CHANGE ORDER FORM
DEP Contract No. SP644

Change Order No.: SP644-027 **Contractor Name:** CDM Constructors, Inc. (CDM)

Contractor Contract Manager: Dean Carter **Phone No:** (407) 660-6423

Description of Change(s) (Attach additional documents if referenced in description below.):

Activity Reference Code[1]	Change(s) authorized by this Change Order	Deliverable(s) and Due Date(s)	DEP Deliverable Review in Work Days	Payment Method	Dollar Value of Change (+ or -)[2]	Change in Payment Basis
A	Pursuant to paragraph 34.D of the contract an agreed upon lump amount; based on CDM's attached November 12, 2009, NGS-N Sediment Removal Clean Out Plan providing a proposed alternative method for removing sediments from the NGS-N prior to the completion of closure construction; is being provided under Task A of the Contract. CDM expressly agrees that performance of this alternative method is solely at CDM's option and discretion, and that performance of this alternative method does not alter CDM's obligation to complete the closure of the process watershed as described in Attachment A of the Contract, the Scope of Services, including permanent closure and removal of the NGS-N reservoir from the process watershed prior to the end of the Contract period. If CDM elects to perform this optional work, CDM further expressly agrees that it will perform this work under the scope, terms and conditions of the Contract and shall restore the NGS-S lined reservoir, and any other affected top gradient areas, to their closed condition in a manner and to an extent consistent with performance under this Contract. CDM acknowledges that, if CDM elects to proceed with this proposed work, the Department will incur additional expenditures for necessary quality assurance oversight for this work which is proposed to be performed in close proximity to the HDPE liner previously installed under CDM's direction in the NGS-S reservoir under this Contract. However, the Department agrees not charge CDM for such additional oversight expenditures related to the performance of this work, except the Department reserves the right to seek recovery for any additional oversight expenditures that stem from damage or needed repairs to the NGS-S reservoir or liner, if any, caused by CDM's election to perform this work. Both the Department and Contractor agree that this change does not represent a concealed or latent or subsurface condition at the site that differs materially from conditions identified in the Contract, and agree that the execution of this Change Order does not constitute an admission or concession by either the Department or CDM related to CDM's obligations under this Contract.	Change in Deliverable (at CDM's option)	No Change	No Change	$36,000.00	Yes

Total Increase or Decrease in Project Costs resulting from this Change Order:	$36,000.00
Ceiling Amount of Contract Impacted? (Yes or No)	Yes
Total Impact on Ceiling Amount all Change Orders (SP644-001 to SP644-027) to Date:	$9,113,510.00
Ceiling Adjustments made by Amendments (No 1. to No. 1) to Date:	$8,012,768.00
Current Ceiling Amount Adjustments Needed:	$1,100,742.00

Notes: [1]Activity Reference Code shall conform to the activity code system established in Attachment C. [2]Contractor understands that all funding for DEP Contract SP644 is established by authorized funding increment amounts. This Change Order does not increase or decrease the authorized funding increment amount of the Contract. All changes in authorized funding increment amounts shall be processed by letter or contract amendment as addressed in paragraph 7 of the Contract.

Change(s) in Contract Completion Date Needed as a Result of this Change Order:

Current Contract Completion Date (without renewals):	February 22, 2010
Completion Date of Contract (without renewals) impacted by this Change Order? (Yes or No)	No
Increase or Decrease, in Calendar Days, Needed as a Result of this Change Order:	0
Total Increase/Decrease, in Calendar Days, Needed as a Result of all Change Orders (SP644-001 to SP644-027) to Date:	0
Completion Date Changes (in Calendar Days) Authorized by Amendments (No 1. to No. 1) to Date:	0
Current Completion Date Changes, in Calendar Days, Needed by Amendment:	0

This Change Order is a modification to the Contract between the Contractor and the Department (DEP), and all contract provisions shall apply unless specifically exempted. The amount and time change designated are the maximum agreed to by both the Department and the Contractor for this change. In consideration of the foregoing adjustments in contract time and contract sum the Contractor hereby releases Department from all claims, demands or causes of action arising out of the transactions, events and occurrences giving rise to this Change Order. This written Change Order is the entire agreement between the Department and Contractor with respect to this Change Order. No other agreements or modifications shall apply to this Change Order unless expressly provided herein.

Approval Required	Signature	Date
Director or Deputy Director, Division of Water Resource Management (Contract Authority, DEP):	Richard W. Gantrell	November 17, 2009
DEP Contract Manager, Bureau of Mining and Minerals Regulation:		11/17/2009
Vice President, CDM Constructors Inc.:		11/16/09

List of Attachments/Exhibits Included with this Change Order:

Specify Type/Reference	Title/Description of Document	Number of Pages
CDM's November 12, 2009, NGS-N Sediment Removal Clean Out Plan	CDM's November 12, 2009, NGS-N Sediment Removal Clean Out Plan asking if a proposed alternative method is acceptable and providing an estimated cost of $36,000 for this work.	3
DEP Contract No. SP644, Attachment C	DEP Contract No. SP644, Attachment C revised per Change Order SP644-027	10

cc: Gwenn Godfrey, Procurement Section (MS93)
DEP Contracts Disbursements Section (MS78) - 2 Copies

ATTACHMENT C
PAYMENT AND DELIVERABLE SCHEDULE

	DESCRIPTION	Fixed-Price	Lump Sum Unit Rate	APPROVAL PERIOD [5]	DELIVERABLES	PAYMENT BASIS [8]
A. OPERATION AND MAINTENANCE						
OPERATION AND MAINTENANCE, Years 1-2		$6,552,794	NA		Operation and Maintenance activities are to be reported in the "Piney Point Operation and Maintenance Status Report" (Monthly Status Report) to be submitted with the monthly Operation and Maintenance Invoices. The format for the Monthly Status Report shall provide sufficient detail and summary information for the Department Contract Manager to determine the extent to which contract requirements are being met. The specific format will be mutually agreed upon by the Contractor and the Department.	Monthly invoice line items shall be provided as follows: 1. During the first contract month only for Operation & Maintenance (O&M), an invoice line item shall include the price for "O&M Activities and Mobilization" based on the agreed upon lump sum allocation of $ 375,000. 2. During the second month, and on a monthly basis thereafter, the lump sum O&M amounts shall be invoiced as "Site Operation & Maintenance Activities" based on the agreed upon O&M Monthly Lump Sum Allocation Values shown below for this Scope of Services. The invoice line item should reference the corresponding year and month for services. O&M Monthly Lump Sum Allocation Values, not to exceed: - Contract Year 1, Months 2-12 shall be $ 268,600 / month - Contract Year 2, Months 1-12 shall be $ 268,600 / month - Contract Year 3, Months 1-12 shall be $ 149,950 / month - Contract Year 4, Months 1-12 shall be $ 100,000 / month - Contract Year 5, Months 1-12 shall be $ 79,939 / month Retainage: None, unless otherwise specified in Change Order after contract execution. 3. Per Change Order SP644-007, a one-time lump sum amount of $ 16,884 may be added to an O&M monthly invoice to reimburse agreed upon costs for the unexpected cleanup of oil contaminated water and soil materials following leakage of oil from the abandoned ball mill lube oil tank that was located in the vicinity of the process water pumps in the phosphoric acid plant on July 25, 2005.
OPERATION AND MAINTENANCE, Years 3-5 [12]		$3,956,751	NA			
A1	Site Operation and Maintenance (Including Process Water and Runoff Management, Inspections, Site Security, Mowing, Repairs, and Post-Closure Care & Maintenance)				Activity to be included on the Monthly Status Report.	
A2	Utilities (Power, excluding power used in process water consumption, Water, Domestic Wastewater, Refuse Collection, etc.)				Include KWH consumption in the Monthly Status Report.	
A3	Safety Training and Safety Compliance				1. Incident Reports to be included in the Monthly Status Report and verbal notifications provided to DEP Contract Manager as needed. 2. A copy of an Employee Training Log shall be provided monthly showing the required training for employees performing services under this contract, and either the planned or actual dates of corresponding employee training.	
A4	Groundwater Monitoring Plan Implementation				Reporting according to Discharge Monitoring Reports (DMRs) per Administrative Agreement, National Pollutant Discharge Elimination System (NPDES) permit, or other Department issued orders as may be effective, issued, or amended during contract period for the subject site/facilities.	
A5	Surface Water Monitoring Plan Implementation				Reporting according to DMRs per Administrative Agreement, NPDES permit, or other Department issued orders as may be effective, issued, or amended during contract period for the subject site/facilities.	
A6	Project Coordination, Direction & Reporting				Include activity summary information in the Monthly Status Report including Monthly Site Meeting minutes between DEP contract manager, Receiver, Engineer, and Contractor's team.	
A7	Liability Insurance Coverage (Including Pollution Liability)				Copy of effective Insurance Policy showing policy type, coverage limits, and policy term.	
	July 25, 2005 Ball Mill Lube Oil Leak and Cleanup	$16,884			Copy of related invoices, and identification of costs for personnel and equipment used to contain and cleanup the July 25, 2005 Ball Mill Lube Oil Tank Leak.	
	February 7, 2006 OGS-S Subgrade and Liner Repair	$1,660			Copy of related invoices, and identification of costs for personnel and equipment used to repair the subgrade and liner on February 7, 2006, as submitted for Change Order SP644-016.	
	October 2006 maintenance and liner repair work needed to support temporary piezometer installation through the OGS-S lined ditch.	$1,784			Copy of related invoices, and identification of costs for personnel and equipment used to support temporary piezoemter installation and repair of the liner following removal on October 3-4, 2006, as submitted for Change Order SP644-017.	
	Additional NCP Storage Capacity for lime treatment sludge disposal, to be constructed in accordance with the Engineer's drawings and specifications.	$258,700			Copy of invoices for completed subcontract maintenance work needed for partial payments, as specified by Change Order SP644-018.	
	Performance of CDM's NGS-N Sediment Clean Out Plan in accordance with Change Order SP644-027. [17]	$36,000			At CDM's option: removal of process water from the NGS-N to the NGS-S lined reservoir, temporarily during CDM's cleaning of sediments out of the NGS-N lined reservoir; transfer of water from the NGS-S back into the NGS-N; and restoration of the NGS S and related top gradient areas to their closed condition in accordance with applicable Contract provisions.	

Task A, Total Lump Sum: $10,824,573

	DESCRIPTION	Fixed-Price	Lump Sum Unit Rate	APPROVAL PERIOD [5]	DELIVERABLES	PAYMENT BASIS [8]
B. PROCESS WATER CONSUMPTION						
B1	Years 1-2, Up to 712.5 MGal Consumption [10], [13] Years 3-5, Greater than 712.5 MGal Consumption up to 950 MGal Consumption Water consumption shall continue under contract terms for process water consumption; however, volumes greater than 950 MGal are not billable beyond the lump sum amount, except as specified for Tasks B2 and B3. At the end of Years 1-2 from the effective start date for this task, any remaining lump sum balance of the Years 1-2 fixed-price, if any, will be paid upon satisfactory completion of Years 1-2 process water consumption tasks as outlined in this contract. At the end of Years 3-5 from the effective start date for this task, any remaining lump sum balance of the Years 3-5 fixed-price, if any, will be paid upon satisfactory completion of Years 3-5 process water consumption tasks as outlined in this contract.	$ 6,878,414 $ 2,021,268 $ 0.00	$ 10.70 / 1,000 gal. $ 8.51 / 1,000 gal. $ 0.00 / 1,000 gal.		Weekly Water Report spreadsheet including, but not limited to: - daily rainfall, pond water levels, and water volumes for each consumption method (i.e., Double-lime, RO, Spray Evaporation, or Spray Irrigation), - daily measured ammonia nitrogen and estimated total nitrogen concentrations at Outfall 003, - calculated daily total discharge load in lbs. for total nitrogen and ammonia nitrogen at Outfall 003, and - the total discharge volume at Outfall 003, the 15-day rolling average and 30-day rolling average ammonia nitrogen and total nitrogen load (in lbs.) at Outfall 003. The Weekly Water Report shall reflect the weekly period from Tuesday - Monday of a given week and be submitted to the Department within 48 hours of the end of the weekly period. The content and format for the Weekly Water Report shall be as agreed upon by the Department Contract Manager.	Monthly Invoice line items shall be provided as follows: 1. Each monthly invoice shall specify the total water consumption for each day in the period based on: - measured water consumption volumes (by final disposal / discharge method) for double lime, RO permeate, and/or spray irrigation discharges in accordance with Note [1], and - spray evaporation consumption based on the reported Operation Factor for the period, and the agreed upon monthly adjusted baseline evaporative loss design rates in Note [2], corresponding to each Department approved spray evaporation system. Retainage: None, unless otherwise specified in Change Order after contract execution.
	Spray Evaporation Consumption Adjustment	See B1	See B1			2. An additional invoice line item shall be added to reflect any invoiced amount or credit to be applied for an anticipated semi-annual "Spray Evaporation Consumption Adjustment" that will be determined based on semi-annual water balance modeling results provided by the Engineer. The water balance modeling results, or an alternative method proposed by the Engineer where mutually agreed upon, will be used to determine the spray evaporation consumption taking into consideration the measured or estimated water inputs/outputs and changes in water inventory.
B1a	Additional Allowance of up to 90 MGal Consumption, at a lump sum rate of $8.51/1000 gallons		$ 8.51 / 1,000 gal.			2.a An additional invoice line item shall be added to reflect any invoiced amount for additional consumption and costs greater than provided for under Task B1 above. This invoice line item shall reflect, "Additional Process Water Consumption." Such additional process water consumption shall be monitored and reported under the same deliverable requirements as specified for Task B1.
B2	Year 1, Additional 10.6 MGal / inch rainfall above 55 inches Year 2, Additional 7.1 MGal / inch rainfall above 55 inches ~~Year 3, Additional 4.1 MGal / inch rainfall above 55 inches~~ [16]	NA	$ 12.40 / 1,000 gal. $ 13.02 / 1,000 gal. ~~$ 14.66 / 1,000 gal.~~			3. Pursuant to the Contract terms, an additional invoice line item shall be added at the end of Years 1, 2, and 3 to reflect any additional "Contract Allowance for Rainfall greater than 55 inches/year."
B3	Year 1, Debited 10.6 MGal / inch rainfall less than 50 inches Year 2, Debited 7.1 MGal / inch rainfall less than 50 inches ~~Year 3, Debited 4.1 MGal / inch rainfall less than 50 inches~~ [16]	NA	$ 5.63 / 1,000 gal. $ 5.63 / 1,000 gal. ~~$ 1.66 / 1,000 gal.~~			4. Pursuant to the Contract terms, an additional invoice line item shall be added at the end of Years 1, 2, and 3 to reflect any "Contract Deduction for Rainfall less than 50 inches/year."
B4	Years 1-2, Allowance for variation in drainable pore water volume and rate Years 3-5, Allowance for variation in drainable pore water volume and rate	$211,500 $70,500	NA NA			5. A monthly invoice line item shall include a uniformly allocated "Pore Water Allowance" cost based on the lump sum amount for the indicated period. Accordingly, Years 1-2 shall be invoiced for a total not to exceed $211,500, or $8,812.50 / month and Years 3-5 shall be invoiced for a total not to exceed $70,500, or $1,985.34 / month.

Task B, Total Lump Sum: $9,947,582 [3]

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	DESCRIPTION	Fixed-Price	Lump Sum Unit Rate	APPROVAL PERIOD [5]	DELIVERABLES	PAYMENT BASIS [8]
C. CLOSURE CONSTRUCTION ACTIVITIES						1. Invoice based on Percent Complete, approved by Third Party Engineer, of the lump sum amount for each construction phase and each work segment. Retainage: 25% of each submitted invoice amount, except as specified below for seeding activities, to be released following Engineer's conditional acceptance of a given phase/work segment. Upon completion, submittals shall include a copy of the Engineer's Completion of Construction Certification and As-built Drawings provided by the Contractor. Retainage - seeding subtasks/activities: 40%, with the retainage to be released six months after seeding activity resulting in successful establishment of grassed cover following approval of Engineer. 2. In accordance with Change Order SP644-005, invoices for Task C1 (NGS-S Lined Slopes) and Tasks C2a, C2b, C2c, and C2d may include a percent complete and corresponding lump sum allocation reflecting borrow source preparation for materials stockpiled for the Gulfstream borrow source as of June 1, 2005. The percent complete for soil cover borrow source preparation activities under Task C1 (NGS-S Lined Slopes) and Tasks C2a, C2b, C2c, and C2d shall be determined based on not more than the agreed upon quantity estimate for the stockpiled soil cover materials, stockpiled as of June 1, 2005, where the estimated quantity has been approved by the Engineer and has an equivalent value not to exceed $5.50 per cy. The Department may release retainage for invoiced amounts for soil cover borrow source preparation only after the stockpiled materials have been screened for potential pollutants in accordance with a sampling plan accepted by the Department. 3. Invoices may include a lump sum allocation for stored materials under Task C3a (Phase I Slopes) where provided in accordance with Note [9] below.
	RESERVOIR SLOPE COVER (All 4 Ponds)				Monthly submittals with Closure Construction Invoice: - Weekly construction meeting minutes, prepared by Engineer - Copies of agenda/minutes from ad hoc construction coordination and update meetings - Percent completion of each phase of each activity and work element - Conditional acceptance by Engineer of each phase/work element for invoicing of closure construction activities. See Note [4]. End of Construction Phase: - Engineer's certification of completion of construction for each activity - As Built drawings for each activity	
C1	Reservoir Slope Cover (All 4 Ponds)	$4,097,324	[4]	10		
	PHASE III - NGS-S COMPARTMENT					
C2a	NGS-S Reservoir (2005)	$4,225,014	[4]	10		
C2b	NGS-S Cap Area (2005)	$861,730	[4]	10		
C2c	OGS Cap Areas (2005)	$985,362	[4]	10		
C2d	NGS-N Relief Ditch (2005)	$1,022,065	[4]	10		
C2e	Re-Closure of NGS-N Relief Ditch if Used for Disposal of Plant Scale (at FDEP's Option)	$0	[4]	10		
	STACK SLOPES AND DITCHES					
C3a	Phase I Slopes - OGS (2005)	$3,215,188	[4]	10		
C3b	Phase II Slopes - NGS (2006)	$3,315,797	[4]	10		
	COOLING/SLUDGE PONDS & DITCHES					
C4a	NCP Closure	$5,577,345	[4]	10		
C4b	SCP Closure	$10,711,267	[4]	10		
C5	Gypsum Fill Management	$305,877	[4]	10		
C6	Miscellaneous Plant Site Closures	$5,723,618	[4]	10		

Task C, Total Lump Sum: $ 40,040,587

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	DESCRIPTION	Fixed-Price	Lump Sum Unit Rate	APPROVAL PERIOD [5]	DELIVERABLES	PAYMENT BASIS [8]
	MISCELLANEOUS BILLABLE ITEMS					
E2	Transport Plant Scale to Stack (25,000 cy) (See Note 15)	$0	$ 10.00 / cy	10	Documentation showing percent complete approval from Engineer for scale placement.	Invoice line items to be included on Construction Invoice based on percent task completion as approved by Engineer.
F5	Miscellaneous Lump Sum Costs other than Fluctuation and Plant Scale Costs	$956,000	NA		Record keeping as required by state law.	Invoice as a separate lump sum line item as "Miscellaneous Lump Sum Costs other than Fluctuation and Plant Scale Costs." This separate invoice item shall be included on the monthly Operation and Maintenance invoices based the contract fixed-price amount, uniformly allocated over the expected 5 year term of the contract.
	Fluctuation in Electric Power Costs - Operation and Maintenance			10	Documentation showing the applicable power usage (in KWH), and the change in unit power cost from Florida Power and Light (FPL) for most favored commercial customers in the Tampa Bay area after considering an escalation corresponding to 3% per year from the FPL base rate charged for such customers in December 2004.	An additional invoice line item shall be added to reflect an invoiced amount (invoice debit or credit) to be applied for the annual "Fluctuation in Electric Power Costs" that shall be determined as outlined in Note [6] for electric power costs applicable to Operation and Maintenance activities and electric power costs associated with Process Water Consumption. The line item and amount (invoice credit or debit) shall be invoiced in the monthly invoice for the end of Contract Years 2, 3, 4, and 5.
	Fluctuation in Liner Resin Costs			10	Documentation showing the neat liner quantities for 40-mil, 60-mil, and 80-mil liner determined by the Engineer for planned construction activities in Contract Years 1, 2, and 3, and Liner Resin unit price quotes and unit conversions as outlined in Note [7]. The documentation shall show the change in actual liner resin unit cost for Contract Years 1, 2, and 3 after considering an escalation corresponding to 3% per year from the November 2004 Base Liner Resin Unit Cost established as outlined in Note [7].	Documentation showing the neat liner quantities for 40-mil, 60-mil, and 80-mil liner determined by the Engineer from detailed construction drawings for planned construction activities in Contract Years 1, 2, and 3, and supporting documentation for determination of the "lowest adjusted price" (expressed in dollars per square feet) as outlined in Note [7].

Notes:

[1] For days where the calculated 30-day rolling average ammonia nitrogen discharge is greater than 20 lbs./day and less than or equal to 50 lbs./day, the "billable consumption volume" for discharges to Bishop Harbor will be adjusted to reflect 90% of the actual corresponding volume (i.e., equivalent to 0.9 times the lump sum unit price for <= 50 lbs./day ammonia nitrogen). For days where the calculated 30-day rolling average ammonia nitrogen discharge is greater than 50 lbs./day, the "billable consumption volume" for discharges to Bishop Harbor shall be shown as zero. For days where the calculated 30-day rolling average ammonia nitrogen discharge is less or equal to 20 lbs./day, the "billable consumption volume" for discharges to Bishop Harbor shall be the water treatment volume.

[2] Monthly Adjusted Baseline Evaporative Loss Design Rates are provided below, for each Department approved system, based on 24-hour/day, 7-days/week operation with an Operating Factor of 0.80.

2.1 SE-1, Existing Spray Evaporation System in NGS-N reservoir where the average Net Spray Consumption rate (in MGD) for the values from January through December is 0.200 MGD, when operating with 1169 nozzles at a minimum nozzle pressure and rate of 50 psi and 2.91 gpm/nozzle, respectively. When operating at sprayfield pressures between 25 and 50 psi, the Net Spray Consumption (MGD) at the given operating pressure may be determined by interpolating or extrapolating the Spray Consumption Factor from those shown in the corresponding table, multiplied by the listed monthly Net Spray Consumption (MGD) for the values at 50 psi to yield the reduced Net Spray Consumption (in MGD) for periods during that month when operating at pressures between 25 and 50 psi.

Month	Average Pond Evaporation (in)	Average Net Spray Consumption (MGD)
Jan	2.48	0.116
Feb	2.62	0.135
Mar	3.88	0.181
Apr	5.42	0.261
May	6.26	0.292
Jun	6.13	0.295

Month	Average Pond Evaporation (in)	Average Net Spray Consumption (MGD)
Jul	5.70	0.267
Aug	5.23	0.244
Sep	4.52	0.218
Oct	3.43	0.160
Nov	2.47	0.119
Dec	2.34	0.109

Spray Consumption Factors

Pressure (psi)	Net Spray Consumption (MGD)	Spray Consumption Factor (factor)
30	0.08	0.400
40	0.131	0.655
50	0.2	1.000

2.2 Pursuant to Change Orders SP644-004, SP644-009 and SP644-021, the Average Net Spray Water Consumption rates are shown below for areas SE-3, SE-4, SE-7, SE-10, and SE-10A, as described below, when operating at minimum nozzle pressure of 50 psi and inflow rate of 2.91 gpm/nozzle, respectively. Subject to Department approval, where the indicated number of operating spray system nozzles are changed from those indicated, the net spray consumption rate (in MGD) shall be adjusted accordingly, per nozzle increased or decreased, in the system as constructed. Reflecting changes from SP644-009, previously authorized, but not constructed SE-9 is removed and replaced with SE-10 as described herein. Per Change Order SP644-009, the quantity of spray evaporation nozzles and resulting evaporative consumption rates were changed from 360 to 208 and from 203 to 255 for SE-4 and SE-7 spray evaporation systems, respectively. Construction and operation of additional spray systems listed below shall provide for drift and erosion monitoring and immediate suspension of individual or all segments of such systems as the Department may determine is

When operating at sprayfield pressures between 25 and 50 psi, the Net Spray Consumption (MGD) at the given operating pressure may be determined by interpolating or extrapolating the Spray Consumption Factor from those shown in the corresponding table, multiplied by the listed monthly Net Spray Consumption (MGD) for the values at 50 psi to yield the reduced Net Spray Consumption (in MGD) for periods during that month when operating at pressures between 25 and 50 psi.

- SE-3, Spray Evaporation System in South Cooling Pond (SCP) Internal Dams and Ditch Area between Dams.
- SE-4, Spray Evaporation System in North Cooling Pond (NCP).
- SE-7, Spray Evaporation System along the northern and western dikes of SCP-N.
- SE-10 and SE-10A, Spray Evaporation System additions in vicinity of process water return canal.

Month	SE-3 Average Net Spray Consumption for 614 nozzles (MGD)	SE-4 Average Net Spray Consumption for 208 nozzles (MGD)	SE-7 Average Net Spray Consumption for 255 nozzles (MGD)	SE-10 Average Net Spray Consumption for 97 nozzles (MGD)	SE-10A Average Net Spray Consumption for 316 nozzles (MGD)
Jan	0.0777	0.0210	0.0292	0.0111	0.0121
Feb	0.0821	0.0222	0.0309	0.0117	0.0127
Mar	0.1215	0.0329	0.0457	0.0174	0.0189
Apr	0.1698	0.0459	0.0639	0.0243	0.0264
May	0.1961	0.0530	0.0737	0.0280	0.0305
Jun	0.1920	0.0519	0.0722	0.0274	0.0298
Jul	0.1786	0.0482	0.0672	0.0255	0.0277
Aug	0.1638	0.0443	0.0616	0.0234	0.0255
Sep	0.1416	0.0382	0.0532	0.0202	0.0220
Oct	0.1075	0.0291	0.0404	0.0154	0.0167
Nov	0.0774	0.0210	0.0291	0.0110	0.0120
Dec	0.0733	0.0198	0.0276	0.0104	0.0114

Spray Consumption Factors

Pressure (psi)	Net Spray Consumption (MGD)	Spray Consumption Factor (factor)
30	0.08	0.400
40	0.131	0.655
50	0.2	1.000

(3) Total Lump Sum for Process Water Consumption subject to adjustment for items B2 and B3 as governed by contract terms.

(4) Closure Construction Activities subject to schedule subdivision and future updates by Engineer, including subdivision into mutually agreed upon releasable work segments for progress monitoring and payment purposes. Please see Attachment C, Table 1, Closure Task Breakdown, Piney Point ITN 2005002C for current subdivision of Closure Construction Activities.

(5) The Approval Period shall be five (5) working days to inspect and approve the invoiced services for payment, unless another period of working days is specified herein.

(6) The adjustment to pricing, if any, for fluctuations in electric power costs will be made based upon the posted unit price (in $ per KWH) as charged by Florida Power and Light to its most favored commercial customers in the Tampa Bay area, compared to the adjusted unit price charged by Florida Power and Light to the same customers in December 2004 but after considering an escalation corresponding to 3% inflation per year. The change in unit power cost, relative to the escalated base unit price, in December 2005, December 2006, December 2007 and December 2008 will be used for making the adjustment (either debit or credit) for electric power costs during contract years 2, 3, 4 and 5, assuming a theoretical power usage of 11.3 Million KWH (Year 2), 3.8 Million KWH (Year 3), 2.6 Million KWH (Year 4) and 2.0 Million KWH (Year 5), respectively, during each of the corresponding four contract years.

(7) The adjustments to pricing, if any, for fluctuations in Liner Resin prices will be made based upon the neat liner quantities determined by the Engineer from detailed design drawings (without any adjustment for liner overlaps, liner buried in anchor trenches, increased liner area due to sloping surfaces, liner for repair patches, waste, etc.) for planned liner installation activities during each calendar year. The adjustment (either debit or credit) will be based upon the lower of either:

1) The lowest documented change in liner sheet unit price from at least two liner manufacturers (expressed in dollars per square feet) for orders placed in November 2004 escalated by 3% inflation per year, compared to orders placed in February 2005 and in December 2005 and December 2006, respectively, for planned construction activities in each of the first three contract years; or

2) The lowest documented change in Liner Resin unit price from at least two liner manufacturers or resin suppliers for orders placed in November 2004 compared to orders placed in February 2005 and in December 2005 and December 2006, respectively, for planned construction activities in each of the first three contract years. The change in actual liner resin unit price (expressed in dollars per pound of resin), after accounting for 3% escalation per year from the November 2004 BAFO unit price of $0.64/lb. shall be multiplied by 0.237 lb/ft2, 0.347 lb/ft2 and 0.442 lb/ft2 for 40-mil, 60-mil and 80-mil liner, respectively.

The lowest adjusted price as determined above (expressed in dollars per square feet) shall be multiplied by the neat liner quantity from detailed design drawings (expressed in square feet) times a factor of 1.10 adopted herein to accommodate additional liner buried in anchor trenches, liner overlaps, waste, etc.

(8) Lump Sum Unit rates or monthly allocations of the fixed cost amounts are rounded to the nearest cent or dollar as shown. In all cases, the final monthly invoice for a given period shall reflect the necessary amount so that the indicated fixed-price is not exceeded. There shall be no adjustment to the lump sum pricing presented in Attachment C for any fluctuations in Contractor's costs, including lime costs, fuel costs or any other utility or commodity cost during the term of the contract, except as specifically provided for herein, including Notes (6) and (7).

(9) In accordance with Change Order SP644-011, invoices for Task C3a (Phase I Slopes) may include a percent complete and corresponding lump sum allocation reflecting stored silica gravel to be used during the installation of drains associated with this Task, where the stored material quantity and value has been approved by the Engineer. Supporting documentation shall be provided with the invoice for the Engineer's review to determine that the stored materials conform to that specied for the task.

(10) In accordance with Change Order SP644-012, the Year 1-2 lump sum amount for water consumption was adjusted from $7,624,007 to 6,971,211 based on Year 1 adjustments for rainfall deficit, 30-day rolling average ammonia-nitrogen treatment compensation, and OGS-N fresh water input adjustements.

(11) In accordance with Change Order SP644-013, invoices for Task C3b (Phase II Slopes) and C4b. (SCP) may include a percent complete and corresponding lump sum allocation reflecting stored silica gravel and HDPE piping, manholes, and related structures to be used during construction associated with these Tasks, where the stored material quantity and value has been approved by the Engineer. Supporting documentation shall be provided with the invoice for the Engineer's review to determine that the stored materials conform to that specied for the task.

(12) In accordance with Change Order SP644-019, the lump sum for Operation and Maintenance for Years 3-5 was decreased from $3,958,663 to $3,956,751 to account for services provided by Ardaman and Associates to repair and redevelop monitoring well MW-9 following damage during CDM's construction activities on March 15, 2007. The Contractor shall reflect the amount of this cost decrease in the subsequent Operation and Maintenance invoice following the issuance of Change Order SP644-019.

(13) In accordance with Change Order SP644-019, the Year 1-2 lump sum amount for water consumption was decreased from $6,971,211 to 6,878,414 based on the Year 2 rainfall deficit, and the 30-day rolling average ammonia-nitrogen treatment compensation adjustments. The Contractor may elect to account for this Year 2 adjustment through credits, applied fully as available, on subsequent water consumption invoices following the issuance of Change Order SP644-019.

(14) In accordance with Change Order SP644-021, invoices for Task C4a may include a percent complete and corresponding lump sum allocation reflecting stored 2-ft diameter HDPE pipe material to be used during the installation of drainage or similar conveyances associated with this Task, where the stored material quantity and value has been approved by the Engineer. Supporting documentation shall be provided with the invoice for the Engineer's review to determine that the stored materials do or will conform to that to be specified for the task.

(15) In accordance with Change Order SP644-021, the lump sum cost for the transport of plant scale to the stack is being removed from the Contract since performance of this task under this contract is no longer necessary.

(16) In accordance with the August 5, 2008 Dispute Resolution Agreement - Part 2, CDM Claims for Additional Costs, the Year 3 provisions for rainfall adjustments under Task B, items B2 and B3, are eliminated from the terms and conditions of the Contract.

(17) In accordance with Change Order SP644-027, a lump sum allowance is being added, under Task A, for the performance of CDM's NGS-N Sediment Removal Clean Out Plan, to be performed at CDM's option, as an alternative method for removing sediments from the NGS-N; and to authorize the temporary storage of process water in the NGS-S lined reservoir.

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CLOSURE TASK BREAKDOWN
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Item	Closure Construction Element		Engineer's Estimate	CDM BAFO Estimate	CDM BAFO PRICE	Computed Unit Rate	CDM BAFO Unit Rate	Totals	
	ITEM C1. RESERVOIR SLOPE COVER (All 4 Ponds)								
	Soil Cover (NGS-N, OGS-S & OGS-N Lined Slopes, see Note 64)	cy	270,000	0	$ -	$ 12.41	$ 12.41		
	Soil Cover MODS (OGS-S already placed, see Note 64)	cy		59,312	$ 735,908	$ 12.41			
	Soil Cover MODS (NGS-N, OGS-S & OGS-N, see Note 65)	cy		29,000	$ 704,990	$ 24.31			
	Soil Cover (NGS-N, OGS-S & OGS-N Crest, see Note 66)	cy	- -	18,570	$ 451,437	$ 24.31	$ 12.41		
	Soil Cover (NGS-S Lined Slopes - From C2, see Note 64)	cy	130,000	0	$ -	$ 11.29	$ 11.29		
	Soil Cover MODS (NGS-S, see Note 64)	cy		12,500	$ 303,875	$ 24.31			
	Soil Cover (NGS-S Crest - NGS-S east/south, see Note 65)	cy	- -	5,445	$ 132,368	$ 24.31			
	80-Mil HDPE Liner (Crest Roads, see Notes 56 and 81)	sf	175,000	317,730	$ 273,708	$ 0.86	$ 0.69		
C1	80-Mil HDPE Liner (MODS, see Note 82)	sf	- -	77,670	$ 66,909	$ 0.86			
	OGS Crest Road / liner MODS - overflow structures (MODS, see Note 83)			lump	$ 47,000	-	-		
	Drain Composite (All 4 Ponds, see Note 67)	sy	85,000	60,610	$ 581,856	$ 9.60	$ 9.60		
	Drain Composite (Crest All 4 Ponds, see Note 68)	sy	- -	24,390	$ 422,191	$ 17.31	$ 9.60		
	Sodding NGS-N,& OGS-N Slope Cover (see Note 45)	ac	40	0	$ -	$ 8,792.50	$ 8,792.50		
	Sodding OGS-S Slope Cover (see Note 45 and 69)	ac	- -	6.7	$ 134,814	$ 20,121.47	$ 8,792.50		
	Sodding NGS-S Slope Cover (From C2)	ac	18	0	$ -	$ 8,794.44	$ 8,794.44		
	Seed or Sod (Soil Crest Cover, see Note 46 and 69)	ac	4	3.5	$ 18,465	$ 5,275.84	$ 2,350.00		**TOTAL ITEM C1**
	Modification of the NGS-N sprayfield (See Note 62)	lump	lump	lump	$ 66,781	-	-		
	Other Ancillary (See Notes 16 and 17)	lump	lump	lump	$ 157,022	-			**$ 4,097,324**
	ITEM C2. PHASE III - NGS-S COMPARTMENT								
	Task C2a. NGS-S Reservoir (2005)								
	Sludge Excavation (see Note 4)	cy	5,000	0	$ -	$ -	$ 8.80		
	Gypsum Fill (see Note 4)	cy	380,000	206,500	$ 1,547,675	$ 7.49	$ 5.97		
	80-Mil HDPE Liner (see Note 5 and Note 33)	sf	3,000,000	3,000,000	$ 2,200,476	$ 0.733	$ 0.68		
	Soil Cover (OGS-N East Dike Crest, see Note 146)	cy	3,000	3,000	$ 72,930	$ 24.31	$ 11.29		
	Seed or Sod (NGS-S Crest Roads, see Note 47 and 69)	ac	1	5.9	$ 31,127	$ 5,275.84	$ 2,341.67		
	Outlet Structure	lump	lump	lump	$ 10,000	-	-	**Total Task C2a**	
	NGS-S Decant Riser Pipe (see Note 85)	lump	- -	lump	$ 17,374	-	-		
	NGS-S Reservoir - Soil Cover Mobilization (see Note 6)	lump	lump	lump	$ 3,083	-	-		
	Other Ancillary	lump	lump	lump	$ 342,349	-	-	**$ 4,225,014**	
	(Note: Soil cover and associated drain composite and sodding were moved from Item C2 to Item C1)								
	Task C2b. NGS-S Cap Area (2005)								
	Gypsum Fill (see Note 12)	cy	5,000	46,700	$ 278,962	$ 5.97	$ 5.97		
	40-Mil HDPE Liner (see Note 7)	sf	500,000	354,250	$ 152,645	$ 0.431	$ 0.40		
	Soil Cover (See Note 26)	cy	25,000	29,150	$ 290,400	$ 9.96	$ 11.29		
	Seed or Sod (see Note 48)	ac	10.5	8.4	$ 19,670	$ 2,341.67	$ 2,341.67		
	Outlet Structure	lump	lump	lump	$ 10,000	-	-	**Total Task C2b**	
	NGS-S Cap Area Soil Cover Mobilization (see Note 6)	lump	lump	lump	$ 38,771				
	Construction Management - Drawing Delivery (see Note 73)	lump	- -		$ 23,689				
	Other Ancillary (see Note 34)	lump	lump	lump	$ 47,593	-	-	**$ 861,730**	
	Task C2c. OGS Cap Areas (2005)								
	Gypsum Fill (see Note 13)	cy	10,000	39,500	$ 235,953	$ 5.97	$ 5.97		
	60-Mil HDPE Liner (see Note 8)	sf	450,000	419,487	$ 215,462	$ 0.514	$ 0.47		
	Soil Cover (see Note 26)	cy	24,000	33,600	$ 344,479	$ 10.25	$ 11.29		
C2	Seed or Sod (see Note 48)	ac	7.5	9.9	$ 23,183	$ 2,341.67	$ 2,341.67		
	Outlet Structures (2)	lump	lump	lump	$ 6,000	-	-	**Total Task C2c**	
	OGS Cap Areas Soil Cover Mobilization (see Note 6)	lump	lump	lump	$ 34,942				
	Construction Management - Drawing Delivery (see Note 73)	lump	- -		$ 23,689				
	Other Ancillary (see Note 35)	lump	lump	lump	$ 101,654	-	-	**$ 985,362**	
	Task C2d. NGS-N Relief Ditch (2005)								
	Gypsum Fill (see Notes 14 and 39)	cy	5,000	37,860	$ 226,122	$ 5.97			
	60-Mil HDPE Liner (see Note 9)	sf	300,000	292,703	$ 150,342	$ 0.514	$ 0.47		
	Soil Cover (see Note 27)	cy	18,000	27,500	$ 287,335	$ 10.45	$ 11.29		
	Seed or Sod (Soil Cover, see Note 47 and 69)	ac	5	8.1	$ 120,334	$ 14,856.00	$ 2,341.67		
	Amended Gypsum Grassing (From C3, see Note 49)	ac	10	6.6	$ 43,980	$ 6,663.64	$ 6,663.64		
	Outlet Structure	lump	lump	lump	$ 3,000	-	-	**Total Task C2d**	
	NGS-N Relief Ditch Soil Cover Mobilization (see Note 6)	lump	lump	lump	$ 23,204				
	Construction Management - Drawing Delivery (see Note 73)	lump	- -		$ 23,690				
	Other Ancillary (see Note 36)	lump	lump	lump	$ 144,059	-	-	**$ 1,022,065**	
	Task C2e. Re-Closure of NGS-N Relief Ditch if Used for Disposal of Plant Scale (at FDEP's Option - see Note 63)								
	60-Mil HDPE Liner	sf	500,000	500,000	$ -	$ -	$ 0.47		
	Soil Cover	cy	50,000	50,000	$ -	$ -	$ 10.62		
	Sodding	ac	12	12	$ -	$ -	$ 8,750.00		
	Outlet Structure Modification	lump	lump	lump	$ -		-		
	Gypsum Fill (Encapsulate Scale)	cy	75,000	75,000	$ -	$ -	$ 3.64		
	Gypsum Borrow Area Work						-		
	Remove & Restore Soil Cover	cy	25,000	25,000	$ -	$ -	$ 3.74		
	Remove & Replace 40-Mil Liner	sf	350,000	350,000	$ -	$ -	$ 0.40		
	Restore Grass (Seed or Sod)	ac	8	8	$ -	$ -	$ 2,300.00	**Total Task C2e**	**TOTAL ITEM C2**
	Other Ancillary	lump	lump	lump	$ -	-	-	**$ -**	**$ 7,094,171.00**
	ITEM C3. STACK SLOPES AND DITCHES								
	Task C3a. Phase I Slopes - OGS (2005)								
	Gypsum Earthwork (see Note 15)	cy	50,000	111,250	$ 229,239	$ 2.06	$ 2.06		
	80-Mil HDPE Liner (Runoff Ditches) (see Note 10)	sf	575,000	524,457	$ 387,956	$ 0.740	$ 0.69		
	60-Mil HDPE Liner (Transfer Pond) (See Note 11)	sf	130,000	0	$ -	--	$ 0.47		
	60-Mil HDPE Liner (OGS Slope Pond) (See Note 11)	sf	70,925	70,925	$ 36,483	$ 0.514	$ 0.47		
	Drains, Phase I, Part 1 (see Note 72)	lf	5,500	2,340	$ 269,972	$ 115.37	$ 115.37		
	Drains, Phase I, Part 2 (see Note 72)	lf	- -	3,270	$ 608,013	$ 185.94			
	Soil Cover (see Note 24)	cy	80,000	43,000	$ 543,251	$ 12.63	$ 12.63		
	Soil Cover (OGS Slope Pond) (See Note 24)	cy	80,000	7,565	$ 95,574	$ 12.63	$ 12.63		
	Soil Grassing								
	Seeding (Stormwater Ponds, see Note 50)	ac	3	4.3	$ 10,078	$ 2,343.75	$ 2,343.75		
	Sodding (Runoff Ditches, see Note 50)	ac	13	13.4	$ 117,779	$ 8,789.47	$ 8,789.47		
	Amended Gypsum Grassing (see Note 50)	ac	23	19.3	$ 128,608	$ 6,663.64	$ 6,663.64	**Total Task C3a**	
	Additional Panel Drains - OGS (see Note 30)								
	OGS Slope Pond and OGS-N Cap Area	lump	lump	lump	$ 21,941				
	Phase I (OGS) Ditches	lump	lump	lump	$ 10,749				
	Deepening the OGS-S South slope seepage drain (see Note 32)	lump	lump	lump	$ 90,000	-	-		
	Slurrry Wall Installation - OGS/Buckeye Road (See Note 60)	lump	lump	lump	$ 333,169	-	-		
	Regrading - west slope of the NGS-N (See Note 38)	lump	lump	lump	$ 2,487	-	-		
C3	Construction Management - Drawing Delivery (see Note 74)	lump	- -		$ 71,068				
	Construction Related Piping and Water Mgt. (see Note 75)	lump	- -		$ 18,234				
	Mobilization - Liner Subcontractor (see Note 76)	lump	- -		$ 40,000				

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Item	Closure Construction Element		Engineer's Estimate	CDM BAFO Estimate	CDM BAFO PRICE	Computed Unit Rate	CDM BAFO Unit Rate	Totals	
	Other Ancillary (see Note 37)	lump	lump	lump	$ 200,586	-	-	$ 3,215,188	
	Task C3b. Phase II Slopes - NGS (2006)								
	Gypsum/Earthwork (see note 28)	cy	50,000	72,995	$ 150,411	$ 2.06	$ 2.06		
	Soil Import/Earthwork (see note 29)	cy	na	25,313	$ 271,608	$ 10.73	na		
	80-Mil HDPE Liner (Runoff Ditches) (see Note 18)	sf	225,000	400,350	$ 321,644	$ 0.80341	$ 0.69		
	60-Mil HDPE Liner (Stormwater Pond) (see Note 19)	sf	570,000	409,250	$ 231,043	$ 0.56455	$ 0.47		
	Drains, Phase II (see Note 72)	lf	7,000	5,140	$ 593,015	$ 115.37	$ 115.37		
	Additional Geocomposite/Install per Drain Design (see Note 53)	lump	lump	lump	$ 27,737	-	-		
	Additional Drain Installation - NGS-S east slope (see Note 54)	lump	lump	lump	$ 20,430	-	-		
	Soil Cover (see Note 25)	cy	70,000	81,200	$ 1,025,860	$ 12.63	$ 12.63		
	Soil Grassing								
	Seeding (Stormwater Pond, see Note 51)	ac	13	15.3	$ 35,859	$ 2,343.75	$ 2,343.75		
	Sodding (Runoff Ditches, see Note 51)	ac	6	12.3	$ 108,111	$ 8,789.47	$ 8,789.47		
	Amended Gypsum Grassing (see Note 51)	ac	22	19	$ 126,609	$ 6,663.64	$ 6,663.64	**Total Task C3b**	**TOTAL ITEM C3**
	Additional Panel Drains - Phase II (NGS) Ditches (see Note 30)	lump	lump	lump	$ 5,248				
	Repair NGS-S South Slope Cavities (see Note 31)	lump	lump	lump	$ 8,373	-	-		
	Other Ancillary	lump	lump	lump	$ 95,759	-	-		
	Construction Management - Drawing Delivery (see Note 77)	lump	- -		$ 208,000				
	Additional Ancillary Stormwater/Phase II Structures (see Note 52)	lump	lump	lump	$ 86,090	-	-	$ 3,315,797	$ 6,530,985.00
	ITEM C4. COOLING/SLUDGE PONDS & DITCHES								
	Task C4a. NCP Closure								
	Mobilization, NCP Closure	lump	lump		$ 346,765				
	Earthwork (Soil)	cy	200,000	64,118	$ 629,808	$ 9.82	$ 6.82		
	Earthwork (Soil) - Quantity at Credit Rate (See Notes 43, 57 and 78)	cy	- -	133,932	$ 753,052	$ 5.62			
	Earthwork (Soil) - Transport to NCP (See Note 78)			133,932	$ 262,507	$ 1.96			
	80-Mil HDPE Liner (Runoff Ditches, see Note 84)	sf	100,000	166,945	$ 143,695	$ 0.86	$ 0.69		
	40-Mil HDPE Liner	sf	1,300,000	1,300,000	$ 514,800	$ 0.396	$ 0.40		
	Drains	lf	2,500	2,560	$ 393,880	$ 153.86	$ 114.80		
	Mobilization - Soil Cover Import/Placement - ditches (see Note 80)	lump	- -		$ 50,000				
	Mobilization - Soil Cover Import/Placement - cap area (see Note 95)	lump	- -		$ 72,825				
	Soil Cover	cy	110,000	110,000	$ 2,150,500	$ 19.55	$ 13.57		
	Soil Grassing								
	Seeding (Cap Areas)	ac	30	30	$ 70,292	$ 2,343.08	$ 2,343.08		
	Sodding (Runoff Ditches)	ac	4	4	$ 35,180	$ 8,795.00	$ 8,795.00	**Total Task C4a**	
	Closure Related Sludge Management (see Note 70)	lump	lump	lump	$ 100,000	-	-		
	Other Ancillary	lump	lump	lump	$ 54,041			$ 5,577,345	
	Task C4b.1 SCP-S Phase I Closure (see note 21)								
	Earthwork (Soil) (see Note 22)	cy	25,000	43700	$ 298,034	$ 6.82	$ 6.82		
	80-Mil HDPE Liner (Process Water Sump) (see Notes 18)	sf	485,000	496,908	$ 391,062	$ 0.787	$ 0.69		
	Construct SCP Relief Ditch	cy	- -	11,000	$ 38,304	$ 3.48	- -		
	Construct Partition Dike	cy	- -	25,000	$ 170,500	$ 6.82	- -		
	Grade/Dewater for Sump	lump	- -	lump	$ 37,000		- -		
	Seepage Relief Drain	lf	- -	470	$ 58,656	$ 124.80	$ 114.80		
	Soil Grassing								
	Seeding (Limited Cap Areas for Process Water Sump)	ac	- -	1	$ 2,343	$ 2,343.00	$ 2,343.08	**Total Task C4b.1**	
	Other Ancillary	lump	lump	lump	$ 117,242			$ 1,113,141.00	
	Task C4b.2 SCP-S Phase II and SCP-N Closure								
	Earthwork (Soil) (see Note 42)	cy	25,000	109145	$ 463,311	$ 4.24	$ 6.82		
	80-Mil HDPE Liner (Runoff Ditches) (see Note 18 and 42)	sf	415,000	200000	$ 160,600	$ 0.803	$ 0.69		
	60-Mil HDPE Liner (see Note 42)	sf	- -	1,008,000	$ 569,520	$ 0.5650	$ 0.40		
	40-Mil HDPE Liner (see Note 20 and 42)	sf	3,200,000	2,374,201	$ 1,089,758	$ 0.4590	$ 0.40		
C4	Liner Pipe Vents, stormwater basin/ditch (see Note 42)	lump	- -	lump	$ 8,908		- -		
	Geocomposite - dike roads (see Note 42)	lump	- -	lump	$ 95,040		- -		
	Seepage Collection Drains								
	Drains (see Note 44)	lf	6,030	6320	$ 846,541	$ 133.95	$ 114.80		
	24" HDPE Riser Connecting Drain Segments by 003 (Install in drain price) (see Note 42)	lump	- -	lump	$ 2,813		- -		
	Detail 31/D6 (see Note 42)	lump	- -	lump	$ 46,913		- -		
	12" HDPE SDR 21 Connector Pipe (OGS Drain to No. 1) Detail 31/D6 (see Note 42)	lump	- -	lump	$ 21,280		- -		
	12" HDPE SDR 21 Connector Pipe (No. 2 to Point 6) Detail 31/D6 (see Note 42)	lump	- -	lump	$ 11,200		- -		
	12" HDPE SDR 21 Culvert at 003 Road Crossing Detail 34/D7 (see Note 42)	lump	- -	lump	$ 4,453		- -		
	36" Seepage Collection Manhole East of PWS (No. 2) Detail 31/D6 (see Note 42)	lump	- -	lump	$ 25,875		- -		
	48" Seepage Collection Manhole North of SCP N Detail 40/D6 (see Note 42)	lump	- -	lump	$ 27,506		- -		
	12" HDPE SDR 21 Connector Pipe to 48" Seepage Collection Manhole Detail 40/D6 (see Note 42)	lump	- -	lump	$ 4,815		- -		
	Soil Cover (see Note 58)	cy	290,000	283,230	$ 3,671,965	$ 12.96	$ 13.57		
	Soil Grassing								
	Seeding (Cap Areas and Plant Areas) (See Note 42 and 103)	ac	99	92	$ 215,563	$ 2,343.08	$ 2,343.08		
	Sodding (Runoff Ditches Point 16 - 26, ar. Rip Rap (see Note 42)	ac	16	2	$ 19,349	$ 9,674.50	$ 8,795.00		
	SCP Materials Management (see Note 41)	lump	- -		$ 690,041		- -		
	SCP Stockpile Drains and 24-in. Sump (see Note 42)	lump	- -		$ 110,674		- -		
	SCP Stormwater Control Structures (see Note 42)	lump	- -		$ 54,680		- -		
	24-in. Relief Manhole at Process Water Sump (see Note 42)	lump	- -		$ 16,126		- -		
	12-in. HDPE SDR 21 Pipe (Relief Drain MH to No. 1) (see Note 42)	lump	- -	180	$ 10,080	$ 56.00	- -		
	Remove/Replace Piping, as Needed, Crossing for 003 (see Note 42)	lump	- -		$ 12,656		- -		
	Additional Ancillary, including Basin No. 2 (see Note 42)	lump	- -		$ 52,250		- -		
	Basin 1 to 2 Connection Ancillary, (see Note 55)	lump	- -		$ 20,354		- -		
	Outfall 001 Preparation Ancillary, (see Note 61)	lump	- -		$ 7,175		- -		
	Fill Quantity Adjustment, soft materials, (see Note 71)	lump	- -	86,647	$ 1,153,701	$ 13.31	- -	**Total Task C4b.2**	**TOTAL ITEM C4**
	Other Ancillary (see Note 40)	lump	lump	lump	$ 184,979			$ 9,598,126	$ 16,288,612
	ITEM C5. GYPSUM FILL MANAGEMENT								
	Task C5a. Phase I Slopes - Excess Placement (See Note 23)								
	OGS West Slope Fattening and Slope Pond	cy	- -	17,680	$ 69,129	$ 3.91	$ 3.91		
	OGS-S Cap West Dike Relocation	cy	- -	3,920	$ 23,402	$ 5.97	$ 5.97		
	Northeast Corner NGS-N Ramp Fattening	cy	- -	2,900	$ 17,313	$ 5.97	$ 5.97	**Total Task C5a.**	
	OGS S., NGS-N Rel. Ditch S. and OGS S. at NGS-N W. Slopes	cy	- -	8,405	$ 17,314	$ 2.06	$ 2.06	$ 127,158	
	Task C5b. Phase I Excess Gyp/Soil Stockpiles (See Note 23)								
	Gypsum Stockpiles (1-10) & OGS Ditch Deficiency	cy	- -	11,500	$ 43,930	$ 3.82	$ 3.82		
	Gypsum from OGS S. berm to Phase II NGS Slopes	cy	- -	3,700	$ 25,789	$ 6.97	$ 6.97	**Total Task C5b.**	**TOTAL ITEM C5**
	Gypsum/Soil mix stockpile - SCP Process Water Sump Partition	cy	- -	25,000	$ 109,000	$ 4.36	$ 4.36	$ 178,719	$ 305,877
	ITEM C6. MISCELLANEOUS PLANT SITE CLOSURES								
	Task C6a. First 50% Plant Watershed Areas (see Note 59)								

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Item	Closure Construction Element		Engineer's Estimate	CDM BAFO Estimate	CDM BAFO PRICE	Computed Unit Rate	CDM BAFO Unit Rate	Totals	
	Soil Fill/Earthwork	cy	- -	58,190	$ 729,121	$ 12.53	$ -		
	Site Preparation, Water Control, and Survey	lump		1	$ 127,115	$ 127,115			
	Remove and Replace Sediments in Ditch	cy		2,000	$ 44,660	$ 22.33			
	Stripping and Topsoil Removal	lump		1	$ 46,456	$ 46,456			
	Outfall Structures (3)	lump	- -	1	$ 50,487	$ 50,487			
	Restoration and Grassing	cy	- -	1	$ 64,719	$ 64,719			
	Infrastructure Modifications (well and well electrical)	lump		1	$ 24,729	$ 24,729			
	Infrastructure Modifications (FPL electrical dist. lines)	lump		1	$ 5,933	$ 5,933			
	Field Supervision Cost	lump		1	$ 21,822	$ 21,822		Total Task C6a.	
	Other Ancillary	lump	- -	1	$ 35,600	$ 35,600		$ 1,150,642	
	Task C6b. Second 50% Plant Watershed Areas (See Note 79)								
	Soil Fill/Earthwork (see Note 86, and 95)	cy	- -	54,405	$ 965,145	$ 17.74	$ -		
	Soil Fill/Earthwork - North/West Area Gradients (see Note 86, and 95)	cy	- -	24,275	$ 357,814	$ 14.74	$ -		
	Soil Fill/Earthwork - Import Cover Finish Grading (see Note 86, & 95)	cy	- -	29,320	$ 502,691	$ 17.14			
	Soil Fill/Earthwork - Import Liner Cover Soil (see Note 86, and 95)	cy	- -	27,000	$ 527,850	$ 19.55	$ -		
	Mobilization - Soil Fill/Earthwork (see Note 87)	cy	- -	1	$ 87,960	$ 87,960	$ -		
	Mobilization - Liner Cover Soil Placement (see Note 87)	cy	- -	1	$ 81,000	$ 81,000	$ -		
	Site Management, Water Control, and Survey (See Note 96)	ac		46	$ 257,334	$ 5,594.22			
	Aeration Ponds 1 and 2 Miscellaneous (See Note 97)	lump		1	$ 263,686				
	Stripping and Topsoil Removal (See Note 98)	ac	- -	19,225	$ 70,241	$ 3.65			
	Removal of Infrastructure, Ponds a-d and 1-2 (see Note 88)	lump		1	$ 45,680				
	60-Mil HDPE Liner (Upper Lined Ditch) (see Note 89)	sf	- -	199,830	$ 203,265	$ 1.02	$ 0.40		
	80-Mil HDPE Liner (Lower Lined Ditch) (see Note 89)	sf	- -	154840	$ 173,608	$ 1.12	$ 0.69		
	Outfall Structures (see Note 90 and 99)	lump	- -	1	$ 230,323				
	Removal/blocking - Section of Existing Box Culvert (see Note 102)	lump	- -	1	$ 8,322				
	Hauling Dewatered Sludge (Ponds a-d to NCP)	lump		1	$ 244,126	$ 244,126			
	Soil Grassing								
	Seeding - Aeration Ponds a-d/Outfall 003 Areas (see Note 91)	ac	- -	13.2	$ 30,929	$ 2,343.11	$ 2,343.08		
	Seeding - Western Return Ditch Area (see Note 91)	ac	- -	8.7	$ 20,385	$ 2,343.10	$ 2,343.08		
	Sodding - Ditches and Outfall 003 Area Slopes (see Note 92)	ac	- -	10.2	$ 151,531	$ 14,855.98	$ 8,795.00		
	Seeding - Aeration Ponds 1-2 Areas (see Note 101)	ac	- -	13.4	$ 31,397	$ 2,343.06	$ 2,343.08		
	Seeding - Slope SCP N Only Areas (see Note 101)	ac	- -	1.7	$ 3,983	$ 2,342.94	$ 2,343.08		
	Seeding - Slope w. Berm - North half of return canal (see Note 101)	ac	- -	0.6	$ 1,406	$ 2,343.33	$ 2,343.08		
	Field Modifcations and Options	lump		1	$ 57,500			Total Task C6b.	
	Other Ancillary (see Note 94 and 100)	lump		1	$ 256,800			$ 4,572,976	
									TOTAL ITEM C6
									$ 5,723,618
	ITEM C - CLOSURE CONSTRUCTION TOTAL								$ 40,040,587

See Notes Below.

NOTES:

1. The "Engineer's Estimate" column reflects those quantities provided by the Engineer for the Department under the ITN and BAFO.
2. In some cases, the values for the CDM BAFO Estimate and the CDM BAFO Price indicate task breakdowns that were computed proportionately to the Department's breakdown values for elements where CDM's BAFO quantity is less than or greater than the Engineer's estimated quantity.
3. CDM's BAFO values for Other Ancillary items were prorated to individual tasks on the basis of total task price.
4. CDM's original BAFO Estimate and Price for Sludge Excavation was revised from 5,000 cy and $44,000 to 0 cy and $0 per Change Order SP644-002. CDM's original BAFO Estimate and Price for Gypsum Fill was revised from 373,740 cy and $2,232,530 to 206,500 cy and $1,547,675 per Change Order SP644-002.
5. CDM's original BAFO Price for 80-mil HDPE liner was revised from $2,054,000 to $2,222,208 per Change Order SP644-003 for the fluctuation in liner resin costs.
6. CDM's original BAFO Prices for soil cover placement Tasks C2a, C2b, C2c, and C2d were reduced to allocate prorated costs from the existing lump sum prices for expedited cover soil mobilization work elements per Change Order SP644-005.
7. CDM's original BAFO quantity for 40-mil liner on the NGS cap area was revised from 373,000 sf and $198,000 to 354,219 sf and $152,645, per Change Order SP644-006, based on updated quantities and fluctuation in liner resin costs.
8. CDM's original BAFO quantity for 60-mil liner on the OGS cap area was revised from 450,000 sf and $ 211,800 to 419,487 sf and $215,462, per Change Order SP644-006, based on updated quantities and fluctuation in liner resin costs.
9. CDM's original BAFO quantity for 60-mil liner for the NGS Relief Ditch area was revised from 300,000 sf and $ 141,200 to 292,703 sf and $150,342, per Change Order SP644-006, based on updated quantities and fluctuation in liner resin costs.
10. CDM's original BAFO quantity for 80-mil liner for the OGS runoff ditches was revised from 575,000 sf and $393,875 to 524,457 sf and $387,956, per Change Order SP644-006, based on updated quantities and fluctuation in liner resin costs.
11. CDM's original BAFO quantity for the 60-mil liner for the OGS Transfer Pond was revised from 130,000 sf and $61,286 to 0 sf and $0, per Change Order SP644-006, based on elimination of this pond from the design. The 60-mil lined OGS Slope pond was added at 70,925 sf and $36,453 based on similar BAFO unit rates and adjusting for fluctuation in liner resin costs per Change Order SP644-006.
12. CDM's original BAFO quantity for Gypsum Fill for the NGS-S Cap area was revised from 5,000 to 46,700 cy per Change Order SP644-007.
13. CDM's original BAFO quantity for Gypsum Fill for the OGS Cap areas was revised from 10,000 to 39,500 cy per Change Order SP644-007.
14. CDM's original BAFO quantity for Gypsum Fill for the NGS-N Relief Ditch was revised from 5,000 to 28,100 cy per Change Order SP644-007.
15. CDM's original BAFO quantity for Phase I Slope areas (OGS West and South Slopes) was revised from 94,318 to 111,250 cy after excluding 15,650 cy earthen material (as neat fill assuming 15% shrinkage) from the OGS south slope toe per Change Order SP644-007.
16. CDM's original BAFO Lump Sum Price for Other Ancillary under Task C1, Reservoir Slope Cover, was revised from $68,000 to $104,892 per Change Order SP644-008 based on modifications needed for the existing OGS-S compartment drain as specified by the December 16, 2005 Slope Cover Construction Drawings for the OGS Ponds.
17. CDM's BAFO Lump Sum Price for Other Ancillary under Task C1, Reservoir Slope Cover, was revised from $104,892 to $157,022 per Change Order SP644-009 based on modifications needed for the existing OGS-N compartment drain and inlet stem wall additions for the OGS-S and OGS-N compartments as specified by the December 16, 2005 Slope Cover Construction Drawings for the OGS Ponds.
18. CDM's original BAFO quantity for 80-mil liner for the Phase II Runoff Ditches, SCP Process Water Sump, and SCP ditches were revised from 225,000 sf and $154,125 to 400,350 sf and $ 321,644; from 485,000 sf and $332,225 to 496,908 sf and $391,062; and from 415,000 sf and $284,275 to 415,000 sf and $302,178 per Change Order SP644-010, based on updated quantities and fluctuation in liner resin costs.
19. CDM's original BAFO quantity for 60-mil liner for the Phase II Stormwater Pond was revised from 570,000 sf and $268,714 to 409,250 sf and $231,043 per Change Order SP644-010, based on updated quantities and fluctuation in liner resin costs.
20. CDM's original BAFO quantity for 40-mil liner for the SCP Cap area was revised from 3,200,000 sf and $1,267,200 to 3,200,000 sf and $1,321,513 per Change Order SP644-010, based on updated quantities and fluctuation in liner resin costs.
21. The Task Breakdown for Task C4b. was modified into Tasks C4b.1 and C4b.2 per the June 9, 2006 Dispute Resolution Agreement - Process Water Sump Cost Breakout. Task elements under Task C4b.1 and Task C4b.2 have been modified as specified under this June 9, 2006 agreement.
22. CDM's original BAFO earthwork quantity for the SCP was revised from 49,508 to 24,754 cy for SCP-S Phase II and SCP-N activity with the balance (I.e., 24,754 cy) being allocated and increased to 43,700 cy for the process water sump under SCP-S Phase I tasks per the June 9, 2006 Dispute Resolution Agreement - Process Water Sump Cost Breakout.
23. Task 5, Gypsum Fill Management, added in accordance with Change Order SP644-013, in order to provide for increased quantities of gypsum fill that needed to be either placed and compacted in addition to design quantities (Task C5a.), or material that needed to be stockpiled or placed (Task C5b.) for future works in relation to the Phase I gypsum/earthwork activities under the contract.
24. CDM's original BAFO quantity for Phase I (OGS) soil cover changed from 88,878 cy and $1,121,598 to 43,000 cy and $543,251 for the OGS ditches and 7,565 cy and $95,574 for the OGS Slope Pond per Change Order SP644-014.
25. CDM's original BAFO quantity for Phase II (NGS) soil cover changed from 77,681 cy and $981,402 to 81,200 cy and $1,025,860 per Change Order SP644-014.
26. CDM's original BAFO quantities for NGS-S Cap Area soil cover changed from 37,725 cy and $387,232 to 29,150 cy and $290,400; and CDM's original BAFO quantity for OGS Cap Areas changed from 34,000 cy and $348,996 to 33,600 cy and $344,479, based on the original BAFO lump sum with a unit rate of $11.29 / cy, per Change

CLOSURE TASK BREAKDOWN
PINEY POINT - ITN 2005002C

Item	Closure Construction Element	Engineer's Estimate	CDM BAFO Estimate	CDM BAFO PRICE	Computed Unit Rate	CDM BAFO Unit Rate	Totals

Order SP644-014.

27. CDM's original BAFO quantity for NGS-N Relief Ditch soil cover changed from 22,578 cy and $231,754 to 27,500 cy and $287,335, based on the original BAFO lump sum with a unit rate of $11.29 / cy, per Change Order SP644-014.
28. CDM's original BAFO quantity for Phase II Slopes gypsum fill/earthwork was revised from 94,319 cy and $194,351 to 72,995 cy and $150,411 per Change Order SP644-014.
29. CDM's original BAFO quantity and the Engineer's estimate for Phase II Slopes gypsum fill/earthwork did not include a quantity for imported soil fill that was needed in addition to local soil fill to complete construction of the Phase II ditch and stormwater pond system. The calculated imported soil fill/earthwork quantity (neat) of 25,313 cy and cost of $271,608 were added per Change Order SP644-014.
30. Task C3 was modified to include additional panel drains (as noted above), based on the Engineer's revised drawings, for a total cost of $37,938 per Change Order SP644-014.
31. Task C3b. was modified to provide a lump sum cost of $8,373 for repairs of the NGS-S South Slope solution cavities discovered during in the Phase II slope closures per Change Order SP644-015.
32. Task C3a. was modified to provide an agreed upon lump sum cost of $90,000 for deepening of the OGS-S South Slope seepage drain per Change Order SP644-015.
33. CDM's lump sum price for 80-mil HDPE liner under Task C2a. for the NGS-S reservoir was revised from $2,222,208 (as previously revised per Change Order SP644-005) to $2,200,476 to provide a credit of $21,732 for the Department's costs for the Engineer's professional services that were required in conjunction with liner repair work in the NGS-S compartment per Change Order SP644-015.
34. The lump sum cost for Other Ancillary items under Task C2b was modified from $53,851 to $47,593 based on Change Order SP644-016 for the Phase I outlet/piping changes.
35. The lump sum cost for Other Ancillary items under Task C2c was modified from $53,114 to $101,654 based on Change Order SP644-016 for the Phase I outlet/piping changes.
36. The lump sum cost for Other Ancillary items under Task C2d was modified from $39,686 to $144,059 based on Change Order SP644-016 for the Phase I outlet/piping changes.
37. The lump sum cost for Other Ancillary items under Task C3a was modified from $97,241 to $200,586 based on Change Order SP644-016 for the Phase I outlet/piping changes.
38. Task C3a. was modified to include $2,487 for the costs necessary to regrade (cut) the existing west slope of the NGS-N compartment to match design grades at the interface with the Phase I storm water ditch in accordance with Ardaman's 1/9/2006 directions per Change Order SP644-016.
39. CDM's quantity for Gypsum Fill for the NGS-N Relief Ditch, Task 2d., was revised from 28,100 cy and $167,855 to 37,860 cy and $226,122 per Change Order SP644-017.
40. Task C4b.2 was modified by Change Order SP644-018 to provide costs for initial invoicing for dredge mobilization, installation of the dredge line, and initial survey/site cleanup, subject to 25% retainage to be released following acceptance by the Engineer of works removing the SCP from the process watershed under Task C4b.2. Pursuant to Change Order SP644-018 the ancillary cost was increased by $134,500 from $50,479 to $184,979.
41. Task C4b.2 was modified per the March 19, 2007 Dispute Resolution Agreement - Remaining Cooling Pond Closures to include SCP Material Management costs for relocation of sludge material or fines to the NCP, as needed, to proceed with closure activities in accordance with the SCP Design Drawings. SCP Material Management costs are in addition to those previously provided under Change Order SP644-018 (see Note 40) and are subject to the same retainage release conditions.
42. Task quantity and lump sum amount modified per March 19, 2007 Dispute Resolution Agreement - Remaining Cooling Pond Closures
43. Earthwork Quantity to be adjusted based on the agreed upon amount realized in the SCP temporary Soil Mix Stockpile per the March 19, 2007 Dispute Resolution Agreement.
44. The design quantity and lump sum amount for the SCP drain, under Task C4b.2, was modifiified from 6,195 lf and $711,166 to 6,320 lf and $846,541 per Change Order SP644-019.
45. The design quantity amount for the slope cover grassing, under Task C1, was modifiified from 40 ac (for the NGS-N, OGS-S, and OGS-N) to breakout 6.7 ac as actually placed in the OGS-S reservoir compartment prior to this change order, and 33.3 ac remaining for the NGS-N and OGS-N slopes per Change Order SP644-020.
46. The design quantity and lump sum amount for crest road grassing (seed with sod aprons) for all the OGS-S, OGS-N, and NGS-N reservoir compartments, under Task C1, was changed from 4 ac and $9,400 to 3.5 ac and $8,225 per Change Order SP644-020.
47. The design quantity and lump sum amounts for crest road grassing (previously NGS-S west dike only) for all the NGS-S crest roads and the NGS-N ReliefDitch, under Task C2, was changed from 1 ac and $2,342 to 5.9 ac and $13,816 for the NGS crests and from 5 ac and $11,708 to 8.1 and $18,967 per Change Order SP644-020.
48. The design quantity and lump sum amounts for seed or sod grassing for all the NGS-S and OGS cap areas, under Task C2, were changed from 10.5 ac and $24,588 to 8.4 ac and $19,670 for the NGS-S and from 7.5 ac and $17,563 to 9.9 ac and $23,183 for the OGS cap areas per Change Order SP644-020.
49. The design quantity and lump sum amount for amended gypsum grassing for the NGS-N relief Ditch/NGS-S south dike slope areas, under Task C2, were changed from 10 ac and $66,636 to 6.6 ac and $43,980 per Change Order SP644-020.
50. The design quantity and lump sum amounts for grassing for the OGS stormwater ponds, the OGS runoff ditches, and amended gypsum grassing, under Task C3, were changed from 3 ac and $7,031 to 4.3 ac and $10,078, from 13 ac and $114,263 to 13.4 ac and $117,779, and from 23 ac and $153,264 to 19.3 ac and $128,608, respectively, per Change Order SP644-020.
51. The design quantity and lump sum amounts for grassing for the NGS stormwater pond, the NGS runoff ditches, and amended gypsum grassing, under Task C3, were changed from 13 ac and $30,469 to 15.3 ac and $35,859, from 6 ac and $52,737 to 12.3 ac and $108,111, and from 22 ac and $146,600 to 19.0 ac and $126,609, respectively, per Change Order SP644-020.
52. An additional ancillary lump sum amount was added under Task C3b. for additional structures included in the Phase II slope closure designs, per Change Order SP644-020.
53. An additional lump sum amount for Geocomposite materials/installation was added under Task C3b. for the modified Phase II drain design, per Change Order SP644-020.
54. An additional lump sum amount was added under Task C3b. based on the Engineer's field modifications and additional length of drain installation south of Station 150+70. along the east slope of the NGS for the Phase II slope closures, per Change Order SP644-020.
55. An additional lump sum amount was added under Task C4b.2 for installation of pipe connections between Basin No. 2 and Basin No. 1 , per Change Order SP644-020.
56. The design quantity and lump sum amount for crest road liner for all four reservoir compartments, under Task C1, was changed from 175,000 sf and $120,000 to 317,730 sf and $217,872, per Change Order SP644-020.
57. Earthwork quantity (at credit rate) is adjusted from 152,332 to 133,932 cy and the remaining earthwork quantity is increased by a like amount from 45,718 to 64,118 cy based on the amount realized in the SCP temporary Soil Mix Stockpile, per the March 19, 2007 Dispute Resolution Agreement and Change Order SP644-021.
58. Soil Cover Lump Sum cost adjusted from $3,370,390 to $3,671,965 based on an agreed upon shortage in the expected amount of locally available clean soil cover material of 32,638 cy, where the lump sum cost increase was calculated as 32,638 cy ($13.57 - 4.33/cy), or an agreed upon increase of $301,575 , per Change Order SP644-021.
59. Design quanity and lump sum amounts for the First 50% plant watershed areas closure are being specified to incorporate agreed upon quantities and lump sum costs in Attachment C per the April 30, 2008 Dispute Resolution Agreement - Part 1, CDM Claims for Additional Costs.
60. Agreed upon lump sum amount for installation of slurry wall, including all site and fence restoration as needed, to allow CDM to install a remedial drain located south of the OGS Phase I stack drains, for the purpose of collecting seepage to the stack system consistent with Rule 62-673.610(5)(a)4, F.A.C., per Change Order SP644-021.
61. Agreed upon lump sum amount for preparation of Outfall 001 to receive and monitor noncontact stormwater runoff from portions of the site consistent with the Engineer's closure plans, per Change Order SP644-021.
62. Modification of the NGS-N sprayfield to add pads to protect the reservoir liner per the Engineer's recommendation for continued use where portions of the sprayfield system may be floating on an intermittent basis, per Change Order SP644-021.
63. The lump sum cost for the optional reclosure of the NGS-N Relief Ditch, under Task C2e, has been removed from the Contract at the Department's option since performance of this task no longer necessary, per Change Order SP644-021.
64. The design quantity and lump sum amount for Soil Cover for the NGS-N, OGS-S & OGS-N, under Task C1, was modifiified to breakout 59,312 cy for the amount of soil cover previously placed during 2005 and early 2006 for the lined slopes of the OGS-S reservoir, per the April 30, 2008 Dispute Resolution Agreement - Part 1, CDM Claims for Additional Costs
65. The design quantities and lump sum amounts for Soil Cover for the Reservoir Modifications (MODS) for the OGS-S, OGS-N, and NGS-S, under Tasks C1 and C2a., was modifiified to specify the amount of soil cover and the lump sum to complete the reservoir closure modifications, per the April 30, 2008 Dispute Resolution Agreement - Part 1, CDM Claims for Additional Costs.
66. The design quantity and lump sum amount for Soil Cover for the NGS-S, under Task C1, was modifiified to breakout 5,445 cy for the crest road closure from the BAFO quantity of 140,000 cy for the NGS-S lined slopes/crest roads, and the breakout for the OGS-N pond east dike was not adjusted from 3,000 to 2,950 cy per the April 30, 2008 Dispute Resolution Agreement - Part 1, CDM Claims for Additional Costs.
67. The design quantity and lump sum amount for Drain Composite for all four reservoir compartments, under Task C1, was modifiified to specify a revised design quantity of 60,610 sy for the reservoir closure modifications from the original BAFO quantity of 85,000 sy, per the April 30, 2008 Dispute Resolution Agreement - Part 1, CDM Claims for Additional Costs.
68. The design quantity and lump sum amount for Drain Composite for the crest road closures, under Task C1, was modifiified to specify a revised design quantity of 24,390 sy for the reservoir closure modifications from the original BAFO quantity of 85,000 sy, per the April 30, 2008 Dispute Resolution Agreement - Part 1, CDM Claims for Additional Costs.
69. The lump sum amounts for sodding the OGS-S slope cover, under Task C1, the lump sum cost for Seed or Sod for the crest roads under Tasks C1 and C2a, and the seed or sod for for the NGS-N Relief Ditch were modified per the April 30, 2008 Dispute Resolution Agreement - Part 1, CDM Claims for Additional Costs.
70. Additional lump sum allowance of $100,000 for Closure Related Sludge Management for disposal of all sludges, fines, and any other materials to be cleaned, removed, or otherwise disposed from the NGS-N reservoir per the August 5, 2008 Dispute Resolution Agreement - Part 2, CDM Claims for Additional Costs. Except for sludges in Aeration Pond 1 and wastes/sludges in Clarifiers 1 and 2 of the Double Lime System, CDM explicitly agrees to be responsible for performing all waste management services identified under the Contract and that CDM will not seek or be granted any additional cost increases for waste management services under the Contract; including any management or disposal costs related to any sludges, fines, or any other process water related wastes, either existing onsite or generated by CDM actions related to this Contract, per the August 5, 2008 Dispute Resolution Agreement - Part 2, CDM Claims for Additional Costs.
71. Additional lump sum allowance of $1,153,701 for fill material adjustment based on management of soft materials and claim for increased fill quantities, per the August 5, 2008 Dispute Resolution Agreement - Part 2, CDM Claims for Additional Costs.
72. Adjustment of Phase I and Phase II drain lengths and costs, per the August 5, 2008 Dispute Resolution Agreement - Part 2, CDM Claims for Additional Costs.
73. Additional agreed upon lump sum allowance of $71,068, for contractor construction management costs based on drawing delivery dates, allocated for Tasks C2b, C2c, and C2d, per the August 5, 2008 Dispute Resolution Agreement - Part 2, CDM Claims for Additional Costs.
74. Additional agreed upon lump sum allowance of $71,068, for contractor construction management costs based on drawing delivery dates, for Task C3a, per the August 5, 2008 Dispute Resolution Agreement - Part 2, CDM Claims for Additional Costs.

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Item	Closure Construction Element	Engineer's Estimate	CDM BAFO Estimate	CDM BAFO PRICE	Computed Unit Rate	CDM BAFO Unit Rate	Totals

75. Agreed upon lump sum allowance of $18,234 for construction related piping and water management, per the August 5, 2008 Dispute Resolution Agreement - Part 2, CDM Claims for Additional Costs.
76. Agreed upon lump sum allowance of $40,000 for remobilization of the liner subcontractor during Phase I and concurrent construction activities, per the August 5, 2008 Dispute Resolution Agreement - Part 2, CDM Claims for Additional Costs.
77. Additional agreed upon lump sum allowance of $208,000 for contractor construction management costs based on drawing delivery dates, for Task C3b, per the August 5, 2008 Dispute Resolution Agreement - Part 2, CDM Claims for Additional Costs.
78. The lump sum pricing for the amount of materials realized in the SCP temporary Soil Mix Stockpile is adjusted to provide separate lump sum amounts for the stockpile work and the subsequent transportation and placement of the stockpiled materials for the NCP closure task, per the August 5, 2008 Dispute Resolution Agreement - Part 2, CDM Claims for Additional Costs.
79. The initial pricing for the Second 50% Plant Watershed Areas is specified, for Task C6b, per the August 5, 2008 Dispute Resolution Agreement - Part 2, CDM Claims for Additional Costs.
80. A lump sum cost for mobilization of soil cover importation and placement activities was incorporated in Task C4a, and the quantity and lump sum pricing for soil cover related materials under Task C4a was revised from 103,184 cy and $1,400,008 to 110,00 cy and $2,150,500, per the August 5, 2008 Dispute Resolution Agreement - Part 2, CDM Claims for Additional Costs.
81. The lump sum price for 80 mil liner under Task C1 for crest roads was modified per Changer Order SP644-022 from $217,872 to 273,708 based on contract provisions for the fluctuation in liner resin costs.
82. A lump sum price of $66,909 for 80 mil liner to be installed as specified by design drawings for the OGS-S and OGS-N compartment modifications under Task C1 is included per Changer Order SP644-
83. A lump sum price of $47,000 for modification of the OGS partition and OGS-N east dike crest roads and liner to allow for installation of HDPE overflow as specified by the Engineer under Task C1 per Change Order SP644-022.
84. The lump sum price for 80 mil liner under Task C4a. for runoff ditches was modified per Changer Order SP644-023 from $68,500 to $143,695 based on contract provisions for the fluctuation in liner resin costs and a revised design quantity from 100,000 to 166,945 sf.
85. Task C2a. was modified to include $17,374 for installation of a decant riser pipe in the NGS-S lined reservoir per the Engineer's revised design drawings for the NGS-S lined reservoir compartment modifications per Change Order SP644-023.
86. Task C6b. was modified to breakout the earthwork/fill quantities to reflect agreed upon quantities and corresponding lump sum amounts for earthwork to be used for fill, imported soil for finish grading, imported liner cover soil, and the remaining earthwork expected under Task C6, as of and in accordance with the Change Order SP644-024. Pursuant to the cost adjustments provided per Change Order SP644-024, CDM expressly agrees that there shall be no additional corresponding unit rate cost increases for the types of soil fill/earthwork tasks and activities specified herein, or for reduced quantities thereof, for the expected closure services for the Second 50% Plant Watershed Areas.
87. Lump sum amounts of and $48,600 and $81,000, respectively, were allocated for mobilization costs for the start of Soil Fill/Earthwork and Liner Cover Soil Placement task elements under Task C6b., per Change Order SP644-024.
88. A lump sum amount of and $45,680 was added pursuant to Change Order SP644-024 to provide for removal and onsite disposal of all infrastructure and related appurtenances necessary for closure of aeration ponds a-d and 1-2, under Task C6b., in accordance with plans and specifications issued by the Engineer in accordance with the Contract terms.
89. Lump sum amounts of $203,265 and $173,608, respectively, were provided for installation of 60-Mil and 80-Mil HDPE liner in the Upper and Lower lined ditches located west of the OGS, as specified in the Second 50% Plant Watershed Areas closure design drawings issued by the Engineer in accordance with the Contract terms, pursuant to Change Order SP644-024.
90. The lump sum amount for outlet structures under Task C6b. was modified from $75,051 to $220,382 to provide for additional outlet structures, HDPE piping, and related appurtenances as specified in the Second 50% Plant Watershed Areas closure design drawings issued by the Engineer in accordance with the Contract terms and Change Order SP644-024.
91. Agreed upon quantities of 13.2 and 8.7 acres and lump sum amounts of $30,929 and $20,385, respectively, were added for seeding the Aeration Ponds a-d/Outfall 003 Areas and the Western Return Ditch Area task elements under Task C6b., per Change Order SP644-024. Seeding specifically provided for under Task C6b shall be subject to retainage of 25%, with the retainage to be released three or more months after seeding activity resulting in successful establishment of grassed cover and following approval of the Engineer.
92. A quantity and lump sum amount of 10.2 acres and $151,531 were added under Task C6b., to provide for sodding of the runoff ditches and outfall 003 area slopes to be installed as specified by the Second 50% Plant Watershed Areas closure design drawings issued by the Engineer in accordance with the Contract terms and Change Order SP644-024.
93. An agreed upon lump sum allowance for Field Modifications and Options for closure construction alternatives, to be later described by the Engineer upon election by the Program Manager, to allow additional fabri-form to be used in the aerial extent of the designed Rip-Rap erosion protection areas along with installation of energy dissipating blocks as needed, and for optional drainage grading for the area immediately west of the southern terminus of the Lower Lined Ditch to eliminate the need for culvert construction to provide drainage of this area into the Lower Lined Ditch.
94. The lump sum amount for Other Ancillary under Task C6b. was modified from $125,000 to $243,854 to provide for additional ancillary items based on the Second 50% Plant Watershed Areas closure design drawings as issued by the Engineer in accordance with the Contract terms and pursuant to Change Order SP644-024.
95. The design quantities were changed from 44,775, 16,200, and 47,025 cy to 54,405, 29,320, and 24,275 cy for "soil fill/earthwork," "import cover finish grading," and "North/West Gradient" soil fill/earthwork quantities, respectively, under Task C6b.; with reallocation of a portion of the prior lump sum amount for "remaining" soil fill/earthwork" to provide for separate mobilization timing for soil cover for the NCP cap area and lined ditches, pursuant to Change Order SP644-025.
96. The associated quantity and lump sum price for site management, survey, and water control under Task 6b was increased from 32 to 46 acres and $179,015 to $257,334, respectively, pursuant to Change Order SP644-025.
97. The lump sum amount for Aeration Ponds 1 and 2 was increased from $229,009 to $263,686 to provide for placement of geo-textile fabric, and related necessary closure work over the existing materials under Task C6b., pursuant to Change Order SP644-025.
98. The quantity and lump sum amount for stripping and top soil removal under Task C6b., was revised to reflect an increase from 15,010 to 19,225 cy and from $54,841 to $70,241, respectively, pursuant to Change Order SP644-025.
99. The lump sum amount for outlet structures under Task C6b. was modified from $220,382 to $230,323 to provide for two additional Type C outlet structures under Task C6b., pursuant to Change Order SP644-025.
100. The lump sum amount for Other Ancillary under Task C6b. was modified from $243,854 to $256,800 to provide for design modifications as needed for the SCP Sump overflow area, and modification of the SCP Sump discharge line including an 18-in. tee and riser as needed in accordance with the design drawings as issued by the Engineer in accordance with the Contract terms and pursuant to Change Order SP644-025.
101. Agreed upon quantities of 13.4, 1.7, and 0.6 acres and lump sum amounts of $31,397, $3,983 and $1,406, respectively, were added for seeding of these areas Return Ditch Area task elements under Task C6b., per Change Order SP644-025. Seeding specifically provided for under Task C6b shall be subject to retainage of 25%, with the retainage to be released three or more months after seeding activity resulting in successful establishment of grassed cover and following approval of the Engineer.
102. Removal and blocking a section of the existing concrete box culvert running between the northern leg of the Return Canal and the southern Return Water Ditch to allow a crossing installation for the 24-in. HDPE line connecting portions of the 2nd 50% plant surface water runoff to Basin 2, in accordance with Change Order SP644-026.
103. Adjustment of the seeding quantity and pricing, in accordance with Change Order SP644-026, under Task C4b.2 from 105 ac. and $246,023 to 92 ac. and $215,563 to reflect miscellaneous plant area seeding quantities previously included under Task C6.

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MCM

November 12, 2009

Mr. John Coates
Chief
Florida Department of Environmental Protection
Bureau of Mine Reclamation
2051 East Dirac Drive
Tallahassee, Fl 32310

RE: NGS-N Sediment Removal Clean Out Plan
FDEP Contract No. SP644

Dear Mr. Coates,

CDM Constructors Inc. ("CDM") plan for the removal of the sediments remaining in the NGS-N was to flush and clean the reservoir as described in the Scope of Services in the contract after the Process water inventory was depleted. Since the NGS-N will not be dry prior to the completion of construction, due to circumstances beyond CDM's control, CDM has developed an alternative method for cleaning the NGS-N prior to the completion of the closure construction. Generally CDM proposes to transfer the water out of the NGS-N for temporary storage in the NGS-S to allow removal of the sediments in the NGS-N and then returning the water to the NGS-N. The detailed description of the procedure in chronological order is as follows.

- Remove the existing soil roads and ramp into the NGS-S up to elevation 45. Soil would be stockpiled in ramp area and at top of ramp for reuse after NGS-N cleaning is completed. Soil to a depth of 18" above lined grade would be removed using a dozer and rubber tired loader. The sol within 18" would be removed using a rubber tired bobcat loader and laborers shoveling soil close to the liner into the loader bucket.
- Install temporary piping from NW corner of NGS-S to the existing spray header on the south crest of the NGS-N. The temporary piping would be tied into the spray system header between spray legs 6 and 7. The piping would be routed across the relief ditch to the NW corner of the NGS-S.
- Shutdown Spray system in the NGS-N
- Transfer water from NGS-N to NGS-S via temporary piping using the existing pond water pumps or ash pump to pump the water.
- Remove spray field piping in NGS-N working from east to west as water level drops within pond.

CDM

- Clean sediments out of NGS-N using a combination of mechanical removal with plastic shovels loading materials into rubber tracked equipment operating on sacrificial fabric roadways and washing/rinsing sediments from compartment directly into NCP via existing drain line from the NGS-N. The water from the NCP would be pumped back into the NGS-N for reuse as in the rinsing operation.
- Transfer water from NGS-S back into NGS-N using a diesel pump located on the soil ramp at the SW corner of the NGS-S and temporary piping/hoses from the NGS-S to the NGS-N.
- Replace the NGS-S temporary soil roads using a dozer to push the previously stockpiled soils down ramp and into bottom of reservoir.

Please advise if this proposed method is acceptable to the Department. CDM would plan to implement this work as soon as possible to ensure the timing of the cleaning work coincides with the NCP closure work. As previously discussed, CDM is planning on shutting down the NGS-N spray field on December 1, 2009. Therefore, the preparatory work to get the NGS-S ready to accept water would need to be completed by that date.

CDM is not responsible for the large inventory of water remaining at the site because of the changes to the timing of the closure work that has occurred throughout this project. The timing of closure work has been controlled by the Department through the phased release of the closure documents during the first four plus years of the project. This phased release has directly resulted in delayed closure of watershed areas causing the generation of additional water requiring treatment. Additionally, the dredging work in the South Cooling Pond inhibited our ability to treat and discharge water from Outfall 003 for 87 days just prior to the shutdown of releases of double lime treated water out Outfall 003.

CDM considers the work required to move the water inventory of the NGS-N during the cleaning process to be outside of the scope of the contract and expects compensation from the Department for this effort. CDM has estimated the cost of the work as described above at $36,000.00. Due to the timing required as discussed above, CDM is going to proceed with this work starting on November 17, 2009.

CDM

If you have any questions or require additional information feel free to contact me at 407-660-6423.

Sincerely,
CDM Constructors Inc.

Dean Carter
Senior Project Manager

Cc: Richard Cantrell, DEP
Sam Zamani, DEP
Richard Slovarp, CDM
Kartik Vaith, CDM
Michael Edgar, CDM
Nadim Fuleihan, Ardaman