MOTION #1:
The Toll Bridge Program Oversight Committee (TBPOC) authorizes the department to close out the self-anchored suspension (SAS) span contract with the joint venture of American Bridge/Fluor (ABF) under the following terms and conditions:

A. Consistent with the findings of the July 2013 TBPOC investigative report that three parties were responsible for the failure of high-strength rods on the east pier (E2) of the SAS and that the cost of the "saddle retrofit" repair was $24 million. The department shall seek a credit from ABF of $8 million to close out the SAS contract; and

B. The department shall retain $1.5 million in payments due ABF to cover the capital outlay support costs associated with delays in completing the SAS contract; and

C. The department shall retain $3.0 million in payments due ABF to cover repairs of the incorrectly installed anchor rod grout; and

D. The department shall assess $2.7 million in liquidated damages against ABF due to delays in completing the SAS contract; and

E. The department shall pay an amount not to exceed $4.2 million to ABF as compensation for additional overhead costs generated by change in character work due to the early seismic safety opening of the bridge.

F. The department shall process the Proposed Final Estimate within 40 days of Contract Acceptance.