteria, requirements and coordinate with each utility whereby a common understanding and consensus is gained from each utility. With that consensus, common trench design to relocate utilities will be completed. Relocation may also result in modification to existing underground installations from some of the same utilities. Work will also entail street crossings and associated curb gutter and sidewalk replacement due to the utility relocations. The 28th Street crossing will include a temporary concrete surfacing that will be removed and replaced with asphalt when warmer weather permits. Trenching in the alley west of 28th Street will receive permanent concrete resurfacing after backfilling operations are completed.

Exclusions include: Temporary resurfacing (Grading W base course) only in the alley between 27th and 28th Streets. Permanent resurfacing of the alley is not the responsibility of the Design Builder. An existing aged 8" Rail Road sewer line that's location and current function is not known with any precision may be damaged during work activities. Repair of any damage is excluded. Permits and fees are not included.

Compensation will be based upon documented costs and associated markup. An allowance of \$330,000 has been included to complete the dry utility relocation work. Full payment and performance bonds are included.

Allowance estimated cost breakdown:

Yellowstone Electric (in trench work) -	\$164,191.66
Ostermiller Construction (trenching & backfill) -	\$79,064.00
Saw Cutting -	\$5,000.00
Temporary re-surfacing of alley east of 28 th Street -	\$1,000.00
Temporary concrete re-surfacing of 28 th Street -	\$2,000.00
Permanent asphalt re-surfacing of 28 th Street -	\$2,200.00
Re-surfacing alley west of 28 th Street -	\$3,500.00
Replace concrete sidewalk & approaches (2) -	\$1,500.00
Trench Plate Covers -	\$6,000.00
Fork lift -	\$1,800.00
Traffic Control -	\$2,995.00
Permits & fees -	Not included
General Conditions -	\$23,078.00
Fee (5%) -	\$14,616.43
Bonds -	\$3,069.45
Insurance -	\$3,100.15
1% Tax -	<u>\$3,131.15</u>
Total =	\$316,245.84