



HISTORIC  
FRANKLIN  
TENNESSEE

ITEM #26  
BOMA  
08/14/2012

## MEMORANDUM

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July 31, 2012

TO: Board of Mayor and Aldermen

FROM: Eric S. Stuckey, City Administrator  
David Parker, City Engineer / CIP Executive  
Paul Holzen, Interim Director of Engineering

SUBJECT: Consideration of Final Change Order (Change Order No. 3) for the Nichol Mill Lane Improvements Project (COF Contract No 2010-0180) for a Decrease in the contract Amount of \$25,016.52.

### **Purpose**

The purpose of this memorandum is to provide the Board of Mayor and Aldermen (BOMA) with information to consider the Final Change Order for the Nichol Mill Lane Improvements Project.

### **Background**

On July 13, 2010 the BOMA passed unanimously Resolution 2010-51, a Resolution to authorize the construction of the Nichol Mill Lane Project. Construction Bids were publicly opened and read aloud on January 6, 2011 and Jenco Construction, Inc was the low bidder. The Construction Notice to Proceed date was February 14, 2011. At this time, the contractor has fulfilled its obligations as part of the construction contract and has submitted the final pay request.

### **Financial Impact**

Approval of the Final Change Order (Change Order #3) will result in a decrease of \$25,016.52 to COF Contract No. 2010-0180 with Jenco Construction, Inc. Final contract price will be \$1,212,487.04

### **Recommendation**

Staff recommends approval of the Final Change Order (Change Order #3) with Jenco Construction, Inc for a decrease in the contract amount of \$25,016.52 to COF Contract No. 2010-0180.



2995 Sidco Drive  
Nashville, TN 37204  
(615) 383-1113  
Fax (615) 386-8469  
www.ssr-inc.com

July 30, 2012

Mr. Owen Jennette  
Jenco Construction, Inc.  
P.O. Box 37  
Bon Aqua, TN 37025

*via Email and U.S. Mail*

**RE: Nichol Mill Lane Improvements  
Change Order No. 3 – Final**

Dear Owen:

Please find attached three (3) copies of Change Order No. 3 for your execution. The change order indicates a deduction in the original contract price of \$25,016.52; which is representative of the final quantities required to complete the work. A single copy of a notice of warranty period document is also included for your acceptance.

In addition to execution of the attached documents, please proceed with the final payment application for the release of retainage funds. This application shall illustrate the final change order deduction, and include the closeout submittals such as your release of liens and consent of surety forms by attachment. We request that you also include the additional documentation requested related to the additional cost of the extension of the bond and insurance on the project.

Each of the requested documents shall be completed and returned to me at your earliest convenience.

We appreciate your work on this project and look forward to its closure. Do not hesitate to contact me to discuss this further.

Sincerely,

**SMITH SECKMAN REID, INC.**

A handwritten signature in black ink, appearing to read "A. Johnson", with a long horizontal line extending to the right.

Andrew T. Johnson, P.E.

Attachments

cc: Paul Holzen – City of Franklin (via email)  
File (10-41-028.0)

CHANGE ORDER

No. 3 - FINAL

DATE OF ISSUANCE: July 30, 2012

EFFECTIVE DATE: \_\_\_\_\_

OWNER: City of Franklin, Tennessee  
CONTRACTOR: Jenco Construction Inc  
Project: Nichol Mill Lane Improvements  
ENGINEER: Smith Seckman Reid, Inc.

You are hereby granted a change in the contract price for the above referenced project.

*Description*

Change Order reflects the Final Quantities of bid and allowance items necessary to complete the work. This Change Order is not associated with project time. The project was accepted on the project completion date of April 12, 2012.

*Reason for Change Order*

Agreement by all parties to this Final Change Order and Final Quantities will close the project.

*Attachments (List documents supporting change)*

<b>CHANGE IN CONTRACT PRICE:</b>	
Original Contract Price:	<b>\$ 1,237,503.56</b>
Net Increase (Decrease) from Previous Change Orders:	<b>\$ 0.00</b>
Contract Price prior to this Change Order:	<b>\$ 1,237,503.56</b>
Net Increase (Decrease) of this Change Order:	<b>\$ (25,016.52)</b>
Contract Price with all approved Change Orders:	<b>\$ 1,212,487.04</b>

The Terms of Agreement are made a part of this Change Order along with the above requirements. No Time increase is included with this change order

RECOMMENDED:

APPROVED:

ACCEPTED:

By:   
ENGINEER (Authorized Signature)

By: \_\_\_\_\_  
OWNER (Authorized Signature)

By:   
CONTRACTOR (Authorized Signature)

DATE: 7/30/2012

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

DATE: 7-30-12

NOTICE OF WARRANTY PERIOD

City of Franklin  
Engineering Office  
109 Third Avenue South  
Franklin, TN 37064

Contract No 2010 0180  
Project Nichol Mill Lane Improvements

Whereas, we Jenco Construction, Inc. (CONTRACTOR) entered into a contract with the CITY OF FRANKLIN, on January 11, 2011, for the construction by said Contractor of the above designated contract, and Whereas, as part of the contract documents the CONTRACTOR is required to guarantee all work for one year and provide a one-year warranty from the date of final acceptance by the CITY OF FRANKLIN; and Whereas the date of final acceptance of all work for Phase I (Including Mallory Lane Intersection and Traffic Signal Work) is October 12, 2011 and the 1 year warranty period will officially expire on October 12, 2012; and Whereas the date of final acceptance of all work for Phase II and all surface paving mix is April 12, 2012 and the 1-year warranty period will officially expire on April 12, 2013.

Approved:

By  
ENGINEER



Date: 7/30/2012

By:  
CITY PROJECT MANAGER



Date: 7/31/2012

ACCEPTED

By:  
CONTRACTOR (Authorized Signature)



Date: 7-31-12