

Change Order No.: 3

Agreement Date: April 25, 2026

Name of Project: **Incorporated County of Los Alamos**

Contractor: **TLC Company Inc.**

The following changes are hereby made to the Contract Documents:

JUSTIFICATION:

This change order establishes a contract time extension, as the current contract period has lapsed. The extension is justified due to delayed delivery of critical equipment, which reduced the time available to complete the work within the original contract period. Once materials arrived, priority was placed on bringing the booster station online quickly to restore water service for customers. During equipment startup, a gasket failure on a newly installed valve caused water damage to recently installed equipment, requiring additional repairs and re-testing. All repairs and retesting are the responsibility of the contractor and there are no costs associated with this work and only a portion of the contract time extension to allow time for these repairs and testing.

The contract lapse occurred due to administrative oversight while addressing this event. The extension reflects the additional time required to complete the work under these circumstances. An emergency time extension was granted by Annalisa Miranda; see attached email dated April 24, 2026.

This change order also reflects cost adjustment to the contract, please see cost adjustment amounts and justifications below:

This change order reflects a cost adjustment for additional work identified in Change Order 2. The repair was initially believed to be needed on the 24-inch line feeding the storage tank for the booster station. The leak was later found to be on the 16-inch discharge line at the tank connection.

This required a more complex repair, including confined space entry into the tank and additional equipment such as a trench box and confined space safety gear. These changes resulted in added labor, equipment, and time, which are reflected in this adjustment. Please see total cost increase below:

Total: \$20,106.29

Finally, this change order covers the purchase of a new brine tank and brine guard. The original plan was to reuse the existing brine tank; however, after further review, the MIOX vendor recommended replacing it with a new tank equipped with proper filtration to ensure compatibility and reliable operation with the upgraded MIOX units.

Based on this recommendation, upgrading the brine system was selected to improve performance, reduce the risk of operational issues, and support long-term reliability. Please see total cost increase below:

Total: \$14,876.96

All other contract terms and conditions remain unchanged.

The contract will be increased by **\$34,983.25**, for new contract price of **\$1,462,569.66**.

CHANGE TO CONTRACT PRICE:

Original Price	\$ <u>1,400,035.00</u>
Current Contract Price adjusted by previous Change Order	\$ <u>1,427,586.41</u>
The Contract Price due to this Change Order will be (<u>increased</u>) by:	\$ <u>34,983.25</u>
The new Contract Price, including this Change Order will be	\$ <u>1,462,569.66</u>

CHANGE TO CONTRACT TIME:

SUBSTANTIAL COMPLETION:

Original Contract Time	<u>340</u> calendar days.
Current Contract time adjusted by previous Change Order(s)	<u>N/A</u> calendar days.
The Contract Time will be (<u>increased</u>) by	<u>55</u> calendar days.
New Contract Time including this Change Order will be	<u>395</u> calendar days.
The date for completion of substantial work will be	<u>April 30, 2026</u> (Date)

FINAL COMPLETION

Original Contract Time	<u>370</u> calendar days.
Current Contract time adjusted by previous Change Order(s)	<u>N/A</u> calendar days.
The Contract Time will be (<u>increased</u>) by	<u>89</u> calendar days.
New Contract Time including this Change Order will be	<u>459</u> calendar days.
The date for completion of all work will be	<u>June 30, 2026</u> (Date)

APPROVALS REQUIRED:

To be effective, this order must be approved by the Utilities Manager; or the Los Alamos County Council if the contract modification, change order, or contract price adjustment exceeds the funding budgeted and specifically appropriated for this project, or as may otherwise be required by the General Conditions.

The adjustment in Contract price and/or Contract time stated in this Change Order shall constitute the total price and/or time adjustment due or owed the Contractor for the work or changes ordered by the Change Order. By executing the Change Order, the Contractor acknowledges and agrees that the stipulated price and/or time adjustments represent full compensation for all adjustments in the cost or the time required to perform the Contract as a whole arising directly or indirectly from the Change Order, including costs and delays associated with the interruption of schedules, extended overheads, delay, and cumulative impacts or ripple effect on all other non-affected work under Contract not changed by the Change Order. Signing of the Change Order constitutes full and mutual accord and satisfaction for the adjustment in contract price and/or time, subject to the current scope of the entire work as set forth in the Contract Documents. Acceptance of this Change Order constitutes an agreement between Owner and Contractor that the Change Order represents an equitable adjustment to the Contract, and that the Contractor will waive all rights to file a claim on this Change Order after it is properly executed.

Requested by Project Manager:

Michelle Martinez, Engineering Associate

Approved by (Deputy Utilities Manager):

James A. Martinez, Jr., P.E., DUM-Engineering

Approved by (Utilities Manager):

Philo S. Shelton, III P.E., Utilities Manager

TLC Company Inc.:

Eddie Padilla, President