


MEMORANDUM

November 20, 2013

TO: Board of Mayor and Aldermen

FROM: David Parker, City Engineer/CIP Executive
Eric Stuckey, City Administrator 

SUBJECT: **Amendment 2 to TDOT Contract 060118; PIN 108409.00**
COF Contract No 2011-0028
Hillsboro Road (SR 106, US 431) Intersection at Claude Yates Drive

Purpose

The purpose of this memo is to provide information to the Franklin Board of Mayor and Aldermen (BOMA) concerning Proposed Amendment 2 to the City's Contract No 2011-0028 with the Tennessee Department of Transportation (TDOT) for funding of the Hillsboro Road at the Intersection at Claude Yates Drive Improvements Project.

Background

The completion date of the Hillsboro Road at Claude Yates Drive Improvements Project was established by Amendment 1 to the City's contract with TDOT as December 31, 2013. This Improvements Project has been designed and is in the right-of-way acquisition process, but as is obvious, the project cannot be completed by the contracted completion date of December 31, 2013. Therefore, Amendment 2 of this Improvements Project is being proposed for an extension of the completion date to October 31, 2016. It is staff's opinion that this project can be completed by the proposed completion date, approximately three (3) years from the present.

Financial Impact

There is no additional financial impact for the City in regards to this Contract completion date extension.

Recommendation

Staff recommends approval of Amendment 2 to TDOT Contract 060118; PIN 108490.00; COF Contract No 2011-0028 to extend the Project's completion date from December 31, 2013 to October 31, 2016.



**STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION
PROGRAM DEVELOPMENT & ADMINISTRATION DIVISION
LOCAL PROGRAMS DEVELOPMENT OFFICE**

SUITE 600, JAMES K. POLK BUILDING
505 DEADERICK STREET
NASHVILLE, TN 37243-1402
(615) 741-5314

JOHN C. SCHROER
COMMISSIONER

BILL HASLAM
GOVERNOR

November 14, 2013

The Honorable Ken Moore
Mayor, City of Franklin
P.O. Box 305
Franklin, TN 37065-0305

Re: (Hillsboro Road) Intersection at Claude Yates Drive, LM 15.99
Franklin, Williamson County
PIN: 108409.00
Federal Project #: STP-EN-106(22)
State Project #: 94014-3230-04
Contract: 060118, Amendment 2

Dear Mayor Moore:

I am attaching an amendment to the original contract. The amendment extends the contract completion date from December 31, 2013 to October 31, 2016. Please review the amendment and advise me if it requires any additional explanation. If you find the amendment fully satisfactory, please execute it in accordance with all rules, regulations and laws, obtain the signature of the attorney for your agency and return it to me. Once the amendment is fully executed, we will forward a copy to you for your records.

If you have any questions or need any additional information, please contact Kim Thompson at 615-532-6083 or kim.thompson2@tn.gov.

Sincerely,

Whitney Sullivan
Transportation Manager
Whitney.Sullivan@tn.gov

Attachment

Amendment Number: 2

Agreement Number: 060118

Project Identification Number: 108409.00

Federal Project Number: STP-EN-106(22)

State Project Number: 94014-3230-04

**FOR IMPLEMENTATION OF SURFACE TRANSPORTATION
PROGRAM ACTIVITY**

THIS AGREEMENT AMENDMENT is made and entered into this _____ day of _____, 20__ by and between the STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION, an agency of the State of Tennessee (hereinafter called the "Department") and the City of Franklin (hereinafter called the "Agency") for the purpose of providing an understanding between the parties of their respective obligations related to the management of the project described as:

Intersection Improvements at Claude Yates Drive extending from Joel Cheek Blvd to Mack Hatcher Pkwy (SR-397)

1. The text of Section B.2 Completion Date is deleted in its entirety and replaced with the following:

B.2 Completion Date:

The Agency agrees to complete the herein assigned phases of the Project on or before October 31, 2016. If the Agency does not complete the herein described phases of the Project within this time period, this Agreement will expire on the last day of scheduled completion as provided in this paragraph unless an extension of the time period is requested by the Agency and granted in writing by the Department prior to the expiration of the Agreement. An extension of the term of this Agreement will be effected through an amendment to the Agreement. Expiration of this Agreement will be considered termination of the Project. The cost of any work performed after the expiration date of the Agreement will not be reimbursed by the Department.

All provisions of the original contract not expressly amended hereby shall remain in full force and effect.

Amendment Changing a Specific Paragraph(s)

IN WITNESS WHEREOF, the parties have caused this instrument to be executed by their respective authorized officials on the date first above written.

CITY OF FRANKLIN

**STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION**

By: _____ Date _____ By: _____ Date _____
Ken Moore **John C. Schroer**
Mayor **Commissioner**

**APPROVED AS TO
FORM AND LEGALITY**

**APPROVED AS TO
FORM AND LEGALITY**

By: _____ Date _____ By: _____ Date _____
Attorney **John Reinbold**
General Counsel

Approved:

Version 1