

| Contract No / P.O. #: | C44620C | | |
|-----------------------|---------------|--|--|
| Change Order No.: | 2 | | |
| Contingency: | ☐ YES ✓ NO | | |
| Account No.: | | | |
| Project No.: | MFA00009 | | |
| Vendor No.: | | | |

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|-------------------|---------|------------|-------------|--------------|--------------|
| Contract Purpose: | On-Call | Facilities | Repairs and | Improvements | Project |

Contractor Name: Elite Customs Construction

Contractor shall construct, furnish all supervision, labor, services, equipment, and materials, and perform all work necessary or required to fully complete the changes to the Contract described in this Change Order for the amount agreed upon between the Contractor and the City of Palm Desert ("City").

| Description of Changes | Decrease In Contract Price | Increase In Contract Price |
|--|-------------------------------|-------------------------------|
| Additional On-Call Facilities Repairs and Improvements | | \$ 1,500,000.00 |
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| Totals: | \$ 0.00 | \$ 1,500,000.00 |
| Net Change in Contract Price: | | \$ 1,500,000.00 |

Justification:

City staff have increased the use of this contract to address deferred maintenance needs and to take on new projects.

| Original Contract Amount: | | \$ 750,000.00 |
|----------------------------------|---|------------------|
| Contingency: | | \$ 0.00 |
| Total Budget Amount: | | \$ 750,000.00 |
| Less: Expend. / Encumb. To Date: | - | \$ 3,000,000.00 |
| Less: This Change Order Amount: | | \$ 1,500,000.00 |
| Remaining for Project: | | -\$ 3,750,000.00 |

| Contingency: | + | \$ 0.00 |
|------------------------------|---|------------------|
| Less: Prior Change Order(s): | - | \$ 2,250,000.00 |
| Less: This Change Order: | - | \$ 1,500,000.00 |
| Remaining of Contingency: | | -\$ 3,750,000.00 |

| The amount of the contra | act will be increased by the sum of: | | |
|-----------------------------------|--------------------------------------|---|----|
| One Million Five Hundred Thousand | | dollars and <u>00</u> /100 (<u>\$ 1,500,000.</u> | 00 |
| Revised Contract Total: _ | \$ 4,500,000.00 | | |

| Contract No. C44620C | _ Contract Change Order No | 2 | |
|--|---|--|---|
| Contract Time Extension | n:N/A | | |
| arising out of or related and cost) set forth he Change Order, includ Contractor constitutes all claims, demands, cothe Change Order, who damages for delay, disall consequential dama constitute the entire codirect, indirect, consequence office) costs, de Change Order. The Corof any kind whatsoever reasonably foreseeables | to the subject of this Change rein comprises the total comping all impact on any unchar a binding accord and satisfactionsts, and liabilities, in contract, lether known or unknown, inclustruption, acceleration, loss of progress. The adjustments to the Compensation and/or adjustment use to Contractor arising out of intractor hereby releases and agreer, to file any further claim or a cause that shall arise out of, cork under the Contract. This Changes | Order and acknowledgensation due for the reged work. Execution on that fully satisfies, was aw or equity, arising outling but not limited to roductivity, and stacking contract Price and Contact thereto due to Contract thereto due to Contract for related to the charges to waive all rights, request for equitable as a result of, this Charges | settlement of any and all claims ges that the compensation (time work or change defined in the of this Change Order by the aives, and releases the City from ut of or related to the subject of direct and indirect costs and/or g of trades, as well as any and tract Time in this Change Order or, including but not limited to all entals, and overhead (field and ange in the work covered by this without exception or reservation adjustment of any type, for any nange Order and/or its impact on the a supplement to the Contract |
| 1. REQUESTED BY: | Department Director | 2. ACCEPTED BY: | Contractor |
| 3. CERTIFIED FUNDS AVAILABLE | Finance Director | 4. APPROVED BY: | City Manager |

NOTE: No payments will be made prior to City Manager or Council approval

QC: _____