

CHANGE ORDER No. 1

PROJECT: RLPP Hike & Bike Project

DATE OF ISSUANCE: 6/28/17

OWNER: Hidalgo County

**CONTRACTOR:
Clore Construction, LLC.
21220 FM 1420
Harlingen, Texas 78550**

**Engineer:
L&G Engineers**

**CONTRACT FOR:
Project: RLPP Project
Contract: C-16-378-02-21
CSJ: 0921-02-365
Limits: from Ridge Rd to San Antonio Rd.**

You are directed to make the following changes in the Contract Documents.

Description:

This CO introduces Special Provisions to Item 7 Legal Relations and Responsibilities and Item 506 Temporary Erosion, Sedimentation and Environmental Controls which are now being required on all contracts by TxDOT.

Purpose of Change Order:

This Change Order introduced special provisions to Item 7 and Item 506 which require the Contractor to obtain a Notice to Intent (NOI) through TCEQ and comply with the new requirements stated within the introduced Special Provisions. This change order compensates the Contractor for the cost incurred in applying for the NOI and cost associated with any maintenance of documentations required by the special provisions.

Attachments:

CHANGE IN CONTRACT PRICE:	CHANGE IN CONTRACT TIME:
Original Contract Price <u>\$ 1,987,751.58</u>	Original Contract Time <u>140 Working days</u> days or date
Previous Change Orders No. <u>1</u> to No. <u>1</u> <u>\$ 0.00</u>	Net change from previous Change Orders <u>-0-</u> days
Contract Price prior to this Change Order <u>\$ 1,987,751.58</u>	Contract Time Prior to this Change Order <u>140 Working days</u> days or date

Net increase of this Change order <u>\$ 360.00</u>	Net Decrease of this Change Order <u>0 Working days</u> days
Contract Price with all approved Change Orders <u>\$ 1,988,111.58</u>	Contract Time with all approved Change Orders <u>140 Working days</u> days or date

Construction Contract Change Order Number: 1

1. Contractor: Clore Construction, LLC.
2. Change Order Work Limits: Sta. Proj Limits to Sta. Project Limits
3. Type of Change (on federal-aid nonexempt projects: X Minor (Major/Minor)
4. Describe the change and the reason for the change order. When necessary include exceptions to this agreement.

This CO introduces Special Provisions to Item 7 and Item 506. The Special Provisions require the Contractor to submit an NOI Application through TCEQ in order to comply with recent TxDOT changes to Storm Water Protection Prevention Plan requirements. Compensation for Application and incidentals to Contractor are being introduced in this Change Order.

CCSJ: 0921-02-365

Project: RLPP Hike & Bike

Highway: RLPP Hike & Bike

County: Hidalgo

District: Pharr

Contract Number: C 16-378-02-21

5. New or revised plan sheet (s) are attached and numbered: _____
 Each signatory hereby warrants that each has the authority to execute this Change Order.

<p>By signing this change order, the contractor agrees to waive any and all claims for additional compensation due to any and all other expenses; additional changes for time, overhead and profit, or loss of compensation as a result of this change. Further, the contractor agrees that this agreement is made in accordance with item 4 and the Contract. Exception should be noted in the response for #5 above.</p>	<p>The following information must be provided</p> <p>Time Ext #. <u>N/A</u> Days added to this C.O.: <u>0</u></p> <p>Amt. added by this change order: <u>\$360.00</u></p>
<p>THE CONTRACTOR Date <u>7/6/17</u></p> <p>By <u>Stephanie Crow</u> <u>Stephanie Crow</u></p> <p>Type/Print Name</p> <p><u>Project Manager</u></p> <p>Type/Print Title</p>	<p>For TxDOT use only:</p> <p>Days participating _____</p> <p>Amount Participating <u>\$360.00</u></p> <p>Signature _____ Date _____</p> <p>Name/Title _____</p>

Recommended for Execution:

[Signature] Project Manager 7/6/17

Name/Title Date

[Signature] Chief Admin 7/6/17

Name/Title Date

 Name/Title Date

___ Approved ___ Request Approval

 Name/Title Date
 ___ Approved ___ Request Approval

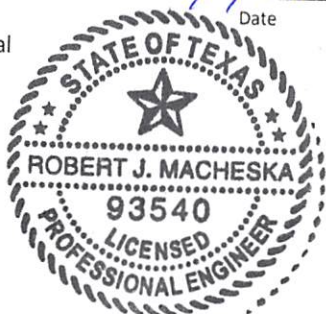
[Signature] 7/6/17

Name/Title Date

 Name/Title Date
 ___ Approved ___ Request Approval

Engineer's Seal

 Name/Title Date
 ___ Approved



CONSTRUCTION CONTRACT CHANGE ORDER NUMBER: 1

Estimated Cost

CCSJ: 0921-02-365

Paid by Invoice? (Yes No)

TABLE A: Force Account Work and Materials Placed in Stock

LABOR	HOURLY RATE	DESCRIPTION	HOURLY RATE

TABLE B: Contract Items

ITEM	DESCRIPTION	UNIT	UNIT PRICE	ORIGINAL + PROPOSED REVISED		NEW		OVERRUN / UNDERRUN
				QUANTITY	ITEM COST	QUANTITY	ITEM COST	
506-9001	NOTICE OF INTENT (APP & EXE)	LS	\$ 360.00	0.00	\$ -	1.00	\$ 360.00	\$ 360.00
TOTALS					\$ -		\$ 360.00	\$ 360.00



Control:	CSJ: 0921-02-365
Project:	REGIONAL LINEAR PARK
Highway:	INTERSECTION OF SOUTH I RD. & BEARS TRAIL
County:	HIDALGO

Change Order Request # 001R

Change Order Request

Labor	Unit	Pieces	Hours	Rate	Base Total	Insurance&Taxes		Overhead & Profit		Total Labor
						35%				
PROJECT MANAGER	EA	1	4	\$ 25.00	\$ 100.00	\$ 35.00	\$ -	\$ -	\$ -	\$ 135.00
					\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
					\$ 100.00	\$ -	\$ -	\$ -	\$ -	\$ 135.00

Equipment	Unit	Pieces	Hours	Rate	Equipment Cost	Overhead&Profit		Total Equipment
					\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -

Materials	Unit	Quantity	Unit Price	Material Cost	Overhead&Profit		Total Material
NOI FILING	EA	1.00	\$ 225.00	\$ 225.00	\$ -	\$ -	\$ 225.00
				\$ -	\$ -	\$ -	\$ -
				\$ -	\$ -	\$ -	\$ -
				\$ -	\$ -	\$ -	\$ -
				\$ -	\$ -	\$ -	\$ -
				\$ 225.00	\$ -	\$ -	\$ 225.00

Subcontractor	Subcontractor Cost	Overhead&Profit		Total Sub. Cost
		5%		
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -

0

Total Amount	\$ 360.00

Invoice		
Hourly Cost	\$ -	
Operating Cost	\$ -	



Texas Department of Transportation

600 W. EXPRESSWAY 83 | PHARR, TEXAS 78577 | (956) 702-6250 | WWW.TXDOT.GOV

June 30, 2017

Ricardo Gallaga, P.E.
Project Engineer / Manager
L&G Engineering & Laboratory
900 S. Stewart Road, Suite 10
Mission, Texas 78572

Project: STP 2017 (252) TP
CSJ: 0921-02-365
Hwy: Regional Linear Park
County: Hidalgo

Re: Change Order #1

Dear Mr. Gallaga,

TxDOT is in concurrence with the change order listed above. This change order introduces special provision 506-003 (Temporary Erosion, Sedimentation, and Environmental Control) and also special provision 007-004 (Legal Relation, and Responsibilities). As per the executed Advance Funding Agreement (AFA) for this project, the local government, Hidalgo County Precinct 2, is responsible for the payment of the NOI (Notion of Intention) for the Regional Linear Park Project. Also as per the AFA, any costs above the approved funding are the responsibility of the local government.

If you have any questions or comments concerning this matter, please feel free to contact Ramon Sanchez, Project Manager at (956) 702-6346.

Sincerely,

Rene Garza, P.E.
Pharr Area Engineer

CC: Daniel Garcia, P.E. Director of Construction



Change Order

Clare Construction LLC

21220 FM 1420
Harlingen, TX 78550
956-748-4713

Fax: 956-748-4714

www.clareconstruction.com
geoff@clareconstruction.com

Date: 06/26/17

Client Information

Name:	Hidalgo County Precinct # 2	Project Number:	CSJ: 0921-02-365
Address:	300 West Hall Acres Rd. Pharr, Texas 78577	Project Name:	REGIONAL LINEAR PARK
Telephone:	956-784-3510	Project Address:	INTERSECTION OF SOUTH I RD. & BEARS TRAIL
Fax:		Original Contract Date:	03/25/17
		Change Order Number:	CH001R

Change Order Description

Comments:

FILING OF NOI

Original Contract Amount:	\$1,987,751.58
Previous Change Order Amounts:	(Amounts)
Current Contract Amount:	\$1,987,751.58
This Change Order Amount (+/-):	\$360.00
New Contract Amount:	\$1,988,111.58
Change to Contract Timeframe (+/-):	Time to start is 5 days after receiving NOI filing.
New Completion Date:	03/01/18

We agree to furnish labor and materials in accordance with the above specifications at the price stated. The additional work to be performed under the same conditions as specified in the original contract, unless otherwise stipulated.

Client Name	Clare Construction LLC
Contractor Name and Title	Stephanie Crow - Project Manager
Signature	
Date	06/12/17

Note: This change order becomes part of the original contract.

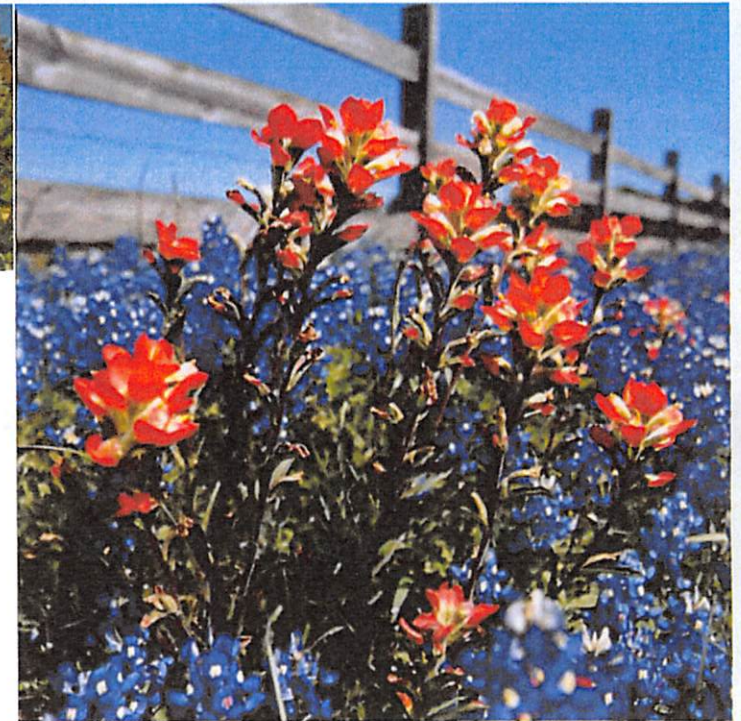


TEXAS DEPARTMENT OF TRANSPORTATION



TXDOT AND CONTRACTOR PRIMARY OPERATORS AS CO-PERMITTEES

SP 506-003 AND SP 007-004



Special Provision to Item 7

Legal Relations and Responsibilities



Item 7, "Legal Relations and Responsibilities," of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

Section 7.7.2., "Texas Pollutant Discharge Elimination System (TPDES) Permits and Storm Water Pollution Prevention Plans (SWP3)," is voided and replaced by the following:

7.2. Texas Pollution Discharge Elimination System (TPDES) Permits and Storm Water Pollution Prevention Plans (SWP3).

7.2.1. Projects with less than one acre of soil disturbance including required associated project specific locations (PSL's) per TPDES GP TXR 150000.

No posting or filing will be required for soil disturbances within the right of way. Adhere to the requirements of the SWP3.

7.2.2. Projects with one acre but less than five acres of soil disturbance including required associated PSL's per TPDES GP TXR 150000.

The Department will be considered a primary operator for Operational Control Over Plans and Specifications as defined in TPDES GP TXR 150000 for construction activity in the right of way. The Department will post a small site notice along with other requirements as defined in TPDES GP TXR 150000 as the entity of having operational control over plans and specifications for work shown on the plans in the right of way.

The Contractor will be considered a Primary Operator for Day-to-Day Operational Control as defined in TPDES GP TXR 150000 for construction activity in the right of way. In addition to the Department's actions, the Contractor will post a small site notice along with other requirements as defined in TPDES GP TXR 150000 as the entity of having day-to-day operational control of the work shown on the plans in the right of way. This is in addition to the Contractor being responsible for TPDES GP TXR 150000 requirements for on- right of way and off- right of way PSL's. Adhere to all requirements of the SWP3 as shown on the plans. The Contractor will be responsible for Implement the SWP3 for the project site in accordance with the plans and specifications, TPDES General Permit TXR150000, and as directed.

7.2.3. Projects with 5 acres or more of soil disturbance including required associated PSL's per TPDES GP TXR 150000.

The Department will be considered a primary operator for Operational Control Over Plans and Specifications as defined in TPDES GP TXR 150000 for construction activities in the right of way. The Department will post a large site notice, file a notice of intent (NOI), notice of change (NOC), if applicable, and a notice of termination (NOT) along with other requirements per TPDES GP TXR 150000 as the entity having operational control over plans and specifications for work shown on the plans in the right of way.

The Contractor will be considered a primary operator for Day-to-Day Operational Control as defined in TPDES GP TXR 150000 for construction activities in the right of way. In addition to the Department's actions, the Contractor shall file a NOI, NOC, if applicable, and NOT and post a large site notice along with other requirements as the entity of having day-to-day operational control of the work shown on the plans in the right of way. This is in addition to the Contractor

being responsible for TPDES GP TXR 150000 requirements for on- right of way and off- right of way PSL's. Adhere to all requirements of the SWP3 as shown on the plans.

Special Provision to Item 506

Temporary Erosion, Sedimentation, and Environmental Controls



For this project, Item 506, "Temporary Erosion, Sedimentation, and Environmental Controls," of the Standard Specifications, is hereby amended with respect to the clauses cited below, and no other clauses or requirements of this Item are waived or changed hereby.

Section 506.3.3., "Training," is supplemented by the following:

Training is provided by the Department at no cost to the Contractor and is valid for 3 yr. from the date of completion. The Engineer may require the following training at a frequency less than 3 yr. based on environmental needs:

- "Environmental Management System: Awareness Training for the Contractor" (English and Spanish) (Approximate running time 20 min.), and
- "Storm Water: Environmental Requirements During Construction" (English and Spanish) (Approximate running time 20 min.)

The CRPE, alternate CRPE designated for emergencies, Contractor's superintendent, Contractor, and subcontractor lead personnel involved in soil disturbing or SWP3 activities must enroll in and complete the training listed below and provide the certificate of completion to the Engineer before performing soil disturbing or SWP3 activities on the project. Coordinate enrollment as prescribed by the Department and pay associated fees for the following training:

- "Revegetation During Construction"
- "Construction General Permit Compliance," and
- "Construction State Gate Checklist (CSGC)."

Training and associated fee will not be measure or paid for directly but are subsidiary to this Item.

Special Provision to Item 506

Temporary Erosion, Sedimentation, and Environmental Controls



Item 506, "Temporary Erosion, Sedimentation, and Environmental Controls," of the Standard Specifications is amended with respect to the clauses cited below. No other clauses or requirements of this Item are waived or changed.

Article 506.1., "Description." The second paragraph is voided and replaced by the following.

Contractor is considered primary operator to have day-to-day operational control as defined in TPDES GP TXR150000.

- 1.1. For projects with soil disturbance of less than 1 acre, no submittal to TCEQ will be required but Contractor will follow SWP3. For projects with soil disturbance of 1 acre to less than 5 acres a small site notice will be posted at the site. For projects with soil disturbance of 5 acres or more a notice of intent (NOI) is required and a large site notice posted at site. Postings will be in accordance with TPDES GP TXR150000. Postings not associated with project specific locations will be in same location as Department's postings.
- 1.2. **Notice of Intent (NOI).** Submit a NOI, if applicable, with the TCEQ under the TPDES GP TXR150000 at least 7 days prior to commencement of construction activities at the project site. Provide a signed copy to the Engineer and any other MS4 operators at the time of submittal. The Department will submit their NOI prior to contractor submission and will provide a copy for Contractor's use in completing the Contractor's NOI form.
- 1.3. **Notice of Change (NOC).** Upon concurrence of the Engineer, submit a NOC, if applicable, to the TCEQ within 14 days of discovery of a change or revision to the NOI as required by the TPDES GP TXR150000. Provide a signed copy of the NOC to the Engineer and any other MS4 operators at the time of submittal.
- 1.4. **Notice of Termination (NOT).** Upon concurrence of the Engineer, submit a NOT, if applicable, to the TCEQ within 30 days of the Engineer's approval that 70% native background vegetative cover is met or equivalent permanent stabilization have been employed in accordance with the TPDES GP TXR 150000. Provide a signed copy of the NOT to the Engineer and any other MS4 operators at the time of submittal.

Section 506.3.3., "Training," is supplemented by the following:

Training is provided by the Department at no cost to the Contractor and is valid for 3 yr. from the date of completion. The Engineer may require the following training at a frequency less than 3 yr. based on environmental needs:

- "Environmental Management System: Awareness Training for the Contractor" (English and Spanish) (Approximate running time 20 min.), and
- "Storm Water: Environmental Requirements During Construction" (English and Spanish) (Approximate running time 20 min.)

The CRPE, alternate CRPE designated for emergencies, Contractor's superintendent, Contractor, and subcontractor lead personnel involved in soil disturbing or SWP3 activities must enroll in and complete the training listed below and provide the certificate of completion to the Engineer before performing soil disturbing or SWP3 activities on the project. Coordinate enrollment as prescribed by the Department and pay associated fees for the following training:

- "Revegetation During Construction"
- "Construction General Permit Compliance," and

■ "Construction Stage Gate Checklist (CSGC)."

Training and associated fee will not be measure or paid for directly but are subsidiary to this Item.



Change Order

Clare Construction LLC

21220 FM 1420
Harlingen, TX 78550
956-748-4713

Fax: 956-748-4714

www.clareconstruction.com
geoff@clareconstruction.com

Date: 06/02/17

Client Information

Name:	Hidalgo County Precinct # 2	Project Number:	CSJ: 0921-02-365
Address:	300 West Hall Acres Rd.	Project Name:	REGIONAL LINEAR PARK
	Pharr, Texas 78577	Project Address:	INTERSECTION OF SOUTH I RD. & BEARS TRAIL
Telephone:	956-784-3510	Original Contract Date:	03/25/17
Fax:		Change Order Number:	CH001

Change Order Description

Comments:

Filing of the NOI.

Original Contract Amount:	\$1,987,751.58
Previous Change Order Amounts:	\$0.00
Current Contract Amount:	\$1,987,751.58
This Change Order Amount (+/-):	\$712.50
New Contract Amount:	\$1,988,464.08
Change to Contract Timeframe (+/-):	+ 5 DAYS
New Completion Date:	03/01/18

503-10
1,988,254.08
0 days

We agree to furnish labor and materials in accordance with the above specifications at the price stated. The additional work to be performed under the same conditions as specified in the original contract, unless otherwise stipulated.

Client Name	Clare Construction LLC
Contractor Name and Title	Stephanie Crow - Project Manager
Signature	
Date	06/02/17

Note: This change order becomes part of the original contract.



Control:		CSJ: 0921-02-365
Project:		REGIONAL LINEAR PARK - HIKE & BIKE TRAIL
Highway:		INTERSECTION OF SOUTH I RD. & BEARS TRAIL
County:		HIDALGO

Change Order Request # 001

Change Order Request

Labor	Unit	Pieces	Hours	Rate	Base Total	Total Labor
Project Manager	EA	1	12	\$17.34	\$ 208.10	\$ 208.10
Supervisor	EA	1	12	\$17.45	\$ 209.40	\$ 209.40
					\$ -	\$ -
					\$ -	\$ -
					\$ -	\$ -
					\$ 417.50	\$ 417.50

remove

\$208.10

Materials	Unit	Quantity	Unit Price	Material Cost	Total Material
NOI FILING	EA	1.00	\$295	\$ 295.00	\$ 295.00
				\$ -	\$ -
				\$ -	\$ -
				\$ -	\$ -
				\$ -	\$ -
				\$ 295.00	\$ 295.00

\$225.00

\$225.00

Total Amount \$ 712.50

\$433.10

The introduction of the Special Provision mostly introduces the development and processing of the Notice of Intent (NOI) application with coordination with TCEQ, possible application of Notice of Change (NOC), not a common occurrence for this type of work, and application for Notice of Termination (NOT). I have review your submittal and made the noted changes based on the extra work that will be required. I removed the hours for supervisor since the newly requested task have to do mostly with the application. Other possible task to be performed by Supervisor were already part of Item 7 and Item 506 project requirements.



Control:	CSJ: 0921-02-365
Project:	REGIONAL LINEAR PARK
Highway:	INTERSECTION OF SOUTH I RD. & BEARS TRAIL
County:	HIDALGO

Change Order Request # 001

Change Order Request

105

Labor	Unit	Pieces	Hours	Rate	Base Total	Insurance&Taxes		Overhead & Profit		Total Labor
								5%		
PROJECT MANAGER	EA	1	12	\$ 25.00	\$ 300.00	\$ -	\$ -	\$ 150.00	\$ -	\$ 450.00
					\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
					\$ 300.00	\$ -	\$ -	\$ 150.00	\$ -	\$ 450.00

Equipment	Unit	Pieces	Hours	Rate	Equipment Cost	Overhead&Profit		Total Equipment
					\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -
					\$ -	\$ -	\$ -	\$ -

Materials	Unit	Quantity	Unit Price	Material Cost	Overhead&Profit		Total Material
NOI FILING	EA	1.00	\$ 225.00	\$ 225.00	\$ -	\$ -	\$ 225.00
				\$ -	\$ -	\$ -	\$ -
				\$ -	\$ -	\$ -	\$ -
				\$ -	\$ -	\$ -	\$ -
				\$ -	\$ -	\$ -	\$ -
				\$ 225.00	\$ -	\$ -	\$ 225.00

Subcontractor	Subcontractor Cost	Overhead&Profit		Total Sub. Cost
		5%		
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -

0

Total Amount	\$ 675.00	630

Invoice		
Hourly Cost	\$ -	
Operating Cost	\$ -	



Change Order

Clare Construction LLC

21220 FM 1420
Harlingen, TX 78550
956-748-4713

Fax: 956-748-4714

www.clareconstruction.com
geoff@clareconstruction.com

Date: 06/02/17

Client Information

Name:	Hidalgo County Precinct # 2	Project Number:	CSJ: 0921-02-365
Address:	300 West Hall Acres Rd. Pharr, Texas 78577	Project Name:	REGIONAL LINEAR PARK INTERSECTION OF SOUTH I RD. & BEARS TRAIL
Telephone:	956-784-3510	Original Contract Date:	03/25/17
Fax:		Change Order Number:	CH001

Change Order Description

Comments:
FILING OF NOI

Original Contract Amount:	\$1,987,751.58
Previous Change Order Amounts:	(Amounts)
Current Contract Amount:	\$1,987,751.58
This Change Order Amount (+/-):	\$675.00
New Contract Amount:	\$1,988,426.58
Change to Contract Timeframe (+/-):	Time to start is 5 days after receiving NOI filing.
New Completion Date:	03/01/18

We agree to furnish labor and materials in accordance with the above specifications at the price stated. The additional work to be performed under the same conditions as specified in the original contract, unless otherwise stipulated.

Client Name	Clare Construction LLC Company Name
Contractor Name and Title	Stephanie Crow - Project Manager Contractor Name and Title
Signature	 Signature
Date	06/12/17 Date

Note: This change order becomes part of the original contract.