



CONTRACT CHANGE ORDER AUTHORIZATION NO. 10

DATED 4/15/2015

FILED WITH CONTRACT # 32995

(C. S. LEGACY CONSTRUCTION, INC.)



Date: April 15, 2015
To: Ara Maloyan, Director of Public Works
From: Michael Slama, Capital Projects Manager
Subject: CONTRACT CHANGE ORDER TRANSMITTAL MEMO

PROJECT: R-6952 Chittick Field Improvements

CCO#: No. 10

ORIGINATED FROM: Project Management

SOURCE OF FUNDING: Varies

REASON: See Attached

COST: \$ 690,040.00

AMENDED CONTRACT \$ 8,700,000

TOTAL AMOUNT OF CCO'S
TO DATE (INCLUDING
PROPOSED CCO'S) \$ 3,383,991.95

PERCENT (%) OF ORIGINAL
CONTRACT AMOUNT + 65.7%



DEPARTMENT OF PUBLIC WORKS
CAPITAL IMPROVEMENT PROJECTS
Certification of Materials or Services

Vendor ID# V058322-01
POPW 13-33
Proj/Proj detail PW 3070-4530
Index/Subobject 210009
Grant/Grant detail _____
User Code mla
By Michael Slama 04-28-2015
DATE

Line	Amount Adding	Index/Grant
Line 1:	0	
Line 3:	\$150,549.66	PWCIPAE XCFND-1401
Line 4:	0	
Line 5:	0	
Line 6:	0	
Line 7:	\$418,864.20	PWCIPAA
Line 8:	\$8,626.14	PWCIPAB PRPOP.
Line 10:	\$112,000.00	PWCIPAO 131
Total:		\$690,040.00



OFFICE OF THE CITY MANAGER
CITY OF LONG BEACH
LONG BEACH, CALIFORNIA 90802

To: C.S. Legacy Construction, Inc.
13263 Yorba Avenue
Chino, CA 91710

Date: April 15, 2015
R- 6952
Contract No. 32995
Program No. PW3070-45

PROJECT: R-6952 Chittick Field Improvements

CONTRACT CHANGE ORDER AUTHORIZATION NO. 10

In accordance with procedures for changes in the work as established in specifications, you are authorized to do the following:

- 1. Compensation due contractor to complete all contract related work, including all extended overhead, as agreed on January 30, 2015. As directed by the project manager for the lump sum amount of. \$690,040.00

TOTAL ESTIMATED INCREASE TO CONTRACT COST \$690,040.00

The prices set forth hereinabove shall be considered full compensation for all obligations of the Contractor associated with this change order, and the City will not be liable for any claim of the Contractor for delays or extra compensation resulting from performance of the requirements of this change order.

Furthermore, the parties desire to enter into this change order to resolve and agree to full settlement and discharge of all claims and actions against one another for damages arising out of the Project. In consideration for this settlement, the parties agree that the final amount due Contractor upon final completion of its work under the Contract is the price set forth hereinabove. In further consideration for this settlement, the City will release all claims for liquidated damages against Contractor.

In consideration of the promises herein, the parties hereby fully, finally and forever release and forever discharge each other of, and from, any and all claims, demands, causes of action, lawsuits, legal proceedings, damages, costs, expenses, attorneys' fees and liabilities of any and every kind, arising out of or relating to, the Contract between the City and the Contractor or the Project.

By signing this change order the Contractor acknowledges that it is familiar with California Civil Code Section 1542, which reads: "A general release does not extend to claims which the creditor does not know or suspect to exist in his favor at the time of executing the release, which if known by him must have

materially affected his settlement with the debtor;" and Contractor hereby releases the City from any unknown claims and waives its rights under Section 1542.

Recommended by:

[Signature] 4/22/15
Project Manager (Date)
[Signature] 4/21/15
Assistant City Engineer (Date)
[Signature] 4/21/15
City Engineer (Date)

Approved by:

[Signature] 4/21/15
Contractor-Company Officer (Date)
[Signature] 4/22/15
Director of Public Works (Date)

Funds are available for this purpose:

[Signature] 5-6-15
Financial Management (Date)

CC: Auditor
Accounting
City Clerk-Originals
Construction Division

Contract Compliance
Engineering Records
Project Development
Community Development