

# TEXAS DEPARTMENT OF TRANSPORTATION

CONSTRUCTION CONTRACT CHANGE ORDER NUMBER: 42

## Third Party Funding Notification Sheet

This form is used when the subject change order involves funding by a source other than TxDOT/U.S. DOT, and involves third parties who are providing funding under an Advance Funding Agreement or Donation Agreement.

1. Outside funding provided by:

Fort Bend County

(Outside Entity's Legal Name)

2. Type of outside funding agreement for this change:

Existing       Amended       New  
[ Check one ]

3. Indicate the type and amount of funding:

Fixed Price (Lump Sum)      (Estimated Amount \$4,215.15 )

Actual Cost

(a) Contract Items (Bid Items): \$3,941.23

(b) E&C\*: (a) x  $\frac{0.0695}{\text{enter \%}}$  = \$273.92

**TOTAL** \$4,215.15

|                         |                            |
|-------------------------|----------------------------|
| <b>CCSJ:</b>            | <u>0912-34-144</u>         |
| <b>Project:</b>         | <u>STP 2010 (596) MM</u>   |
| <b>Highway:</b>         | <u>Trammel Fresno Road</u> |
| <b>County:</b>          | <u>Fort Bend</u>           |
| <b>District:</b>        | <u>Houston</u>             |
| <b>Contract Number:</b> | <u></u>                    |

### Use as needed:

I hereby acknowledge notification of the modifications covered by this Change Order.

Date \_\_\_\_\_

By \_\_\_\_\_

Typed/Printed Name \_\_\_\_\_

Typed/Printed Title \_\_\_\_\_

\* The percentage (%) for E&C (Engineering and Contingencies) charges varies from project to project depending on the contract amount of the project. Projects with a higher contract amount will have a lower rate of E&C charge. For a specific project, E&C rate (%) can be derived from the cost of "Engineering and Contingencies" in the "Estimated Cost" of the project.

|  |             |
|--|-------------|
| Funding for this Change Order has been arranged: |             |
| <u>TxDOT Representative</u>                      | <u>Date</u> |
| Typed/Printed Name: <u>Eliza C. Paul, P.E.</u>   |             |



**CHANGE ORDER NBR.**

**42**

**REPORT DATE: 9/30/2020 11:11:22AM**

**CONTRACT ID:** 091234144  
**PROJECT:** STP 2010(596)MM  
**CONTRACT:** 12143003  
**AWARD AMOUNT:** \$20,864,455.45  
**PROJECTED AMOUNT:** \$20,947,455.45  
**ADJ PROJECTED AMT:** \$23,748,694.51  
**PEND ADJ PROJ AMT:** \$23,748,694.51  
**CONTRACTOR:** WILLIAMS BROTHERS CONSTRUCTION CO.,  
INC  
**CO AMOUNT:** \$3,941.23  
**CO TYPE:** NON-PARTICIPATING  
**3RD PARTY AMOUNT:** \$3,941.23  
**APPRV LEVEL:** OVERRIDE

**HIGHWAY:** CS  
**DISTRICT:** 12  
**COUNTY:** FORT BEND  
**AREA ENGINEER:** Maria Aponte, P.E.  
**AREA NUMBER:** 050

**DESCRIPTION:** MOBILIZATION & DEMOBILIZATION COST (CO 37)  
**REASON:** 4B - 4B-3RD PARTY REQUEST FOR ADDITIONAL WORK  
**SECONDARY REASON(S):**

**Functions:**

|  |  |
|--|--|
| <input checked="" type="checkbox"/> Extra Work | <input type="checkbox"/> Force Account         |
| <input type="checkbox"/> Zero Dollar           | <input type="checkbox"/> Final Quantity        |
| <input type="checkbox"/> Overrun/Underrun      | <input type="checkbox"/> Change Project Limits |
| <input type="checkbox"/> Time Adjustment       | <input type="checkbox"/> Delete/Add CSJ        |
| <input type="checkbox"/> Stock Account         |  |

**DESCRIBE THE REASON FOR THE CHANGE ORDER AND WHAT IS BEING CHANGED. WHEN NECESSARY, INCLUDE EXCEPTIONS TO THIS AGREEMENT:**

This change order provides for adding one new item to the contract for reimbursing the mobilization and demobilization cost of the equipment during removing and reinstalling drainage system at driveway number 69 under change order number 37 on Trammel Fresno Road in Fort Bend County.

The contract plans were designed by BKI Inc and revised by RPS Klotz via change order number 6 (for reference purpose only). This construction work provides for the construction of widening a non-freeway consisting of grading, widening structure, signals, lime treated sub-grade, concrete pavement and pavement markings.

The Contractor was required to relocate drainage system consisting of 2 barrels of 32 linear feet of a 42- inch diameter reinforced concrete pipe and 4 units of safety end treatments of Driveway Number 69 to Sta. 173+88.62 as proposed in plan sheet number 151 and 252 (for reference purpose only). Upon the completion of the installation of the drainage structures, it has been requested by Fort Bend County to relocate Driveway No. 69 to Sta. 173+45 to accommodate the land owner as per the change order number 37 (for reference only). This change order amounting to \$9,491.23 was approved in SiteManager on July 29, 2020 and the contractor completed the work. However, the contractor noted that the mobilization and demobilization cost for the sub-contractor's equipment was missed in the requested price on change order number 37. The contractor submitted a request to reimburse the mobilization and demobilization cost amounting to \$3,941.23.

This office reviewed the request and evaluated the price submittal and concurred that the costs associated with the mobilization and demobilization of equipment is \$3,941.23. It is also noted that the supporting sheet was available on the price submittal for change order number 37 and was missed to include in the approved cost. Therefore, this office is now proposing to add item 9608-2081-000, UNIQUE CHANGE ORDERE ITEM 81, MOB & DEMOB EQUIPMENT (CO 37) with one unit at a unit prices of \$3,941.23/LS. The unit of measure DOL is replaced by LS.

The price for this work is considered fair and reasonable. The work is not comparable to Statewide and Houston District Average Low Bid Price. Thus these prices have not been provided.

The revisions covered by this change order do not require revisions to the original environmental clearances or approval by the Texas Department of Licensing and Regulation. This change order will cause the accumulative amount of change orders to exceed 10 percent of the original contract amount and will require District Engineer approval. The revision covered by this change order is estimated to result in an overrun of the funds authorized for this project in the amount of \$3,941.23.

The Fort Bend County is a third- party participant at 100% as per Advance Funding Agreement and amounts to \$3,941.23.

Change Order Work Limits: Sta. 173+45.

**ADDITIONAL TIME NOT NEEDED**

"By signing this change order, the contractor agrees to waive any and all claims for additional compensation due to any and all other expenses; additional changes for time, overhead and profit; or loss of compensation as a result of this change and that this agreement is made in accordance Item 4 and the Contract. Exceptions should be noted in explanation above."

**THE CONTRACTOR**

BY: \_\_\_\_\_  
DATE

TYPED/PRINTED NAME: \_\_\_\_\_  
DATE

TYPED/PRINTED TITLE: \_\_\_\_\_  
DATE

AREA ENGINEER: \_\_\_\_\_  
DATE

AREA ENGINEER'S SEAL:

DISTRICT ENGINEER: \_\_\_\_\_  
DATE

DIRECTOR, CONSTRUCTION DIVISION: \_\_\_\_\_  
DATE

DEPUTY EXECUTIVE DIRECTOR: \_\_\_\_\_  
DATE

FHWA: \_\_\_\_\_  
DATE

