

RESOLUTION NO. 19-121

A RESOLUTION APPROVING CHANGE ORDER NO. 1 TO THE CONTRACT BETWEEN THE CITY OF PORT ARTHUR SECTION 4A ECONOMIC DEVELOPMENT CORPORATION AND DEAN BUILDERS, INC. OF SPRING, TEXAS FOR CONSTRUCTION OF ENTRY MONUMENTS & LANDSCAPING FOR THE JADE AVENUE BUSINESS PARK. INCREASING THE CONTRACT AMOUNT BY \$7,500.00 TO A NEW TOTAL OF \$369,623.00, AND INCREASING THE CONTRACT TERM BY 143 DAYS TO A NEW TOTAL OF 263 DAYS. EDC ACCOUNT NO. 120-1429-582.59-02

WHEREAS, per Resolution 18-124, the City Council of the City of Port Arthur approved the City of Port Arthur Section 4A Economic Development Corporation (“PAEDC”) to contract with Dean Builders, Inc. of Spring, Texas for construction of entry monuments and landscaping for the Jade Ave. Business Park; and

WHEREAS, the amount of the contract agreed upon was \$362,123.00 for the work to be completed by Dean Builders, Inc.; and

WHEREAS, due to a pipeline companies not allowing anything to encroach or cross their easement, Dean Builders, Inc. has submitted a Change Order increasing the contract amount by \$7,500.00 for additional work and change in work for the irrigation and electrical scopes of work making the new contract sum \$369,623, as shown in Change Order Number 1 attached **Exhibit “A”**; and

WHEREAS, Dean Builders is also requesting an additional 143 days to substantial completion work therefore substantial completion date will be March 31, 2019, as detailed in the Change Order Number 1 attached **Exhibit “A”**; and

WHEREAS, PAEDC has budgeted sufficient funds for the additional cost.

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

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

Section 2. That the City Council of the City of Port Arthur hereby approves Change Order No. 1 to the contract between PAEDC and Dean Builders, Inc., in substantially the same form as attached as **Exhibit "A"**.

Section 3. That a copy of the caption be spread upon the minutes of the City Council.

READ, ADOPTED AND APPROVED on this 20th day of March A.D., 2019, at a Meeting of the City Council of the City of Port Arthur, Texas, by the following vote:

AYES:

Mayor: Freeman; Mayor Pro Tem Hinkley

Councilmembers: Scott, Jones, Osucik, Moser and Frank.

NOES: None.

D. Freeman
Derrick Freeman, Mayor

ATTEST:

Sherri Bellard
Sherri Bellard, City Secretary

APPROVED:



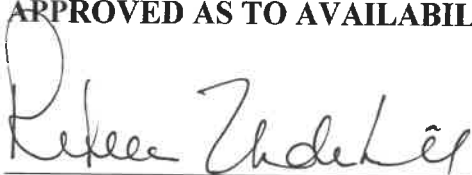
Floyd Batiste, PAEDC CEO

APPROVED AS TO FORM:



Guy N. Goodson, PAEDC Attorney

APPROVED AS TO AVAILABILITY OF FUNDS:



Rebecca Underhill
Acting Finance Director

EXHIBIT "A"



AIA Document G701™ - 2001

Change Order

PROJECT: <i>(Name and address)</i> Jade Avenue Business Park Port Arthur, TX	CHANGE ORDER NUMBER: 1	<input type="checkbox"/> OWNER
	DATE: 03/21/19	<input type="checkbox"/> ARCHITECT
		<input type="checkbox"/> CONTRACTOR
TO CONTRACTOR: <i>(Name and address)</i> Dean Builders, Inc. 3703 Birnham Bend Circle Spring, TX 77386	ARCHITECT'S PROJECT NUMBER:	<input type="checkbox"/> FIELD
	CONTRACT DATE: May 21, 2018	<input type="checkbox"/> OTHER
	CONTRACT FOR: Entry Monument and Landscaping	

The Contract is changed as follows:

(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives.)

1 See attachment for explanation (not to exceed \$7500.00)	\$	7,500.00
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The original (Contract Sum) (Guaranteed Maximum Price) was	\$	362,123.00
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The net change by previously authorized Change Orders	\$	-
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The (Contract Sum) (Guaranteed Maximum Price) prior to this Change Order was	\$	362,123.00
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The (Contract Sum) (Guaranteed Maximum Price) will be (increased) (decreased) (unchanged) by this Change Order in the amount of	\$	7,500.00
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The new (Contract Sum) (Guaranteed Maximum Price), including this Change Order, will be	\$	369,623.00
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The Contract Time will be increased (decreased) (unchanged) by ONE HUNDRED FORTY THREE (143) days.

The date of Substantial Completion as of the date of this Change Order, therefore, is MARCH 31, 2019

NOTE: This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price that have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

HR Green, Inc.
 ARCHITECT *(Firm name)*
 11011 Richmond Avenue, Suite 200
 Houston, TX 77042
 ADDRESS

Dean Builders, Inc.
 CONTRACTOR *(Firm name)*
 3703 Birnham Bend Cir
 Spring, TX 77386
 ADDRESS

Port Arthur 4A EDC
 OWNER *(Firm name)*
 501 Procter Street, Suite 100
 Port Arthur, TX 77640
 ADDRESS

BY *(Signature)*

Peter Huinker
(Typed name)

BY *(Signature)*

Lance Dean
(Typed name)

BY *(Signature)*

Clifton Williams
(Typed name)

DATE

DATE 03/21/19

DATE

CAUTION: You should sign an original AIA Contract Document, on which this text appears in RED. An original assures that changes will not be obscured.