

## PROCUREMENT SUMMARY

## METRO EXPRESSLANES OPERATIONS AND MAINTENANCE

1.	<b>Contract Number:</b> PS092210233		
2.	<b>Contractor:</b> Atkinson Contractors, LP		
3.	<b>Mod. Work Description:</b> Exercise Option 4.3 – Option Year 3; Additional O&M Support Costs for Option Year 3;		
4.	<b>Contract Work Description:</b> Design, Build, Operate and Maintain the Metro ExpressLanes		
5.	<b>The following data is current as of:</b> October 21, 2015		
6.	<b>Contract Completion Status:</b>		
	<b>Bids/Proposals Due:</b>	8/31/10	<b>% Completion \$s:</b> 90.7%
	<b>Contract Awarded:</b>	12/16/10	<b>% Completion time:</b> 96%
	<b>NTP:</b>	01/11/11	<b>Original Contract Days:</b> 990
	<b>Original Complete Date:</b>	09/28/13	<b>Change Order Days:</b> 879
	<b>Current Est. Complete Date:</b>	02/23/16	<b>Suspended Days:</b> 0
	<b>Total Revised Days:</b>		1,869
7.	<b>Financial Status:</b>		
	<b>Contract Award:</b>		\$72,363,702
	<b>Total Contract Modifications Approved:</b>		\$47,232,633
	<b>Current Contract Value:</b>		\$119,596,335
	<b>Contract Administrator:</b> Joe O'Donnell	<b>Telephone Number:</b> 213-922-7231	
8.	<b>Project Manager:</b> Shahzad Amiri	<b>Telephone Number:</b> 213-922-3061	

**A. Contract Action Summary**

This Board Action is to approve Contract Modification No. 63 issued in support of Operations and Maintenance of the ExpressLanes for Option Year 3, Contract Modification No. 64, issued in support of additional O & M Support Costs for Option Year 3, and Contract Modification No. 65, issued for additional transponders and retail packaging.

These Contract Modifications will be processed in accordance with Metro's Acquisition Policy and the contract type is a firm fixed priced price.

On December 16, 2010, Contract No. PS0922102333 was awarded to Atkinson Contractors, LP in the amount of \$72,363,702, to Design, Build, Operate and Maintain the Metro ExpressLanes Project.

Attachment B shows that 57 Contract Modifications/change orders have been issued to date to add and/or delete work, and 12 Contract Modifications are currently pending or in negotiations.

The proposed Contract Modifications are for \$16,695,408 and will be used to Exercise Option 4.3 – Option Year 3; additional O&M Support Costs for Option Year 3; and additional Transponders and Retail Packaging.

**B. Cost/Price Analysis**

The recommended price for Contract Modification No. 63 was a bid rate for Option Year 3. A market survey was performed that confirmed the Option price is fair and reasonable.

The recommended price for Contract Modification No. 64 has been determined to be fair and reasonable based upon an independent cost estimate, cost analysis, technical evaluation, fact finding, and negotiations. An audit of Contract Modification No. 64 was requested on October 8, 2015, and the audit is anticipated to be complete by the end of November 2015. Should the audit determine that any proposed costs for Contract Modification No. 64 are unallowable, the negotiated amount shown below will be adjusted.

The recommended price for Contract Modification No. 65 was determined to be fair and reasonable as the price of the additional transponders was based on market rates validated by other toll lane operators.

<b>Mod No.</b>	<b>Changes</b>	<b>Proposal amount</b>	<b>Metro ICE</b>	<b>Negotiated or NTE amount</b>
63	Additional Year of O&M – Option Year 3	\$3,072,000	N/A*	\$3,072,000
64	Additional O&M Support Costs for Option Year 3	\$10,501,854	\$10,380,468	\$10,383,408
65	Additional Transponders and Retail Packaging	\$3,240,000	N/A*	\$3,240,000

\* Mod. no. 63 price was a bid rate. Mod. no. 65 pricing is based on the agreed rates for new transponders.