

4. Owner's Completion Contingency—When applicable, a contingent amount included in the Contract Price for use by Owner, at its sole discretion, in funding the Completion Stage Price.

### 3.02 *Preliminary Stage*

- For performance of the Preliminary Stage Work in accordance with the Contract Documents, Owner shall pay Design-Builder the Preliminary Stage Price (1) pursuant to the following compensation methods, and (2) in the amounts that follow, subject to adjustment under the Contract, and subject to the applicable terms of Exhibit B:

<b>Preliminary Phase Deliverable</b>	<b>Compensation Method</b>	<b>Amount</b>
Geotechnical Report (w/o GST)	Stipulated Lump Sum	\$7,158
Test Existing Well Flow	Stipulated Lump Sum	\$3,811
Preliminary Engineering Services	Stipulated Lump Sum	\$31,579
30% Engineering Design	Stipulated Lump Sum	\$115,789
Permitting Services	Stipulated Lump Sum	\$26,316
Development of Completion Stage Price & Schedule	Stipulated Lump Sum	\$20,259
Hydro-geologists Allowance	Cost Plus 10% Markup (Estimated Amount Shown)	\$9,500
<b>Total: Preliminary Stage Price</b>		<b>\$214,412</b>

- Monetary amounts stated for portions of the work to be performed on a Stipulated Price basis are fixed and binding. For portions of the Work subject to the Direct Labor Costs Times a Factor or Standard Hourly Rates methods of payment, the stated monetary amounts are estimates of the amounts that will become payable for the specified services; such stated amounts are for planning purposes, are not binding on the parties, and are not the minimum or maximum amounts payable to Design-Builder under the Agreement.

### 3.03 *Completion Stage*

- As part of Construction Planning under the Preliminary Stage, Design-Builder is required to determine an estimate of the cost of completion of the Work, including completion of the design and all Construction labor, administration, equipment, materials, and subcontracts ("Completion Cost Estimate"). Design-Builder shall use the final Completion Cost Estimate as the basis for developing and submitting to Owner a proposed Completion Stage Price based on:
  - the Stipulated Price method of compensation.
- The proposed Completion Stage Price shall be based on the mutually-agreed Contract Times developed during the Preliminary Stage and expressly stated as an essential part of Design-Builder's Completion Stage Price submittal to Owner.
- The proposed Completion Stage Price submitted by Design-Builder to Owner constitutes an offer that is binding on Design-Builder for 30 days.
- After receipt of the proposed Completion Stage Price from Design-Builder, Owner shall either (1) accept the Completion Stage Price, in which case the Completion Stage Price is binding on both Owner and Design-Builder for the performance of the Completion Stage Work; or (2) enter into negotiations with Design-Builder regarding the Completion Stage Price and the corresponding scope of Work and schedule, or (3) reject the Completion Stage Price. If Owner