

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 (FINAL) FOR VOLUNTEER EXCAVATING COMPANY, INC. RELATIVE TO CONTRACT NO. E-11-006-201, BITUMINOUS SURFACE TREATMENT, FOR A DECREASED AMOUNT OF NINETY-ONE THOUSAND THIRTY-TWO AND 88/100 DOLLARS (\$91,032.88), FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED ONE HUNDRED THIRTY-TWO THOUSAND SEVEN HUNDRED FORTY-NINE AND 58/100 DOLLARS (\$132,749.58), AND TO RELEASE THE REMAINING CONTINGENCY OF TWENTY-TWO THOUSAND THREE HUNDRED SEVENTY-EIGHT AND 54/100 DOLLARS (\$22,378.54).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, it is hereby authorizing Change Order No.1 (Final), for Volunteer Excavating Company, Inc. relative to Contract No. E-11-006-201, Bituminous Surface Treatment, for a decreased amount of \$91,032.88, for a revised contract amount not to exceed \$132,749.58, and to release the remaining contingency of \$22,378.54.

ADOPTED: _____, 2012.

/mms

City of Chattanooga



Resolution/Ordinance Request Form

Date Prepared: 11/1/12

Preparer: Dennis Malone

Department: Public Works

Brief Description of Purpose for Resolution/Ordinance:

Res./Ord. # _____

Council District # _____

7, 8, 9

A City Council resolution is requested to approve the Change Order No. 1 (Final), for Volunteer Excavating Co., Inc., relative to Contract No. E-11-006-201, Bituminous Surface Treatment, for a decreased amount of \$91,032.88, for a revised contract amount not to exceed \$132,749.58, and to release the remaining contingency of \$22,378.54.

Name of Vendor/Contractor/Grant, etc.	Volunteer Excavating Company, Inc.	New Contract/Project? (Yes or No)	No
Total project cost	\$ 132,749.58	Funds Budgeted? (YES or NO)	Yes
Total City of Chattanooga Portion	\$ 132,749.58	Provide Fund	4016
City Amount Funded	\$ 132,749.58	Provide Cost Center	K12117
New City Funding Required	\$ \$ (113,411.42)	Proposed Funding Source if not budgeted	
City's Match Percentage	%	Grant Period (if applicable)	

List all other funding sources and amount for each contributor.

Amount(s)	Grantor(s)
\$	

Agency Grant Number _____

CFDA Number if known _____

Other comments: (Include contingency amount, contractor, and other information useful in preparing resolution)

Approved by:

Reviewed by: FINANCE OFFICE

DESIGNATED OFFICIAL/ADMINISTRATOR

Please submit completed form to @budget, City Attorney and City Finance Officer

Revised: 1/26/09

RESOLUTION NO. 26772

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF PUBLIC WORKS TO AWARD CONTRACT NO. E-11-006-201, BITUMINOUS SURFACE TREATMENT, TO VOLUNTEER EXCAVATING, LLC IN THE AMOUNT OF TWO HUNDRED TWENTY-THREE THOUSAND SEVEN HUNDRED EIGHTY-TWO AND 46/100 DOLLARS (\$223,782.46), WITH A CONTINGENCY AMOUNT OF TWENTY-TWO THOUSAND THREE HUNDRED SEVENTY-EIGHT AND 54/100 DOLLARS (\$22,378.54), ORCHARD KNOB AVENUE, IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FORTY-SIX THOUSAND ONE HUNDRED SIXTY-ONE DOLLARS (\$246,161.00).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Administrator of Public Works be and is hereby authorized to award Contract No. E-11-006-201, Bituminous Surface Treatment, to Volunteer Excavating, LLC in the amount of \$223,782.46, with a contingency amount of \$22,378.54, Orchard Knob Avenue, in an amount not to exceed \$246,161.00.

ADOPTED: July 19, 2011

/add/mms

PWPA E-11-006-201-03R

ACCOUNTING: LOCATION E11006
ACTIVITY 000201

PROGRESS PAYMENT REQUEST

PAY ESTIMATE NUMBER: 03 Retention PERIOD: FROM _____ TO 12/20/11

CONTRACT NUMBER: E-11-006-201 RESOLUTION NUMBER: 26772

PROJECT NAME: Bituminous Surface Treatment

SUBMITTED BY: Volunteer Excavating

According to the best of our knowledge and belief, we certify that all items and amounts shown on the face of this periodic estimate for partial payment are correct, that all work has been performed and/or materials supplied in full accordance with the requirements of the referenced contract, and/or duly authorized deviations, substitutions, alterations, and/or additions that the foregoing is a true and correct statement of the contract account up to and including the last day of the period period covered by this periodic estimate and that no part of the Balance Due this payment has been received.

As per contract specification requirements we understand and agree that the approval of this progress payment shall not be construed as acceptance of any work, material, or products and shall not relieve us in any way from our responsibilities and obligations under this contract, including but not limited to, a final reconciliation of quantities and related costs.

NET AMOUNT DUE \$6,637.47

SIGNED BY Susan L. Headrick

SIGNATURE Susan L. Headrick

DATE: 12/22/11

TITLE Chief Manager

APPROVALS

I certify that the above process payment request appears to be accurate and is in general compliance with the amount of work completed during progress payment period.

REVIEWED BY	<u>John Gibson</u> <small>(Print Name)</small>	<u>Edward D. Tate</u> <small>(Print Name)</small>
SIGNATURE & DATE	<u>[Signature]</u> <u>2/27/12</u>	<u>[Signature]</u> <u>2/27/12</u>
TITLE	Inspector	Project Coordinator

APPROVED FOR PAYMENT

BY: [Signature]

DATE: 2/27/12

CITY ENGINEER OR DESIGNEE

VOLUNTEER EXCAVATING, LLC
402 Greenbelt Dr., Maryville, TN 37804
PH: Vol.983.2286 FAX: Vol.983.2278
volex@bellsouth.net

- INVOICE -

DATE: October 24, 2011

TO: Eddie Tate, Paving Manager
City of Chattanooga, Eng. Div.
1250 Market St, Suite 2100
Chattanooga TN 37402-2713

FROM: Susan Headrick, Chief Manager

RE: Billing No. 3 Retainage
Contract No. E-11-006-201, Bituminous Surface Treatment

Amount Billed this Date:	\$ 132,749.58
Less 10% Retainage	<u>0.00</u>
Total Draw Applicable	132,749.58
Prior Applications	<u>126,112.11</u>
Amount Due this Application	<u>\$ 6,637.47</u>

Please see attached Schedule of Values for breakout of above.

OWNER:		City of Chattanooga		Pay Request # 3 RETAINAGE		Date: 10/20/11			
SUBCONTRACTOR:		Volunteer Excavating, LLC		Amount Billed this Date:		\$ 132,749.58			
Job No.:		1E-11-009		Less 5% Retainage		132,749.58			
Project Name:		Surface Treatment Contract		Prior Applications		126,112.11			
Original Contract Amount		223,782.46		Amount This Application		\$ 5,637.47			
Change Orders:									
Adjusted Contract Amount		223,782.46							
ITEM	DESCRIPTION	QTY	U.P.	Contract Value		Work Completed to Date		% of Total	Balance to Finish
				Placed	Completed	Placed	Completed		
				QTY	\$	QTY	\$		
403	Bit Maf for Tack coat	2,903.00	3.63	1,479.00	5,368.77	-	5,368.77	51.03%	5,158.23
305.05	Bit Matt for Crack Sealing	12,000.00	1.95	18,500.00	32,340.00	-	32,340.00	137.55%	(8,820.00)
12-a	Base repairs up to 4" x 1 1/2"	500.00	6.00	3,000.00	774.00	-	774.00	25.80%	2,226.00
12-b	Extra inches of base repair	500.00	3.00	1,500.00	-	-	-	0.00%	1,500.00
13-a	Bit surface treatment (spot leveling)	500.00	1.25	625.00	2,058.75	-	2,058.75	329.40%	(1,433.75)
13-b	Bit surface treatment (leveling course)	58,000.00	1.99	63,220.00	30,995.24	-	30,995.24	49.03%	32,224.76
13-c	Bit surface treatment (surface course)	58,000.00	0.98	56,840.00	27,867.28	-	27,867.28	49.03%	28,972.72
716.00	Temporary striping	4.00	385.00	1,540.00	488.95	-	488.95	31.75%	1,051.05
716-11.03	Thermoplastic pavement marking 10" wide lines)	4.00	2,007.50	3.33	6,684.96	-	6,684.96	83.25%	1,345.03
716-02.05	Pavement marking (stop line)	400.00	10.27	4,108.00	1,139.97	-	1,139.97	27.75%	2,968.03
716-02.04	Pavement marking (channelization striping)	200.00	20.55	4,110.00	-	-	-	0.00%	4,110.00
716-02.03	Pavement Marking (cont. cross walk - City st)	400.00	10.27	4,108.00	1,170.78	-	1,170.78	28.50%	2,937.22
716-03.05	Pavement Marking (turn lane arrow)	10.00	139.58	1,395.80	279.76	-	279.76	20.00%	1,116.04
716-03.02	Pavement marking (railroad crossing)	2.00	388.98	777.96	-	-	-	0.00%	777.96
715.04.11	Pavement marking (bicycle symbol w/lines)	14.00	305.55	4,277.70	611.10	-	611.10	14.28%	3,666.60
712	Traffic Control	1.00	27,000.00	0.51	13,770.00	-	13,770.00	51.00%	13,230.00
717	Mobilization	1.00	9,200.00	1.00	9,200.00	-	9,200.00	100.00%	-
TOTAL					\$ 223,782.46		\$ 132,749.58		\$ 91,032.89



**CITY OF CHATTANOOGA
PUBLIC WORKS DEPARTMENT
ENGINEERING DIVISION**

Development Resource Center
1250 Market Street, Suite 2100
Chattanooga, TN 37402
Phone: (423) 643-6033
Fax: (423) 643-6027

CHANGE ORDER

Contract No.: E-11-006-201
 Contractor: Volunteer Excavating Co., Inc.
 Project Name: Bituminous Surface Treatment

Change Order No.: 1 (Final)
 Date: 10/24/2012
 Council Res. #'s: 26772
 (Attach Copies)
 Purchase Order # _____

Check Reason for Change Order Contract Days Changed: _____
 Error/Omission
 Field Condition Revised Completion Date: _____
 Field Dispute Settlement
 Owner Request
 Value Engineering
 Other: Final quantity adjustments

Original Contract Amount	\$	<u>223,782.46</u>
Net Change by Previous C.O.s	\$	_____
Contract Amount Prior to this C.O.	\$	<u>223,782.46</u>
Total Amount of this C.O.	\$	<u>(91,032.88)</u>
NEW CONTRACT AMOUNT	\$	<u>132,749.58</u>

Description / Justification (Add more pages if necessary)
 Final adjustment of contract quantities due to decrease in scope of project.

The terms and conditions of this Change Order, including the cost and time contained herein, constitute a full accord and complete satisfaction for all costs and time of performance related to the work described or referenced herein, including but not limited to, all delay and impact costs for the entire Project resulting from this Change Order. Except as amended herein, all provisions of the Contract remain in full force and effect.

APPROVALS

CONTRACTOR		ENGINEER / ARCHITECT	
<i>Duran L Headrich</i>	<i>10/29/12</i>	_____	_____
Signature	Date	Signature	Date
CITY PROJECT MANAGER		CITY ENGINEER	
<i>Edd D. Rut</i>	<i>10/29/12</i>	<i>D. M. L.</i>	<i>10/1/12</i>
Signature	Date	Signature	Date
ADMINISTRATOR OF PUBLIC WORKS		CITY FINANCE OFFICER	
_____	_____	_____	_____
Signature	Date	Signature	Date