

RESOLUTION NO. 17 - 36

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF COMMERCE, TEXAS APPROVING CHANGE ORDER NO. 1 FOR THE WWTP SLUDGE LAGOON CLOSURE, PROJECT NO. #7215091; AND AUTHORIZING THE CITY MANAGER TO EXECUTE CHANGE ORDER NO. 1 RELATING THERETO ON BEHALF OF THE CITY OF COMMERCE, TEXAS.

WHEREAS, on December 13, 2016, the City Council of the City of Commerce, Texas approved the bid from Stephenson Dirt Contracting, LLC and entered into a contract for services pertaining to the WWTP Sludge Lagoon Closure Project; and

WHEREAS, additional work to repair a damaged road following 8 inches of rain falling in less than a day; and

WHEREAS, Change Order No. 1 will increase the existing contract amount of \$200,727.50 by approximately \$7,095.50.

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 Stephenson Dirt Contracting, LLC, in the total amount of \$207,822.50, 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.

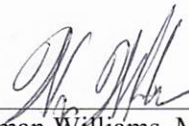
Section 3: THAT, the cost of Change Order No. 1 to the contract with Stephenson Dirt Contracting, LLC shall be paid from the unused funds of the TDA Grant, Project No. 7215091.

AND IT IS SO RESOLVED.

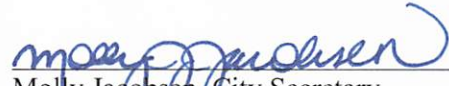
PASSED AND APPROVED on this the 19th day of September, 2017.

CITY OF COMMERCE:

ATTEST:



Wyman Williams, Mayor

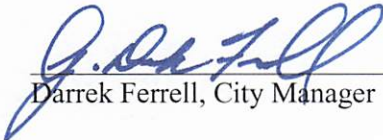


Molly Jacobsen, City Secretary

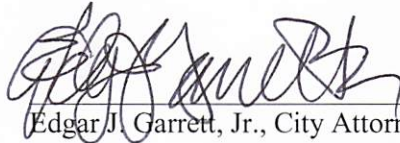
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REVIEWED FOR ADMINISTRATION:

REVIEWED AS TO FORM AND LEGALITY:



Darrek Ferrell, City Manager



Edgar J. Garrett, Jr., City Attorney

I, Molly Jacobsen, 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.

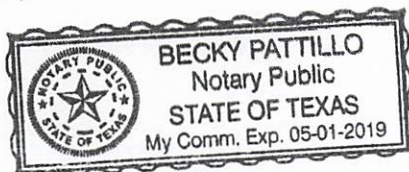
(Seal)



Molly Jacobsen, City Secretary

 Sworn to and subscribed before me, the undersigned authority, on this the 24th day of October, 2017, to certify which witness my hand and seal of office.

(Seal)





Notary Public, State of Texas

Change Order

No. 1

Date of Issuance: September 6, 2017

Project: WWTP Sludge Lagoon Closure	Project No.: HEI # 950102 / TDA # 7215091
Owner: City of Commerce	Date of Contract:
Contractor: Stephenson Dirt Contracting, LLC	

The Contract Documents are modified as follows upon execution of this Change Order:

Description:

Change the contract amount to reflect the actual quantities installed.

Justification:

8 inches of rain fell in less than a day, and damaged the road in several places. Although this item was not on the original bid schedule, the damage had to be repaired to complete the project.

CHANGE IN CONTRACT PRICE:

Original Contract Price:

\$ 296,522.00

[Increase] [Decrease] from previously approved
Change Orders No. to No. :

\$ N/A

Contract Price prior to this Change Order:

\$ 200,727.50

[Increase] [Decrease] of this Change Order:

\$ 7,095.00

Contract Price incorporating this Change Order:

\$ 207,822.50

CHANGE IN CONTRACT TIMES:

Original Contract Times:

Substantial completion days: 180

Substantial completion date: February 2, 2017

[Increase] [Decrease] from previously approved Change Orders
No. to No. :

Substantial completion days: N/A

Substantial completion date:

Contract Times prior to this Change Order:

Substantial completion days: 180

Substantial completion date: August 22, 2017

[Increase] [Decrease] of this Change Order:

Substantial completion days: 16

Substantial completion date: September 5, 2017

Contract Times with all approved Change Orders:

Substantial completion days: 196

Substantial completion date: September 5, 2017

RECOMMENDED:

By: Michael N. Tibbets

Havter Engineer
Engineer (Authorized Signature)



ACCEPTED:

By: J. Duke F. L.

City of Commerce
Owner (Authorized Signature)

ACCEPTED:

By:

Stephenson Dirt Contracting, LLC
Contractor (Authorized Signature)

Date: 9-6-17

Date:

Date:

TBPE # F-315