

RESOLUTION NO. 4249

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS, APPROVING CHANGE ORDER NO. 5 TO THE CONTRACT FOR CONSTRUCTION OF THE WATER SYSTEM CAPITAL IMPROVEMENT PLAN – PHASE 1 PROJECT WITH NORTH TEXAS CONTRACTING INC. OF KELLER, TEXAS, IN THE AMOUNT OF \$100,000.00; AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL CONTRACT DOCUMENTS RELATING THERETO ON BEHALF OF THE CITY OF KELLER, TEXAS.

WHEREAS, on November 5, 2019 the City Council of the City of Keller approved Resolution No. 4181 authorizing Contract No. 19-86 with North Texas Contracting, Inc. for construction of the Water System Capital Improvement Plan – Phase 1 project (Project); and

WHEREAS, Contract 19-86 included a City-estimate of contingency needs in the amount of \$100,000.00 for modifications and additional work encountered which could not be foreseen prior to construction of the Project; and

WHEREAS, construction of the Project is approximately half complete and the original allowance has been used to pay for Change Orders Nos. 1 - 4 for modifications and additional work encountered to-date during construction; and

WHEREAS, it is essential to increase the allowance for future modifications and additional work that may be encountered as construction of the Project continues; and

WHEREAS, the allowance provided in Contract No. 19-86 with North Texas Contracting, Inc. for construction of the Project is recommended to be increased in the amount of \$100,000.00 thereby increasing the amount of Contract No. 19-86 to \$2,767,155.00 as set forth in Change Order No. 5, attached hereto as Exhibit "A".

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

Section 1: THAT, the above findings are hereby found to be true and correct and are incorporated herein in their entirety.

Section 2: THAT, Change Order No. 5 to Contract No. 19-86 with North Texas Contracting, Inc. for construction of the Water System Capital Improvement Plan – Phase 1 project, in the amount of \$100,000.00 thereby increasing the amount of Contract No. 19-86 to \$2,767,155.00,

is hereby approved and the City Manager is authorized to execute all contract documents relating thereto on behalf of the City of Keller, Texas.

Section 3: THAT, the cost of Change Order No. 5 shall be paid from the Water/Wastewater Utility Fund with an amendment to be presented to Council later in FY 2019-20.

Section 4: THAT, this resolution shall be effective upon its adoption.

AND IT IS SO RESOLVED.

Passed by a vote of 5 to 0 on this the 16th day of June, 2020.

CITY OF KELLER, TEXAS

BY: \_\_\_\_\_  
P.H. McGrail, Mayor

ATTEST:

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Kelly Ballard, City Secretary

Approved as to Form and Legality:

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L. Stanton Lowry, City Attorney