

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 FOR YERBEY CONCRETE CONSTRUCTION RELATIVE TO CONTRACT NO. E-11-008-201, SIDEWALK REQUIREMENTS CONTRACT, FOR AN INCREASED AMOUNT OF SEVENTY-FOUR THOUSAND ONE HUNDRED EIGHTY-NINE AND 67/100 DOLLARS (\$74,189.67), FOR A REVISED CONTRACT AMOUNT NOT TO EXCEED FOUR HUNDRED THIRTY-FOUR THOUSAND ONE HUNDRED EIGHTY-NINE AND 67/100 DOLLARS (\$434,189.67).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, it is hereby authorizing Change Order No. 1 for Yerbey Concrete Construction relative to Contract No. E-11-008-201, Sidewalk Requirements Contract, for an increased amount of \$74,189.67, for a revised contract amount not to exceed \$434,189.67.

ADOPTED: _____, 2013.

/mms

City of Chattanooga



Resolution/Ordinance Request Form

Date Prepared: May 3, 2013

Preparer: Dennis Malone

Department: Public Works

Brief Description of Purpose for Resolution/Ordinance:

Res./Ord. # _____ Council District # _____ Citywide

A City Council resolution is requested to approve the Change Order No. 1, for Yerbey Concrete Construction, relative to Contract No. E-11-008-201, Sidewalk Requirements Contract, for an increased amount of \$74,189.67, for a revised contract amount not to exceed \$434,189.67.

Name of Vendor/Contractor/Grant, etc.	Yerbey Concrete Construction	New Contract/Project? (Yes or No)	No
Total project cost \$	434,189.67	Funds Budgeted? (YES or NO)	Yes
Total City of Chattanooga Portion \$	434,189.67	Provide Fund	4016
City Amount Funded \$	434,189.67	Provide Cost Center	K12116
New City Funding Required \$	0	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: *[Signature]*

Reviewed by: FINANCE OFFICE

DESIGNATED OFFICIAL/ADMINISTRATOR

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

Revised: 1/26/09



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

Development Resource Center
1250 Market Street, Suite 2100
Chattanooga, TN 37402
Phone: (423) 643-6000
Fax: (423) 643-6008

CHANGE ORDER

Contract No.: E-11-008-201
 Contractor: Yerbey Concrete Construction
 Project Name: 2011 City Sidewalk Requirements Contract

Change Order No.: 1
 Date: 05/03/13
 Council Res. #'s: 26811
 (Attach Copies)

Check Reason for Change Order

- Error/Omission
- Field Condition
- Field Dispute Settlement
- Owner Request
- Value Engineering
- Other: _____

Contract Days Changed: -

Revised Completion Date: _____

Original Contract Amount	\$	<u>360,000.00</u>
Net Change by Previous C.O.s	\$	<u>0.00</u>
Contract Amount Prior to this C.O.	\$	<u>360,000.00</u>
Total Amount of this C.O.	\$	<u>74,189.67</u>
NEW CONTRACT AMOUNT	\$	<u>434,189.67</u>

Description / Justification (Add more pages if necessary)
 Additional funds needed to finish scope of work.

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	
Seth Williams		Fritz Brogdon	
Signature	Date <u>5/13/13</u>	Signature	Date <u>5/3/13</u>
CITY PROJECT MANAGER		CITY ENGINEER	
Eric Booker		Dennis Malone	
Signature	Date <u>5/3/13</u>	Signature	Date <u>5/3/13</u>
ADMINISTRATOR OF PUBLIC WORKS		CITY FINANCE OFFICER	
Signature	Date	Signature	Date

RESOLUTION NO. 26811

A RESOLUTION AUTHORIZING THE ADMINISTRATOR OF THE DEPARTMENT OF PUBLIC WORKS TO AWARD CONTRACT NO. E-11-008-201, 2011 CITY SIDEWALK REQUIREMENTS CONTRACT, TO YERBEY CONCRETE CONSTRUCTION, INC., IN AN AMOUNT NOT TO EXCEED THREE HUNDRED SIXTY THOUSAND DOLLARS (\$360,000.00).

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Administrator of the Department of Public Works be and is hereby authorized to award Contract No. E-11-008-201, 2011 City Sidewalk Requirements Contract, to Yerbey Concrete Construction, Inc., in an amount not to exceed \$360,000.00.

ADOPTED: August 16, 2011

/mms

Yerbey Concrete Construction
P. O. Box 3296
Chattanooga TN 37404
(423) 756-8881

* * * * * I N V O I C E * * * * *

CIT420
TO: CITY OF CHATTANOOGA
ACCOUNTING DIVISION
101 E. 11TH STREET STE 101
CHATTANOOGA TN 37402

INVOICE #: 19707
INVOICE DATE: 04/30/2013
TERMS: *** NET ***

PAGE: 1

OUR JOB NO: 11-227
DESCRIPTION: CITY OF CHATTANOOGA 2011 CITY SIDEWALKS
REFERENCE: E-11-008-201

D E S C R I P T I O N AMOUNT

ORIGINAL CONTRACT AMOUNT	\$360,000.00	
WORK COMPLETED TO DATE PHASE 19 (Oxford)		12864.82
PHASE 21 (Cherokee Blvd)		52495.76
PHASE 22 (Market St.)		8829.09

SUBTOTAL 74189.67
RETAINAGE 3709.47-

INVOICE SUBTOTAL 70480.20

INVOICE TOTAL 70480.20
=====

Yerbey Concrete Construction
P. O. Box 3296
Chattanooga TN 37404
(423) 756-8881

* * * * * I N V O I C E * * * * *

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TO: CITY OF CHATTANOOGA
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PAGE: 1

OUR JOB NO: 11-227
DESCRIPTION: CITY OF CHATTANOOGA 2011 CITY SIDEWALKS
REFERENCE: E-11-008-201

D E S C R I P T I O N	<i>(Add To Contract)</i>	AMOUNT
ORIGINAL CONTRACT AMOUNT	\$360,000.00 + \$74,189.67 = \$434,189.67	
WORK COMPLETED TO DATE	<i>(Leaves \$3,153.85 In Contract)</i>	431035.82
LESS PREVIOUS BILLING		356846.15-

SUBTOTAL	74189.67
RETAINAGE	3709.47-
<hr style="border-top: 1px dashed black;"/>	
INVOICE SUBTOTAL	70480.20
<hr style="border-top: 1px dashed black;"/>	
INVOICE TOTAL	70480.20
	=====

PROGRESS PAYMENT REQUEST

PAY ESTIMATE NUMBER: 14

PERIOD: FROM 4/1/2013 TO 4/30/2013

CONTRACT NUMBER: E-11-008-201

RESOLUTION NUMBER: _____

PROJECT NAME: **2011 City Sidewalk Requirements**

SUBMITTED BY: **Yerbey Concrete Construction**

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 \$70,480.20

SIGNED BY Mark L. Settles

SIGNATURE 

DATE: 4/30/2013

TITLE Vice President

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>JH 5/02/13</u>		
	(Print Name)	(Print Name)	(Print Name)
SIGNATURE & DATE			
TITLE	Inspector	Project Manager	Assistant City Engineer

APPROVED FOR PAYMENT

BY: _____

DATE: _____

CITY ENGINEER

Item	Description	Units	Est.	Unit Price	Units		Billing			
					Job To Date	Less Previous	Job To Date	Less Previous	This Month	
1A	Common Excavation	CY	250	12.00	5.00	5.00	0.00	0.00	0.00	
1B	Backfill/Borrow Excavation	CY	250	12.00			60.00	60.00	0.00	
1C	Undercut and Remove Unsuitable Material	CY	100	12.00			0.00	0.00	0.00	
2A	Rock excavation	CY	50	275.00			0.00	0.00	0.00	
14A	Mineral Aggregate Base - 33-P-8"	sq.ft.	1,500	2.52	2,440.50	2,440.50	0.00	6,150.06	6,150.06	0.00
15A	Demo and Remove Existing Con/Asphalt Sidewalk	sq.ft.	20,000	1.00	17,028.98	12,446.49	4,582.49	17,028.98	12,446.49	4,582.49
15B	Demo and Remove Existing Con/Asphalt Driveway	sq.ft.	2,500	1.00	4,758.19	3,440.50	1,317.69	4,758.19	3,440.50	1,317.69
15C	Demo and Remove of Existing Curb and Gutter	lft.	1,500	2.00	3,364.10	2,847.60	516.50	6,728.20	5,695.20	1,033.00
15D	Demo and Remove Existing Roadway	sq.ft.	1,500	1.00	2,014.50	2,014.50	0.00	2,014.50	2,014.50	0.00
15E	Saw Cutting	lft.	2,500	2.00	3,960.23	3,203.40	756.83	7,920.46	6,406.80	1,513.66
15F	Demo and Remove 12" Stamped Concrete Crosswalk	sq.ft.	1,500	3.00	0.00	0.00	0.00	0.00	0.00	0.00
16A	4" Concrete Sidewalk	sq.ft.	30,000	3.97	29,368.41	24,013.78	5,354.63	116,592.59	95,334.71	21,257.88
16B	6" Concrete Driveway (Complete) w/ base stone, etc.	sq.ft.	3,000	5.00	6,444.94	4,802.50	1,642.44	32,224.70	24,012.50	8,212.20
16C	4" Class 'B' SD-501.01	sq.ft.	1,000	3.30	3,173.35	3,173.35	0.00	1,047.26	1,047.26	0.00
16D-1	Truncated Dome Inlay Armor Tile - excluding ramp	each	25	180.00	42.00	42.00	0.00	7,560.00	7,560.00	0.00
16D-2	Truncated Dome Overlay Armor Tile - excluding ramp	each	5	1,180.00			0.00	0.00	0.00	0.00
16E	Holland Pavers	sq.ft.	1,000	6.45	317.35	317.35	0.00	2,046.91	2,046.91	0.00
16F	Brick Red 10" Stamped Crosswalk w/ 4" stone	sq.ft.	2,500	15.15	275.00	275.00	0.00	4,166.25	4,166.25	0.00
16G	Grey 10" Pavement w/ 4" stone	sq.ft.	1,000	10.00	134.00	134.00	0.00	1,340.00	1,340.00	0.00
16H	#10 smooth bars for Joints including drilling	each	300	7.00	22.00	22.00	0.00	154.00	154.00	0.00
17A	Type "A" Curb and Gutter	lft.	1,000	20.00	4,347.50	3,910.00	437.50	86,950.00	78,200.00	8,750.00
17B	6" Detached Curb	lft.	1,500	17.00	764.60	622.60	142.00	12,998.20	10,584.20	2,414.00
17C	Mountable Curb	lft.	250	4.00	28.00	28.00	0.00	112.00	112.00	0.00
18A	Asphalt Driveway Pad	sq.ft.	500	7.60			0.00	0.00	0.00	0.00
19A	Tree Removal - 4"-12"	each	1	230.00	1.00	1.00	0.00	230.00	230.00	0.00
19B	Tree Removal - 12"-24"	each	1	460.00	5.00	5.00	0.00	2,300.00	2,300.00	0.00
19C	Tree Removal - 24"-36"	each	1	690.00			0.00	0.00	0.00	0.00
19D	Tree Removal - 36"-48"	each	1	920.00			0.00	0.00	0.00	0.00
26A	Asphalt concrete binder	sq.ft.	1,500	2.70	630.00	630.00	0.00	1,701.00	1,701.00	0.00
27A	Asphalt concrete surface	sq.ft.	1,500	2.25	1,952.72	1,952.72	0.00	4,393.62	4,393.62	0.00
31A	15" RCP - up to 6' depth	lft.	20	80.00	155.50	155.50	0.00	12,440.00	12,440.00	0.00
31B	18" RCP - up to 6' depth	lft.	20	95.00			0.00	0.00	0.00	0.00
31C	24" RCP - up to 6' depth	lft.	20	125.00			0.00	0.00	0.00	0.00
31D	30" RCP - up to 6' depth	lft.	20	155.00			0.00	0.00	0.00	0.00
33A	Manhole Adjustment	each	5	250.00			0.00	0.00	0.00	0.00
34A	Brick Catch Basin	each	1	2,800.00	8.00	8.00	0.00	750.00	750.00	0.00
34B	Precast Catch Basin	each	1	3,500.00			0.00	0.00	0.00	0.00
34C	Curb Inlet 48"	each	1	2,000.00	1.00	1.00	0.00	2,000.00	2,000.00	0.00
34D	Structure Allowance	Lsum	1	20,000.00	0.0675	0.0675	0.00	1,350.00	1,350.00	0.00
36A	Topsoil - 3" + Seed and Straw	sq.yd.	1,500	2.20	922.37	756.93	165.44	2,029.21	1,665.25	363.96
36B	Tree well - 4'x8' - tree not included	each	10	450.00	28.00	16.00	12.00	12,600.00	7,200.00	5,400.00
98A	Erosion Control Inlet Protection	each	20	15.00			0.00	0.00	0.00	0.00
98B	Silt Soxx	lft.	250	4.00			0.00	0.00	0.00	0.00
717A	Mobilization	Lsum	1	16,550.00	1.00	1.00	0.00	16,550.00	16,550.00	0.00
1720A	Final as built drawings	Lsum	3	445.00			0.00	0.00	0.00	0.00
16111A	(2) 2" sch 40 PVC Conduits	lft.	1,000	14.40	1,020.30	633.30	387.00	14,692.32	9,119.52	5,572.80
16111B	(1) 4" sch 40 PVC Conduit	lft.	100	15.30			0.00	0.00	0.00	0.00
16111C	(1) 4" sch 80 PVC Conduit	v.ft.	60	15.50			0.00	0.00	0.00	0.00
16111D	Handhold Box	each	5	220.00	21.00	12.00	9.00	4,620.00	2,640.00	1,980.00
16111E	Handhold Box with Red Concrete Collar	each	5	500.00			0.00	0.00	0.00	0.00
16111F	Pedestrian Light Foundation	each	10	680.00	16.00	7.00	9.00	10,880.00	4,760.00	6,120.00
CRF 1	expedited work for ensuring safety of guests at pending Head of the Hood event	Lsum	1	2,185.23	1.00	1.00	0.00	2,185.23	2,185.23	0.00
CRF 2	4' diameter manhole structure with ring & lid	Lsum	1	4,000.00	1.00	1.00	0.00	4,000.00	4,000.00	0.00
CRF 3	cement stabilized stone	lft.		7.90	1.00	1.00	0.00	620.15	620.15	0.00
CRF 4	2 x 4 utility trench	lft.		15.00	56.00	78.50	56.00	840.00	840.00	0.00
CRF 5	2 x 3 utility trench	lft.		13.00	354.00	354.00	354.00	4,602.00	4,602.00	0.00

Original Contract Amount	360,000.00
Contingency	0.00
Revised Contract Amount	360,000.00
Work Completed to Date	431,035.82
Less 5% Retainage	-21,551.79
Total Less Retainage	409,484.03
Less Previous Billings	339,003.83
Total Amount Due	70,480.20