

RESOLUTION NO. 16 - 29

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF COMMERCE, TEXAS APPROVING CHANGE ORDER #1 TO THE KLZ STONE INFRASTRUCTURE IMPROVEMENTS TEXAS DEVELOPMENT PROJECT #7215172; AND AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER NO. 1 RELATING THERETO ON BEHALF OF THE CITY OF COMMERCE, TEXAS.

WHEREAS, on June 21, 2016, the City Council of the City of Commerce, Texas approved the bid from R.A. Ramos Construction and entered into a contract for infrastructure improvements for KLZ Stone; and

WHEREAS, additional work of installation of sludge dewatering equipment at the Wastewater Treatment Plant is required to complete said project; and

WHEREAS, Change Order No. 1 will increase the original contract amount of \$532,804.10 by approximately \$60,139.96.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COMMERCE, TEXAS THAT:

Section 1: THAT, the above findings are hereby found to be true and correct and are incorporated herein in their entirety.

Section 2: THAT, the City Council of the City of Commerce, Texas hereby approves Change Order No. 1 to the Contract with R.A. Ramos relating to the KLZ Stone Infrastructure Project, in the total amount of \$592,944.06, in accordance with the terms and conditions set forth in said Change Order No. 1, attached hereto as Exhibit "A"; and further authorizes the City Manager to execute said Change Order No. 1 relating thereto on behalf of the City of Commerce, Texas.

Section 3: THAT, the cost of Change Order No. 1 to the contract with R. A. Ramos shall be paid from the unused loan funds for the Texas Community Development Block Grant funds.

AND IT IS SO RESOLVED.

PASSED AND APPROVED on this the 6th day of September, 2016.

CITY OF COMMERCE:

ATTEST:



Wyman Williams, Mayor

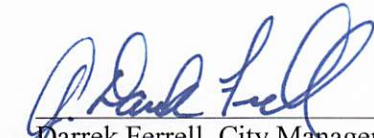


Becky Pattillo, Acting City Secretary

(Seal)

REVIEWED FOR ADMINISTRATION:

REVIEWED AS TO FORM AND LEGALITY:



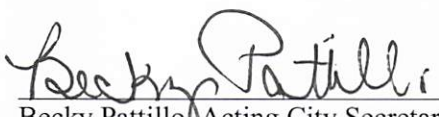
Darrek Ferrell, City Manager



Edgar J. Garrett, Jr., City Attorney

I, Becky Pattillo, Acting City Secretary of the City of Commerce, Texas, do hereby certify that the above is a true and correct copy of a resolution and that the same has not been repealed and is in full force and effect.

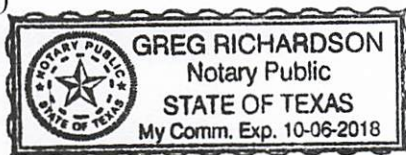
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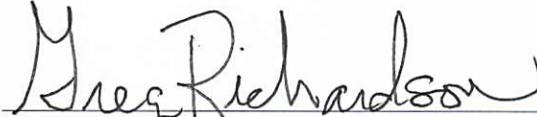


Becky Pattillo, Acting City Secretary

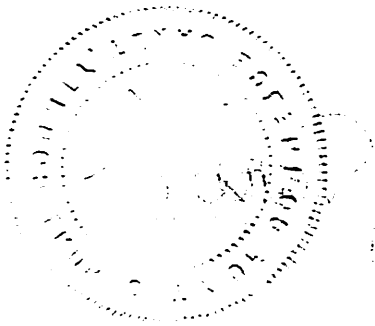
Sworn to and subscribed before me, the undersigned authority, on this the 15 day of September, 2016, to certify which witness my hand and seal of office.

(Seal)





Notary Public, State of Texas



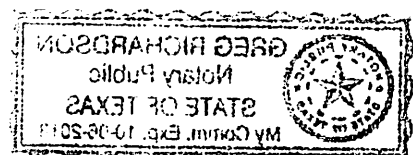
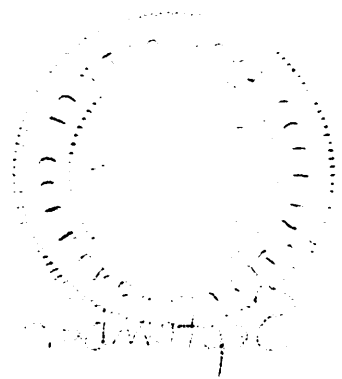
Greg Richardson

Greg Richardson

Greg Richardson

12

Greg Richardson



Texas Department of Agriculture Construction Contract Change Order

Owner (Contractor Locality): City of Commerce 1119 Alamo Commerce, TX 75428	Contract For (project description): KLZ Stone Group Infrastructure Improvements Project Location: Commerce, TX	Region North Central Texas COG TxCDBG Contract No. 7215172 Change Order No. 1
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Contractor: (Name & Address) R.A. Ramos General Contractors, Inc. P.O. Box 2254 Rockwall, TX 75087	Engineer: (Name & Address) Hayter Engineering, Inc. 4445 SE Loop 286 Paris, TX 75460
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Grant Recipient is requesting TDA review to determine eligibility of change order expenses.

Changes to Existing Line Items (Items from original bid or added in previous change order only)

Bid Item#	Item Description	Current Quantity	Unit	Unit Price	Change in Quantity (+/-)	Change in Contract Price
4	22-½ x 36-¼" RCP arch pipe	35	LF	120.23	2	240.46
9	Subgrade preparation	6,205	SY	5.69	312	1,775.28
10	Lime stabilization	6,205	SY	7.11	312	2,218.32
11	7" Thick concrete paving	5,843	SY	49.86	(5,843)	(291,331.98)

New Items Requested (Items without a unit price in the original bid)

Provide Explanation (attach separate documentation if necessary):

Improvements to pavement as a result of additional geotechnical and traffic information.

Bid Item#	Item Description	Unit	Unit Price	Change in Quantity (+/-)	Change in Contract Price
11	8" Thick concrete paving	SY	55.97	6,204	347,237.88

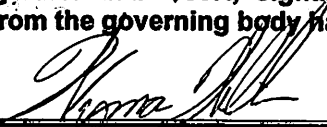
<u>Change in Contract Price</u>		<u>Change in Contract Time</u>	
Original Contract Price:	\$532,804.10	Original Contract Time:	150 days
Previous Change Order(s) No. to No.	\$	Net Change From Previous Change Orders	days
Contract Price Prior to this Change Order	\$532,804.10	Contract Time Prior to this Change Order	150 days
Net Increase of this Change Order	\$60,139.96	Net Increase/Decrease of this Change Order	10 days
Contract Price With all Approved Change Orders	\$592,944.06	Contract Time With all Approved Change	160 days
Cumulative % Change in Contract Price*: 8.85%			

Notice: * Generally, a cumulative change in the contract price in excess of 25% will not be approved. If the change order causes an increase/decrease of at least \$50K, the governing body of the Grant Recipient must approve the change order.
****** Reimbursement of costs submitted in this change order are subject to approval by the Department.

Region: North Central Texas COG	TxCDBG Contract No.: 7215172		
Grant Recipient: City of Commerce	Change Order No. One (1)		

JUSTIFICATION FOR CHANGE	Increase	Decrease	No Change
1. Effect of this change on scope of work:	☐	☐	☒
2. Effect on operation and maintenance costs:	☐	☐	☒
	Yes	No	N/A
3. Will this Change Order change the number of beneficiaries or TxCDBG contract Performance Statement Exhibit A? If yes, please attach TxCDBG contract Performance Statement modification request.	☐	☒	☐
4. Has this change created new circumstances or environmental conditions which may affect the project's impact, such as concealed or unexpected conditions discovered during actual construction?	☐	☒	-
If "Yes", is an Environmental Re-assessment required?	☐	☐	
5. Is the TCEQ clearance still valid?	☒	☐	☐
6. Are other TxCDBG contractual special condition clearance still valid? (If no, specify):	☒	☐	-
7. If new items are included that were not included in the competitive bid, have the prices been determined to be reasonable?	☒	☐	☐

APPROVED by Grant Recipient (Required Signature before TDA approval. Note: If this change order is greater than \$50K, signature by the Grant Recipient represents evidence that such approval from the governing body has been obtained by the City/County):

Signature:  Title: _____ Date: _____

RECOMMENDED: By: _____ ENGINEER (Authorized Signature) Date: _____	ACCEPTED: By: _____ CONTRACTOR (Authorized Signature) Date: _____
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To receive an email copy of the TDA response, provide information below:

	Name	Email address
Grant Recipient		
Admin Consultant		
Engineering Consultant		

For office use only:	Eligible Change Order	
Net Increase/Decrease of this Change Order Requested \$ _____	Net Increase/Decrease of this Change Order Requested _____ days	
Net Increase/Decrease of this Change Order Approved \$ _____	Net Increase/Decrease of this Change Order Approved _____ days	
Contract Price With all Approved Change Orders \$ _____	Contract Time With all Approved Change Orders _____ days	
Notes:		

Regional Coordinator	Date
Manager	Date