

TEXAS DEPARTMENT OF TRANSPORTATION

CHANGE ORDER NUMBER: 13 (Supporting Supplemental Agreement No. N/A)

Advance Funding Agreement (Third Party Funding) Information
(61.1463% of \$27,184.34) + E&C

This form is used when the subject change order involves funding by a source other than TxDOT/U.S. DOT.

1. Outside funding provided by:

Fort Bend County
 (Outside Entity's Legal Name)

2. Type of outside funding agreement for this change: [Check one]

- Existing Amended New

3. Indicate the type and amount of funding:

- Fixed Price (Lump Sum) (Estimated Amount: _____)
- Actual Cost (Estimated Amount: \$17,777.46)

CCSJ:	<u>0912-34-144</u>
Project:	<u>STP 2010(596)MM</u>
Highway:	<u>CS</u>
Limits:	<u>Project limits</u>
City CIP No:	_____
County:	<u>Fort Bend</u>
District:	<u>Houston</u>
Contract Number:	_____

Contract Items (Bid Items):	<u>\$16,622.22</u>	
E&C (<u>6.95%</u>)*	<u>\$1,155.24</u>	
Subtotal	<u>\$17,777.46</u>	
Indirect Cost (<u>0.00%</u>)**	<u>\$0.00</u>	
TOTAL	<u>\$17,777.46</u>	

I hereby approve the modifications covered by Form CO for this Change Order and agree to finance the additional costs, if any, as reflected by this form.

Advance Funding Date 2-27-2018
 By Robert Hebert
Robert Hebert
 Typed/Printed Name
County Judge
 Typed/Printed Title

* The percentage (%) for E&C (Engineering and Contingencies) charges varies from project to project from approximately 6% to 11% depending on the contract amount of the project. Projects with higher contract amount will have the 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.

** Use the statewide district rate as established by Finance Division each year. This line is for Service Project only, unless otherwise specified in the Advance Funding Agreement. See Stand Alone Manual Notice 98-2 for instructions.

Advance Funding for this Change Order has been arranged:

_____ Date _____

District Engineer Date

Typed/Printed Name: Quincy D. Allen, P.E.



CHANGE ORDER NBR. 13

REPORT DATE: 1/30/2018 2:40:06PM

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: \$21,412,762.60
PEND ADJ PROJ AMT: \$21,412,762.60
CONTRACTOR: WILLIAMS BROTHERS CONSTRUCTION CO.,
 INC
CO AMOUNT: \$27,184.34
CO TYPE: FEDERAL PARTICIPATING
3RD PARTY AMOUNT: \$16,622.22
APPRV LEVEL: OVERRIDE

HIGHWAY: CS
DISTRICT: 12
COUNTY: FORT BEND
AREA ENGINEER: Michelle Milliard, P.E.
AREA NUMBER: 050

DESCRIPTION: TEMPORARY GRADING AND SEEDING
REASON: 3R - 3R-TXDOT DIRECTED
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 two items 9608-2045-000 UNIQUE CHANGE ORDER ITEM 45, TEMP EROSION CONTROL WORK, (DOL=LS) and 500-2001-000, Mobilization, (Additional cost) to pay for grading and temporary seeding on Trammel Fresno Road in Fort Bend County.

The contract plans were designed by BKI Inc. This construction work provides for the construction of widening a non- freeway consisting of grading, widening structure, signal, base, concrete pavement and pavement markings.

The Contractor was required to widen the road by constructing and installing various structures from Sta. 58+48 to Sta. 220+00 as proposed in plan sheet numbers 122 through 418A (for reference purpose only. However, during such installation of drainage system as proposed in the plan sheets numbers 232 through 255 (for reference purpose only), the contractor encountered various utility infrastructures such as AT & T man-holes, underground cables, waterline and sewer lines. In order to provide additional time for relocation of such utilities, the project time has been suspended since May 2016. As the work is under time suspension and no activities were going on however this office instructed to mobilize and install temporary seeding for erosion control during March 2017. The contractor, Williams Brothers submitted a request letter to reimburse such additional cost amounting to \$27,184.34 along with necessary supporting papers.

The contractor submitted price justification for the extra work which consists of mobilization of grading equipment and installing necessary temporary seeding on project location on various days. This price submittal also includes the necessary supporting papers for rental rates, invoices and applicable markups. This office evaluated and concurred that the cost associated with this extra works are appropriate for the amount of work to be done. Consequently, the cost of this extra work is \$27,184.34. Subsequently, our office is now proposing to add item 9608-2045-000 UNIQUE CHANGE ORDER ITEM 45, TEMP EROSION CONTROL WORK, (DOL=LS) at unit price of \$22,009.40/LS. It is to be noted that the unit of measure DOL is replaced by LS. Also, our office is proposing to add item 500-2001-000, Mobilization, (Additional cost) at the unit cost of \$5,174.94/LS.

This proposed work is unique in nature. These rates are not comparable to any State or Houston District Average Low Bid Price, thus these have not been provided.

Therefore, it is proposed to add two new items 9608-2045-000, UNIQUE CHANGE ORDER ITEM 45, TEMP EROSION CONTROL WORK, (DOL=LS) at unit price of \$22,009.40/LS and item 500-2001-000, Mobilization, (Additional cost) at the unit cost of \$5,174.94/LS.

Change Order Work Limits: Sta. 58+48 to Sta. 220+00.

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 Williams Brothers Construction Co., Inc.

BY: *Robert C. Lanham, Jr.* 01-31-18
DATE

TYPED/PRINTED NAME: Robert C. Lanham, Jr., P.E.

TYPED/PRINTED TITLE: President 01-31-18
DATE

AREA ENGINEER: *Michelle E. Milliard* 3/14/18
DATE

AREA ENGINEER'S SEAL:



DISTRICT ENGINEER: _____
DATE

DIRECTOR, CONSTRUCTION DIVISION: _____
DATE

DEPUTY EXECUTIVE DIRECTOR: _____
DATE

FHWA: _____
DATE

CONTRACT ID 091234144

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CONTRACT ITEMS

PROJECT NBR 091234144

CATG NBR	LINE ITEM	ITEM CODE	SP NBR	DESCRIPTION	UNIT	UNIT PRICE	ORIG + PREV REV QTY	QTY THIS CO	NEW QTY	AMOUNT THIS CO
001	0496	05002001	000	MOBILIZATION	LS	5,174.94000	0.000	1.000	1.000	\$5,174.94
		CO DESCR		ADDITIONAL MOBILIZATION FOR TEMP EROSION CONTROL WORK						
		ADDTL CO DESCR 1		ADDITIONAL MOBILIZATION FOR TEMP EROSION CONTROL WORK						
001	1400	96082045	000	UNIQUE CHANGE ORDER ITEM 45	DOL	22,009.40000	0.000	1.000	1.000	\$22,009.40
		CO DESCR		TEMP EROSION CONTROL WORK						
		ADDTL CO DESCR 1		The unit of measure DOL is replaced by LS						
									CHANGE ORDER AMOUNT	\$27,184.34