



Supplemental Rev 11-01-2011
IM/HPP-65-2(89) / 94002-2181-44

Contract No. 7913

SUPPLEMENT TO UTILITY RELOCATION CONTRACT

THIS SUPPLEMENT #1 to Contract No. 7913 made and entered into by and between the **State of Tennessee** acting through its Department of Transportation, hereinafter called "TDOT", and City of Franklin (Water), hereinafter called the "Utility".

WITNESSETH:

WHEREAS, TDOT and the Utility entered into Contract No. 7913, dated the 10th day of December, 2012, in which the parties agreed to certain matters concerning the relocation of utilities on PIN No. 106269.01, I-65, From North of SR-840 to North of SR-248 (Includes SR-248 – Goose Creek Interchange), located in Williamson County, Tennessee.; and

WHEREAS, it is desired by the parties that the hereinafter mentioned changes be made in said original contract;

NOW, THEREFORE, for a valuable consideration it is agreed by and between the parties as follows:

To increase the contract estimate of cost by \$251,746.84 to a total revised estimate of cost in the amount of \$909,159.61. This increase covers additional installation expenses caused by revised estimates for design fees and construction cost.. The Utility agrees that it will adjust said facilities in accordance with the revised estimate of cost, dated 02/06/2014 and the revised plans approved on N/A, if applicable, on file with TDOT and incorporated herein by reference.

It is understood that the above are the only changes made in said contract.

IN WITNESS WHEREOF, the parties have EXECUTED this agreement

UTILITY

City of Franklin (Water)

BY: _____

TITLE: _____

DATE: _____

STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION

BY: _____
John C. Schroer
Commissioner

DATE: _____

APPROVED AS TO FORM:

BY: _____
John H. Reinbold
General Counsel

Exhibit A



Utility Relocation Estimate
Summary of Project Cost
(Attach Utility Detailed Worksheets)

Project No: 94002-2181-44
County: Williamson
Date: March 19, 2012

for consideration of reimbursement on this project.**

Contact Name (1): Mark Hilly
E-mail: mark.hilly@franklntn.gov Phone: 615-791-3218
Contact Name (2): Paul Hoizen
E-mail: paul.hoizen@franklntn.gov Phone: 615-791-3218
Utility Name: City of Franklin
Address: 405 5th Ave North
City, State: Franklin, TN Zip: 37084

TDOT Use ONLY	
RG Approval and Date:	
Consult Appr. Date:	<u>1/1</u>
Amount Approved:	
HQ Approval and Date:	<u>Michael Hoizen 2/16/14</u>
CH86 Y/N	FIN PIN: <u>106229.00</u>
LET <u>8/30/13</u>	Contract #: <u>7913</u>
Easement Contract #	<u>7914</u>

Percent On Private: 42 Private ROW - # Main Poles/Length facility: _____
Percent On Public: 58 Public ROW - # Main Poles/Length facility: _____
Total Percentage: 100 Total Number of poles/Length of facility: _____
Is Utility Chapter 86 Certified (Obtained from Certification Sheet)? Y

(If project does not qualify for Chapter 86 Reimbursement, then "Percent on Private" will be used to calculate total amount due to Utility)

NO COST / NO REIMBURSEMENT (STOP HERE. REMAINDER OF FORM IS NOT REQUIRED)

UTILITY REQUESTS: Chapter 86 Move Prior % Public / Private Utility Relocation
REIMBURSEMENT: Chapter 86 MOVE IN % Public / Private MOVE IN State Contract
(Please check ONE) Other Utility Replacement Easement Reimbursement

A: Labor	
1) Construction Labor (In House) + (Contract) + (Overhead) (From Pg 5.1)	Ref Page: _____ \$ 853,678.00
2) Preconstruction Engineering (In House)+(Consultant)+(Overhead)(From Pg 6.1)	Ref Page: _____ \$ 42,407.25
3) Construction Engineering (In House) + (Consultant) + (Overhead) (From Pg 6.1)	Ref Page: _____ \$ 12,610.36
4) Other Expenses (Transportation, Lodging, Meals, Printing, etc.) (From Pg 6.1)	Ref Page: _____ \$ 664.00
5) Easement Acquisition Expenses (From Pg 6.1)	Ref Page: _____ \$ 11,090.00
6) Inspection (From Pg 6.1)	Ref Page: _____
(Includes Betterment)	
Private =	\$ -
Total A	\$ 909,159.61

355,581.61

B: Materials & Supply	
1) Subtotal Material to Install (From Pg 5.1)	Ref Page: _____ \$ -
2) Note only: Material provided to State Contractor (Pg 5.1)	Ref Page: _____ \$ -
Less: Salvage (Estimated Values only. Final bill will include actual salvage values):	
1.1 Subtotal Material Recovered/Salvaged (From Pg 3.1)	Ref Page: _____ \$ -
1.2 Subtotal Non-Usable (Junked) (From Pg 3.1)	Ref Page: _____ \$ -
Total Material Recovered/Salvaged/Junked	\$ -
Net Material Cost	Total B \$ -
(Includes Betterment)	

C: Site Cost	
1) Clearing and Grubbing (From Pg 2.1)	Ref Page: _____ \$ -
2) Traffic Control (From Pg 2.1)	Ref Page: _____ \$ -
3) Erosion Control (From Pg 2.1)	Ref Page: _____ \$ -
(Traffic and Erosion Control are not required if utility chooses MOVE IN Contract)	
Total C	\$ -

D: Total Cost (Contract Amount)	
(Without Betterment) Total D = (A+B+C)-E	\$ 785,639.61
(Includes Betterment) Total D=(A+B+C)	\$ 909,159.61

E: Betterment:	
1) Betterment - Labor Installation & Removal (From Page 3.1 & 5.1)	Ref Page: _____ \$ 123,520.00
2) Betterment - Materials (From Page 5.1)	Ref Page: _____ \$ -
Total Betterment	Total E \$ 123,520.00

F: Total Amount Due:	
Estimate exceeds \$1.75M = N	
Estimate capped 75% = N	
Utility Reimbursement	
Amount Utility Owes (CH86 exceeds \$1.75M)	\$ -
Amount Utility Owes (CH86 exceeds 75%)	\$ -
Utility Deposit (if applicable):	\$ 123,520.00

Chapter 86 Move In	Chapter 86 Move Prior	Non-Chapter 86 Move In	Non-Chapter 86 Move Prior
\$ 55,581.61	\$ -	\$ -	\$ -

* Inspection cost for Private is added after the percentage is applied.
The Utility will reference the page number where designated on the form when other Detail Cost Estimates are prepared.

APPROVED
DATE 9/11/2015
BY [Signature]
REG. UTILITIES OFFICE

TDOT Utility Form 2011-16
Page 6.1



Declaration of Scheduled Calendar Days

Project Number: 94002-2181-44 Date: March 19, 2012

Description: I65, FROM N. OR SR 840 TO N. OF SR 248 (INCLUDES GOOSE CREEK INTERCHANGE)

County: WILLIAMSON

Utility: City of Franklin

Address: 405 5th Ave North

City Franklin

State: TN

Zip: 37064

Phone Number: _____

Fax Number: _____

Type of Facilities: Water Sewer Gas Telephone Electric
 CATV Fiberoptic Other

Required Period services cannot be interrupted: WATER INTERRUPTIONS - NO MORE THAN 8 HOURS

All estimated days should be expressed in "Calendar" days to complete installation, relocation or adjustment of the utility facilities on the above referenced project. The utility can as an option submit an "On or Before" date all work will be completed. In accordance with provisions set forth in TCA 54-5-854.

Task	Days to Complete	Special Conditions
Stock Pile Material (Including ordering material)	30	See Note 1
Mobilize Work Force (including Bidding process if Required)	60	See Note 2
Complete Relocation	135	See Notes 3 & 4
Total Days To Complete	225	

Special Conditions:

Note 1 - All mat's will require submittals to city for approval prior to release of material order by the contractor

Note 2 - assumes project is included and bid with state roadway contract

Note 3 - schedule will be dicated by the road contractor and his approach to work

Note 4 - water tie-ins to occur at night or off peak times with 72 hour advance notice to city.

Signature of submitting _____ Date _____
 Utility Representative

Signature of submitting _____ Date _____
 State Representative

Subject to provisions of the TDOT Utility Office Maintenance of Traffic Procedures.

Revision 11-11-2011

APPROVED
 DATE 9/11/2013
 BY [Signature]
 REG. UTILITIES OFFICE



HISTORIC
FRANKLIN
TENNESSEE

ITEM #5
CIC
03-26-14

MEMORANDUM

March 13, 2014

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 3

SUBJECT: **Consideration of Change Order No. 1 to the Construction Contract with S&W Contracting Company, Inc. for the Columbia Avenue and Southeast Parkway Traffic Signal Project (COF Contract No. 2013-0119)**

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 with S&W Contracting Company, Inc. for the Columbia Avenue and Southeast Parkway Traffic Signal Project (COF Contract No. 2013-0119).

Background

The Construction Contract for the Columbia Avenue and Southeast Parkway Traffic Signal Project was awarded by the BOMA, via Resolution 2013-62, to S&W Contracting Company, Inc. on September 24, 2013, for an amount of \$233,626.50, with an additional \$20,000 toward project contingency funds, for a total project cost of \$253,626.50. The original, contractual project completion date was March 2, 2013.

This Change Order No. 1 is a request for additional time to complete construction. The contractor has experienced a delay in the manufacture and delivery of the traffic signal poles and mast arms. Delays of this nature are common and at no fault of the contractor. The contractor has requested the following extensions to the contract time:

	<u>Original Contract Dates</u>	<u>Proposed Contract Dates</u>	<u>Net Change (days)</u>
Substantial Completion	March 2, 2014	May 2, 2014	+61
Ready for Final Payment	N/A	June 1, 2014	N/A

Financial Impact

Change Order No. 1 to the Construction Contract (COF Contract No. 2013-0119) with S&W Contracting Company, 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. 2013-0119) with S&W Contracting Company, Inc. for a time extension of 61 days to substantial completion and the establishment of a date for final payment submittal. Contract dates will become May 2, 2014 for substantial completion and June 1, 2014 for the submittal of the final payment request. The total project cost remains at \$253,626.50.

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

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

Contract No. 2013-0119
Project Columbia Avenue and Southeast Parkway
Traffic Signal

Whereas, We, **S&W Contracting Company, Inc.** entered into a contract with the CITY OF FRANKLIN, on **September 24, 2013**, 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 Delays Due to Manufacture and Delivery of Traffic Signal Poles and Mast Arms.

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
\$233,626.50 + \$20,000.00 (Contingency)
Net Increase (Decrease) from previous Change Orders No. 0 to ____: N/A
Contract Price prior to this Change Order:
\$233,626.50 + \$20,000.00 (Contingency)
Net increase (decrease) of this Change Order: 0
Contract Price with all approved Change Orders: \$233,626.50 + \$20,000.00 (Contingency)

CHANGE IN CONTRACT TIMES:
Original Contract Times: Substantial Completion: March 2, 2014 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: March 2, 2014 Ready for final payment: N/A
Net increase (decrease) this Change Order: Substantial Completion: 61 Days Ready for final payment: N/A
Contract Times with all approved Change Orders: Substantial Completion: May 2, 2014 Ready for final payment: June 1, 2014

Now, Therefore, We, **S&W Contracting Company, 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)

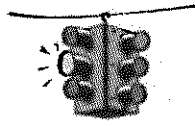
Date: _____

APPROVED:

By: _____
OWNER (Authorized Signature)

Date: _____

S & W CONTRACTING COMPANY, INC.
ELECTRICAL CONTRACTORS - TRAFFIC DIVISION
952 NEW SALEM ROAD
MURFREESBORO, TENNESSEE 37129
PHONE (615) 893-2511 FAX (615) 895-2030



JOB # 54058
DATE: 2/26/2024

Mr. Jonathan Marston, P.E.
Staff Engineer 3
City of Franklin, Engineering Dept.
109 3rd Avenue South, Suite 142
Franklin, Tennessee 37065

RE: Project No: Columbia Ave @ Southeast Pkwy
Contract No: 2013-0119
Ref. No: Traffic Signal
County: Williamson

Dear Mr. Marston

Due to the delay of the manufacture and delivery of the traffic signal poles and mast arm, we would like to request a time extension. The delivery schedule that we received from the supplier states that the poles will be shipping on 03/18/14. We would like to request a 60 day time extension from the original final completion date of 03/03/2014, will make the new final completion date 05/02/2014.

Very Truly Yours,

Mitch Arnold

Mitch Arnold
Project Manager, Traffic Division
Mobile (615) 207-3327
Email - marnold@sandwcontracting.com

S & W CONTRACTING COMPANY, INC.
ELECTRICAL CONTRACTORS - TRAFFIC DIVISION
952 NEW SALEM ROAD
MURFREESBORO, TENNESSEE 37129
PHONE (615) 893-2511 FAX (615) 895-2030



JOB # 54058
DATE: 2/26/2014

Mr. Jonathan Marston, P.E.
Staff Engineer 3
City of Franklin, Engineering Dept.
190 3rd Avenue South, Suite 142
Franklin, Tennessee 37065

RE: Project No: Columbia Ave @ Southeast Pkwy
Contract No: 2013-0119
Ref. No: Traffic Signal
County: Williamson

Dear Mr. Marston

The purpose of this letter is to outline our proposed plan of operation and work schedule for the above referenced project.

Our plan of operation is as follows:

- No. 1** Install construction signs, barricades, lights, etc., for traffic control as directed by the plans and/or Project Engineer. Begin: **1/21/2014**
- No. 2** Perform the installation of the pollution control items.
Begin: **1/21/2014**
- No. 3** Coordinate relocation at the existing utilities - Electric, Cable TV, Telephone, Etc., Begin: **1/21/2014**
- No. 4** Begin installation of poles, footing, and trenching
Begin: **1/21/2014**
- No. 5** Begin installation of poles - lights.
Begin: **3/31/2014**
- No. 6** Perform final job cleanup, punch list items.
Begin: **4/30/2014**

Very Truly Yours,

Mitch Arnold

Mitch Arnold
Project Manager, Traffic Division
Mobile (615) 207-3327
Email - marnold@sandwcontracting.com



HISTORIC
FRANKLIN
TENNESSEE

ITEM #4
CIC
03-26-14

MEMORANDUM

March 13, 2014

TO: Board of Mayor and Aldermen

FROM: Eric Stuckey, City Administrator
David Parker, City Engineer/CIP Executive
Paul Holzen, Director of Engineering
Patricia Proctor, Utilities Engineer II

SUBJECT: **Tennessee Department of Transportation (TDOT) Supplement #1 to TDOT Contract No. 7913 (COF Contract #2012-0161) Water Relocation Contract I65 Widening/Goose Creek Interchange**

Purpose

The purpose of this memorandum is to provide information to the Board of Mayor and Aldermen (BOMA) for the consideration of Supplement #1 to the existing contract with TDOT (TDOT Contract No. 7913 / COF Contract No. 2012-0161) for the relocation of the water lines as required for the I65 Widening/Goose Creek Interchange Project.

Background

The original contract was approved by BOMA at the October 23, 2012 meeting. Due to various revisions made by TDOT, the plans have been updated to reflect these changes. This has, in turn, caused the construction cost and engineering fee to increase. TDOT has provided the City with their standard contract supplement for the required relocation.

Financial Impact

No Financial Impact. The contract supplement will increase the reimbursement amount the City will be eligible for associated with water line relocation for the I-65 and Goose Creek Interchange Project.

Recommendation

Staff recommends approval of the contract referenced above.