

# Mayor and Council Communication

**DATE:** 06/11/24

**M&C FILE NUMBER:** M&C 24-0521

**LOG NAME:** 80 PLAYGROUND REPLACEMENTS AT 7 PARKS NORTH

**SUBJECT**

(CD 2, CD 4, CD 5, CD 7 and CD 11) Authorize the Execution of Change Order No. 2 to City Secretary Contract No. 58860, in the Amount of \$39,041.75, with L.J. Design & Construction, LLC, for the FY20 Playgrounds (North) Project for a Total Construction Contract Amount of \$2,107,062.92

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**RECOMMENDATION:**

It is recommended that the City Council authorize the execution of Change Order No. 2 to City Secretary Contract No. 58860, in the amount of \$39,041.75, with L.J. Design & Construction, LLC, for the FY20 Playgrounds (North) project (City Project No. 102353) for a total construction contract amount of \$2,107,062.92.

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**DISCUSSION:**

The purpose of this Mayor and Council Communication (M&C) is to authorize the execution of Change Order No. 2 to City Secretary Contract No. 58860, in the amount of \$39,041.75, with L.J. Design & Construction, LLC, for the FY20 Playgrounds (North) project (City Project No. 102353) for a total construction contract amount of \$2,107,062.92.

On December 13, 2022 (M&C 22-1033), City Council authorized the execution of a construction contract with L. J. Design & Construction, LLC, in the amount of \$1,972,007.80 for construction of seven playground replacements at the following parks: Arcadia Trail, Arcadia Trail South, Eugene McCray, Littlejohn, Marine, Quanah Parker, and Wright-Tarlton. After the award of construction, it was determined that changes were needed to address as built quantities verses bid quantities. Change Order No. 1, was executed administratively on March 11, 2024 for \$96,013.37 to address those changes. Change Order No. 2 includes accommodations for design modifications, additional park amenities, grading, drainage, and hydro mulch. No additional days are requested with this change order request.

Original Construction Contract	\$ 1,972,007.80
Change Order No. 1	\$ 96,013.37
Change Order No. 2	\$ 39,041.75
Total Construction Contract	\$ 2,107,062.92

Funding is budgeted in the PARD Gas Lease Capital Projects Fund for the purpose of funding the FY20 Playgrounds (North) project, as appropriated.

L. J. Design & Construction, LLC, agrees to maintain its initial M/WBE commitment of 5% that it made on the original contract and extend and maintain that same M/WBE commitment of 5% to all prior change orders up to and inclusive of this Change Order No. 2. Therefore L. J. Design & Construction, LLC, remains in compliance with the City's M/WBE Ordinance and attests to its commitment by its signature on the Acceptance of Previous M/WBE Commitment form executed by an authorized representative of its company.

The seven playground replacements are located in COUNCIL DISTRICTS 2, 4, 5, 7, 11.

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**FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that funds are available in the current capital budget, as previously appropriated, in the PARD Gas Lease Capital Projects Fund for the FY20 Playgrounds (North) project to support the approval of the above recommendation and execution of the change order. Prior to an expenditure being incurred, the Park & Recreation Department has the responsibility of verifying the availability of funds.

**Submitted for City Manager's Office by:** Jessica L. McEachern 5804

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