



HISTORIC  
FRANKLIN  
TENNESSEE

ITEM #10  
CIC  
11-08-12

## MEMORANDUM

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October 30, 2012

TO: Board of Mayor and Aldermen

FROM: Eric S. Stuckey, City Administrator  
David Parker, P.E., CIP Executive/City Engineer  
Paul Holzen, P.E., Director of Engineering  
Dan Allen, P.E., Assistant Director of Engineering  
Jonathan Marston, P.E., Staff Engineer 2

SUBJECT: McEwen Drive Phase 3 – Change Order No. 8 (FINAL)  
(COF Contract No. 2011-0003)

### **Purpose**

The purpose of this memorandum is to provide the Board of Mayor and Aldermen (BOMA) with information to consider approval of Change Order No. 8 (FINAL) for the McEwen Drive Phase 3 Project.

### **Background**

The BOMA approved the construction contract for the above referenced project with The Parkes Companies, Inc. on January 13, 2011 in the amount of \$7,199,484.05. The Notice to Proceed was issued on February 15, 2011 with an original contract completion date of February 15, 2012. Due to a seasonal delay in obtaining asphalt mixes, the project was considered substantially complete and opened to the public on April 13, 2012. A history of changes to the construction contract price is as follows:

- 04/26/11 – Change Order #1 – \$8,136.55
- 04/26/11 – Project Contingency Fund - \$100,000.00 (\$88,552.66 Unspent)
- 07/12/11 – Change Order #2 – \$22,770.00
- 07/26/11 – Change Order #3 – \$32,822.05
- 08/23/11 – Change Order #4 – \$17,116.60
- 11/08/11 – Change Order #5 - \$5,800.00
- 02/14/12 – Change Order #6 – NO COST – Time Extension Only
- 04/24/12 – Change Order #7 - \$70,495.02

For Change Order No. 8 (FINAL), The Parkes Companies, Inc. is requesting an INCREASE of \$29,161.09 to the contract amount. This final change order amount represents the final adjusted costs due to various contract item overruns.

### **Financial Impact**

If approved, an INCREASE of \$29,161.09 will be added to the construction contract with The Parkes Companies, Inc. The total construction contract amount will be \$7,385,785.34.

This increase can be covered by the previously approved Project Contingency Fund, which currently stands at \$88,552.66. This would result in a balance in the Project Contingency Fund in the amount of \$59,391.57; this remaining balance will be returned to the general fund. The original budget in the Board's Capital Investment Funding plan was in excess of \$10 million for construction of this roadway.



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### **Recommendation**

Staff recommends approval of Change Order No. 8 (FINAL) with The Parkes Companies, Inc. for an INCREASE to the contract in the amount of \$29,161.09.

Supplemental Agreement and/or Request for Construction Change  
Change Order No. 08 (Final Change Order)

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

Contract No. PIN107520.00  
Project No. 94LPD1-S3-004  
Reference No. N/A  
County: Williamson

Whereas, we **The Parkes Companies, Inc.**, with **Fidelity and Deposit Company of Maryland**, as Surety, entered into a contract with the CITY OF FRANKLIN, on **January 13, 2011**, for the construction by said Contractor of the above designated contract; and Whereas, certain items of construction encountered are not covered by the original contract, we desire to submit the following additional items of construction to be performed by the Contractor and paid by the City at the prices scheduled therefore below:

The purpose of this change order is to finalize project cost and summarize change orders.

Change order #	Date approved	Description	Cost
1	4-26-2011	Sanitary Sewer Modifications	\$ 8,136.55
2	7-12-2011	Erosion Control Blanket & Add'l R. Wall rebar	\$22,770.00
3	7-26-2011	Add'l work on 18" DIP waterline & add encasement sleeves for future irrigation pipe	\$32,822.05
4	8-23-2011	Add'l work to tie offsite drainage into project storm drainage	\$17,116.60
5	11-08-2011	Added Geotextile for stabilization	\$ 5,800.00
6	2-14-2012	Extended contract time	\$ 0.00
7	4-24-2012	Added Liberty Park sign, guardrail, and misc. signing items	\$70,495.02
8		Adjusted final contract cost due to various contract item overruns	\$29,161.09

Project Documents supporting this change order are attached or available upon request.

Item Number	Description	Unit	Original Quantities	Revised Quantities	Over + Under -	Contract Price	Net Amount Due Change
	Misc. contract overruns	L.S	0	1	+1	29,161.09	29,161.09

Original Contract Amount	\$7,199,484.05	Changes This Request	\$ 29,161.09
Added Contract amount	\$ 186,301.29	Previous Changes	\$ 157,140.20
<b>Final Contract Amount</b>	<b>\$7,385,785.34</b>	Changes to Date	<b>\$ 186,301.29</b>

Now, Therefore, We, **The Parkes Companies, Inc.** Contractors, and **Fidelity and Deposit Company of Maryland**, Surety, hereby agree to this Supplemental Agreement consisting of the above mentioned items and prices, and agree that this Supplemental Agreement is hereby made a part of the original contract and will be performed by this Contractor in accordance with specifications thereof, and that the original contract remain in full force and effect, except insofar as specifically modified by this Supplemental Agreement.

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


RECOMMENDED FOR APPROVAL BY GRESHAM, SMITH AND PARTNERS:

  
(GS&P)

  
CONTRACTOR

APPROVED BY:

\_\_\_\_\_  
(City of Franklin)

**FIDELITY AND DEPOSIT  
COMPANY OF MARYLAND**  
BY:   
SURETY  
**Frank E. Neal,  
Attorney-in-Fact**