

RESOLUTION NO. R-2025-27

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS APPROVING CHANGE ORDER #3 TO THE CONSTRUCTION CONTRACT WITH BAR CONSTRUCTORS, INC. FOR PARTIAL APPROVAL OF COST PROPOSALS 05C, 09R1, 15A, 22R2, 29R1 AND 46R1 AS PART OF THE WASTEWATER TREATMENT PLANT #3 PROJECT FOR A NOT TO EXCEED AMOUNT OF ONE HUNDRED THIRTY-TWO THOUSAND, THREE HUNDRED FORTY-THREE DOLLARS AND SIXTY CENTS (\$132,343.60); AS ATTACHED IN EXHIBIT A; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS; PROVIDING FOR A REPEALING CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Bastrop City Council understands the importance of public safety provided by performing infrastructure improvements; and

WHEREAS, the City of Bastrop City Council understands the importance of focusing on infrastructure improvements in the area of wastewater treatment and conveyance; and

WHEREAS, the City of Bastrop has utilized KSA Engineers, Inc. for the provision of engineering services for the design, bidding, and construction of the Wastewater Treatment Plant #3 project; and

WHEREAS, the City of Bastrop awarded a contract to BAR Constructors, Inc. for the construction of the Wastewater Treatment Plant #3; and

WHEREAS, BAR Constructors, Inc. has submitted cost proposals for multiple items needing to be addressed in addition to the original approved contract; and

WHEREAS, Change Order #3 with BAR Constructors, Inc. grants approval of the dollars, but *not* contract time extensions, for Cost Proposals 05C, 09r1, 15A, 22r2, 29r1 and 46r1; and

WHEREAS, The City's engineering consultant has reviewed the cost proposals submitted by BAR Constructors, Inc. for the construction of the redesigned storm water outfall structure and has prepared Change Order #3 to the original Wastewater Treatment Plant #3 construction contract.

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

Section 1. The City Manager is hereby authorized to execute Change Order #3 with BAR Constructors, Inc. in the amount of One Hundred Thirty-Two Thousand, Three Hundred Forty-Three Dollars and Sixty Cents (\$132,343.60) as part of the Wastewater Treatment Plant #3 Project, as attached in Exhibit A.

Section 2. This resolution shall take effect immediately from and after its passage, and it is duly resolved.


DULY RESOLVED AND ADOPTED by the City Council of the City of Bastrop this 28th day of January 2025.

APPROVED:



John Kirkland, Mayor Pro-Tem

ATTEST:



City Secretary
Victoria Pencil, Assistant City Secretary

APPROVED AS TO FORM:



City Attorney








CHANGE ORDER NO. 3

Issue Date: 1/16/2025 Owner: City of Bastrop Contractor: BAR Constructors Engineer: KSA Engineers Project Manager: Andres Rosales (City of Bastrop) Project: Bastrop WWTP No. 3 Contract Name: Bastrop WWTP No. 3	Effective Date: 1/28/2025 Owner's Contract No.: NA Contractor's Project No.: 285 Engineer's Project No.: BAS006A
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Change Order Execution	
<p>The Contract is modified as follows upon execution of this Change Order No. 3:</p> <p>Description: Cost and time impacts for Change Order No. 3 were previously reviewed and evaluated by the Engineer (KSA Engineers). KSA approved costs, but time impacts remain under review. This change order approves the COSTs of the following Cost Proposals ONLY. This change order does not approve or deny any requested time impacts. BAR Constructors and the City of Bastrop will review the requested time impacts and issue Change Order 4 to address time impact requests.</p> <p>CP-05C Adding Security per City: \$46,248.84.</p> <p>CP-09R1: Chlorine Building TCEQ Review per RFI \$13,743.86.</p> <p>CP-15A: E-Stop at Electrical Building \$4,781.08.</p> <p>CP-22R2: Sample Pump Enclosure Add On: \$11,905.50.</p> <p>CP-29R1: Functional Testing: \$23,668.44.</p> <p>CP-46R1: Allowance Overages: \$31,995.88.</p> <p style="text-align: right;">Summary: \$132,343.60</p>	
<p>Attachments: Contractor Proposals CP-05C, CP09R1, CP-15A, CP-22R2, CP-29R1 and CP-46R1</p> <p>See attachments for all backup documents for each of the Contractor Proposals listed herein.</p>	
<p style="text-align: center;">CHANGE IN CONTRACT PRICE</p> <p>Original Contract Price:</p> <p>\$ <u>26,369,000.00</u></p>	<p style="text-align: center;">CHANGE IN CONTRACT TIMES <i>[note changes in Milestones if applicable]</i></p> <p>Original Contract Times: <u>NTP 03/01/2021</u></p> <p>Substantial Completion: <u>480</u></p> <p>Ready for Final Payment: <u>540</u> (Final Completion) <u>Calendar Days</u></p>
<p><input checked="" type="checkbox"/> Increase <input type="checkbox"/> Decrease from previously approved Change Orders: No. 1 to No. 2</p> <p>\$ <u>241,215.99</u></p>	<p><input checked="" type="checkbox"/> Increase <input type="checkbox"/> Decrease from previously approved Change Orders: No. 1 to No. 2: 135 Calendar Days</p> <p>Substantial Completion: <u>135</u></p> <p>Ready for Final Payment: <u>135</u> (Final Completion) <u>Calendar Days</u></p>

Change Order Execution			
Contract Price prior to this Change Order: \$ <u>26,610,215.99</u>	Contract Times prior to this Change Order: Substantial Completion: <u>615</u> Ready for Final Payment: <u>675</u> (Final Completion) <u>Calendar Days</u>		
<input checked="" type="checkbox"/> Increase <input type="checkbox"/> Decrease of this Change Order: \$ <u>132,343.60</u>	<input type="checkbox"/> Increase <input type="checkbox"/> Decrease of this Change Order: 0 Calendar Days Substantial Completion: <u>0</u> Ready for Final Payment: <u>0</u> (Final Completion) <u>Calendar Days</u>		
Contract Price Incorporating this Change Order: \$ <u>26,742,559.59</u>	Contract Times with all approved Change Orders: Substantial Completion: <u>615</u> Ready for Final Payment: <u>675</u> (Final Completion) <u>Calendar Days</u>		
<p>In signing a Change Order, the Owner and Contractor acknowledge and agree that:</p> <ol style="list-style-type: none"> 1. The Change Order constitutes full mutual accord and satisfaction for the change to the Work. The stipulated compensation (Contract Price and Contract Times) set forth in this Change Order constitutes a full, complete, and final payment for all costs the Contractor has or will incur for the work described in this Change Order, includes not only all direct costs of Contractor such as labor, material, job overhead, and profit markup, but also includes any costs for modifications or changes in sequence of work to be performed, delays rescheduling, disruptions, extended direct overhead or general overhead, acceleration, material, or other escalation which includes wages and other impact costs as amended by Description of paragraph on page 1. 2. This Change Order will become a supplement to the Contract and all Contract provisions will apply hereto. 3. It is understood that this Change Order shall be effective on the date the Owner authorizes the Change Order by their signature. 4. No subsequent claim or amendment of the Contract Documents will arise out of or as a result of the Change Order. 			
RECOMMENDED: By: <u></u> City Project Manager (Authorized Signature) Title: <u>Assistant City Manager</u>	AUTHORIZED: By: <u></u> Owner (Authorized Signature) Title: <u>City Manager</u>		ACCEPTED: By: <u></u> Contractor (Authorized Signature) Title: <u>Secy - Treas</u>
Date: <u>1/29/2025</u>	Date: <u>1/29/2025</u>	Date: <u>1-23-2025</u>	

END OF DOCUMENT

Copy to: City of Bastrop- Owner
 BAR Constructors- Contractor