

**CHANGE ORDER 7****Tierra De Rosas Infrastructure Phase I and Phase II**

Project/Contract # 24-01

This Change Order, dated as of this \_\_\_\_ day of [enter date here], is made pursuant to Section 01 26 00 Contract Modification Procedures of Document 00 52 00 Agreement, Contract Number 24-01 by and between the Sonoma County Community Development Commission (hereinafter "Commission"), and Ghilotti Construction Company Inc, (hereinafter "Contractor"), dated as of May 29, 2024 (the "Agreement"). Commission and Contractor are sometimes referred to hereinafter individually as a "party" and collectively as the "parties."

**RECITALS**

WHEREAS, Commission and Contractor previously entered into the Agreement for Phase I and Phase II infrastructure for the Tierra De Rosas development located at 665 and 883 Sebastopol Road, Santa Rosa, California (the Property) for a total contract price of Fourteen Million Seven Hundred Sixty Two Thousand Two Hundred Seventy One Dollars (\$14,762,271) with a substantial completion time of Seven Hundred Twenty One (721) Days from the date when the Contract Time commenced to run as provided in Section 00 52 00 (Agreement) with Contractor completing the Work so that a Final Inspection Report could be issued in accordance with Section 01 77 00 (Closeout Procedures) Seven Hundred Fifty One (751) Days from the date when the Contract Time commenced to run as provided in Section 00 52 00 (Agreement).

WHEREAS, Commission and Contractor previously entered into the Agreement for Phase I and Phase II infrastructure for the Tierra De Rosas development located at 665 and 883 Sebastopol Road, Santa Rosa, California (development). Attachment 01 10 00 A Scope of Work of the Agreement identified the general work associated with Tierra De Rosas Plaza Permanente (Phase III) and stated the intent was to award that work to the Contractor once design was complete and .

WHEREAS, design work for Phase III of the development is complete and can be added to the Agreement via Addenda.

WHEREAS, Commission and Contractor desire to amend the Agreement as set forth above pursuant to Section 01 26 00 Contract Modification Procedures.

NOW, THEREFORE, in consideration of the foregoing recitals and the mutual covenants contained herein, the receipt and adequacy of which is acknowledged, the parties hereto agree to amend the Agreement as follows:

Modify Article 1 Scope of Work of the Contract, paragraph 1.1 Work of the Contract by adding the work described below.

Add work as described in Exhibit A, "Phase III Scope of Work" and as shown on the approved Site Improvement Drawings for Tierra De Rosas Plaza with civil engineering prepared by BKF Engineers, landscape design by Quadriga and electrical details by FARD Engineers to the Agreement.

Modify Article 1 Scope of Work of the Contract paragraph 1.2 Price for completion of work to add the cost for work described above in the amount of Two Million Four Hundred Twenty Eight Thousand Three Hundred Fifteen Dollars (\$2,428,315.00).

### **ATTACHMENTS**

**Exhibit A Phase III Scope of Work**

**Exhibit B Budget**

**Exhibit C Site Improvement Drawings for Tierra De Rosas Plaza**

COMMISSION AND CONTRACTOR HAVE CAREFULLY READ AND REVIEWED THIS FIRST CHANGE ORDER AND EACH TERM AND PROVISION CONTAINED HEREIN AND, BY EXECUTION OF THIS FIRST CHANGE ORDER, SHOW THEIR INFORMED AND VOLUNTARY CONSENT THERETO.

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SIGNATURES BEGIN ON NEXT PAGE

IN WITNESS WHEREOF, the parties hereto have executed this First Amendment to be executed as of the Effective Date.

**CONTRACTOR: GHILOTTI CONSTRUCTION  
COMPANY INC.**

Dated: \_\_\_\_\_

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

**SONOMA COUNTY COMMUNITY  
DEVELOPMENT COMMISSION**

Dated: \_\_\_\_\_

By: \_\_\_\_\_

Michelle Whitman, Executive Director

**CERTIFICATES OF INSURANCE ON FILE WITH AND  
APPROVED AS TO SUBSTANCE BY THE  
COMMISSION**

Dated: \_\_\_\_\_

By: \_\_\_\_\_

Michelle Whitman, Executive Director

**APPROVED AS TO FORM**

Dated: \_\_\_\_\_

By: \_\_\_\_\_

Aldo Mercado, Deputy County Counsel