

WASHINGTON STATE
DEPARTMENT OF TRANSPORTATION
CHANGE ORDER

DATE: 08/06/21
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CONTRACT NO: 009242 FEDERAL AID NO:
CONTRACT TITLE: I-405, RENTON TO BELLEVUE WIDENING AND EXPRESS TOL
CHANGE ORDER NO: 2 PREVAILING WAGE

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

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

ENDORSED BY: <i>Signature on file</i> <u>Michael Costa (Sep 30, 2021 11:02 PDT)</u>	SURETY CONSENT:
CONTRACTOR SIGNATURE Sep 30, 2021 <hr/> DATE	ATTORNEY IN FACT <hr/> DATE

ORIGINAL CONTRACT AMOUNT: 704,975,000.00
 CURRENT CONTRACT AMOUNT: 713,863,298.00
 ESTIMATED NET CHANGE THIS ORDER: 11,338,291.03
 ESTIMATED CONTRACT TOTAL AFTER CHANGE: 725,201,589.03

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

<i>Signature on file</i> <u>Jim Slavicek (Sep 30, 2021 11:04 PDT)</u>	<i>Signature on file</i>
PROJECT ENGINEER SIGNATURE Sep 30, 2021 <hr/> DATE	STATE CONSTRUCTION ENGINEER SIGNATURE Oct 14, 2021 <hr/> DATE
<i>Signature on file</i> <u>hilip A. Fordyce, P.E. (Sep 30, 2021 11:06 PDT)</u>	OTHER APPROVAL WHEN REQUIRED
REGIONAL ADMINISTRATOR SIGNATURE Sep 30, 2021 <hr/> DATE	SIGNATURE <hr/> REPRESENTING DATE

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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 WSDOT initiated Change Order modifying RFP Appendix K1 Prevailing Wage Information. The purpose is to incorporate the published Washington State L&I prevailing wage rates as of the Contract award date of October 1, 2019 into the Contract. Project Proposals for this Contract were due on August 1, 2019. It so happens that on this same date, August 1, 2019, Washington State L&I published updated wage rate determinations and published corrections on September 12, 2019. It was not possible for WSDOT to include the updated wage rate determinations into the RFP since proposals were due on August 1, 2019. Nor could the Design-Builder account for any wage rate increases. In accordance with RFP General Provisions, Section 1-07.9(1) General (Wages), this WSDOT initiated Change Order reimburses the Design-Builder for the actual cost to pay the difference between the published August 1, 2019 with corrections on September 12, 2019, wage rates and the wage rates provided in RFP Appendix K1. This Change Order also accounts for wages the Design-Builder is obligated to pay based on Apprenticeship Utilization; and, wages due to those personnel serving in the capacity of "Foreman" as defined per Washington Administrative Code (WAC) 296-127-015. Wage rates for both Apprentices and Foreman are determined as a function of the Washington State L&I prevailing wage rates.

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.

CONSTRUCTION REQUIREMENTS:

The construction requirements for all items related to this Change Order shall be in accordance with the appropriate Standard Plan, RFP and Released for Construction Plans and Specifications as revised by this Change Order.

RFP Appendix K1, delete the Washington State Prevailing Wage, Journey Level Prevailing Wage Rates for the Effective Date: 12/31/2018, and replace with the Washington State Prevailing Wage, Journey Level Prevailing Wage Rates for the Effective Date: August 31, 2019 with corrections as of October 12, 2019.

MEASUREMENT & PAYMENT:

Payment will be made in accordance with General Provisions Section 1-04 of the Contract, in the agreed amount of \$11,338,291.03, for the following new pay item:

"Prevailing Wage Rate Reimbursement", Lump Sum item.

This Change Order shall be full and final compensation for the costs as described herein. The Lump Sum item "Prevailing Wage Rate Reimbursement" will be paid on a quarterly basis and will be included in each March, June, September and December payment to the Design-Builder up to and including Completion of the Contract. The quarterly payment amount for the Lump Sum item "Prevailing Wage Rate Reimbursement" will be based on the proportion of total Contract Price paid to the Design-Builder for the given quarter.

Upon execution of this Change Order, WSDOT will ensure that the initial payment, prorated as a proportion of total Contract Price paid to the Design-Builder through June 30, 2021, is made at the earliest possible date as agreed to by the two parties.

CONTRACT TIME:

This Change Order does not impact Contract Time as the Critical Path was not

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affected.

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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:	PREVAILING WAGE					
1019 02				0.00	0.00	11,338,291.03

AMOUNT TOTAL

 11,338,291.03
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