

**CHANGE ORDER - AGREED**

Change Order No. 1  
 Change Order Effective Date: 04/21/2026

**CITY OF EVERETT  
 Change Order**

*Project Title* Forest Park Pickleball Project  
*Department* Parks & Facilities  
*Work Order No.* N/A  
*Contractor:* Diverse Earthworks, Inc.  
*Contract Award Date:* 09/26/2025  
*City Staff Contact:* Lisa Page  
*Change Order No.* 1  
*Change Order Effective Date* 04/21/2026

**CONTRACT SUM**

	Original Contract Sum	Total of Previous Change Orders	This Change Order	Contract Sum After this Change Order
Amount	\$790,000	\$0	\$74,985.58	\$864,985.58
+ WSST	\$78,210	\$0	\$7,423.57	\$85,633.57
<b>Total</b>	<b>\$868,210.00</b>	<b>\$0</b>	<b>\$82,409.15</b>	<b>\$950,619.15</b>

**CONTRACT TIME**



Original Contract Time	210	Working Days <input type="checkbox"/> / Calendar Days <input checked="" type="checkbox"/>
Date of Notice to Proceed	11/03/2025	
Cumulative adjustment to time by <i>prior</i> Change Orders	0	
Adjustment to time by <i>this</i> Change Order	45	
New Contract Time ( <i>including</i> this Change Order)	255	

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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 his designee is authorized to direct Contractor to perform additional work. In calculating such threshold amounts, Washington State sales tax, if 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.

City of Everett

CITY			
 _____ Mayor Date: <u>04/29/2026</u>		Attest:  _____ City Clerk Date: <u>04/29/2026</u>	
Standard Document Approved as to Form Office of the City Attorney (2.17.22)			
Recommended By:			
Construction Manager (if applicable)  N/A  Date: _____	Project Manager (if applicable)  _____ Lisa Page Date: _____	Engineering Manager (if applicable)  N/A  Date: _____	Department Director  _____ Kimberly Moore Date: _____
CONTRACTOR			
By <u>Jerry Jensen</u> _____ Officer		Date: <u>04/29/2026</u> _____	

### Exhibit A—Description of Changed Work

- a) Correct unforeseen conditions in the existing site.
- b) Comply with codes or rulings of building officials and building inspectors.

<b>No.</b>	<b>Diverse Earthworks Change Proposals</b>	<b>Amount</b>
1	Temporary suspension of work due to weather (12/22/2025 – 3/2/2026)	\$ 10,761.76
2	Court Subgrade Mitigation - Geogrid & Fabric, no additional Over-Ex	\$ 40,565.19
3	Retaining Wall Subgrade Mitigation - Over-Ex & additional CSBC	\$ 23,658.63
	<b>Total (pre-tax)</b>	<b>\$ 74,985.58</b>











# Forest Park Pickleball Project Change Order No. 1\_SD

Final Audit Report

2026-04-29


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 Agreement completed.

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