

MEMORANDUM

October 10, 2013

TO: Board of Mayor and Aldermen

FROM: Eric Stuckey, City Administrator
David Parker, City Engineer/CIP Executive
Paul Holzen, Director of Engineering
Jonathan Marston, Staff Engineer

SUBJECT: **Consideration of Change Order No. 1 to the Construction Contract for the S.R. 96W at Boyd Mill Avenue & Carlisle Lane Project (COF Contract No. 2012-0148)**

Purpose

The purpose of this memorandum is to provide the Board of Mayor and Aldermen (BOMA) with information to consider Change Order No. 1 (Time Extension ONLY) to the Construction Contract for the S.R. 96W at Boyd Mill Avenue & Carlisle Lane Project (COF Contract No. 2012-0148).

Background

The Construction Contract for S.R. 96W at Boyd Mill Avenue & Carlisle Lane Roadway Improvements and Traffic Sign Installation was awarded by BOMA to Highways, Inc. on November 13, 2012, for \$2,166,454.75. The original, contractual project completion date is October 30, 2013.

This Change Order No. 1 is a request for additional time to the construction contract. The contractor has experienced significant delays due to 3RD party utility relocations. Also, at the request of City Staff, additional water line relocation was performed by the contractor. City Staff and our CEI consultant, Neel-Schaffer, Inc., have negotiated the following extensions to the contract time:

	<u>Original Contract Dates</u>	<u>Proposed Contract Dates</u>	<u>Net Change (days)</u>
Substantial Completion	October 30, 2013	November 27, 2013	28
Ready for Final Payment	N/A	December 13, 2013	N/A

Financial Impact

Change Order No. 1 to the Construction Contract (COF Contract No. 2012-0148) with Highways, Inc. is for a TIME EXTENSION ONLY. This change order represents NO net change in contract cost.

Recommendation

Approval of Change Order No. 1 to the construction contract (COF Contract No. 2012-0148) with Highways, Inc. for a time extension of 28 days to substantial completion and the establishment of a date for final payment submittal. Contract dates will become November 27, 2013 for substantial completion and December 13, 2013 for the submittal of the final payment request. Contract price remains at \$2,166,454.75.

**Request for Construction Change
Change Order No. 1**

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

Contract No. 2012-0148
Project S.R. 96W at Boyd Mill Avenue & Carlisle Lane
Roadway Improvements & Traffic Signal
Installation

Whereas, We, **Highways, Inc.** entered into a contract with the CITY OF FRANKLIN, on **November 13, 2012**, 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:

Reason for Change Order:

Negotiated Time Extension for Utility and Weather Delays.

Attachments (List documents supporting change):

See Exhibit A.

Item No.	Description of Work	Unit	Estimate Quantity	Unit Price	Amount
TOTAL					

CHANGE IN CONTRACT PRICE:
Original Contract Price \$2,166,454.75
Net Increase (Decrease) from previous Change Orders No. 0 to ____: N/A
Contract Price prior to this Change Order: \$2,166,454.75
Net increase (decrease) of this Change Order: 0
Contract Price with all approved Change Orders: \$2,166,454.75

CHANGE IN CONTRACT TIMES:
Original Contract Times: Substantial Completion: October 30, 2013 Ready for final payment: N/A
Net change from previous Change Orders No. 0 to ____ to: Substantial Completion: N/A Ready for final payment: N/A
Contract Times prior to this Change Order: Substantial Completion: October 30, 2013 Ready for final payment: N/A
Net increase (decrease) this Change Order: Substantial Completion: 28 Days Ready for final payment: N/A
Contract Times with all approved Change Orders: Substantial Completion: November 27, 2013 Ready for final payment: December 13, 2013

Now, Therefore, We, **Highways, Inc.**, 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 in so far as specifically modified by this supplemental Agreement.

RECOMMENDED FOR APPROVAL BY:

By: _____ By: _____ By: _____
ENGINEER CITY PROJECT MANAGER DIRECTOR OF ENIGNEERING

Date: _____ Date: _____ Date: _____

ACCEPTED

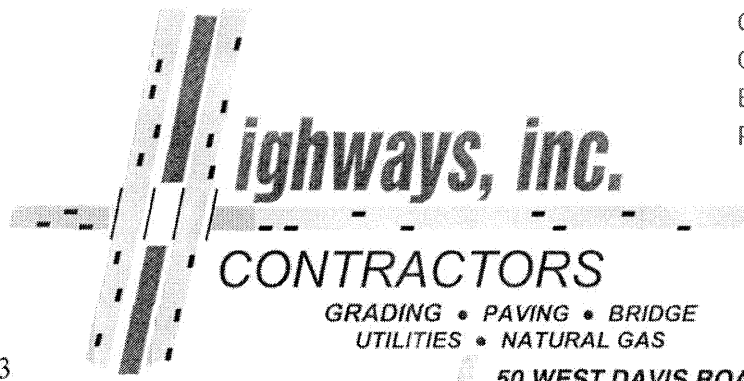
By: _____
CONTRACTOR (Authorized Signature)

Date: _____

APPROVED:

By: _____
OWNER (Authorized Signature)

Date: _____



COF Contract No. 2012-0148
Change Order No. 1
Exhibit A
Page 1 of 2

June 14, 2013

Mr. Steve Lamm
Neel-Schaffer, Inc.
210 25th Avenue North
Suite 800
Nashville, TN 37203

GRADING • PAVING • BRIDGE
UTILITIES • NATURAL GAS

50 WEST DAVIS ROAD • COOKEVILLE, TENN. 38506
PHONE 931-526-3038 • FAX 931-526-1005

Re: **City of Franklin**
COF Contract No.: 2012-0148
SR96 at Boyd Mill Ave and Carlisle Ln
Updated Plan of Operations

Dear Mr. Lamm,

In conjunction with the attached revised plan of operations Highways, Inc. requests 24 days be added to our contract time. The delay and requested time extension is due to multiple unforeseen conditions and utility conflicts. These obstacles have resulted in limited production, which has caused changes in our planned schedule. To date, we have therefore been unable to consistently derive a methodical schedule and sequence of construction as previously represented and bid.

Highways, Inc. revises our tentative plan of operations for construction of the above referenced project with tentative dates for various phases of work is tabulated below:

<u>OPERATION</u>	<u>BEGINNING DATE</u>
Bid Date	October 18, 2012
Pre-Construction Conference	January 15, 2013
Notice to Proceed	March 4, 2013
Traffic Control Phase 1	March 13, 2013
Erosion Control Phase 1	March 6, 2013
Clear and Grub Phase 1	March 13, 2013



We are an Equal Employment Opportunity Contractor



Grading and Drainage Phase 1	March 8, 2013
Water Line	May 6, 2013
Base Stone Phase 1	July 8, 2013
Sidewalk Phase 1	July 16, 2013
Signal Phase 1	July 17, 2013
Concrete Curb and Gutter Phase 1	July 24, 2013
Asphalt Paving Phase 1	August 12, 2013
Traffic Control Phase 2	August 26, 2013
Erosion Control Phase 2	August 27, 2013
Clear and Grub Phase 2	August 28, 2013
Grading and Drainage Phase 2	September 16, 2013
Base Stone Phase 2	October 21, 2013
Sidewalk Phase 2	October 24, 2013
Signal Phase 2	October 28, 2013
Concrete Curb and Gutter Phase 2	October 29, 2013
Asphalt Paving Phase 2	November 5, 2013
Final Paving	November 16, 2013
Striping	November 27, 2013
Job 100% Complete	November 27, 2013 (On or Before)

The above schedule is subject to no further delays or surprises.

Sincerely,
Highways, Inc.

Jon Roberts, P.E.
Estimator/Engineer

