

RESOLUTION NO. {{item.sequential_number}}

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING CHANGE ORDER NUMBER ONE TO THE CONSTRUCTION CONTRACT WITH VIKING CONSTRUCTION OF GEORGETOWN, TEXAS FOR PAVEMENT PRESERVATION SERVICES FOR THE FISCAL YEAR 2024 OVERLAY PROGRAM IN THE DEDUCTIVE AMOUNT OF \$89,086.17; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, approval of this item will allow for the execution of deductive Change Order No. 1 to the construction contract with Viking Construction - the change order will reduce the scope of work related to East Avenue N and South 26th Street due to ongoing construction at those locations;

Whereas, on January 4, 2024, Council authorized a construction contract with Viking Construction for the Overlay Program in the estimated amount of \$1,399,688.80 - with the execution of this change order, the revised value of the construction contract will be \$1,310,602.63;

Whereas, Staff recommends Council authorize Change Order No. 1 to the construction contract with Viking Construction for pavement preservation services for the Fiscal Year 2024 Overlay Program in the deductive amount of \$89,086.17; and

Whereas, funding for Change Order No. 1 to the construction contract with Viking Construction in the deductive amount of \$89,086.17 will be recognized in Project No. 102876, as follows:

	110-3400-531-2623	365-3400-531-2623	365-3400-531-6527	Total
Project Budget	\$ 750,000	\$ 649,689	\$ 2,989,811	\$ 4,389,500
Encumbered/Committed to Date	(750,000)	(649,689)	(34)	(1,399,723)
Viking Construction CO #1	89,086	-	-	89,086
Remaining Project Funds	\$ 89,086	\$ -	\$ 2,989,777	\$ 3,078,863

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

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

Part 1: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

Part 2: The City Council authorizes Change Order No. 1 to the construction contract with Viking Construction of Georgetown, Texas for pavement preservation services for the Fiscal Year 2024 Overlay Program in the deductive amount of \$89,086.17, and authorizes the City Manager, or her designee, after approval as to form by the City Attorney's Office, to execute any necessary documents.

Part 3: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **1st** day of **August, 2024**.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Jana Lewellen
City Secretary

Kathryn H. Davis
City Attorney