

# STAFF REPORT



ITEM NO. 11

CITY OF OCEANSIDE

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DATE: January 30, 2013

TO: Honorable Mayor and City Councilmembers

FROM: Development Services Department

SUBJECT: **ACCEPTANCE OF THE HARBOR AQUATICS CENTER PROJECT AND AUTHORIZATION FOR THE CITY CLERK TO FILE A NOTICE OF COMPLETION; AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH SAFDIE RABINES ARCHITECTS**

## **SYNOPSIS**

Staff recommends that the City Council accept the improvements completed by Tutor-Perini Corporation pursuant to a Takeover Agreement with Fidelity and Deposit Company of Maryland; authorize the City Clerk to file the Notice of Completion with the San Diego County Recorder; approve an amendment to a professional services agreement with Safdie Rabines Architects of San Diego, for additional architectural and landscape architectural construction support services in the amount of \$48,971; and authorize the City Manager to execute the amendment.

## **BACKGROUND**

On December 2, 2009, the Harbor Board adopted a resolution approving the Development Plan (D09-00005) and Regular Coastal Permit (RC-2-09) for the construction of the Harbor Aquatics Center and replacement of Harbor Lot 11B public restroom building.

On May 26, 2010, the City Council approved plans and specifications and authorized the City Engineer to call for bids.

On September 22, 2010, the City Council awarded a contract in the amount of \$3,530,249 to SMC Construction Company of Irvine for the Harbor Aquatics Center project, and authorized the City Manager to execute the agreement.

On March 31, 2011, a notice to proceed was issued to SMC Construction.

In October 2011, SMC Construction sent the City a voluntary letter of default stating that they were financially unable to perform the work and comply with its contractual obligations. The City notified SMC's surety, Fidelity and Deposit Company of Maryland (F&D) and demanded performance under the terms and conditions of SMC's performance and payment bond. Under the terms and conditions of the bonds, F&D engaged the Tutor-Perini Corporation as the completion contractor and completed the remaining items of work for the project.

The maintenance building was substantially completed on August 2, 2012, and the site improvements were substantially completed October 25, 2012.

### **ANALYSIS**

The scope of work for the Harbor Aquatics Center project was reduced prior to issuing the notice to proceed. The canoe storage and community room building was removed from the contract. The revised project scope provided a 5,778-square-foot maintenance facility, on-site parking for 33 vehicles, landscaping site improvements, site lighting treatments and a fenced storage area for the outrigger canoe club.

Staff is recommending approval of an amendment to a professional services agreement with Safdie Rabines Architects in the amount not to exceed \$48,971. Compensation is for extra work provided during the transition period between contractors, additional site observations and work related to unforeseen site conditions during the landscaping portion of the project.

### **FISCAL IMPACT**

The construction contract amount for the Harbor Aquatics Center Project (910543700751) was \$3,530,249. Change Order 1 reduced the contract amount by \$1,441,548 for a revised contract amount of \$2,088,701. Change Orders 2 through 32 total \$51,332.04 and include both increases and decreases to the contract amount. Final compensation under the contract is \$2,140,033.04.

Construction-phase project costs are as follows:

#### **Direct Construction Costs**

Bid Award Amount	\$3,530,249.00
Change Order 1	(\$1,441,548.00)
Change Orders 2 through 32	\$51,332.04
<hr/> Total Direct Construction	<hr/> \$2,140,033.04

The professional services agreement with Safdie Rabines Architects is \$119,610. Amendment 1 to the professional services agreement with Safdie Rabines Architects is in the amount not to exceed \$48,971.48. The Harbor Aquatics Center Project account 910543700751.5305.10600 will have a balance of \$78,000 after a budget transfer of \$100,000 from object 5703 to 5305, providing sufficient funds to cover the costs.

**INSURANCE REQUIREMENTS**

The City's standard insurance requirements have been met.

**COMMISSION OR COMMITTEE REPORT**

Does not apply.

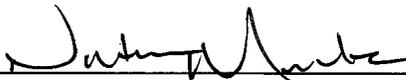
**CITY ATTORNEY'S ANALYSIS**

The referenced documents have been reviewed by the City Attorney and approved as to form.

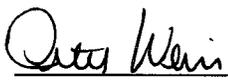
**RECOMMENDATION**

Staff recommends that the City Council accept the improvements completed by Tutor-Perini Corporation pursuant to a Takeover Agreement with Fidelity and Deposit Company of Maryland; authorize the City Clerk to file the Notice of Completion with the San Diego County Recorder; approve an amendment to a professional services agreement with Safdie Rabines Architects of San Diego, for additional architectural and landscape architectural construction support services in the amount of \$48,971; and authorize the City Manager to execute the amendment.

PREPARED BY:

  
\_\_\_\_\_  
Nathan R. Mertz  
CIP Manager II  
Parks Development Manager

SUBMITTED BY:

  
\_\_\_\_\_  
Peter A. Weiss  
City Manager

REVIEWED BY:

Michelle Skaggs Lawrence, Deputy City Manager  
Frank Quan, Harbor and Beaches Coordinator  
George Buell, Development Services Director  
Scott O. Smith, City Engineer  
Teri Ferro, Financial Services Director

  
\_\_\_\_\_  
J.F.W.  
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Attachments:

- 1. Attachment "A" Change Order Log and Change Orders
- 2. Attachment "B" PSA Amendment 1 Safdie Rabines Architects

Attachment "A"

Harbor Aquatics Center Change Order Log

<u>Change Orders</u>	<u>Amount</u>
1	\$ (1,441,548.00)
2	\$ 3,236.65
3	\$ 6,116.75
4	No Cost
5	\$ 1,862.30
6	\$ 503.80
7	\$ (609.64)
8	\$ (1,667.94)
9	\$ 739.99
10	\$ 518.31
11	\$ (4,862.03)
12	\$ 607.20
13	\$ (217.48)
14	\$ 1,375.06
15	\$ (1,098.00)
16	\$ (2,000.00)
17	\$ 1,338.11
18	\$ 8,584.30
19	\$ 3,402.00
20	\$ 5,594.17
21	\$ 17,518.19
22	\$ 990.87
23	\$ (130.00)
24	\$ (598.00)
25	\$ (312.50)
26	\$ 532.40
27	\$ (599.29)
28	\$ 13,002.63
29	\$ 330.00
30	\$ (1,518.00)
31	\$ 754.69
32	\$ (2,062.50)
<b>Total</b>	<b>\$ (1,390,215.96)</b>

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 1  
 PROJECT No. 910543700751  
 DATE 4-28-2011  
 PURCHASE ORDER # 1000835

**This change order provides for:**

Scope of work reduction and adjustment to original contract amount by eliminating the Community Building from the project pursuant to Architectural Bulletin #1.

**Cost of Change:** In accordance with Section 7.21.4 (a) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows: Decrease of Contract Price.

Cost: Increase \_\_\_\_\_ Decrease x No Change \_\_\_\_\_

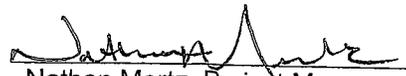
Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:

  
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100%) Accepted:
Previous CCOs :	\$ <u>0</u>	(+0%) Printed name:
This Change Order No. 1	\$ <u>(1,441,548.00)</u>	(+0%)
Total to Date:	\$ <u>2,088,700.00</u>	(100%) Approved By:

  
 William P. Robinson  
**SMC CONSTRUCTION  
CONTRACTOR**

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

Additional Appropriation Required X  
 Yes No

Original to: City Clerk

Copies to: Accounts Payable  
 Contractor  
 Inspector  
 File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 2  
 PROJECT No. 910543700751  
 DATE August 30, 2011  
 PURCHASE ORDER # 1000835

**This change order provides for:**

Scope of work increase for:

1. Cap abandoned 1-inch water line for an increase of Contract Price in the amount of \$1,964.05 (SMC Construction Change Order Request 3); and,
2. Provide cleanouts for the 2-inch perforated drains for an increase in Contract Price in the amount of \$1,272.60 (SMC Construction Change Order Request 4).

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows: Increase of Contract Price.

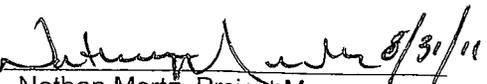
Cost: Increase X Decrease \_\_\_\_\_ No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

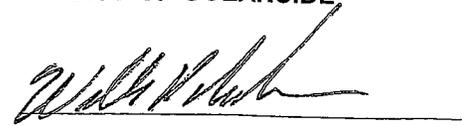
**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100%) Accepted:
Previous CCOs (1):	\$ <u>(1,441,548.00)</u>	(+0%) Printed name:
This Change Order No. 2	\$ <u>3,236.65</u>	(+0.10%)
Total to Date:	\$ <u>2,091,936.65</u>	(+100.1%) Approved By:

  
 William P. Robinson  
**SMC CONSTRUCTION  
CONTRACTOR**

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

Additional Appropriation  
Required

          x            
 Yes      No

Original to: City Clerk  
 Contractor  
 Copies to: Accounts Payable  
 Contractor  
 Inspector  
 File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 3  
 PROJECT No. 910543700751  
 DATE 10-24-2011  
 PURCHASE ORDER # 1000835

**This change order provides for:**

Scope of work increase for:

1. Reroute taps for domestic, irrigation, and fire water from harbor side to ocean side due to unforeseen underground condition (presence of concrete encased electrical conduit on harbor side) for an increase of Contract Price in the amount of \$4,844.15 (SMC Construction Change Order Request 2); and,
2. Provide oil/sand separator with an additional manhole and provide precast concrete sample box and associated plumbing for an increase in Contract Price in the amount of \$1,272.60 (SMC Construction Change Order Request 5).

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows: Increase of Contract Price.

Cost: Increase X Decrease \_\_\_\_\_ No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount \$ 3,530,249.00 (100%) Accepted:

Previous CCOs (1 - 2): \$ (1,438,311.35) (+0%) Printed name: 

This Change Order No. 3 \$ 6,116.75 (+0.29%)

William P. Robinson  
 Tutor Perini  
 CONTRACTOR

Total to Date: \$ 2,098,054.40 (+100.4%) Approved By:

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

Additional Appropriation Required

    x      
 Yes    No

Original to: City Clerk  
 Contractor  
 Copies to: Accounts Payable  
 Contractor  
 Inspector  
 File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 4  
 PROJECT No. 910543700751  
 DATE December 6,  
2011  
 PURCHASE ORDER  
 # 1000835

**This change order provides for:** Additional contract time to change contractor from SMC Corporation to Tutor Perini Corporation.

**Cost of Change:** There is no cost to this change.

Cost: Increase \_\_\_\_\_ Decrease \_\_\_\_\_ No Change X

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows: 7 work days. The new contract completion date is May 2, 2012.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100%) Accepted:
Previous CCOs (1 - 3):	\$ <u>(1,432,194.60)</u>	(+0%) Printed name:
This Change Order No. 4	\$ <u>0.00</u>	(+0%)
Total to Date:	\$ <u>2,098,054.40</u>	(+100%) Approved By:

  
 William P. Robinson  
 TUTOR PERINI CORP.  
 CONTRACTOR

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

Additional Appropriation  
 Required X  
 Yes No

Original to: City Clerk  
 Contractor  
 Copies to: Accounts Payable  
 Contractor  
 Inspector  
 File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 5  
 PROJECT No. 910543700751  
 DATE 1/6/2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Cost to increase the size of two coiling doors to match two adjacent doors. The door schedule on the plans indicated doors smaller than required. Reference the response to RFI 42 and Tutor Perini Change Order Request 10.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows: Increase of Contract Price.

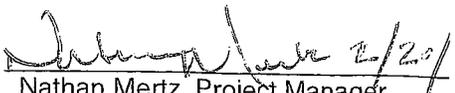
Cost: Increase X Decrease \_\_\_\_\_ No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows: 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100%) Accepted:
Previous CCOs (1 - 4):	\$ <u>(1,432,194.60)</u>	(+0%) Printed name:
This Change Order No. 5	\$ <u>1,862.30</u>	(+0%)
Total to Date:	\$ <u>2,099,916.70</u>	(+100%) Approved By:

  
 Terrance S. DeGray  
**TUTOR PERINI CORP.**  
**CONTRACTOR**

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

Additional Appropriation Required X  
 Yes No

Original to: **City Clerk**  
**Contractor**  
 Copies to: Accounts Payable  
 Contractor  
 Inspector  
 File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 6  
 PROJECT No. 910543700751  
 DATE February 29,  
2012  
 PURCHASE ORDER  
 # 1001267

**This change order provides for:** Cutting off the ends of reinforcing bars in the mat foundation. Z-shaped bars in the foundation were inadvertently shown at door openings. The lower horizontal extensions of the Z-shape needed to be burned off to fit within the foundation. Reference the response to RFI 41 and Tutor Perini Change Order Proposal #007R.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows: Increase of Contract Price.

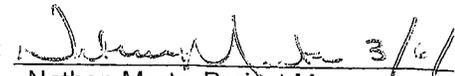
Cost: Increase  X  Decrease \_\_\_\_\_ No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

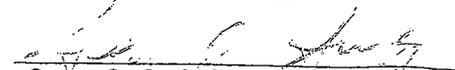
By reason of this order the time of completion will be adjusted as follows:  0  days.

**Contract Summary:**

Recommended by:  3/6/12  
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100%) Accepted:
Previous CCOs (1 - 5):	\$ <u>(1,430,332.30)</u>	(+0%) Printed name:
This Change Order No. 6	\$ <u>503.80</u>	(+0%)
Total to Date:	\$ <u>2,100,420.50</u>	(+100%) Approved By:

  
 Terrance S. DeGray  
**TUTOR PERINI CORP.**  
**CONTRACTOR**

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

Additional Appropriation  
 Required

X   
 Yes No

Original to: **City Clerk**  
**Contractor**  
 Copies to: Accounts Payable  
 Contractor  
 Inspector  
 File





**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 9  
 PROJECT No. 910543700751  
 DATE April 9, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Change color of gravel mulch. Reference Bulletin 12 and Tutor Perini Change Order Proposal #13.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

Cost: Increase X Decrease \_\_\_\_\_ No Change \_\_\_\_\_

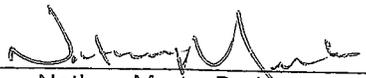
Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:

  
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)	Accepted:
Previously Approved CCOs (1-8)	\$ <u>(1,432,106.08)</u>	(+0%)	Printed name: <u>Terrance S. DeGray</u>
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)	<b>TUTOR PERINI CORP.</b>
Change Order No(s).	\$ <u>N/A</u>	(+0%)	<b>CONTRACTOR</b>
This Change Order No. (9)	\$ <u>739.99</u>	(+0%)	Approved By:
Contract Amount To Date:	\$ <u>2,098,882.91</u>	(+100%)	

  
 Terrance S. DeGray  
**TUTOR PERINI CORP.**  
**CONTRACTOR**

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>          </u>	<u>X</u>	<u>N/A</u>
	Yes	No	Council Date

Additional Appropriation Required	<u>          </u>	<u>X</u>
	Yes	No

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 10  
 PROJECT No. 910543700751  
 DATE April 9, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Provide NEMA 3R rated enclosures for the lighting control panel and electrical panel B. Reference the response to RFI 18 and Tutor Perini Change Order Proposal #12.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

Cost: Increase X Decrease \_\_\_\_\_ No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)	Accepted:
Previously Approved CCOs (1-8)	\$ <u>(1,431,366.09)</u>	(+0%)	Printed name:
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)	<u>Terrance S. DeGray</u>
Change Order No(s).	\$ <u>N/A</u>	(+0%)	<b>TUTOR PERINI CORP.</b>
This Change Order No. (9)	\$ <u>518.31</u>	(+0%)	<b>CONTRACTOR</b>
Contract Amount To Date:	\$ <u>2,099,401.22</u>	(+100%)	Approved By:

  
 Terrance S. DeGray  
**TUTOR PERINI CORP.**  
**CONTRACTOR**

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>Yes</u>	<u>X</u> No	<u>N/A</u> Council Date
Additional Appropriation Required	<u>Yes</u>	<u>X</u> No	

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 11  
 PROJECT No. 910543700751  
 DATE May 11, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Deletion of priming and painting top surface of roof. Reference Bulletin 8 and Perini COR 8, revised.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

Cost: Increase \_\_\_\_\_ Decrease X No Change \_\_\_\_\_

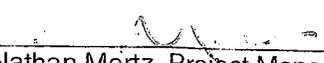
Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:

  
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)
Previously Approved CCOs (1-10)	\$ <u>(1,430,847.78)</u>	(+0%)
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)
Change Order No(s).	\$ <u>N/A</u>	(+0%)
This Change Order No. (11)	\$ <u>(4,862.03)</u>	(+0%)
Contract Amount To Date:	\$ <u>2,094,539.19</u>	(+100%)

Accepted:

Printed name:

  
 Terrance S. DeGray  
 TUTOR PERINI CORP.  
 CONTRACTOR

Approved By:

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>          </u>	<u>X</u>	<u>N/A</u>
	Yes	No	Council Date
Additional Appropriation Required	<u>          </u>	<u>X</u>	
	Yes	No	

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 12  
 PROJECT No. 910543700751  
 DATE May 11, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Increase circuit breaker sizes and wiring for instant hot water heaters. Reference response to RFI 90 and Perini COP 15 dated March 31, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

Cost: Increase X Decrease \_\_\_\_\_ No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:

  
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)
Previously Approved CCOs (1-11)	\$ <u>(1,435,709.81)</u>	(+0%)
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)
Change Order No(s).	\$ <u>N/A</u>	(+0%)
This Change Order No. (12)	\$ <u>607.20</u>	(+0%)
Contract Amount To Date:	\$ <u>2,095,146.39</u>	(+100%)

Accepted:

Printed name:

  
 Terrance S. DeGray  
**TUTOR PERINI CORP.  
 CONTRACTOR**

Approved By:

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>      </u>	<u>X</u>	<u>N/A</u>
	Yes	No	Council Date

Additional Appropriation Required	<u>      </u>	<u>X</u>
	Yes	No

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 13  
 PROJECT No. 910543700751  
 DATE May 15, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Replace two hydrants (flush-mounted hose bib cabinets) with two surface-mounted hose bibs. Reference responses to RFIs 93 and 93 revision 1 and to Perini COP 16 dated April 9, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

Cost: Increase \_\_\_\_\_ Decrease X No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:

  
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)
Previously Approved CCOs (1-12)	\$ <u>(1,435,102.61)</u>	(+0%)
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)
Change Order No(s).	\$ <u>N/A</u>	(+0%)
This Change Order No. (13)	\$ <u>(217.48)</u>	(+0%)
Contract Amount To Date:	\$ <u>2,094,928.61</u>	(+100%)

Accepted:

Printed name:

  
 Terance S. DeGray  
 TUTOR PERINI CORP.  
 CONTRACTOR

Approved By:

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

City Engineer Authority (Section 5.1.3)

City Council Action Required            X            N/A  
   Yes    No                   Council Date

Additional Appropriation Required            X  
   Yes    No

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 14  
 PROJECT No. 910543700751  
 DATE May 23, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Add additional breaker to T-dock panel and increase breaker size in switchboard. Reference Bulletin 14 and Perini COP 18 R1 dated May 17, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

Cost: Increase  X  Decrease \_\_\_\_\_ No Change \_\_\_\_\_

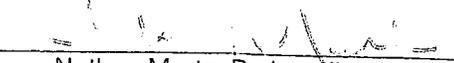
Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

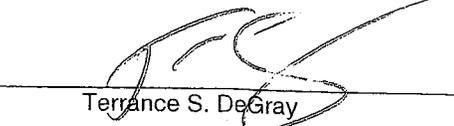
Recommended by:

  
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)
Previously Approved CCOs (1-13)	\$ <u>(1,435,320.09)</u>	(+0%)
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)
Change Order No(s).	\$ <u>N/A</u>	(+0%)
This Change Order No. (14)	\$ <u>1,375.06</u>	(+0%)
Contract Amount To Date:	\$ <u>2,096,303.97</u>	(+100%)

Accepted:

Printed name:

  
 Terrance S. DeGray  
**TUTOR PERINI CORP.**  
**CONTRACTOR**

Approved By:

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>      </u> Yes	<u> X </u> No	<u>      </u> N/A	Council Date
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Additional Appropriation Required	<u>      </u> Yes	<u> X </u> No
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**Original to:** City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 15  
 PROJECT No. 910543700751  
 DATE June 29, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Deletion of gas service. Reference Bulletin 2.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

Cost: Increase \_\_\_\_\_ Decrease X No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:  7/5/12  
 Nathan Mertz, Project Manager/  
**CITY OF OCEANSIDE**

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)	Accepted:
Previously Approved CCOs (1-14)	\$ <u>(1,433,945.03)</u>	(+0%)	Printed name: <u>Terrance S. DeGray</u>
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)	<b>TUTOR PERINI CORP.</b>
Change Order No(s).	\$ <u>N/A</u>	(+0%)	<b>CONTRACTOR</b>
This Change Order No. (15)	\$ <u>(1,098.00)</u>	(+0%)	Approved By:
Contract Amount To Date:	\$ <u>2,095,205.97</u>	(+100%)	

  
**Scott O. Smith, City Engineer**  
**CITY OF OCEANSIDE**

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>          </u>	<u>X</u>	<u>N/A</u>
	Yes	No	Council Date
Additional Appropriation Required	<u>          </u>	<u>X</u>	
	Yes	No	

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 16  
 PROJECT No. 910543700751  
 DATE June 29, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Deletion of two demand valves and associated copper pipe for Fox diversion catch basin. Reference the responses to RFIs 25, revision 1, and 48.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

Cost: Increase \_\_\_\_\_ Decrease X No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)	Accepted:
Previously Approved CCOs (1-15)	\$ <u>(1,435,043.03)</u>	(+0%)	Printed name: <u>Terrance S. DeGray</u>
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)	<b>TUTOR PERINI CORP.</b>
Change Order No(s).	\$ <u>N/A</u>	(+0%)	<b>CONTRACTOR</b>
This Change Order No. (16)	\$ <u>(2,000.00)</u>	(+0%)	Approved By:
Contract Amount To Date:	\$ <u>2,093,205.97</u>	(+100%)	

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

City-Engineer Authority (Section 5.1.3)

City Council Action Required	<u>          </u>	<u>X</u>	<u>N/A</u>
	Yes	No	Council Date
Additional Appropriation Required	<u>          </u>	<u>X</u>	
	Yes	No	

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 17  
 PROJECT No. 910543700751  
 DATE June 29, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Installation of two stainless steel backflow preventer enclosures instead of the two aluminum enclosures required by the contract. Reference Bulletin 9 and Perini Change Order Proposal 20 dated June 19, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

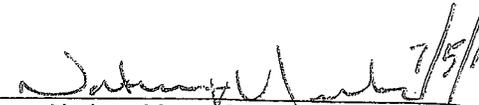
Cost: Increase X Decrease \_\_\_\_\_ No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

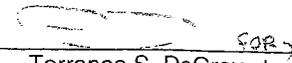
**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)	Accepted:
Previously Approved CCOs (1-16)	\$ <u>(1,437,043.03)</u>	(+0%)	Printed name: <u>Terrance S. DeGray</u>
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)	<b>TUTOR PERINI CORP. CONTRACTOR</b>
Change Order No(s).	\$ <u>N/A</u>	(+0%)	
This Change Order No. (17)	\$ <u>1,338.11</u>	(+0%)	
Contract Amount To Date:	\$ <u>2,094,544.08</u>	(+100%)	Approved By:

  
 Terrance S. DeGray  
**TUTOR PERINI CORP.  
CONTRACTOR**

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>          </u>	<u>X</u>	<u>N/A</u>
	Yes	No	Council Date
Additional Appropriation Required	<u>          </u>	<u>X</u>	
	Yes	No	

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 18  
 PROJECT No. 910543700751  
 DATE July 16, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Reduce soil salinity by leaching. Included in the scope is setup of temporary irrigation with catch cans to monitor watering; field testing; and laboratory testing. Reference RFI 106, Bulletin 15, revision 2, and Perini Change Order Proposal 17, revision 3, dated May 28, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

Cost: Increase X Decrease \_\_\_\_\_ No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

*ADJ. UPON COMPLETION OF FILE  
LEACHING PROGRAM. (S)*

**Contract Summary:**

Recommended by: *Nathan Mertz* 7/17/12  
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)
Previously Approved CCOs (1-17)	\$ <u>(1,435,704.92)</u>	(+0%)
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)
Change Order No(s).	\$ <u>N/A</u>	(+0%)
This Change Order No. (18)	\$ <u>8,584.30</u>	(+0%)
Contract Amount To Date:	\$ <u>2,103,128.38</u>	(+100%)

Accepted: *Terrance S. DeGray*  
 Printed name: Terrance S. DeGray  
**TUTOR PERINI CORP.  
 CONTRACTOR**

Approved By: *Scott O. Smith*  
**Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE**

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>Yes</u>	<u>X</u> No	<u>N/A</u> Council Date
Additional Appropriation Required	<u>Yes</u>	<u>X</u> No	

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 19  
 PROJECT No. 910543700751  
 DATE July 16, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** At seven tree pits provide drainage through layer of clay at bottoms of pits. The work includes augering 12-inch diameter holes 6-feet deep through the clay layer and installing perforated PVC pipe with aggregate backfill. Reference RFI 105.1 and Perini Change Order Proposal 21, revision 1, dated June 15, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

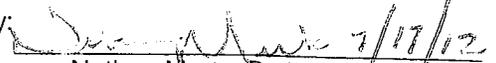
Cost: Increase X Decrease \_\_\_\_\_ No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)
Previously Approved CCOs (1-18)	\$ <u>(1,427,120.62)</u>	(+0%)
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)
Change Order No(s).	\$ <u>N/A</u>	(+0%)
This Change Order No. (19)	\$ <u>3,402.00</u>	(+0%)
Contract Amount To Date:	\$ <u>2,106,530.38</u>	(+100%)

Accepted:   
 Printed name: Terrance S. DeGray  
**TUTOR PERINI CORP.  
CONTRACTOR**

Approved By:

  
**Scott O. Smith, City Engineer  
CITY OF OCEANSIDE**

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>Yes</u>	<u>X</u> No	<u>N/A</u> Council Date
Additional Appropriation Required	<u>Yes</u>	<u>X</u> No	

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 20  
 PROJECT No. 910543700751  
 DATE July 24, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Relocation of the parking lot pay station and addition of pay station lighting. Reference RFI 94, Bulletin 13, revision 1, and Perini Change Order Proposal 19, revision 1, dated July 5, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

Cost: Increase X Decrease \_\_\_\_\_ No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

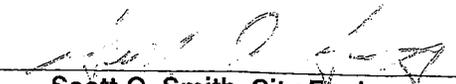
Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)	Accepted:
Previously Approved CCOs (1-19)	\$ <u>(1,423,718.62)</u>	(+0%)	Printed name: <u>Terrance S. DeGray</u>
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)	<b>TUTOR PERINI CORP.</b>
Change Order No(s).	\$ <u>N/A</u>	(+0%)	<b>CONTRACTOR</b>
This Change Order No. (20)	\$ <u>5,594.17</u>	(+0%)	Approved By:
Contract Amount To Date:	\$ <u>2,112,124.55</u>	(+100%)	

  
 Terrance S. DeGray  
**TUTOR PERINI CORP.**  
**CONTRACTOR**

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>      </u>	<u>X</u>	<u>N/A</u>
	Yes	No	Council Date
Additional Appropriation Required	<u>      </u>	<u>X</u>	
	Yes	No	

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File



**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 22  
 PROJECT No. 910543700751  
 DATE September 12, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** New Zealand Christmas trees were substituted for Melaleuca trees because the Melaleucas were unavailable. Reference the response to RFI 104.2 and Perini Change Order Proposal 23, dated July 30, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

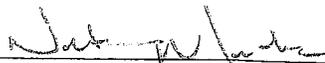
Cost: Increase X Decrease \_\_\_\_\_ No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)	Accepted: <u></u>
Previously Approved CCOs (1-21)	\$ <u>(1,400,606.26)</u>	(+0%)	Printed name: <u>Brian Andrew</u>
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)	<b>TUTOR PERINI CORP.</b>
Change Order No(s).	\$ <u>N/A</u>	(+0%)	<b>CONTRACTOR</b>
This Change Order No. (22)	\$ <u>990.87</u>	(+0%)	
Contract Amount To Date:	\$ <u>2,130,633.61</u>	(+100%)	Approved By:

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>      </u>	<u>X</u>	<u>N/A</u>
	Yes	No	Council Date

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

Additional Appropriation Required	<u>      </u>	<u>X</u>
	Yes	No

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 23  
 PROJECT No. 910543700751  
 DATE September 12, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Stainless steel ADA signs were unavailable. As a result acrylic signs were installed. Reference Perini Change Order Proposal 27, dated August 28, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

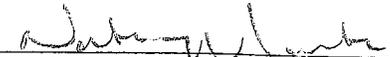
Cost: Increase \_\_\_\_\_ Decrease X No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)	Accepted:
Previously Approved CCOs (1-22)	\$ <u>(1,399,615.39)</u>	(+0%)	Printed name: <u>Brian Andrew</u>
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)	<b>TUTOR PERINI CORP.</b>
Change Order No(s).	\$ <u>N/A</u>	(+0%)	<b>CONTRACTOR</b>
This Change Order No. (23)	\$ <u>(130.00)</u>	(+0%)	
Contract Amount To Date:	\$ <u>2,130,503.61</u>	(+100%)	Approved By:

  
 Brian Andrew  
**TUTOR PERINI CORP.**  
**CONTRACTOR**

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>      </u>	<u>X</u>	<u>N/A</u>
	Yes	No	Council Date
Additional Appropriation Required	<u>      </u>	<u>X</u>	
	Yes	No	

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 24  
 PROJECT No. 910543700751  
 DATE September 12, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Painting was deleted from electric panel enclosures on the restroom walls. Reference Perini Change Order Proposal 28, dated August 28, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

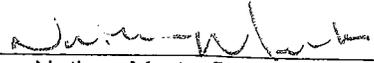
Cost: Increase \_\_\_\_\_ Decrease X No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)	Accepted:
Previously Approved CCOs (1-23)	\$ <u>(1,399,745.39)</u>	(+0%)	Printed name: <u>Brian Andrew</u>
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)	<b>TUTOR PERINI CORP.</b>
Change Order No(s).	\$ <u>N/A</u>	(+0%)	<b>CONTRACTOR</b>
This Change Order No. (24)	\$ <u>(598.00)</u>	(+0%)	
Contract Amount To Date:	\$ <u>2,129,905.61</u>	(+100%)	Approved By:

  
 Brian Andrew  
**TUTOR PERINI CORP.**  
**CONTRACTOR**

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>Yes</u>	<u>X</u> No	<u>N/A</u> Council Date
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 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

Additional Appropriation Required	<u>Yes</u>	<u>X</u> No
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Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 25  
 PROJECT No. 910543700751  
 DATE September 12, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Two soils tests paid for by Change Order 18 were not required. Reference Perini Change Order Proposal 17, revision 3, dated May 28, 2012, and Change Order 18.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

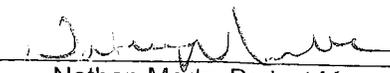
Cost: Increase \_\_\_\_\_ Decrease X No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

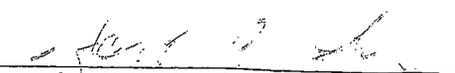
Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)	Accepted:
Previously Approved CCOs (1-24)	\$ <u>(1,400,343.39)</u>	(+0%)	Printed name:
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)	<u>Brian Andrew</u>
Change Order No(s).	\$ <u>N/A</u>	(+0%)	<b>TUTOR PERINI CORP.</b>
This Change Order No. (25)	\$ <u>(312.50)</u>	(+0%)	<b>CONTRACTOR</b>
Contract Amount To Date:	\$ <u>2,129,593.11</u>	(+100%)	Approved By:

  
 Brian Andrew  
**TUTOR PERINI CORP.**  
**CONTRACTOR**

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>          </u>	<u>X</u>	<u>N/A</u>
	Yes	No	Council Date

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

Additional Appropriation Required	<u>          </u>	<u>X</u>
	Yes	No

**Original to:** City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 26  
 PROJECT No. 910543700751  
 DATE September 19, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Add quick coupler near the boat storage area to facilitate cleaning. Reference Perini Change Order Proposal 30 dated September 17, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

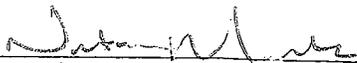
Cost: Increase X Decrease \_\_\_\_\_ No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)	Accepted:
Previously Approved CCOs (1-25)	\$ <u>(1,400,655.89)</u>	(+0%)	Printed name:
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)	
Change Order No(s).	\$ <u>N/A</u>	(+0%)	
This Change Order No. (26)	\$ <u>532.40</u>	(+0%)	
Contract Amount To Date:	\$ <u>2,130,125.51</u>	(+100%)	Approved By:

  
 Brian K. Andrew  
 TUTOR PERINI CORP.  
 CONTRACTOR

City Engineer Authority (Section 5.1.3)

City Council Action Required Yes X No N/A  
 Council Date

Additional Appropriation Required Yes X No

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 27  
 PROJECT No. 910543700751  
 DATE October 17, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Deletion of retaining wall at switchboard. Reference Perini Change Order Proposal 25 revision 1 dated September 26, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

Cost: Increase \_\_\_\_\_ Decrease X No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)	Accepted:
Previously Approved CCOs (1-26)	\$ <u>(1,400,123.49)</u>	(+0%)	Printed name: <u>Brian K. Andrew</u>
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)	<b>TUTOR PERINI CORP.</b>
Change Order No(s).	\$ <u>N/A</u>	(+0%)	<b>CONTRACTOR</b>
This Change Order No. (27)	\$ <u>(599.29)</u>	(+0%)	Approved By:
Contract Amount To Date:	\$ <u>2,129,526.22</u>	(+100%)	

  
 Brian K. Andrew  
 TUTOR PERINI CORP.  
 CONTRACTOR

  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>      </u>	<u>X</u>	<u>N/A</u>
	Yes	No	Council Date
Additional Appropriation Required	<u>      </u>	<u>X</u>	
	Yes	No	

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 28  
 PROJECT No. 910543700751  
 DATE November 6, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** As the result of leaching high levels of salt from the soil, weeding, application of additional soil amendments, import of top soil and export of rejected site soil was required. Salinity testing and additional watering during the maintenance period were added. Reference Perini Change Order Proposal 28 dated October 24, 2012, and the response to RFI 132.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

Cost: Increase X Decrease \_\_\_\_\_ No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

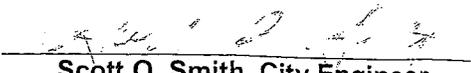
By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)
Previously Approved CCOs (1-27)	\$ <u>(1,400,722.78)</u>	(+0%)
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)
Change Order No(s).	\$ <u>N/A</u>	(+0%)
This Change Order No. (28)	\$ <u>13,002.63</u>	(+0%)
Contract Amount To Date:	\$ <u>2,142,528.85</u>	(+100%)

Accepted:   
 Printed name: Brian K. Andrew  
**TUTOR PERINI CORP.**  
**CONTRACTOR**

Approved By:   
**Scott O. Smith, City Engineer**  
**CITY OF OCEANSIDE**

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>      </u>	<u>X</u>	<u>N/A</u>
	Yes	No	Council Date
Additional Appropriation Required	<u>      </u>	<u>X</u>	
	Yes	No	

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 29  
 PROJECT No. 910543700751  
 DATE November 6, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** The original backflow enclosure specified was too small for the irrigation backflow preventer. The amount of this change order is for a larger enclosure. Reference Perini Change Order Proposal 31 dated October 25, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

Cost: Increase  X  Decrease \_\_\_\_\_ No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by: *Nathan Mertz* 11/1/12  
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)
Previously Approved CCOs (1-28)	\$ <u>(1,387,720.15)</u>	(+0%)
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)
Change Order No(s).	\$ <u>N/A</u>	(+0%)
This Change Order No. (29)	\$ <u>330.00</u>	(+0%)
Contract Amount To Date:	\$ <u>2,142,858.85</u>	(+100%)

Accepted: *Brian K. Andrew*  
 Printed name: Brian K. Andrew  
**TUTOR PERINI CORP.**  
**CONTRACTOR**

Approved By:

*Scott O. Smith*  
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u> X </u>	<u> N/A </u>
	Yes No	Council Date

Additional Appropriation Required	<u> X </u>
	Yes No

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 30  
 PROJECT No. 910543700751  
 DATE November 19, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Anti-graffiti coating was deleted from fences, gates and rollup doors. This change order provides a credit for work removed from the contract. Reference Perini Change Order Proposal 29 revision 1 dated October 31, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

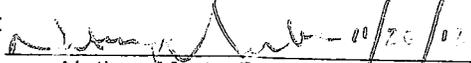
Cost: Increase \_\_\_\_\_ Decrease X No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)
Previously Approved CCOs (1-29)	\$ <u>(1,387,390.15)</u>	(+0%)
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)
Change Order No(s).	\$ <u>N/A</u>	(+0%)
This Change Order No. (30)	\$ <u>(1,518.00)</u>	(+0%)
Contract Amount To Date:	\$ <u>2,141,340.85</u>	(+100%)

Accepted:   
 Printed name: Brian K. Andrew  
**TUTOR PERINI CORP.**  
**CONTRACTOR**

Approved By:   
 Scott O. Smith, City Engineer  
 CITY OF OCEANSIDE

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>Yes</u>	<u>X</u> No	<u>N/A</u> Council Date
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Additional Appropriation Required	<u>Yes</u>	<u>X</u> No
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Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 31  
 PROJECT No. 910543700751  
 DATE November 19, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** The lighting controls were revised for building, site, parking and landscaping light fixtures. Reference the response to RFI 137 and Perini Change Order Proposal 33 dated November 1, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

Cost: Increase X Decrease \_\_\_\_\_ No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

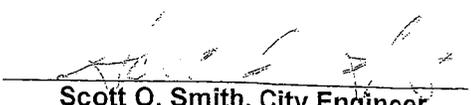
By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)
Previously Approved CCOs (1-30)	\$ <u>(1,388,908.15)</u>	(+0%)
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)
Change Order No(s).	\$ <u>N/A</u>	(+0%)
This Change Order No. (31)	\$ <u>754.69</u>	(+0%)
Contract Amount To Date:	\$ <u>2,142,095.54</u>	(+100%)

Accepted:   
 Printed name: Brian K. Andrew  
**TUTOR PERINI CORP.**  
**CONTRACTOR**

Approved By:   
**Scott O. Smith, City Engineer**  
**CITY OF OCEANSIDE**

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>      </u> Yes	<u>      </u> <b>X</b> No	<u>      </u> N/A Council Date
Additional Appropriation Required	<u>      </u> Yes	<u>      </u> <b>X</b> No	

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**CITY OF OCEANSIDE  
CONTRACT CHANGE ORDER**

**PROJECT TITLE:** Harbor Aquatics Center Project

CHANGE ORDER No. 32  
 PROJECT No. 910543700751  
 DATE December 3, 2012  
 PURCHASE ORDER # 1001267

**This change order provides for:** Reduce landscape warranty period from one year to 90 days. Reference Perini Change Order Proposal 32 dated November 30, 2012.

**Cost of Change:** In accordance with Section 7.21.4 (b) CHANGE IN CONTRACT PRICE of the General Provisions, this Change Order compensates (contractor) as follows:

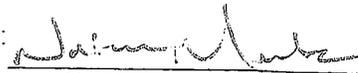
Cost: Increase \_\_\_\_\_ Decrease X No Change \_\_\_\_\_

Upon careful consideration of the work specified by this change order, the contractor agrees to provide all equipment and labor, to furnish the materials except as otherwise noted above, and will accept the prices shown above as full payment to perform the services necessary to complete the work in place.

**Contract Time Adjustment:**

By reason of this order the time of completion will be adjusted as follows 0 days.

**Contract Summary:**

Recommended by:   
 Nathan Mertz, Project Manager  
 CITY OF OCEANSIDE

Initial Contract Amount	\$ <u>3,530,249.00</u>	(100.0%)	Accepted:
Previously Approved CCOs (1-31)	\$ <u>(1,388,153.46)</u>	(+0%)	Printed name: <u>Brian K. Andrew</u>
Council Approved Contract Amt.:	\$ <u>N/A</u>	(+0%)	<b>TUTOR PERINI CORP.</b>
Change Order No(s).	\$ <u>N/A</u>	(+0%)	<b>CONTRACTOR</b>
This Change Order No. (32)	\$ <u>(2,062.50)</u>	(+0%)	Approved By: <u></u>
Contract Amount To Date:	\$ <u>2,140,033.04</u>	(+100%)	<b>Scott O. Smith, City Engineer</b>

**CITY OF OCEANSIDE**

City Engineer Authority (Section 5.1.3)

City Council Action Required	<u>      </u>	<u>X</u>	<u>      </u>
	Yes	No	Council Date
Additional Appropriation Required	<u>      </u>	<u>X</u>	
	Yes	No	

Original to: City Clerk

Copies to: Contractor, Accounts Payable, File

**ATTACHMENT B**

**CITY OF OCEANSIDE  
AMENDMENT 1 TO  
PROFESSIONAL SERVICES AGREEMENT**

**PROJECT: Harbor Aquatics Center (910543700751) Project**

THIS AMENDMENT 1 TO PROFESSIONAL SERVICES AGREEMENT (hereinafter "Amendment") is made and entered into this 30th day of January, 2013, by and between the CITY OF OCEANSIDE, a municipal corporation, hereinafter designated as "CITY", and SAFDIE RABINES ARCHITECTS, INC., hereinafter designated as "CONSULTANT."

**RECITALS**

WHEREAS, CITY and CONSULTANT are the parties to that certain Professional Services Agreement dated September 22, 2010, hereinafter referred to as the "Agreement", wherein Consultant agreed to provide certain services to the City as set forth therein;

WHEREAS, the Agreement provided for CONSULTANT to provide construction support services for the Harbor Aquatics Center;

WHEREAS, the parties now wish to provide additional architectural and landscape architectural construction support services due to unforeseen conditions; and

WHEREAS, the parties desire to amend the Agreement to provide for changes and/or modifications to Section 1.0, Scope of Work, and Section 13.0. Compensation.

**AMENDMENT**

NOW, THEREFORE, as set forth herein, the parties hereto do mutually agree that the Agreement shall be amended as follows:

1. Section 1.0, **Scope of Work**, is hereby amended to add the following: "The project is expanded to include additional architectural and landscape architectural services associated with unforeseen conditions at the Harbor Aquatics Center, as described in more detail in Exhibit A (Safdie Rabines Architects, Inc. letter dated December 12, 2012), attached hereto."
2. Section 13.0 **COMPENSATION**, is hereby amended to add the following language to subsection 13.1: CONSULTANT's compensation for additional

Harbor Aquatics Center Project

work performed in accordance with this Amendment, shall not exceed \$48,971.48. Said additional compensation shall be for performing additional professional services as described in Exhibit A, attached.

- 3. Except as expressly set forth in this Amendment, the Agreement shall remain in full force and effect and is hereby ratified and reaffirmed.

**SIGNATURES.** The individuals executing this Amendment represent and warrant that they have the right, power, legal capacity and authority to enter into and to execute this Amendment on behalf of the respective legal entities of the CONSULTANT and the CITY.

IN WITNESS WHEREOF the parties hereto being duly authorized on behalf of their respective entities to execute this Amendment, do hereby agree to the covenants contained in the Agreement, including this Amendment and have caused this Amendment to be executed by setting hereunto their signatures this 30th day of January, 2013.

SAFDIE RABINES ARCHITECTS, INC.

By: \_\_\_\_\_

Taal Safdie

By: \_\_\_\_\_

68-0493520

Employer ID No.

CITY OF OCEANSIDE

By: \_\_\_\_\_

Peter A. Weiss, City Manager

APPROVED AS TO FORM:

*Pauline Summerton, 11557*

City Attorney

**NOTARY ACKNOWLEDGMENTS OF CONSULTANT MUST BE ATTACHED.**

# EXHIBIT "A"

SAFDIE RABINES ARCHITECTS

925 Fort Stockton Drive, San Diego, California 92103-1726  
p. 619.297.6153 f. 619.299.6072 www.safdie rabines.com

December 12, 2012

Nathan Mertz  
Parks Development Manager  
Engineering Division  
City of Oceanside  
300 N. Coast Highway  
Oceanside, CA 92054

Hi Nathan,

Below are the additional service fees associated with Construction Administration Services and Record Documents.

**A. Additional Services for Construction Administration (beyond contract)**

1. Architectural Services:	\$32,852.50
2. Landscape Services:	\$7,175.00
3. <u>Reimbursable Expenses:</u>	<u>\$5,689.63</u>
4. <b>Total:</b>	<b>\$45,717.13</b>

**B. Estimate Allowance for Additional Services (not to exceed amount billed on a T&M basis)**

1. Architectural Services:	\$1,430.00
2. Landscape Services:	\$500.00
3. <u>Reimbursable Expenses:</u>	<u>\$121.35</u>
4. <b>Total:</b>	<b>\$2,051.35</b>

**C. Record Drawings**

1. Landscape Services -	<b>\$1,200.00</b>
-------------------------	-------------------

**D. Total: \$48,971.48**

Thank you for your consideration of our request and please let us know if there are any questions.

Susan Richard

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of San Diego }

On 12/18/12 before me, Michelle Colombo, Notary  
Date Here Insert Name and Title of the Officer

personally appeared Taal Sajdie  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Place Notary Seal Above

Signature: Michelle Colombo  
Signature of Notary Public

**OPTIONAL**

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

**Description of Attached Document**

Title or Type of Document: Professional Service Agreement

Document Date: \_\_\_\_\_ Number of Pages: 2

Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: Taal Sajdie

Corporate Officer — Title(s): Principal

- Individual
- Partner —  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_

**RIGHT THUMBPRINT OF SIGNER**  
 Top of thumb here



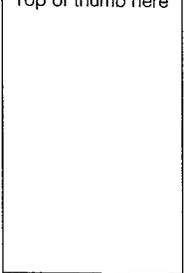
Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

Corporate Officer — Title(s): \_\_\_\_\_

- Individual
- Partner —  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_

**RIGHT THUMBPRINT OF SIGNER**  
 Top of thumb here



Signer Is Representing: \_\_\_\_\_