

MOUNTAIN VIEW-LOS ALTOS UNION HIGH SCHOOL DISTRICT
MEASURE E CONSTRUCTION PROGRAM
CONTRACT MODIFICATION

Date: Aug 26th, 2024

Project: Freestyle Academy New Classrooms Project – Amendment # 6 Final Reconcile

Vendor Name: Cumming Management Group (RGM Kramer, Inc)

Contract Number: C19-021

CMG Job Code: MVLA 007 (KR-MVL00.70)

Original Contract Amount: \$1,433,400.00

Amendment # 1 Date: 6/1/21 Amount: \$30,500.00 Reason: Interim adjustment of Construction Management services fee based on bidding results. Per contract, the CM fee is based on a sliding fee scale percentage of the estimated trade contracts. After bid opening, the estimated construction cost was increased from \$9,918,000 to \$10,660,000. The commensurate sliding scale fee revision for the increase is \$30,500. Final reconciliation of CM fee will occur upon completion of construction.

Amendment # 2 Date: 5/23/22 Amount: \$23,040.00 Reason: Interim adjustment of Construction Management services fee based on revised, board approved budget. Per contract, the CM fee is based on a sliding fee scale percentage of the construction trade contracts. After updated project budget, the estimated construction cost was accordingly increased from \$10,660,000 to \$11,236,000. The commensurate sliding scale fee revision for the increase is \$23,040. Final reconciliation of CM fee will occur upon completion of construction.

Amendment # 3 Date: 3/27/23 Amount: \$100,000.00 Reason: Interim adjustment of general conditions allowance from \$850,000 to \$950,000, \$100,000 increase, needed to manage the extended schedule due to project completion pushed from October 2022 to April 2023. Schedule extended as a result of Bay Area Air Quality Management District (BAAQMD) approval, and PG&E scheduling and delays in their self-performed work, preventing final completion of construction. Final reconciliation of general conditions, and CM fee, will occur upon completion of construction.

Amendment # 4 Date: 5/22/23 Amount: \$100,000.00 Reason: Interim adjustment of general conditions allowance from \$950,000 to \$1,050,000, a \$100,000 increase, needed to manage the extended construction schedule from April 2023 to August 2023 as a result of: PG&E scheduling delays in their self-performed work, continuous storms interrupting sitework and preventing final completion of construction, and additional scope of work along with punch-list and final closeout. Final reconciliation of general conditions and CM fee will occur upon completion of construction.

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Amendment # 5 Date: 8/14/23 Amount: \$200,000.00 Reason: Interim adjustment of general conditions allowance from \$1,050,000 to \$1,250,000, a \$200,000 increase, needed to manage the extended construction schedule from August 2023 to November 2023 as a result of additional work and completion of outstanding/punch-list and final closeouts. Final reconciliation of general conditions and CM fee will occur upon completion of construction.

Amendment # 6 Date: 8/26/24 Amount: (- \$91,882.22) Reason: Final reconciliation of Construction Management services fee based on final construction costs and General Conditions fee based on T&M. Per contract, the CM fee is based on a sliding fee scale percentage of the trade contracts managed. The final construction cost basis was increased from \$11,236,000.00 to \$12,111,960.00. The commensurate sliding scale fee revision for the increase is \$35,038.00. The final general conditions fee is \$1,123,079.78 a decrease of \$126,920.22 from \$1,250,000.00 Project is complete.

Final Contract Amount: \$1,795,057.78

District: _____ **Date:** _____
Michael Mathiesen, Associate Superintendent of Business Services

Vendor: _____ **Date:** _____
Richard Kramer, Managing Principal