



Change Order No. 1
Change Order Effective Date: 3/06/2025

CITY OF EVERETT Change Order

Project Title	West Marine View Drive/Alverson Blvd and 41st Street/Grand Avenue Pedestrian Improvements
Department	Public Works
Work Order No.	PW-3630
Contractor:	Diverse Earthworks, Inc
Contract Award Date:	9/11/2024
City Staff Contact:	Mike Kangas
Change Order No.	1
Change Order Effective Date	3/06/2025

CONTRACT SUM

	Original Contract Sum	Total of Previous Change Orders	This Change Order	Contract Sum After this Change Order
Amount	\$ 519,436.93	\$ 00.00	\$ 125,000.00	\$ 644,436.93
+ WSST	\$ 0.00	\$ Enter	\$ Enter	\$ 0.00
Total	\$ 519,436.93	\$ 0.00	\$ 125,000.00	\$ 644,436.93

CONTRACT TIME

Original Contract Time	Working Days <input checked="" type="checkbox"/> / Calendar Days <input type="checkbox"/>
Date of Notice to Proceed	11/12/2024
Cumulative adjustment to time by <i>prior</i> Change Orders	0
Adjustment to time by <i>this</i> Change Order	0
New Contract Time (<i>including</i> this Change Order)	60

Contractor and City agree as follows:

1. The scope of Work shall be changed to the extent described in Exhibit A.
2. The amount of this Change Order for the changes described in Exhibit A, represents complete compensation for the changes described in Exhibit A, including all direct and indirect costs and impacts. The Contract Sum shall be adjusted as described in this Change Order.
3. Everett Municipal Code 3.80.050 sets forth the threshold amounts below which the Mayor or the Mayor's designee is authorized to direct Contractor to perform additional work. In calculating such threshold amounts, Washington State sales tax, as applicable to the Work, has been considered.
4. The Contract Time of the Contract shall be adjusted to the extent described in this Change Order.
5. Contractor waives and releases any and all claims arising out of, or related to, this Change Order, the work described in Exhibit A, and all work and actual or constructive changes that occurred or began prior to the date of this Change Order, including, but not limited to, claims for equitable adjustment of time and compensation, delay, impact, overhead, or inefficiencies. This provision does not apply to requests for equitable adjustment of time or price for which the Contractor timely and properly provided notice of a differing site condition, protest, dispute, claim or Contract Claim as required by the Contract Documents. If the Contract Documents establish a time period for notice of a differing site condition, protest, dispute, claim, or Contract Claim that ends after the date of this Change Order, but relates to work performed prior to the date of this Change Order, then this provision does not apply if the Contractor timely and properly submits such notice
6. This Change Order only changes the contract between Contractor and City to the extent explicitly provided herein.
7. Signature(s) on this Change Order may be by pdf, email, fax or other electronic means, in which case such signature(s) will have the same effect as an original ink signature. This Change Order may be signed in counterparts, each of which shall be deemed an original, and all of which, taken together, shall be deemed one and the same document.





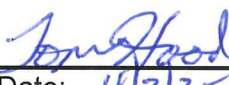
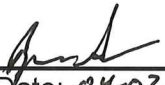

OWNER			
 _____ Mayor Date: <u>04/24/2025</u>		Attest:  _____ City Clerk Date: <u>04/24/2025</u>	
Standard Document Approved as to Form Office of the City Attorney (5.13.22)			
Recommended By:			
Construction Manager (if applicable)  _____ Date: <u>4-1-2025</u>	Project Manager (if applicable)  _____ Date: <u>4/2/25</u>	Engineering Manager (if applicable)  _____ Date: <u>4/2/25</u>	Department Director  _____ Date: <u>04-02-2025</u>
CONTRACTOR			
By  _____ Officer Date: <u>04/24/2025</u>			

Exhibit A—Description of Changed Work

This Change Order No. 1 and adds one (1) New Item to the Contract.

New Item No. 101: Hazardous Soil Impacts. Add new item No. 101 entitled, "Hazardous Material Impacts" by Force Account in the amount of \$125,000.00 resulting in an increase to the contract of \$125,000.00.

Justification for creating New Item No. 101

This new item will be utilized to compensate the contractor for tasks associated with hazardous soils including but not limited to testing, handling, haul and disposal, and soil stabilization measures to reduce volumes of hazardous soil requiring handling. Measurement and payment will be via the Force Account provision in the contract

Time: There will be no added time to the Contract for this change.











Diverse Earthworks Inc-WMVD & 41st Ped Improve-CO 1-TH-SD

Final Audit Report

2025-04-24

Created:	2025-04-21
By:	Ashleigh Scott (AScott@everettwa.gov)
Status:	Signed
Transaction ID:	CBJCHBCAABAAAn46ZIUJb-YaGwwC2FaxrEyrWPpv1Ef

"Diverse Earthworks Inc-WMVD & 41st Ped Improve-CO 1-TH-SD" History


-  Document created by Ashleigh Scott (AScott@everettwa.gov)
2025-04-21 - 9:00:33 PM GMT
-  Document emailed to Laura Claywell (LClaywell@everettwa.gov) for approval
2025-04-21 - 9:01:26 PM GMT
-  Email viewed by Laura Claywell (LClaywell@everettwa.gov)
2025-04-21 - 9:10:45 PM GMT
-  Email viewed by Laura Claywell (LClaywell@everettwa.gov)
2025-04-24 - 2:59:37 PM GMT
-  Document approved by Laura Claywell (LClaywell@everettwa.gov)
Approval Date: 2025-04-24 - 3:53:29 PM GMT - Time Source: server
-  Document emailed to jerry@diverseearthworks.com for signature
2025-04-24 - 3:53:31 PM GMT
-  Email viewed by jerry@diverseearthworks.com
2025-04-24 - 7:04:50 PM GMT
-  Signer jerry@diverseearthworks.com entered name at signing as Jerry Jensen
2025-04-24 - 7:06:18 PM GMT
-  Document e-signed by Jerry Jensen (jerry@diverseearthworks.com)
Signature Date: 2025-04-24 - 7:06:20 PM GMT - Time Source: server
-  Document emailed to Tim Benedict (TBenedict@everettwa.gov) for approval
2025-04-24 - 7:06:22 PM GMT

 Email viewed by Tim Benedict (TBenedict@everettwa.gov)

2025-04-24 - 7:10:11 PM GMT

 Document approved by Tim Benedict (TBenedict@everettwa.gov)

Approval Date: 2025-04-24 - 7:10:22 PM GMT - Time Source: server

 Document emailed to Cassie Franklin (cfranklin@everettwa.gov) for signature

2025-04-24 - 7:10:24 PM GMT

 Email viewed by Cassie Franklin (cfranklin@everettwa.gov)


2025-04-24 - 7:44:23 PM GMT

 Document e-signed by Cassie Franklin (cfranklin@everettwa.gov)

Signature Date: 2025-04-24 - 7:44:36 PM GMT - Time Source: server

 Document emailed to Ashleigh Scott (AScott@everettwa.gov) for signature

2025-04-24 - 7:44:38 PM GMT

 Email viewed by Ashleigh Scott (AScott@everettwa.gov)

2025-04-24 - 7:51:14 PM GMT

 Document e-signed by Ashleigh Scott (AScott@everettwa.gov)

Signature Date: 2025-04-24 - 7:58:09 PM GMT - Time Source: server

 Agreement completed.

2025-04-24 - 7:58:09 PM GMT