

SECTION II

The total amount of this Change Order is \$ _____. Documentation supporting the Change Order is attached as Exhibits _____ through _____.

Payment Schedule Items Added/Deducted:

<u>Activity No.</u>	<u>Description</u>	<u>Amount</u>
_____	_____	_____

This Change Order Request is for (check the applicable categories below):

- _____ A lump sum, negotiated price Change Order (provide information in Section IIA below)
- _____ A unit price/quantities Change Order (provide information in Section IIB below)
- _____ A Time and Materials Change Order (provide information in Section IIC below)

Section IIA

Lump sum price is \$ _____

Section IIB

UNIT PRICE ITEM	UNIT PRICE	QUANTITY	PRICE (Unit Price x Quantity)

Total of all items in above Table: \$ _____

Section IIC

Summary of Change Order Request by Categories: [Additives/(Credits)]

- A. DB Contractor Labor (construction)
 - 1. Wages¹ \$ _____
 - 2. Labor benefits² (55% of A.1) \$ _____

- B. DB Contractor and Subcontractor Labor (professional services)
 - 1. Wages (Raw) \$ _____
 - 2. Labor benefits¹ (145% of B.1, which includes overhead and profit) \$ _____

3.	Off-duty peace officers and patrol cruisers ¹	\$ _____
C.	Materials (with taxes, freight and discounts)	\$ _____
D.	Equipment ²	\$ _____
E.	Subcontracts (Time and Materials cost)	\$ _____
F.	Utility Direct Costs	\$ _____
G.	Overhead and Profit	
	1. Labor (25% of A.1)	\$ _____
	2. Traffic Control (5% of B.3)	\$ _____
	3. Materials (15% of C)	\$ _____
	4. Subcontracts (5% of E)	\$ _____
	5. Utility Direct Costs (5% of F)	\$ _____
H.	Grand Total	\$ _____

¹ Premiums on public liability and workers' compensation insurance, Social Security and unemployment insurance taxes.

² Equipment Costs (estimated or actual) based on Blue Book Equipment Rental Rates calculated in accordance with Section 13.7.3 of the DBC.

SECTION III

The status of Substantial Completion is as follows:

- Unaffected by this Change Order Proposal
- Affected by (increasing) (decreasing) the date of Substantial Completion by _____ calendar days.
- Affected by (increasing) (decreasing) the _____ Float by _____ calendar days.

The status of Final Acceptance is as follows:

- Unaffected by this Change Order Proposal
- Affected by (increasing) (decreasing) the date of Final Acceptance by _____ calendar days.
- Affected by (increasing) (decreasing) the _____ Float by _____ calendar days.

Accordingly, the summary of the dates of Substantial Completion and Final Acceptance and Float are as follows:

1. Substantial Completion: _____
(+ or - _____ days from base of _____ calendar days after NTP1)
2. Final Acceptance: _____
(+ or - _____ days from base of _____ calendar days after NTP1)
3. Number of days of Project Float _____

Justification for Change Order with reference to the DBC:

The above three sections represent a true and complete summary of all aspects of this Request for Change Order.

This Request for Change Order includes all known and anticipated impacts or amounts, direct, indirect and consequential, which may be incurred as a result of the event, occurrence or matter giving rise to the proposed change.

If the foregoing Request for Change Order includes claims of Subcontractors or Suppliers, the undersigned have reviewed such claims and have determined in good faith that the claims are justified as to both entitlement and amount.

_____ **DB Contractor Authorized Representative**

Date: _____

SECTION IV (Reviewed by Program Manager)

_____ **Program Manager (Design-Build Contract)**

_____ **Date**

Comments:

SECTION V (Reviewed by TxDOT Project Manager)

TxDOT Project Manager

Date _____

Comments:

SECTION VII (Approval by TxDOT CDA Program Director and District Engineer)

TxDOT CDA Program Director **Date**

TxDOT District Engineer **Date**

Comments:

EXHIBIT 17

INITIAL DESIGNATION OF AUTHORIZED REPRESENTATIVES

TxDOT Authorized Representative(s)

TxDOT's Executive Director, Chief Planning and Projects Officer and their designees.

DB Contractor's Authorized Representative(s)

EXHIBIT 18

**PROGRESS PAYMENT
CERTIFICATE**

WHEREAS, the Texas Department of Transportation (“TxDOT”) and _____ (“DB Contractor”) are parties to a Design-Build Contract (the “DBC”) to design and construct the Energy Sector Roadway Repair Project (the “Project”); and

WHEREAS, TxDOT has issued to DB Contractor a Certificate of Final Acceptance for the design and construction of the Project; and

WHEREAS, pursuant to the Maximum Payment Schedule set forth in the DBC, TxDOT’s payments to DB Contractor for design and construction of the Project must continue beyond the date of Final Acceptance of DB Contractor’s design and construction work by TxDOT; and

WHEREAS, TxDOT has determined that there is no dispute that it owes \$_____ to DB Contractor, to be paid in accordance with the schedule described in Section 12.4.6 of the DBC; and

NOW THEREFORE, TxDOT acknowledges its obligation, subject to Texas law, to pay DB Contractor a total of \$_____, and hereby certifies that it will pay that obligation by monthly payments as set forth on Attachment 1.

Executed as of the ____ day of _____, ____.

TEXAS DEPARTMENT OF TRANSPORTATION

Executive Director

ATTACHMENT A TO EXHIBIT 18

PAYMENT DATE	PAYMENT AMOUNT

EXHIBIT 19

KEY SUBCONTRACTORS

[Insert from Proposal Form D]

EXHIBIT 20
LOCATIONS

Rank	District	Highway	County	Physical Limits (From)	Physical Limits (To)	Warranty Type and Period	Description of Work
1	Laredo	FM 133	LaSalle	IH 35	Dimmit C/L	Materials and Workmanship ("M&W"); 1 year	Pavement widen/resurface
2	Corpus Christi	FM 882	Bee	FM 626	SH 72	M&W; 1 year	Pavement widen/resurface
3	Corpus Christi	US 181	Karnes	FM 887 W	FM 1144	General; 2 years	Pavement widen/rehab
4	Laredo	FM 190	Dimmit	13 th Street	US 83 North	M&W; 1 year	Pavement widen/resurface
5	San Antonio	SH 16	McMullen	Tilden city limits	Duval C/L	General; 2 years	Pavement resurface/super 2
6	Yoakum	FM 443	Gonzales	Dewitt C/L	US 90	M&W; 1 year	Pavement widen/resurface
7	Yoakum	FM 2067	Gonzales	US 183	End of State MNT	M&W; 1 year	Pavement widen/resurface
8	Laredo	FM 469	LaSalle	IH 35 E. FR Intersection	SH 97	M&W; 1 year	Pavement widen/rehab
9	Laredo	IH 35 (W. FR)	LaSalle	LaSalle/Frio C/L	N. Int. BI-35	General; 2 years	Pavement widen/rehab
10	Corpus Christi	FM 627	Karnes	FM 2724	FM 81	M&W; 1 year	Pavement widen/resurface
11	Corpus Christi	FM 2049	Live Oak	IH 37	SH 72	M&W; 1 year	Pavement widen/resurface
12	Yoakum	FM 240	Dewitt	0.2 miles N. of VFW Rd.	US 87	M&W; 1 year	Pavement widen/resurface
13	Laredo	IH 35 (E. FR)	LaSalle	N. Int. BI-35	Frio/LaSalle C/L	General; 2 years	Pavement widen/rehab
14	Corpus Christi	FM 81	Karnes	SH 123	SH 80	M&W; 1 year	Pavement widen/resurface
15	Corpus Christi	FM 81	Karnes	FM 1144	SH 123	M&W; 1 year	Pavement widen/resurface

16	Corpus Christi	FM 1042	Live Oak	US 281	FM 1545	M&W; 1 year	Pavement rehab
17	Yoakum	FM 443	Dewitt	Gonzales C/L	SH 111	M&W; 1 year	Pavement widen/resurface
18	Yoakum	FM 1680	Lavaca	FM 532	Gonzales C/L	M&W; 1 year	Pavement widen/rehab
19	Laredo	FM 117	Zavala	US 57	Zavala/Frio C/L	M&W; 1 year	Pavement widen/resurface
20	San Antonio	FM 140	Atascosa	SH 16	Charlotte city limits	M&W; 1 year	Pavement widen/resurface
21	Corpus Christi	FM 3192	Live Oak	FM 2049	FM 882	M&W; 1 year	Pavement rehab
22	San Antonio	FM 791	Atascosa	US 281A	Karnes C/L	M&W; 1 year	Pavement rehab
23	Corpus Christi	FM 624	Jim Wells	US 281	SH 359	M&W; 1 year	Pavement widen/resurface
24	Yoakum	FM 952	Dewitt	SH 72	FM 2656	M&W; 1 year	Pavement widen/resurface
25	Yoakum	FM 1680	Gonzales	US 90	Lavaca C/L	M&W; 1 year	Pavement widen/rehab
26	San Antonio	FM 791	Atascosa and McMullen	Atascosa/ McMullen C/L	SH 16	M&W; 1 year	Pavement widen/rehab
27	Corpus Christi	SH 119	Karnes	SH 80	Dewitt C/L	M&W; 1 year	Pavement rehab
28	Laredo	FM 624	LaSalle	SH 97	3.16 miles south of FM 469	M&W; 1 year	Pavement rehab
29	San Antonio	FM 791	Atascosa and McMullen	US 281A	Atascosa/ McMullen C/L	M&W; 1 year	Pavement widen/rehab
30	Yoakum	FM 77	Gonzales	US 87	FM 108	M&W; 1 year	Pavement widen/rehab
31	Laredo	FM 469	LaSalle	SH 97	FM 624	M&W; 1 year	Pavement widen/rehab