

# TEXAS DEPARTMENT OF TRANSPORTATION

CONSTRUCTION CONTRACT CHANGE ORDER NUMBER: 6

## 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)

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: _____

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           \$0.00          )  
 Actual Cost

(a) Contract Items (Bid Items):		<u>          \$0.00          </u>
(b) E&C*:	(a) x $\frac{0.0695}{\text{enter \%}}$ =	<u>          \$0.00          </u>
<b>TOTAL</b>		<u>          \$0.00          </u>

**Use as needed:**  
 I hereby acknowledge notification of the modifications covered by this Change Order.

Date 3-23-2021 *KP George*  
 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:	
<i>Eliza C. Paul, P.E.</i> TxDOT Representative	<u>5/19/2021</u> Date
Typed/Printed Name: <u>Eliza C. Paul, P.E.</u>	

TxDOT Form 2146-AFA



**CHANGE ORDER NBR.**

**6**

**REPORT DATE: 2/9/2021 8:38:00AM**

**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:** \$23,761,756.19  
**PEND ADJ PROJ AMT:** \$23,761,756.19  
**CONTRACTOR:** WILLIAMS BROTHERS CONSTRUCTION CO.,  
INC  
**CO AMOUNT:** \$0.00  
**CO TYPE:** FEDERAL PARTICIPATING  
**3RD PARTY AMOUNT:** \$0.00  
**APPRV LEVEL:** OVERRIDE

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

**DESCRIPTION:** REVISE PLAN SHEETS  
**REASON:** 1B - 1B-INCORRECT PS&E (CONSULTANT DESIGN)  
**SECONDARY REASON(S):**

**Functions:**

<input type="checkbox"/> Extra Work	<input type="checkbox"/> Force Account
<input checked="" 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 revising 546 plan sheets to the contract for 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, signals, lime treated sub-grade, concrete pavement and pavement markings.

The Contractor was required to build the road from Sta. 58+48.72 to Sta. 218+96.14 as proposed in plan sheet numbers 1 through 526 (for reference purpose only) within 622 working days with 30 months of traffic handling. The project contains special provision 008-167, which states that the Department will suspend work for 270 calendar days unless authorized in writing by the Engineer. The 270 Calendar day suspension period begins from March 19, 2015 and ends on December 13, 2015.

The contractor, Williams Brothers (WB) chose to work during this period and clear the right of way so that the utility companies can relocate the infrastructures to avoid any future conflicts. As such WB worked for 27 working days starting from March 24, 2015 through April 9, 2015 (13 working days) and April 28, 2015 through May 15, 2015 (14 working days). The remaining 270 calendar day delay started from May 16, 2015. During this period, the utility companies were relocating their infrastructures.

Further, it was noted that the roadway and open cut drainage system were not matching as per the available cross sections. To remedy this situation, the consultant, RPS Klotz (for Fort Bend County Office) prepared a set of revised plan sheets as required. This revision extended this 270-calendar day suspension by 7 months from December 13, 2015 to July 31, 2016. The revised plan sheets number 1 through 546 were provided to the Contractor for their needful doings.

These proposed revisions may result in the change of quantities in the existing bid items, which will be addressed in the future change order covering quantity adjustment and other cost if necessary. Thus there is no cost component proposed in this change order.

Therefore, it is proposed to revise 546 plan sheet numbers 1A through 481A and cross sections sheets through 546 to show the revisions as stated above.

The revisions covered by this change order do not require revisions to the original environmental clearance or approval by the Texas Department of Licensing and Regulation. The total change order amount for this project has exceeded 10% of the original contract amount, and this change order will require District Engineer approval. The revision covered by this change order does not overrun the funds authorized for this project as this is a zero -dollar change order.

The office of Fort Bend County acknowledges this change order by signing Zero Dollar CO - AFA Form.

Revised Sheets 1A through 546A only List is attached for quick reference.

Change Order Work Limits: Sta. 58+48.72 to Sta. 218+96.54

**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 COMPANY, INC.

BY: *Robert C. Lanham, Jr.* 3-16-2021  
DATE

TYPED/PRINTED NAME: Robert C. Lanham, Jr., P.E. 3-16-2021  
DATE

TYPED/PRINTED TITLE: President 3-16-2021  
DATE

AREA ENGINEER: *Maria Pilar Aponte, PE* 05-11-2021  
DATE

AREA ENGINEER'S SEAL:

CONTRACT ID 091234144

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

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

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

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

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