

ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY

First Amended Agreement No. C0027 Program Management Services

CHANGE ORDER NO. 77

Modifies the First Amended Agreement No. C0027 (hereinafter "the Agreement") to decrease the maximum compensation as approved by the ACTA Governing Board on November 10, 2022 for the ACTA Support Work Order (ASA CWO).

CONSULTANT: **Alameda Corridor Engineering Team (ACET)**

SUMMARY

OF The Agreement value is decreased by <\$183,408> to a total Agreement value of \$219,580,292 for the ASA CWO.

CHANGE

1. This is the closeout change order to reconcile final cost amounts for FY '22 as set forth in this Change Order No. 77 and the statements set forth in ACTA Board Authorization of November 10, 2022.

The ACET contract total value of all CWO's is \$253,896,109 *excluding compensation for the R10 Oil Release*. See attached documents titled "CWO FY23 ACET Cumulative Contract Values" and "Summary of Contract Values" as of October 25, 2022.

2. In **ARTICLE 5, COMPENSATION, Paragraph 5.1, is revised to provide "Cost-Plus-Fixed-Fee through June 30, 2023"**, is as follows:

	(No R10) ASA CWO through CO 76	(No R10) FY '22 CO 77	(No R10) Total ASA CWO (Base)
Reimbursable Costs not-to-exceed	<u>\$200,533,361</u>	<u><\$183,408></u>	<u>\$200,349,953</u>
Plus Fixed Fee (calculated in accordance with Paragraph 5.2.3, Fixed Fee) of	<u>\$19,230,339</u>	<u>\$-0-</u>	<u>19,230,339</u>
For a Total Estimated Cost of	<u>\$219,763,700</u>	<u><\$183,408></u>	<u>\$219,580,292</u>

3. Except as provided herein, all terms and conditions of the Agreement remain unchanged. The terms and conditions of this ASA CWO Change Order to the Agreement constitute full accord and satisfaction for all costs and period of performance related to the Change described or referenced herein.

IN WITNESS WHEREOF, the Parties hereto have executed this Change Order No. 77 to the Agreement on the date next to their signatures.

AUTHORITY:

**ALAMEDA CORRIDOR
TRANSPORTATION AUTHORITY**

By: _____

Signature: _____

Date: _____

ATTEST

Signature: _____

By: _____

Date: _____

APPROVED AS TO FORM:

Michael N. Feuer, City of Los Angeles City Attorney

By: _____

Deputy City Attorney

Date: _____

CONSULTANT:

**ALAMEDA CORRIDOR ENGINEERING
TEAM, a Joint Venture**

AECOM TECHNICAL SERVICES, INC.

By: _____

Signature: _____

Date: _____

ATTEST

Signature: _____

By: _____

Date: _____

MOFFATT & NICHOL, INC.

By: _____

Signature: _____

Date: _____

ATTEST

Signature: _____

By: _____

Date: _____

Signatures of Change Order No. 77 (continued)

IN WITNESS WHEREOF, the Parties hereto have executed this Change Order No. 77 to the Agreement on the date next to their signatures.

CONSULTANT:

JENKINS/GALES & MARTINEZ, INC.

By: _____

Signature: _____

Date: _____

ATTEST

Signature: _____

By: _____

Date: _____

**TELACU CONSTRUCTION
MANAGEMENT, INC.**

By: _____

Signature: _____

Date: _____

ATTEST

Signature _____

By: _____

Date: _____