CITY OF SAN JOSE
CAPITAL OF SILICON VALLEY

Department of Public Works

CONTRACT CHANGE ORDER

ORDER NO.: 31
DATE: 6/2/09

PROJECT NAME: Happy Hollow Park & Zoo-Zoo and Attractions (Phase 2A) Project

CONTRACTOR: West Bay Builders, Inc.

The following changes are hereby made to the CONTRACT DOCUMENTS:

ITEM	DESCRIPTION OF CHANGED WORK	UNIT PRICE	QUANTITY	EXTENSION
1.	Provide and install the miner's maze (Add alternate no. 9) and all work associated with the miner's maze shown on the Happy Hollow Park and Zoo-Zoo and Attractions conformed set of plans and specs and to extend the construction contract duration from August 11, 2009 to October 2, 2009 per West Bay Builders price proposal dated May 18, 2009	Lump Sum	Lump Sum	$432,500
2.	Provide and install the pacific fruit express coaster (Add alternate no. 11) and all work associated with pacific fruit express coaster shown on the Happy Hollow Park and Zoo-Zoo and Attractions conformed set of plans and specs and to extend the construction contract duration from August 11, 2009 to October 2, 2009 per West Bay Builders price proposal dated May 18, 2009	Lump Sum	Lump Sum	$787,564

FUND	R.C.	DETAIL	APPN NO.
471	128515	4081	4787

AWARD OF CONTRACT NO.	AWARD DATE
20710	11/20/07

I hereby certify that an unexpended appropriation is available in the above fund for the above contract as estimated, and that funds are available as of this date of signature.

Authorized Signature _____ Date _____

Total Cost of CHANGE	$1,219,864
Total Credit of CHANGE	$0
Previous CHANGE ORDERS	$1,132,965
Original CONTRACT	$39,255,000
CONTRACT Amount to Date	$41,607,829

ACCEPTANCE

Contractor hereby agrees that the amount set forth herein shall constitute, and accepts such amount as, payment in full for the work described and any associated delay, acceleration, or inefficiency (cumulative or otherwise), including all material, equipment, labor, overhead, other direct and indirect costs, and any other item of pay related to or arising from Contractor's performance of this change order. Contractor further agrees that Contractor is entitled to no additional time or compensation for this change order beyond the amount set forth herein.

The CONTRACT TIME will be increased by **Fifty-two (52)** calendar days.

Contractor _____ Date 6/3/09

Division Manager _____ Date _____

KATY ALLEN
Director of Public Works _____ Date _____

DRAFT--Contact the Office of the City Clerk at (408) 535-1260 or CityClerk@sanjoseca.gov for final document.