

WASHINGTON STATE  
DEPARTMENT OF TRANSPORTATION  
CHANGE ORDER

DATE: 02/04/21  
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CONTRACT NO: 009242 FEDERAL AID NO:  
CONTRACT TITLE: I-405, RENTON TO BELLEVUE WIDENING AND EXPRESS TOL  
CHANGE ORDER NO: 18 COVID19 DIRECT IMPACTS

PRIME CONTRACTOR: SW0256804 FLATIRON WEST, INC.-THE LANE  
A JOINT VENTURE  
1400 TALBOT ROAD SOUTH SUITE #500  
RENTON WA 98055-4227

( ) Ordered by Engineer under the terms of Section 1-04.4 of the Standard Specifications  
(X) Change proposed by Contractor

ENDORSED BY:  Signature on file <u>David Horn (Feb 10, 2021 09:54 PST)</u> _____ CONTRACTOR SIGNATURE  Feb 10, 2021 _____ DATE	SURETY CONSENT:   ATTORNEY IN FACT  _____ DATE
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ORIGINAL CONTRACT AMOUNT: 704,975,000.00  
CURRENT CONTRACT AMOUNT: 700,693,298.00  
ESTIMATED NET CHANGE THIS ORDER: 1,625,000.00  
ESTIMATED CONTRACT TOTAL AFTER CHANGE: 702,318,298.00

Signature Required: (x) Project Engineer (x) State Construction Engineer  
(x) Regional Administrator ( ) Other Agency

Signature on file <u>Jim Slavicek (Feb 11, 2021 07:08 PST)</u> _____ PROJECT ENGINEER SIGNATURE  Feb 11, 2021 _____ DATE	Signature on file <u>Jon De</u> _____ STATE CONSTRUCTION ENGINEER SIGNATURE  Feb 24, 2021 _____ DATE
Signature on file <u>Philip A. Fordyce, P.E. (Feb 17, 2021 07:45 PST)</u> _____ REGIONAL ADMINISTRATOR SIGNATURE  Feb 17, 2021 _____ DATE	OTHER APPROVAL WHEN REQUIRED   SIGNATURE DATE  _____ REPRESENTING

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All work, materials, and measurements to be in accordance with the provisions of the Standard Specifications and Special Provisions for the type of construction involved.

This contract is revised as follows:

Any references to provisions of Division 1 of the Standard Specifications contained herein shall be deemed to refer to the appropriate provisions of the Request for Proposal (RFP) and other Contract Documents. Any references to Prime Contractor or Contractor contained herein shall be deemed to refer to the Design-Builder.

**DESCRIPTION:**

This is a Design-Builder Initiated Change Order in accordance with General Provisions Section 1-04.4(2) that provides a lump sum payment to the Design-Builder for direct health and safety costs related to laws and/or regulations enacted by the State of Washington due to COVID-19 through May 31, 2021. This Change Order covers WSDOT's participation in such costs.

**DESIGN REQUIREMENTS:**

The preparation and approvals of the necessary Released for Construction Plans and Specifications for all of the work described herein shall be in accordance with the RFP and the approved Quality Management Plan.

**GENERAL:**

This Change Order provides compensation to the Design-Builder for direct health and safety costs that are required due to changes in State of Washington laws and regulations related to COVID-19 and developing and updating a COVID-19 Health & Safety Plan and any associated training. Items include, but are not limited to, the following:

- o Personal Protective Equipment (PPE) specifically associated with COVID-19, including masks, face shields, and other COVID-related PPE
- o Additional cleaning supplies dedicated to COVID-19 sanitation including wash stations
- o COVID-19 Supervisor
- o Craft labor dedicated to cleaning and sanitizing areas within the Project site
- o Equipment used by craft labor and COVID-19 supervisors for additional cleaning operations dedicated to COVID-19 sanitation
- o Cleaning service to perform additional cleaning and sanitizing for Design-Builder and WSDOT Project offices, bathrooms, and other employee or common areas
- o Professional services performing temperature checks and associated screening of employees reporting to the Project site.

**MEASUREMENT & PAYMENT**

The new pay item, "COVID-19 Health and Safety" for the mutually agreed to lump sum amount of \$1,625,000, which shall be full and final compensation for direct health and safety costs related to this Change Order through May 31, 2021. Compensation covers WSDOT's participation in any and all such direct health and safety costs.

A new and separate change order may be mutually agreed to between the Design-Builder and WSDOT if additional health and safety costs related to laws and/or regulations enacted by the State of Washington due to COVID-19 (whether currently existing or enacted after the date of this change order) are incurred beyond May 31, 2021.

**CONTRACT TIME:**

This Change Order does not add Contract Time.

**MISCELLANEOUS:**

By signing this Change Order, the Design-Builder agrees and certifies that WSDOT has the right to demand full reimbursement for the costs of any items in this Change Order if WSDOT determines, in its sole discretion, that the Contractor, any Subcontractor or supplier who were compensated under this change order, received full or partial compensation for such items through other public funding sources, including but not limited to any federal funding related to COVID-19. To recover such funds, WSDOT may (i) process a

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future Change Order deducting any and all amounts paid for items related to this Change Order, (ii) withhold payment for any and all remaining bid items associated with this Change Order, (iii) or use any other means necessary to recover such funds.

After Physical Completion, in order to obtain Final Completion, the Design-Builder shall provide the Engineer a certification stating that the Design-Builder, any Subcontractor or supplier who were compensated under this Change Order, have not received full or partial compensation through other public funding sources for any items within this Change Order. Design-Builder may rely upon attested-to certifications from its subcontractors and suppliers without further investigation in making its certification to WSDOT.

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ITEM NO	GROUP NO	STD ITEM	UNIT OF MEASURE	UNIT PRICE	EST QTY CHANGE	EST AMT CHANGE
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ITEM	DESCRIPTION:	CO#18 COVID19 DIRECT IMPACTS				
1017	CV	L.S.	0.00		0.00	1,625,000.00

AMOUNT TOTAL  
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 1,625,000.00  
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