

May 25, 2022

**WHEREAS**, it became necessary to supplement City Forces for maintenance and street improvements throughout the city; and

**WHEREAS**, bid specifications were developed and publicly advertised for competitive bids associated with the 36-Month Maintenance & Street Improvements Project; and

**WHEREAS**, bids were structured with a Base Bid and Additive Alternate for the installation of an Intelligent Transportation Systems Conduit in the City of Dallas' Public Right-of-Way; and

**WHEREAS**, on June 28, 2019, three bids were received for the construction of the 36-Month Maintenance & Street Improvements Project; and

**WHEREAS**, Heritage Materials, LLC, was the lowest responsible bidder of three, to provide construction services for the 36-Month Maintenance & Street Improvements Project; and

**WHEREAS**, on September 25, 2019, Council approved a construction contract for the 36-Month Maintenance and Street Improvements Project for FY 2020-2022. in an amount not to exceed \$154,865,242.50 (subject to annual appropriations), by Resolution No. 19-1478; and

**WHEREAS**, in Fiscal Year 2022, Council authorized an additional fifty-million dollars in Certificates of Obligations bonds for the purpose of resurfacing streets as identified in the Five-Year Infrastructure Management Plan; and

**WHEREAS**, to accomplish the resurfacing lane miles funded through the Certificates of Obligation, Change Order No 1. to the existing contract will provide additional capacity to facilitate this work; and

**WHEREAS**, on April 13, 2022, Council approved a Change Order No. 1 to the construction services contract with Heritage Materials LLC, in an amount not to exceed \$38,700,824.10, increasing the contract amount from \$154,865,242.50 to \$193,566,066.60, by Resolution No. 22-0544; and

**WHEREAS**, Change Order 1 to the 36- Month Maintenance & Street Improvements Project increased the contract capacity to the overall construction contract; and

**WHEREAS**, the 36 - Month Maintenance & Street Improvements Project has additional funding capacity; this change order will reduce the additional capacity in general funds and replace with remaining FY 22 Certificate of Obligation Funds; and

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**WHEREAS**, it is now desirable to authorize Change Order No. 2, to the construction services contract with Heritage Materials, LLC to authorize reducing General Fund capacity by \$5,649,587.95 and Street and Alley Improvement Fund by \$5,649,587.95 and increasing Certificate of Obligation funding by \$11,299,175.90, for a zero-dollar change order, keeping the contract amount at \$193,566,066.60

**Now, Therefore,**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**SECTION 1.** That Change Order No. 2, to the construction services contract with Heritage Materials, LLC to authorize reducing General Fund capacity by \$5,649,587.95 and Street and Alley Improvement Fund by \$5,649,587.95, increasing Certificate of Obligation funding by \$11,299,175.90, for a zero-dollar change order, keeping the contract amount at \$193,566,066.60.

**SECTION 2.** That the Chief Financial Officer is hereby authorized to disburse funds to Heritage Materials, LLC, as follows:

General Fund	
Fund 0001, Department PBW, Unit 3008	
Activity PB51, Object 3072	
Encumbrance/Contract No. MASC-PBW-2019-00010986	
Vendor VS98584	(\$11,299,175.90)
2022 Certificate of Obligation Fund	
Fund 0793, Department PBW, Unit W795	
Activity PB51, Object 3072	
Encumbrance/Contract No. MASC-PBW-2019-00010986	\$ 1,716,192.46
2022 Certificate of Obligation Fund	
Fund 0793, Department PBW, Unit W803	
Activity PB51, Object 3072	
Encumbrance/Contract No. MASC-PBW-2019-00010986	
Vendor VS98584	<u>\$ 9,582,983.44</u>
Total Change Order No. 2	\$ 0.00

**SECTION 3.** That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.