

RESOLUTION NO. 19-323

A RESOLUTION APPROVING CHANGE ORDER NO. 2 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 \$4,700 TO A NEW TOTAL OF \$374,323, AND INCREASING THE CONTRACT TERM BY 120 DAYS TO A NEW TERM OF 383 DAYS; FUNDING AVAILABLE IN EDC ACCOUNT NO. 120-1429-582.86-00

WHEREAS, per Resolution 18-124, the City Council of the City of Port Arthur (the “City Council”) approved the City of Port Arthur Section 4A Economic Development Corporation (the “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, per Resolution 19-121, the City Council approved Change Order No. 1 increasing the contract amount by \$7,500.00 to a new total of \$369,623.00 for additional work and change in work for the irrigation and electrical scopes of work and increasing the term by 143 days to a new total of 263 days and a competition date of March 31, 2019; and

WHEREAS, Dean Builders has submitted Change Order No. 2 (attached as **Exhibit “A”**) increasing the amount of the contract by \$4,700 to a new total of \$374,323.00 to cover eight (8) trips to irrigate trees and plants due to no electricity and for the installation of four (4) catch basins, drain pipe, and tie into back of street storm inlet and increasing the contract term by 120 days to a new term of 383 days; and

WHEREAS, the new total amount of the contract, including Change Order No. 2, is \$374,323.00; and

WHEREAS, the 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 authorizes Change Order No. 2 to the contract between the PAEDC and Dean Builders, Inc., in substantially the same form as attached hereto 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 30th day of July A.D., 2019, at a Meeting of the City Council of the City of Port Arthur, Texas, by the following

vote: AYES:

Mayor Pro Lem Doucet;

Councilmembers Scott, Jones, Kinlaw, Moses and Frank.

NOES: None.

ATTEST:

Sheri Bellard
Sheri Bellard, City Secretary

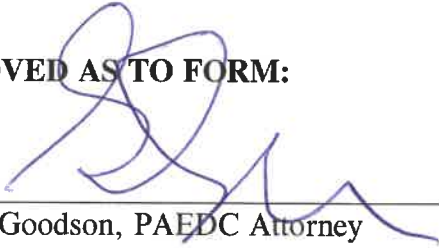
Thurman "Bill" Bartie, Mayor
on behalf of

APPROVED:



Floyd Batiste, PAEDC CEO

APPROVED AS TO FORM:



Guy N. Goodson, PAEDC Attorney

APPROVED AS TO AVAILABILITY OF FUNDS:



Kandy Daniel, Interim Finance Director

EXHIBIT "A"



AIA®

Document G701™ – 2001

Change Order

PROJECT: *(Name and address)*

Jade Avenue Business Park
Port Arthur, TX

CHANGE ORDER NUMBER: 2

DATE: 7/10/2019

OWNER

ARCHITECT

CONTRACTOR

FIELD

OTHER

TO CONTRACTOR: *(Name and address)*

Dean Builders, Inc.
3703 Birnham Bend Circle
Spring, TX 77386

ARCHITECT'S PROJECT NUMBER:

CONTRACT DATE:

7/10/2019

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	8 trips to water trees and plants due to no electricity on half the project.	\$	2,400.00
2	Install 4 catch basins, drain pipe, and tie into back of street storm inlets.	\$	2,300.00
3	Add nother 120 Days to contract due to no power and water holding up project.	\$	-

The original (Contract Sum) (Guaranteed Maximum Price) was \$ 362,123.00

The net change by previously authorized Change Orders \$ 7,500.00

The (Contract Sum) (Guaranteed Maximum Price) prior to this Change Order was \$ 369,623.00

The (Contract Sum) (Guaranteed Maximum Price) will be (increased) (decreased) (unchanged) by this Change Order in the amount of \$ 4,700.00

The new (Contract Sum) (Guaranteed Maximum Price), including this Change Order, will be \$ 374,323.00

The Contract Time will be (increased) (decreased) (unchanged) by One Hundred Twenty (120) days.

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

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 7/10/2019

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.