

WILLIAMSON COUNTY, TEXAS

CHANGE ORDER NUMBER: 3

1. CONTRACTOR: DeNucci Constructors, LLC.

2. Change Order Work Limits: Sta. Various to Sta.

3. Type of Change (on federal-aid non-exempt projects): Minor (Major/Minor)

4. Reasons: 4B (3 Max. - In order of importance - Primary first)

5. Describe the work being revised:

4B: Third Party Accommodation. Third party requested work. This Change Order adds an item for additional potholing needed to locate City of Austin (COA) water line facilities not called for in the plans and outside the scope of the existing bid items. In addition, this Change Order adds an item to reimburse for mailboxes that are not shown in the plans but need to be removed and replaced due to the COA water line relocations. The use of these items will be directed by the City of Austin inspector assigned to the project.

7. New or revised plan sheet(s) are attached and numbered: N/A

8. New Special Provisions/Specifications to the contract are attached: ☐ Yes ☒ No

9. New Special Provisions to Item N/A No. N/A, Special Specification Item N/A are attached.

Each signatory hereby warrants that each has the authority to execute this Change Order (CO).

The contractor must sign the Change Order and, by doing so, 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.

THE CONTRACTOR

Date 10/29/20

By Paul T. DeNucci

Typed/Printed Name

PAUL T. DENUCCI

Typed/Printed Title

MANAGER

The following information must be provided

Time Ext. #: N/A Days added on this CO: 0

Amount added by this change order: \$27,841.45

RECOMMENDED FOR EXECUTION:

[Signature] 11/20/20
Project Manager Date

N/A

Design Engineer

Date

[Signature]
Program Manager

1/6/2021

Date

Wale Odufuye

01/05/2021

City of Austin Project Manager

Date

Design Engineer's Seal:

County Commissioner Precinct 1 Date
APPROVED ☐ REQUEST APPROVAL

County Commissioner Precinct 2 Date
☐ APPROVED ☐ REQUEST APPROVAL

County Commissioner Precinct 3 Date
☐ APPROVED ☒ REQUEST APPROVAL

County Commissioner Precinct 4 Date
☐ APPROVED ☐ REQUEST APPROVAL

County Judge Date
☐ APPROVED

WILLIAMSON COUNTY, TEXAS

CHANGE ORDER NUMBER: 3

Project # 1st North Phase 3**TABLE A: Force Account Work and Materials Placed into Stock**

DeNucci Constructors

[illegible]**TABLE B: Contract Items:**

				ORIGINAL + PREVIOUSLY REVISED		ADD or (DEDUCT)	NEW		
ITEM	DESCRIPTION	UNIT	UNIT PRICE	QUANTITY	ITEM COST	QUANTITY	QUANTITY	ITEM COST	OVERRUN/ UNDERRUN
510-COA1	POTHOLING	EA	\$1,589.43	0.00	\$0.00	15.00	15.00	\$23,841.45	\$23,841.45
510-COA2	MAILBOX INSTALL-S (TWG-POST) TY 1	EA	\$400.00	0.00	\$0.00	10.00	10.00	\$4,000.00	\$4,000.00
TOTALS						\$0.00		\$27,841.45	\$27,841.45

CHANGE ORDER REASON(S) CODE CHART

1. Design Error or Omission	1A. Incorrect PS&E 1B. Other
2. Differing Site Conditions (unforeseeable)	2A. Dispute resolution (expense caused by conditions and/or resulting delay) 2B. Unavailable material 2C. New development (conditions changing after PS&E completed) 2D. Environmental remediation 2E. Miscellaneous difference in site conditions (unforeseeable)(Item 9) 2F. Site conditions altered by an act of nature 2G. Unadjusted utility (unforeseeable) 2H. Unacquired Right-of-Way (unforeseeable) 2I. Additional safety needs (unforeseeable) 2J. Other
3. County Convenience	3A. Dispute resolution (not resulting from error in plans or differing site conditions) 3B. Public relations improvement 3C. Implementation of a Value Engineering finding 3D. Achievement of an early project completion 3E. Reduction of future maintenance 3F. Additional work desired by the County 3G. Compliance requirements of new laws and/or policies 3H. Cost savings opportunity discovered during construction 3I. Implementation of improved technology or better process 3J. Price adjustment on finished work (price reduced in exchange for acceptance) 3K. Addition of stock account or material supplied by state provision 3L. Revising safety work/measures desired by the County 3M. Other
4. Third Party Accommodation	4A. Failure of a third party to meet commitment 4B. Third party requested work 4C. Compliance requirements of new laws and/or policies (impacting third party) 4D. Other
5. Contractor Convenience	5A. Contractor exercises option to change the traffic control plan 5B. Contractor requested change in the sequence and/or method of work 5C. Payment for Partnering workshop 5D. Additional safety work/measures desired by the contractor 5E. Other
6. Untimely ROW/Utilities	6A. Right-of-Way not clear (third party responsibility for ROW) 6B. Right-of-Way not clear (County responsibility for ROW) 6C. Utilities not clear 6D. Other

Williamson County Road Bond Program

Forest North Drainage Phase 3 Williamson County Project No. 3866

Change Order No. 3

Reason for Change

This Change Order adds an item for additional potholing needed to locate City of Austin (COA) water line facilities not called for in the plans and outside the scope of the existing bid items. In addition, this Change Order adds an item to reimburse for mailboxes that are not shown in the plans but need to be removed and replaced due to the COA water line relocations.

Item 510-6001 MAILBOX REMOVE AND REPLACE-S (TWG-POST) TY 1 is an existing bid item in the County portion of the contract. This change order adds the item to the items paid for by the COA. The City of Austin has agreed to pay the additional costs associated with these items. The use of these items will be directed by the City of Austin inspector assigned to the project.

The following new items will be added by this Change Order.

ITEM	DESCRIPTION	QUANTITY	UNIT
510-COA1	POTHOLING	15.00	EA
510-COA2	MAILBOX INSTALL-S (TWG-POST) TY 1	10.00	EA

This Change Order results in a net increase of \$27,841.45 to the Contract amount, for an adjusted Contract total of \$4,848,270.52. The original Contract amount was \$4,793,058.15. As a result of this and all Change Orders to-date, \$55,212.37 has been added to the Contract, resulting in a 1.15% net increase in the overall Contract cost. No time will be added to the Contract for this Change Order. Austin Water Utilities has reviewed and approved these changes and pricing.

This Change Order is for water line changes that are part of the COA-funded portion of the Contract. This Change Order is a net increase of \$27,841.45 for an adjusted City Contract amount of \$1,812,761.45. The original water line portion of the Contract was \$1,762,567.00. The \$50,097.23 increase equals a 2.85% increase in the COA water line Contract.

HNTB Corporation

James Klotz, P.E.

CHANGE ORDER PROPOSAL

Contractor: DeNucci Constructors, LLC.

Project Name: Forest North Drainage PH III

Change Order Proposal Number: 1 Date: 7/13/2020

Description: **Cost for potholing for extra work items or items not included in contract documents. Price includes mobilizeization, traffic control, flagging, excavation, and backfill. Price is per pothole (each).**

Labor:	Position	Quantity	RT Hrs	OT Hrs	RT Rate	OT Rate	Total
	General Superintendent	1			\$75.00		\$0.00
	Utility Superintendent	1	4		\$56.44		\$225.76
	Operators	2	4		\$24.50		\$196.00
	Pipe Layers	0	4		\$22.00		\$0.00
	Laborers/Flaggers	3	4		\$19.50		\$234.00
	Concrete Superintendent	1					\$0.00
	Concrete Form Setter	2					\$0.00
	Concrete Finisher	1					\$0.00
	Truck Driver	1					\$0.00
						Subtotal	\$655.76

Material	Description	Quantity	Unit	Rate	Total
					\$0.00
					\$0.00
					\$0.00
					\$0.00
				Subtotal	\$0.00

Subcontractors/Vendors:	Description	Total
	Subtotal	\$0.00

Unit Pricing	Description	Quantity	Unit	Price	Total
					\$0.00
					\$0.00
					\$0.00
					\$0.00
					\$0.00
				Subtotal	\$0.00

Equipment:	Description	Quantity		Unit	Operating Cost/Day	FHWA Rate	Total
	314 Excavator	4		HR		\$75.88	\$303.52
	299 Skid Steer	4		HR		\$22.45	\$89.80
							\$0.00
							\$0.00
							\$0.00
							\$0.00
						Subtotal	\$393.32

Labor		\$655.76
Labor Burden	55%	\$360.67
Labor P & O	25%	\$163.94
Material		\$0.00
Material P & O	25%	\$0.00
Subcontractor		\$0.00
Subcontractor P & O	25%	\$0.00
Bid Item		\$0.00
Equipment		\$393.32
Bond	1%	\$15.74
TOTAL		\$1,589.43

Additional days requested: 1

Eddie R. Church

From: Odufuye, Adewale <Adewale.Odufuye@austintexas.gov>
Sent: Thursday, September 10, 2020 12:19 PM
To: Eddie R. Church; Glosson, Rick; Ramones, Rick
Cc: 34275_RB_ForestNorthDrainage; Tracy Cooper; Kristen Van Hoosier; Clayton Weber; Lowell Choate; Moore, Eva; Azari, Houman
Subject: RE: 3866 Forest North Phase 3 - Outstanding COA RFI's
Importance: High

Hello Eddie,

Hope your day is going well. Below is City written response to RFIs #11, 12, & 13 as discussed at the meeting on August 8, 2020. Please let me know if you need any additional information or clarification. My apologies for the tardy response. Also, please include Eva Moore on all correspondences relating to this project. Thank you.

RFI #11: DeNucci requests separate pay item for potholing for proposed additional work. We have already had multiple instances that we are requesting reimbursement. For example, on the new construction plans at the Tee of Broadmeade and Braes Valley on sheet C-105, additional potholing is required to find couplings for A.C pipe, so we know how much D.I pipe to lay and how much A.C. pipe to remove without compromising the rest of the existing A.C. pipe which will stay.

CoA Response: 1. Per design plans, potholing to identify pipe alignment and depth is subsidiary to the pipe installation and will not be paid for.
2. Any potholing outside of this already done by the Contractor will be evaluated by City personnel – Rick Glosson and Rick Ramones, and determine eligibility for payment.
3. Any future pot for reimbursement must first be approved by City Personnel.

RFI #12: Standard Practice is the utility locate should be within 18" +/- of actual locate position. In instances where locate is more than 18" off from actual line location, DeNucci requests reimbursement for additional potholing, and pavement repair. Attached is a picture where the AWU locate painted lines show the existing water line going, consequently our crew began to lay the new service line approx. 4' away from existing markings and they ended up hitting the existing service. This caused a loss in production and increased the overall cost due to added repairs.

CoA Response: The typical range of Utility Locate Line is 2-2.5' on either side of the line. The City personnel will evaluate existing lines outside of this range and the City shall compensate Contractor accordingly.

RFI #13: Water line plans do not call out mailbox removals and replacements (for example Sheet C-105). The storm sewer plans call out mailbox removal and replacement, where storm sewer work is taking place. On the water line plans, where COA water line work extends past or is located outside of storm sewer work, as on Braes Valley, the plans do not address the mailbox locations which are consistently directly above the existing COA water line that shows to be removed.

CoA Response: Whenever possible, the City will redesign and eliminate any impact to brick mailbox. Any regular mailbox already impacted and relocated will be paid for per bid price. Future potential impact to any mailbox should be brought to City personnel attention and decision made prior to removal and relocation of mailbox.

Wale Odufuye, P.E.
Consulting Engineer | Engineering Services Division
Public Works Department | City of Austin, Texas
512-974-7119 direct
512-784-2023 mobile

From: Eddie R. Church <erchurch@HNTB.com>
Sent: Wednesday, August 19, 2020 5:56 PM
To: Odufuye, Adewale <Adewale.Odufuye@austintexas.gov>; Glosson, Rick <Rick.Glosson@austintexas.gov>; Ramones, Rick <Rick.Ramones@austintexas.gov>
Cc: 34275_RB_ForestNorthDrainage <34275_RB_ForestNorthDrainage@HNTB.com>; Tracy Cooper <tcooper@HNTB.com>; Kristen Van Hoosier <KVanHoosier@cobbendley.com>; Clayton Weber <cweber@HNTB.com>; Lowell Choate <lchoate@HNTB.com>
Subject: RE: 3866 Forest North Phase 3 - Outstanding COA RFI's
Importance: High

*** External Email - Exercise Caution ***

Wale,

I have still not received any response for the 3 outstanding Forest North RFI's sent to you on 8/6/20. See below. Please send your final responses for each, so I can forward to the Contractor.

Thank you,

Eddie R. Church, PE
 Project Manager
 Tel (512) 527-6723 Mobile (512) 297-0524 Email erchurch@hntb.com

From: Eddie R. Church <erchurch@HNTB.com>
Sent: Thursday, August 6, 2020 12:24 PM
To: Odufuye, Adewale <Adewale.Odufuye@austintexas.gov>; Glosson, Rick <Rick.Glosson@austintexas.gov>
Cc: 34275_RB_ForestNorthDrainage <ForestNorthDrainage_P225@hntb.com>; Tracy Cooper <tcooper@HNTB.com>; rick.ramones@austintexas.gov; Kristen Van Hoosier <KVanHoosier@cobbendley.com>; Clayton Weber <cweber@HNTB.com>; Lowell Choate <lchoate@HNTB.com>
Subject: 3866 Forest North Phase 3 - Outstanding COA RFI's

Wale,

See my notes below for the 3 outstanding COA RFI's. Please update and provide your final responses for each.

RFI No.	General Description	Date from Contractor	Sent to	Date Sent to Engineer	Date Rev
					Date from Engineer
11	DeNucci requests separate pay item for potholing for proposed additional work. We have already had multiple instances that we are requesting reimbursment. For example, on the new construction plans at the Tee of Broadmeade and Braes Valley on sheet C-105, additional potholing is required to find cuplings for A.C pipe, so we know how much D.I pipe to lay and how much A.C. pipe to remove without compromising the rest ofthe existing A.C. pipe which will stay.	7/15/2020	COA	7/15/2020	

12	Standard Practice is the utility locate should be within 18" +/- of actual locate position. In instances where locate is more than 18" off from actual line location, DeNucci requests reimbursement for additional potholing, and pavement repair. Attached is a picture where the AWU locate painted lines show the existing water line going, consequently our crew began to lay the new service line approx. 4' away from existing markings and they ended up hitting the existing service. This caused a loss in production and increased the overall cost due to added repairs.	7/15/2020	COA	7/15/2020	
13	Water line plans do not call out mailbox removals and replacements (for example Sheet C-105). The storm sewer plans call out mailbox removal and replacement, where storm sewer work is taking place. On the water line plans, where COA water line work extends past or is located outside of storm sewer work, as on Braes Valley, the plans do not address the mailbox locations which are consistently directly above the existing COA water line that shows to be removed.	7/23/2020	COA	7/23/2020	

Thank you,

Eddie R. Church, PE

Project Manager

Tel (512) 527-6723 Mobile (512) 297-0524 Email erchurch@hntb.com

HNTB CORPORATION

101 E. Old Settlers Blvd., Ste. 100 | Round Rock, TX 78664 | hntb.com

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