Change Order Number 006
Change Description Contaminated Soils
Date Apr 16, 2020
Region Northwest Region
Project Engineer Mikkel Lamay
Phone Number 360-757-5856
Prime Contractor / Design-Builder Kiewit Infrastructure West Co.

Ordered by Engineer under the terms of Section 1-04.4 of the Standard Specifications or the RFP
Change proposed by Contractor / Design-Builder

Evolution & Description Of Change
On July 28, 2019, contaminated soil was discovered during excavation for Schoolyard Creek. Work was placed on standby from July 31st to August 6th when the test reports were returned and a determination of how to proceed was made. This material was tested, excavated, stockpiled at the WSDOT owned Armstrong pit and then eventually hauled to Waste Management for disposal.
This change order will provide compensation to the contractor for the added work of, but not limited to, standby time, testing, excavation, hauling to and from the Armstrong pit and disposal of the contaminated material for Schoolyard Creek only.
Basis of Cost & Justification:
This unanticipated work has been determined a differing site condition as outlined in section 1-04.7 of the General Provisions and therefore could not be accounted for in the bidding process. The Design-Builder is responsible for the first $100,000 of the differing site conditions and WSDOT has determined additional payment is justified. The agreed amount for this Change Order work is $639,441.74 based on negotiations between the contractor and WSDOT engineer estimates.

A new lump sum pay item “CO#6, Contaminated Material Schoolyard Creek” will be added to the contract.

Contract Time:
This change order does not impact contract time and will remain unchanged.

Prior Approvals:
Mikkel Lamay, Project Eng. 11/5/19
Chris Damitio, Engineering Mgr. 4/21/20
Bob Dyer, Asst. State Const. Eng. 4/16/20
Angel Rivera, FHWA 4/17/20

List Attachments:
Serial Letters: K-LTR-010, K-LTR-011, K-LTR-015, 19.11.05_WO17_Differing Site Conditions
Design-Builder Estimate summary
WSDOT Engineer’s Estimate

Distribution By: Project Office
Copy of Change Records & Change Order w/Backup - Project Engineer
Copy of ONLY Change Order - Prime Contractor / Design-Builder
Electronic Copy of Change Records & Change Order w/Backup - State Construction Office
Original of Change Records & Change Order w/Backup - Region Construction Office
Region
Original of Change Records & Change Order w/Backup - State Construction Office

DOT Form 422-002
Revised 06/2016
WASHINGTON STATE
DEPARTMENT OF TRANSPORTATION
CHANGE ORDER

DATE: 04/16/20
Page 1 of 3

CONTRACT NO: 009143
FEDERAL AID NO: FEDERAL
CONTRACT TITLE: SR 530, TRAFTON CREEK & SCHOOL YARD CREEK FISH PAS
CHANGE ORDER NO: 6 CONTAMINATED SOILS

PRIME CONTRACTOR: KIEWIT INFRASTRUCTURE WEST CO.
2200 COLUMBIA HOUSE BLVD.
VANCOUVER WA 98661-

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

ENDORSED BY: KIEWIT INFRASTRUCTURE WEST CO.
DATE 4/17/2020

SURETY CONSENT:

ATTORNEY IN FACT

ORIGINAL CONTRACT AMOUNT: 12,572,772.00
CURRENT CONTRACT AMOUNT: 12,534,312.00
ESTIMATED NET CHANGE THIS ORDER: 639,441.74
ESTIMATED CONTRACT TOTAL AFTER CHANGE: 13,173,753.74

Approval Required: ( ) Region ( ) Olympia Service Center ( ) Local Agency

APPROVAL RECOMMENDED ( ) EXECUTED
PROJECT ENGINEER
DATE 4/17/20

EXECUTED:
STATE CONSTRUCTION ENGINEER

OTHER APPROVAL WHEN REQUIRED

REGIONAL ADMIN:
BY: 4/21/2020
DATE

SIGNATURE DATE

REPRESENTING

CG02V04 (revised Feb 2005)

Chris Damitio via Email (see backup)
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:

Description:

This change order will compensate the contractor for the added work associated with the change of conditions encountered at the Schoolyard Creek construction site. Work includes but is not limited to; hauling, stockpiling, testing, analysis and reporting, standby for labor and equipment, material disposal and other misc. costs associated with removing contaminated material.

The Contractor, Kiewit Infrastructure West, by the signing of this change order agrees that upon payment of this change order in the amount of $639,441.74, any and all claims in any manner arising out of, or pertaining to, contaminated soils at the schoolyard creek location have been satisfied in full and the State of Washington is released and discharged from any such claims or extra compensation in any manner.

Material Requirements:

Material requirements remain unchanged.

Construction Requirements:

Construction requirements remain unchanged.

Measurement:

No specific unit of measurement will apply to the new lump sum item "CO#6, Contaminated Material Schoolyard Creek".

Payment:

The new lump sum item "CO#6, Contaminated Material Schoolyard Creek" in the amount of $639,441.74, shall be full payment for incurred costs included but not limited to standby, testing, excavation and disposal of all contaminated material at the Schoolyard creek location.

Time Statement:

This change order does not impact contract time.
<table>
<thead>
<tr>
<th>ITEM NO</th>
<th>GROUP NO</th>
<th>STD ITEM</th>
<th>ITEM DESCRIPTION</th>
<th>UNIT MEASURE</th>
<th>UNIT PRICE</th>
<th>EST QTY CHANGE</th>
<th>EST AMT CHANGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1006</td>
<td>04</td>
<td></td>
<td>COH6, CONTAMINATED MATERIAL SCHOOLYARD CR</td>
<td>L.S.</td>
<td>0.00</td>
<td>0.00</td>
<td>639,441.74</td>
</tr>
</tbody>
</table>

---

639,441.74

---
# Design-Build Change Order Checklist

**Cont. #:** 9143  
**Cont. Title:** SR 530 / Trafton Creek & Schoolyard Creek

**C.O. #:** 006  
**C.O. Title:** Contaminated Soils

| I. Executed by the State Construction Office |  
| --- | --- |
| 1. Cost or credit equal to or exceeding $500,000. *3 | ☑ Yes ☐ No |
| 2. Change in the contract documents beyond the scope, intent or termini of the original contract. *2 | ☑ Yes ☑ No |
| 3. Termination of or Changes in Work Committed to DBEs. | ☑ Yes ☑ No |
| 4. Change in contract time greater than 30 working days. | ☑ Yes ☑ No |

<table>
<thead>
<tr>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
</table>

| I. Executed by the Region |  
| --- | --- |
| 5. Determination of impacts and/or overhead. | ☑ Yes ☐ No |
| 6. Design or construction work that does not comply with the Mandatory Standards | ☑ Yes ☑ No |
| 7. A change to a Chapter 1 General Provisions. | ☑ Yes ☑ No |
| 8. A change to a technical requirement in any of the following sections: Geotechnical, Environmental, Pavement, Project Documentation, Bridges and Structures, Control of Materials, Minority, Small, Veteran and Women’s Business Enterprises (MSVWBE) Goals, Quality Management Plan, or WSDOT Standard Specifications. | ☑ Yes ☑ No |
| 9. Determination of changed condition (Section 1-04.7 of the Request For Proposal). | ☑ Yes ☐ No |
| 10. Settlement of a claim (Section 1-09.11(2) of the Request For Proposal). | ☑ Yes ☑ No |
| 11. Repair of damage regarding “Acts of God” or “acts of the public enemy or of government authorities (Section 1-07.13 of the Request For Proposal). | ☑ Yes ☑ No |
| 12. A “no-cost” change based upon a determination of “equal or better”. | ☑ Yes ☑ No |

## Approvals obtained:
- **Project Engineer:** Mikkel Lamay  
  (REQUIRED)  
  Date: 11/5/19

- **Region:** Chris Damitio  
  (REQUIRED)  
  Date: 4/21/20

- **State Construction Office:** Bob Dyer  
  (REQUIRED)  
  Date: 4/16/20

## To be completed by the Project Engineer:
- **Reason(s) (See CCIS Source/Outcome):** AD/06/UC/AW

## Change Order Prepared By:
- **Shawna Biggs**  
  Date: 4/16/20

## To be completed by the Region:
- **Change Order Reviewed By:** Samantha McDougle  
  Date: 4/23/2020

---

This form represents the minimum information required by the State Construction Office. *3

*1 Projects of Division (PODI) require FHWA approval as outlined in the project specific PODI agreement.

*2 Per RCW 47.28.050, any change beyond $7,500 that is beyond the original scope shall go through the competitive bidding process.

*3 Changes that do not meet any of the itemized criteria above may be executed by the PE with Region approval.