

RESOLUTION NO. 13-452

A RESOLUTION APPROVING CHANGE ORDER 3 TO THE AGREEMENT BETWEEN THE CITY OF PORT ARTHUR SECTION 4A ECONOMIC DEVELOPMENT CORPORATION AND TOTAL SAFETY FOR THE ASBESTOS/LEAD/MOLD CONSULTING SERVICES AT 501 PROCTER STREET, INCREASING THE CONTRACT TIME BY 226 CALENDAR DAYS

WHEREAS, the City of Port Arthur Section 4A Economic Development Corporation (“PAEDC”) has acquired the property at 501 Procter Street, formerly the Port Arthur Savings Building, for the purpose of renovating the building to house PAEDC and additional tenants; and

WHEREAS, the building at 501 Procter Street will need to undergo abatement for lead, mold and asbestos before renovations can be made; and

WHEREAS, per Resolution 13-151 the City Council of the City of Port Arthur approved an abatement agreement between the PAEDC and R. L. Abatement, Inc. of Weslaco, Texas for asbestos, lead and mold abatement at 501 Procter Street (the “Agreement”); and

WHEREAS, on April 30, 2013 per Resolution 13-202, the City Council approved engaging the services of Total Safety for the asbestos, lead and mold consulting services; and

WHEREAS, per Resolution 13-306, the City Council approved Change Order 1 to extend the agreement with Total Safety an additional forty-five (45) days from July 2, 2013 to August 17, 2013 due to additional work being done at 501 Procter; and

WHEREAS, per Resolutions 13-215, 13-255 and 13-275, the City Council approved the scope of services in the Agreement with R. L. Abatement, Inc. for Change Orders No. 1, 2 and 3; and

WHEREAS, per Resolution 13-406, the City Council approved Change Order 2 to the agreement with Total Safety for additional monitoring to coincide with R. L. Abatement's change orders listed above in the amount of \$8,600.00 increasing the contract amount from \$34,900.00 to \$43,500.00; and

WHEREAS, the PAEDC Board of Directors approved Change Order 3 with Total Safety at its Special Board Meeting on September 19, 2013 to extend their contract date an additional two hundred twenty-six (226) days from August 17, 2013 to March 31, 2014 as denoted in Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT ARTHUR:

Section 1. That the facts and opinions in the preamble are true and correct.

Section 2. That the City Council approved Change Order 3 requested by Total Safety to extend their contract date an additional two hundred twenty-six (226) days from August 17, 2013 to March 31, 2014.

Section 3. That a copy of the caption of this Resolution be spread upon the Minutes of the City Council.

READ, ADOPTED AND APPROVED on this 15 day of Oct, A.D., 2013, at a Meeting of the City Council of the City of Port Arthur, Texas, by the following vote:

AYES:

Mayor Prines; Mayor Pro Tem Williamson

Councilmembers Best, Segler, Albright, Irsey, Lewis, Freeman and Thomas

NOES: None


Deloris "Bobbie" Prince, Mayor

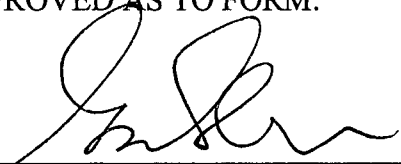
ATTEST:


Sherri Bellard, City Secretary

APPROVED:


Floyd Batiste, PAEDC CEO

APPROVED AS TO FORM:


Guy N. Goodson, PAEDC Attorney

APPROVED AS TO FORM:

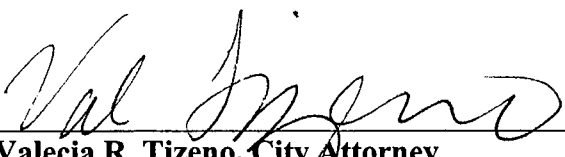

Valecia R. Tizeno, City Attorney

Exhibit “A”

CHANGE ORDER NO. 3

ORIGINAL AGREEMENT DATE: July 2, 2013

PROJECT DESCRIPTION: Asbestos, Lead and Mold Abatement at 501 Procter St.

CHANGE IN SCOPE: To extend the contract by two hundred twenty-six (226) days due to unforeseen circumstances

CHANGE TO CONTRACT:

CURRENT CONTRACT END DATE: AUGUST 17, 2013

NEW CONTRACT END DATE: March 31, 2014

SIGNED AND AGREED TO on the ___ day of _____, 2013.

TOTAL SAFETY

Print Name: _____

Title: _____

SIGNED AND AGREED TO on the ___ day of _____, 2013.

PORT ARTHUR ECONOMIC DEVELOPMENT CORP.

**BY: _____
FLOYD BATISTE,
CEO**



September 19, 2013

Port Arthur Economic Development Corporation

4173 39th Street

Port Arthur, Texas 77642

ATTN: Mr. Floyd Batiste

(409) 963-0579

fbatiste@paedc.org

Subject: Proposal for Services:Asbestos/Lead Consulting Services- Time Extension
Project Site: Port Arthur Savings Building, 501 Procter Street -
Proposal No.: 8559D

Total Safety U.S., Inc., d/b/a EHS Services, (EHS Services)is requesting the project timeframe be extended until March 31, 2013.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel R. Ward". The signature is written in a cursive style with some loops and flourishes.

Daniel R. Ward
Manager of Asbestos Services