

TEXAS DEPARTMENT OF TRANSPORTATION

CONSTRUCTION CONTRACT CHANGE ORDER NUMBER: 37

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 \$10,150.87)
 Actual Cost

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

| | | | |
|---------------------------------|------------------------------------------|--------------------|--|
| (a) Contract Items (Bid Items): | | <u>\$9,491.23</u> | |
| (b) E&C*: | (a) x $\frac{0.0695}{\text{enter \%}}$ = | <u>\$659.64</u> | |
| TOTAL | | <u>\$10,150.87</u> | |

Use as needed:

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

Date 6-10-2020 
 By _____
 County Judge KP George
 Typed/Printed Name KP George
 Typed/Printed Title County Judge

* 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: | |
| _____ TxDOT Representative | _____ Date |
| Typed/Printed Name: <u>Eliza C. Paul, P.E.</u> | |



CHANGE ORDER NBR.

37

REPORT DATE: 2/3/2020 3:23:46PM

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: \$22,473,430.35
PEND ADJ PROJ AMT: \$22,473,430.35
CONTRACTOR: WILLIAMS BROTHERS CONSTRUCTION CO.,
INC
CO AMOUNT: \$9,491.23
CO TYPE: NON-PARTICIPATING
3RD PARTY AMOUNT: \$9,491.23
APPRV LEVEL: OVERRIDE

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

DESCRIPTION: REMOVE & RESET 42 IN RCP AND SET
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 removing and reinstalling drainage system at driveway number 69 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 install 2 barrels of 30 linear feet of a 42- inch diameter reinforced concrete pipe as the drainage systems for Driveway Number 69 on Trammel Fresno Road at 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. This office instructed the contractor to proceed for relocating the drainage system for Driveway No. 69 and provided two revised sheets number 151A and 251A. This resulted in a requirement to remove and reset a 42 inch pipe and safety end treatments (SETs). This office instructed the contractor to provide a price to remove and reset the 42- inch pipe and safety end treatment.

The contractor submitted a price justification for removing and resetting 64 LF (2 X 32') of a 42- inch pipe and reset 4 units of safety end treatment. This submittal also consists of adjusting quantities on existing items for cement stabilized backfill, trench excavation protection, reinforced concrete pipes and box culvert. This office evaluated the price submittal and concurred that the costs associated with removing and resetting safety end treatments for a 42- inch diameter reinforced concrete pipe including quantity adjustment of two existing items is \$9,491.23. This office is now proposing to add item 0467-2580-900 SET (REMOVE & RESET), (42 IN RCP) (6:1) with one unit at a unit prices of \$9,491.23/EA.

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.

Therefore, item 0467-2580-900 SET (REMOVE & RESET), (42 IN RCP) (6:1) with one unit at a unit prices of \$9,491.23/EA. It is to be noted that the proposed unit price includes the cost of 51.71 CY to item 0400-2005-00, CEM STAB BKFL and 32.00LF to item 0402-2001-000, TRENCH EXCAVATION PROTECTION. These cost was required to include as this could not added to the existing bid items which are participating items.

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 \$9,491.23. The Fort Bend County is a third party participant at 100% as per Advance Funding Agreement and amounts to \$9,491.23.

Fort Bend is a thrid party participant at 100%.

Revised Sheets: 151A and 251A.

Change Order Work Limits: Sta. 175+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

CONTRACT ID 091234144

CHANGE ORDER NBR. 37

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 | 0336 | 04672580 | 900 | SET(TY II)(12 IN)(CMP)(4:1)(P) CO DESCR ADDTL CO DESCR 1 | EA | 9,491.23000 | 0.000 | 1.000 | 1.000 | \$9,491.23 |
| CHANGE ORDER AMOUNT | | | | | | | | | | \$9,491.23 |