

RESOLUTION OF THE  
TUSCALOOSA COUNTY ROAD IMPROVEMENT COMMISSION  
**RESOLUTION NO. 20-002**  
**RESOLUTION AUTHORIZING A BUDGET INCREASE FOR PROJECT  
US-82 ACCESS MANAGEMENT AT HARGROVE ROAD AND FINAL  
REIMBURSEMENT TO THE CITY OF TUSCALOOSA**

**WHEREAS**, the City of Tuscaloosa (“City”) has completed construction of improvements on US-82 at Hargrove Road, identified within Project #4 of the TCRIC-ALDOT Agreement; and

**WHEREAS**, the TCRIC thereafter authorized a Joint Funding Agreement with the City pursuant to Res. 16-012, as amended by Res. 17-004 and 18-002, for the City to be reimbursed up to \$3,599,879 in project costs by TCRIC; and

**WHEREAS**, the Joint Funding Agreement required the City to provide TCRIC with written notice if it determined Project Costs would exceed the originally approved budget of \$1,750,000 and the subsequent budget amendments in Res. 17-004 and 18-002; and

**WHEREAS**, after the completion of construction and project close-out, the City has determined that the Project will require additional TCRIC funds in the amount of \$206,973.98, for a total TCRIC contribution of \$3,806,852.98 (see, Memorandum to TCRIC from COT and associated change orders attached hereto as Exhibit A); and

**WHEREAS**, the City has been reimbursed \$3,060,829.06 to date for the project, pursuant to Res. 19-015; and

**WHEREAS**, the City has requested additional reimbursement in the amount of \$746,023.92; and

**WHEREAS**, the TCRIC has expended \$0 of the \$539,049 currently authorized by the TCRIC budget in FY 2020 for the above-described project. Because the \$539,049 of remaining previously-approved budget accrued in FY 2019, this request will require a budget amendment to increase the total cost to \$3,807,000, FY 2019 accrued budget to \$3,600,000 and the currently authorized FY 2020 budget from \$539,049 to \$206,974.

**NOW, THEREFORE, BE IT RESOLVED** the TCRIC budget for FY 2019 and FY 2020 for the above-described project shall be amended to reflect \$3,600,000 of accrual in FY 2019 and \$206,974 in FY 2020.

**BE IT FURTHER RESOLVED** by the Tuscaloosa County Road Improvement Commission, that \$746,023.92 is hereby authorized for reimbursement to the City of Tuscaloosa, pursuant to the memorandum invoice provided, TCRIC Res. 16-012, as amended, and the accompanying funding agreement between the City of Tuscaloosa and the TCRIC.

**RESOLVED AND DONE** this 24 day of FEBRUARY, 2019.

**Tuscaloosa County Road Improvement Commission**

**BY:** 

**Ward D. Robertson, III, Chairman**

**EXHIBIT A**  
**to TCRIC Res. 20-002**

Exhibit A to TCRIC Res. 20-002: Authorization of Increased Budget and Final Reimbursement



**Memorandum**

September 20, 2019 (Received by TCRIC on October 25, 2019)

To: Tera Tubbs, P.E.  
Director, Infrastructure and Public Services

From: Jeremy D. Jones, P.E.  
Infrastructure and Public Services

RE: **Hargrove Road and McFarland Blvd**  
TCRIC Project Close-out

**Project Status**

All construction is complete. The project has a one-year warranty period that will expire on May 20, 2020. Final construction costs are presented below.

**Final Costs and Budget**

	TCRIC	WSRFFI	Total
Engineering	\$440,818.00	\$4,143.00	\$444,961.00
Construction Original Contract	\$2,972,495.78	\$114,495.15	\$3,086,990.93
Construction Change Order #1	\$0.00	\$10,282.87	\$10,282.87
Construction Change Order #2	\$62,801.59	\$5,687.12	\$68,488.71
Quantity Overrun	\$330,737.61	\$17,097.45	\$347,835.06
<b>Final Costs</b>	<b>\$3,806,852.98</b>	<b>\$151,705.59</b>	<b>\$3,958,558.57</b>
Established Budget	\$3,599,879.00	\$150,000.00	\$3,749,879.00
Additional Funding Required	<b>\$206,973.98</b>	<b>\$1,705.59</b>	<b>\$208,679.57</b>



**CITY ENGINEER**

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CONTRACT CHANGE ORDER NO. 4

City of Tuscaloosa, Office of the City Attorney

DATE: September 23, 2019 PROJECT: Hargrove Road and McFarland Blvd Right Turn Lanes Road Improvement

TO: John Plott Company, Inc.  
(Contractor)

**TERMS:** You are hereby authorized, subject to the provisions of your Contract for this Project, to make the following changes thereto in accordance with the attached Change Order Request and supporting documents and to:

**FURNISH** the necessary labor, materials and equipment to:

Quantity balancing change order to reconcile unit cost quantity overruns and underruns during the duration of the project.

**TOTAL ADDITION OR REDUCTION TO CONTRACT PRICE:**

(Note: Numbers in parentheses are deductions).

ORIGINAL CONTRACT PRICE	\$ 3,086,990.93
LESS CONTINGENCY/ALLOWANCE	\$
NET ORIGINAL CONTRACT PRICE	\$
Net total of previous Change Orders	\$ 78,771.58
Previous revised Contract Price	\$ 3,165,762.51
This Change Order No. <u>4</u> <input checked="" type="checkbox"/> Add <input type="checkbox"/> Deduct	\$ 347,835.06
Revised Contract Price this date	\$ 3,513,597.57

Extension of time resulting from this Change Order 0 (Indicate number of calendar days).

The amount of this Change Order will be the responsibility of John Plott Company, Inc.

This Contract Modification constitutes full and mutual accord and satisfaction for all time and all cost related to this change. By acceptance of this Contract Modification, the Contractor hereby agrees that the modification represents an equitable adjustment to the Contract, and further, agrees to waive all right to file any further claims or changes arising out of or as a result of this change, or the accumulation of executed Contract Modifications on this Contract.

The Contractor and Owner(s) hereby agree to the terms of this Change Order as contained herein.

**CONSENT OF SURETY**

Western Surety Company  
(Company)

By: Robert A. Lewis

**RECOMMENDED**

By: Gonzalez-Strength & Associates

[Signature]  
(Design Engineer or Architect)

**CONTRACTING PARTIES**

John Plott Company, Inc.  
(Contractor)

By: [Signature]  
(Authorized Representative)

**CITY OF TUSCALOOSA**

By: \_\_\_\_\_  
(Mayor)

CITY OF TUSCALOOSA  
OFFICE OF THE CITY ATTORNEY

**CHANGE  
ORDER  
REQUEST**

OWNER: CITY OF TUSCALOOSA

ARCHITECT/ENGINEER: GONZALEZ-STRENGTH & ASSOCIATES, INC.

CONTRACTOR: John Plot Company, Inc.

PROJECT: Hargrove Road and McFarland Blvd Right Turn Lanes  
Road Improvement

CHANGE ORDER REQUEST NO. 4 DATE: 9/23/2019

1. **DESCRIPTION OF CHANGE:** Quantity balancing change order to reconcile unit cost quantity overruns and underruns for the duration of the project.

2. **CHANGE ORDER COSTS:** \$347,835.06

Proposal Attached See attached. Cost Estimated/Proposal Required

<i>Item</i>	<i>Quantity</i>	<i>Material Cost</i>	<i>Labor and Equipment Cost</i>	<i>15% OH &amp; P</i>	<i>Sub-Total Cost</i>
a.					
b.					
c.					
d.					
e.					
f.*					
<b>TOTAL:</b>					<b>\$0.00</b>

\*If more than 6 items, provide attachments.

3. **INSTITUTED BY:** John Plott Company, Inc.

4. **JUSTIFICATION OF NEED:** Quantity balancing change order for project close-out.

5. **JUSTIFICATION OF CHANGE ORDER VERSUS COMPETITIVE BIDDING:** Quantity balancing change order for project close-out

6. COSTS REVIEW:

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7. THIS CHANGE ORDER IS SUBMITTED FOR REVIEW AND APPROVAL AND IS CLASSIFIED AS THE FOLLOWING TYPE:

- ☐ Minor change of a total monetary value less than required for competitive bidding.
  - ☒ Changes for matters relatively minor and incidental to the original contract necessitated by unforeseeable circumstances arising during the course of work.
  - ☐ Emergencies arising during the course of work.
  - ☐ Change or alternates provided for in the original bidding where there is no difference in price of the Change Order from the original best bid on the Alternate.
  - ☐ Change of relatively minor terms not contemplated when the plans and specifications were prepared and the Project was bid and which are in the public interest and do not exceed 10% of the Contract Price.
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8. EXTENSION OF TIME REQUESTED: N/A

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RECOMMENDED:

BY:

  
Tuscaloosa's Consulting Engineer/Architect

BY:

City Representative

APPROVED:

BY:

  
Contractor

BY:

Owner's Legal Advisor

BY:

Owner's Authorized Representative