

# TEXAS DEPARTMENT OF TRANSPORTATION

CONSTRUCTION CONTRACT CHANGE ORDER NUMBER: 01

## 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)

<b>CCSJ:</b>	<u>3510-04-055</u>
<b>Project:</b>	<u>CC 3510-4-55</u>
<b>Highway:</b>	<u>SH 99</u>
<b>County:</b>	<u>FORT BEND</u>
<b>District:</b>	<u>12</u>
<b>Contract Number:</b>	<u>351004055</u>

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 \$5,916.00 )  
 Actual Cost

(a) Contract Items (Bid Items):		<u>\$5,916.00</u>	
(b) E&C*:	(a) x $\frac{.0653}{\text{enter \%}}$ =	<u>\$386.31</u>	
<b>TOTAL</b>		<u>\$6,302.31</u>	

**Use as needed:**

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

Date 11/07/2023

By 

Typed/Printed Name County Judge KP George  
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: _____	



CHANGE ORDER NBR.

1

REPORT DATE: 8/22/2023 8:16:17AM

**CONTRACT ID:** 351004055  
**PROJECT:** CC 3510-4-55  
**CONTRACT:** 04233009  
**AWARD AMOUNT:** \$12,117,581.93  
**PROJECTED AMOUNT:** \$12,201,635.94  
**ADJ PROJECTED AMT:** \$12,201,635.94  
**PEND ADJ PROJ AMT:** \$12,201,635.94  
**CONTRACTOR:** STERLING DELAWARE HOLDING COMPANY  
**CO AMOUNT:** \$5,916.00  
**CO TYPE:** NON-PARTICIPATING  
**3RD PARTY AMOUNT:** \$0.00  
**APPRV LEVEL:** OVERRIDE

**HIGHWAY:** SH 99  
**DISTRICT:** 12  
**COUNTY:** FORT BEND  
**AREA ENGINEER:** Carlos M. Zepeda, Jr., P.E.  
**AREA NUMBER:** 061

**DESCRIPTION:** ADDED CONSTRUCTION PERIMETER FENCE  
**REASON:** 3F - 3F-ADDITIONAL WORK DESIRED BY TXDOT  
**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:**

The subject project provides for the construction of the SH 99 southbound frontage road and ramp reversals from Westheimer Pkwy. to Cinco Ranch Blvd. including Continuously Reinforced Concrete Pavement, storm sewer, retaining walls, sound walls, and pavement markings in Fort Bend County.

The subject change order adds new Item of Work as follows:

New LINE NO. 0371, ITEM NO. 0506-6034 CONSTRUCTION PERIMETER FENCE - 1,200.000 LF; \$4.93/LF.

The proposed SH 99 southbound frontage road (SBFR) for the 3510-04-055 project runs parallel to the high-profile shopping center "La Centerra" which includes both commercial and residential facilities that produce high volumes of pedestrian foot traffic. Much of this traffic utilizes the green belt within the now TxDOT right-of-way (ROW) for walking their pets and other outdoor activities. The plan set does not include a traffic control plan or provide additional direction to keep the pedestrians out of the work zone.

To mitigate this and improve overall safety, the Contractor proposed temporary panel fencing. This fencing will be installed along the ROW behind the shopping center and apartments from approx. STA. 2445+50 to STA 2457+50 (BL SBFR). The cost for the item will be full compensation for installation, maintenance, and removal.

The contractor has submitted the attached cost breakdown which is considered fair and reasonable for the work involved.

This change order is estimated to result in an overrun in the amount fund associated with the project in the amount of \$5,916.00. This change order will not cause the accumulative amount of change orders to exceed 10 percent of the original contract amount and will not require District Engineer approval. 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.

**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 351004055

CHANGE ORDER NBR. 1

CONTRACT ITEMS

PROJECT NBR 351004055 (CC 3510-4-55 NOT ELIGIBLE FOR FEDERAL PARTICIPATION)

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	0371	05066034		CONSTRUCTION PERIMETER FENCE	LF	4.93000	0.000	1,200.000	1,200.000	\$5,916.00
<b>CHANGE ORDER AMOUNT</b>										\$5,916.00



DATE: 8/4/2023  
 CSJ NO: 3510-05-055

LOCATION: SH 99 Southbound Frontage Road

506-6034  
 PRICING PROPOSAL: CONSTRUCTION  
 PERIMETER FENCE

### CHANGE ORDER COST BREAKDOWN

<b>Total CO Price</b>
<b>\$5,917.99</b>

DESCRIPTION:	QTY	UOM	TOTAL	UNIT PRICE
506-6034 CONSTRUCTION PERIMETER FENCE	1200	LF	\$5,917.99	\$ 4.93

Note: \$4.93/LF x 1,200 LF Rounds to \$5,916.00.

LABOR- For Maintenance	HOURS	UNIT	PRICE	EXTENDED
FOREMAN	8	HRS	\$ 56.00	\$ 448.00
LABOR	10	HRS	\$ 19.50	\$ 195.00
LABOR	10	HRS	\$ 19.50	\$ 195.00
	10		Subtotal	\$ 838.00
		Payroll Taxes & Insurance	55%	\$460.90
		Contractor Mark Up	25%	\$209.50
		<b>TOTAL</b>		<b>\$ 1,508.40</b>

EQUIPMENT	HOURS	QUANTITY	PRICE	EXTENDED
			Subtotal	\$0.00
		Contractor Mark Up	15%	\$0.00
		<b>TOTAL</b>		<b>\$0.00</b>

MATERIALS	QTY	UOM	PRICE	EXTENDED
				\$0.00
			Subtotal	\$0.00
		Contractor Mark Up	5%	\$0.00
		<b>TOTAL</b>		<b>\$0.00</b>

SUBCONTRACTORS	QTY	UNIT	PRICE	EXTENDED
6FT TEMPORARY PANEL FENCE- NATIONAL FENCE	6	MO	\$ 638.00	\$3,828.00
SALES TAX	1	LS	\$315.81	\$315.81
			Subtotal	\$4,143.81
		Contractor Mark Up	5%	\$207.19
		<b>TOTAL</b>		<b>\$4,351.00</b>

<b>TOTAL OF WORK ACTIVITIES</b>	<b>\$5,859.40</b>
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<b>BOND FEE @ 1%</b>	<b>\$58.59</b>
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<b>GRAND TOTAL</b>	<b>\$5,917.99</b>
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**HOUSTON OFFICE**  
(281) 821-8005



800-352-5675 • rentnational.com

## QUOTE FOR SERVICES

COMPANY INFO: CUSTOMER # NEW		JOB SITE INFO: SITE # NEW			
Company:	TEXAS STERLING CONSTRUCTION COMPANY	Job Name:			
Requested By:	KIRAN MARI Phone: 682-374-8489	Address:	KATY KATY, TX 77449		
E-mail:	KIRAN.NAIR@STRLCO.COM	Cross Street:			
Other Phone:	\	Site Contact:	Phone:		
Billing Address:		Site E-mail:			
		Customer Ref #:			
Expected Install Date	Payment Terms	Prevailing Wage	Job Type		
Fri. Aug 04, 2023	COD	No	Construction		
Quantity	UOM	Description	Rental Term (up to)	Unit Price	Amount
1200	FT	6 FT TEMPORARY PANELS	6 Months	3.19	3,828.00
Fence Notes:					

Fence Subtotal: 3,828.00

*Fence Minimum applies: If the total unit price times quantity for the above items does not exceed \$500, this minimum will be charged rather than the per unit price.  
Note: Damaged, missing, and lease buyout charges are not included in minimum charge.*

<b>Subtotal:</b>	<b>\$3,828.00</b>	<b>Sales Tax:</b>	<b>\$315.81</b>	<b>Grand Total:</b>	<b>\$4,143.81</b>
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*All prices include a one-time Delivery/Installation and a one-time Pick-Up/Removal.*

Bids are based on quantity; if quantity changes, bid changes. Additional fees for hillside installations, hand carry, core drilling and inaccessibility. Deliveries and installs are scheduled Mon. - Fri. 7:00 a.m. - 3:00 p.m. Additional charges apply for weekends and after hours work. COD orders are to be paid in advance or upon delivery prior to installation. Orders with driven post(s) require 3-5 business days to complete underground markings. Remove and relocate charges are billed at the same rate as installation price. If services are subject to prevailing wage laws, any penalties or wages not included in this estimate will be paid by the lessee. Certified payroll is available upon request.

Customer's Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Print Customer Name: \_\_\_\_\_

PO # \_\_\_\_\_

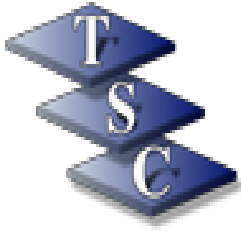
**NOTE: Installation CANNOT be confirmed until quote is signed and returned. This bid expires in 14 days.**

Date of Quote	Quote Number	Quote Prepared By	Email Address	Fax Signed Quote to
Fri. Aug 04, 2023	227210	ESPENCER	ESPENCER@RENTNATIONAL.COM	



## REQUEST FOR INFORMATION

<b>PROJECT:</b> SH 99 SBFR (from Westheimer Parkway to Cinco Ranch BLVD)		<b>TxDOT CSJ No:</b>	
<b>OWNER:</b> Texas Department of Transportation (TxDOT)		3510-04-055, ETC.	
<b>CONTRACTOR:</b> Texas Sterling Construction		<b>Job No:</b>	
<b>ARCHITECT / ENGINEER:</b> TEDSI Infrastructure Group		CC 3510-4-55, ETC.	
<b>To:</b> RS&H, Inc		<b>From:</b> TSC	
<b>Attention:</b>		<b>Sent By:</b> Ateesh Tiwari	
<b>Contact No:</b>		<b>Contact No:</b>	
<b>Email:</b>		<b>Email:</b> Ateesh.Tiwari@strlco.com	
Check One:	<input checked="" type="checkbox"/> RFI	<input type="checkbox"/> Design Modification	<input type="checkbox"/> Proposed VE
	<input type="checkbox"/> Standard Specification	<input type="checkbox"/> Supplemental Specification	<input type="checkbox"/> Special Provision
<b>RFI Number:</b> 008		<b>Date:</b> 7/14/2023	
<b>Item Number:</b>		<b>Specification Page No:</b>	
<b>Specification Number:</b>		<b>Detail:</b>	
<b>Plan Sheet No:</b>			
<b>REQUEST:</b> For facilitating the safety of the pedestrians during the construction process, TSC would like to install temporary fencing along the ROW from Station 2445+50 to 2469. This will help in providing a physical barrier as well as security for the site. The picture marking the length of fencing has been attached for your reference. Please review and let us know its viability.			
<b>PROPOSED SOLUTION (If applicable):</b>			
<b>Submitted By:</b> Ateesh Tiwari		<b>Date:</b> 7/14/2023	
<b>RESPONSE:</b> TxDOT has reviewed and accepts the request.			
<b>By:</b> Grant Hamman		<b>Signature:</b>	
		<b>Date:</b> 7/20/2023	
After reviewing the response; we anticipate:			
That a change order will be required?		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
That there will be an increase in the cost of the project?		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
That there will be an increase in the time of the project?		<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No



**TEXAS STERLING CONSTRUCTION  
CO.**

20810 Fernbush  
Houston, TX 77073  
Office: (281) 821-9091  
FAX: (281) 821-2995

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**REQUEST FOR INFORMATION**

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**Date:** 07/07/2023  
**Project #:** CC 3510-4-55  
**Project:** SH 99 Southbound  
**Frontage Road**  
**RFI #:** 08  
**Drawing #:**  
**Specification #:**  
**Critical Path Delay:** No

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**TO:** Daniel Dvorak  
Scott Salcido  
Brad Hildebrand

**FROM:** Ateesh Tiwari  
Texas Sterling Construction Co.  
20810 Fernbush  
Houston, TX 77073,  
**PHONE:** 281-639-2739  
**EMAIL:** [Ateesh.Tiwari@strlco.com](mailto:Ateesh.Tiwari@strlco.com)  
**CC:** [Chris.cedar@strlco.com](mailto:Chris.cedar@strlco.com)

**Description: RFI – Installation of Temporary Fencing for Safety**

**RFI Detail**

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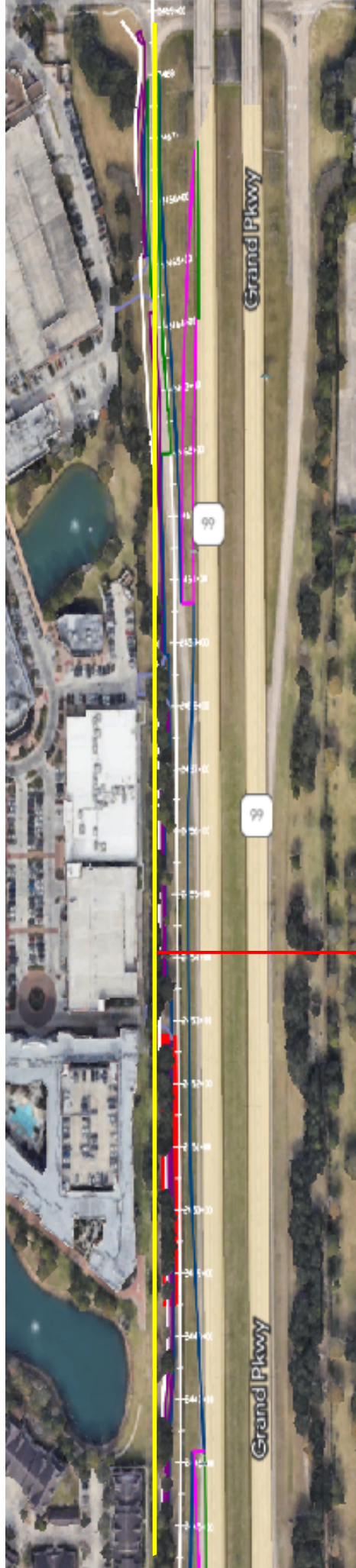
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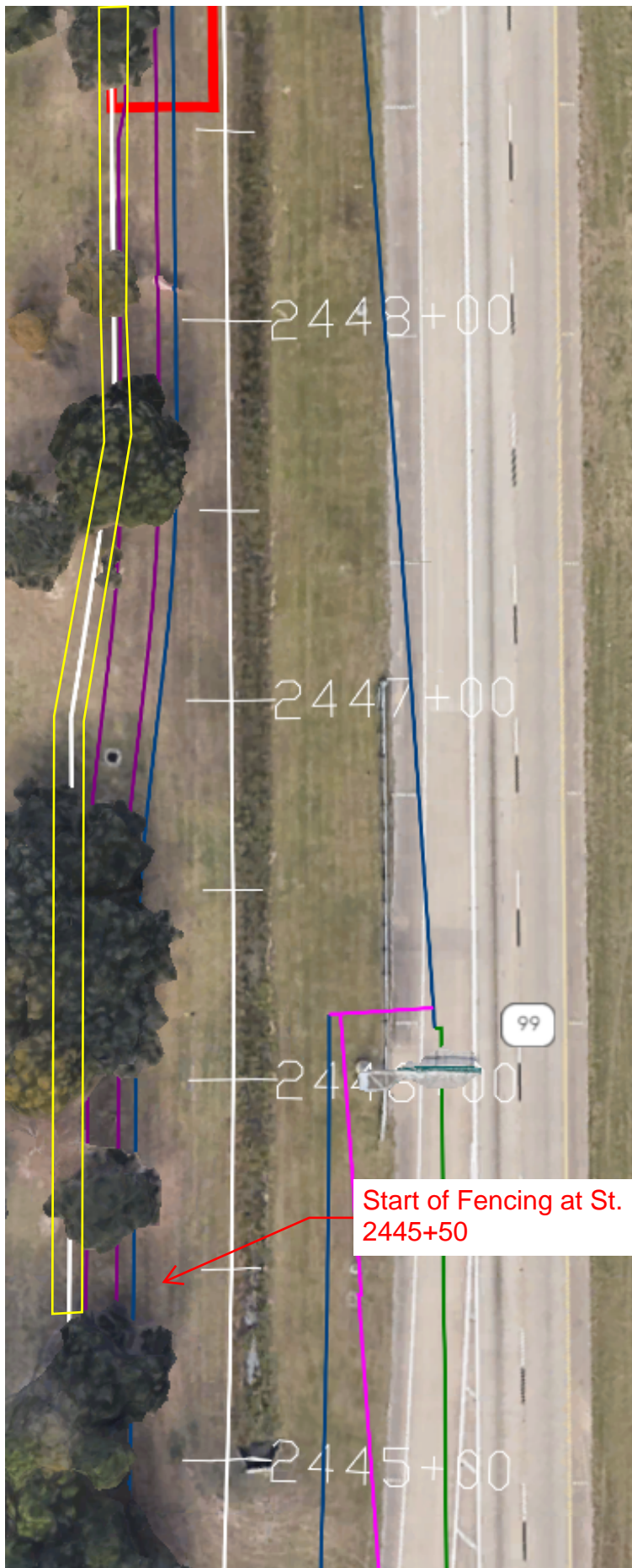
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**Attachments: Pictures**

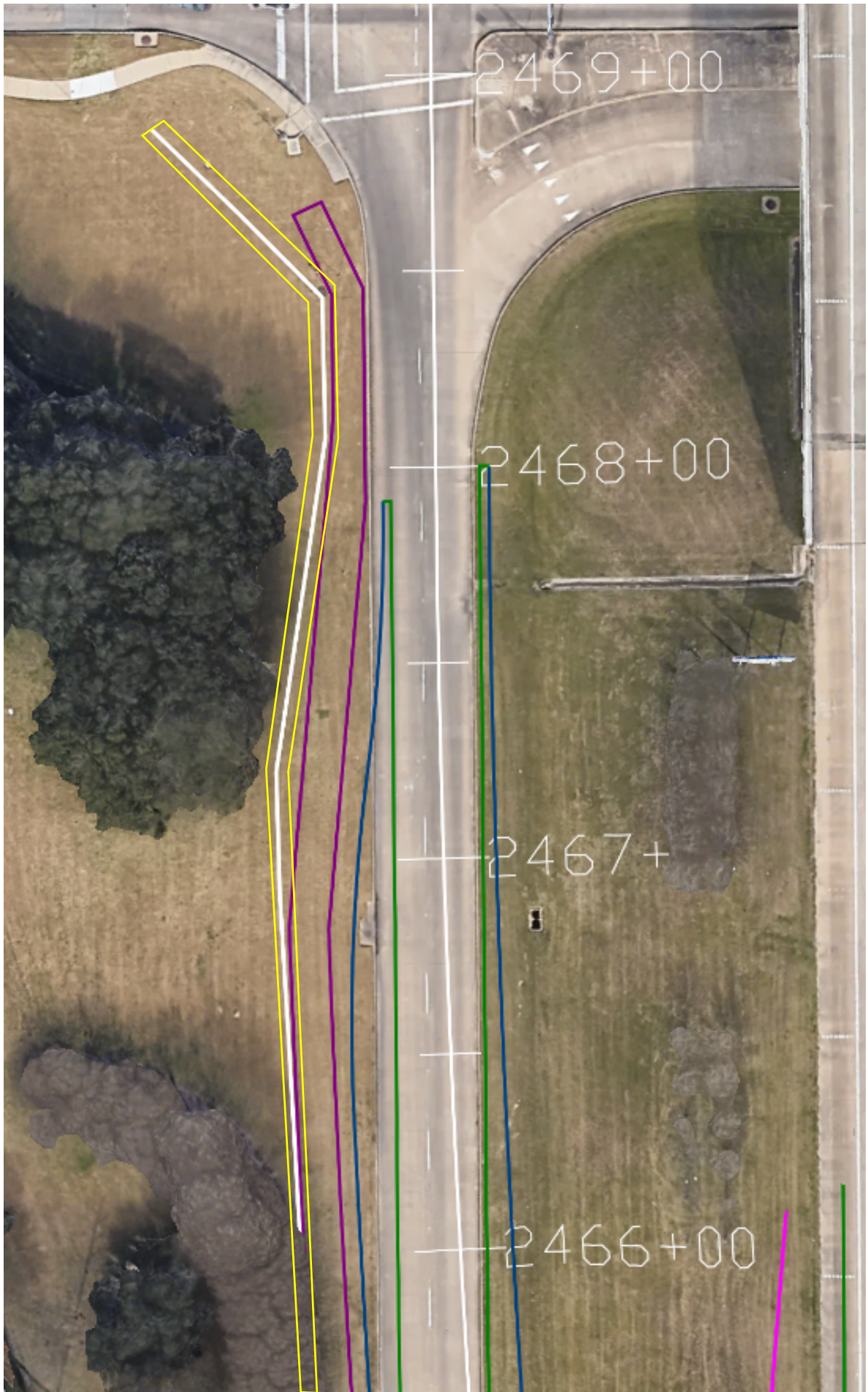
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Temporary Fencing Area



Start of Fencing at St.  
2445+50



2469+00

2468+00

2467+

2466+00