

RESOLUTION NO. {{item.sequential_number}}

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING CHANGE ORDER NUMBER FIVE TO THE CONSTRUCTION CONTRACT WITH R.T. SCHNEIDER CONSTRUCTION COMPANY, LTD. OF BELTON, TEXAS FOR THE DOWNTOWN CITY CENTER, PHASE II PROJECT IN THE ESTIMATED AMOUNT OF \$302,377.50; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, approval of this item will allow for the execution of Change Order No. 5 to the construction contract with R.T. Schneider Construction Company, Ltd. (R.T. Schneider) for the construction of Downtown City Center, Phase II;

Whereas, the proposed project scope changes include utility adjustments and service connections on 4th Street and Central Avenue required for an adjacent private development - it also includes a French drain system from Central Avenue and 6th Street to Avenue A that is required to remove an excessive amount of groundwater found within the limits of the proposed roadway;

Whereas, on June 1, 2023, Council authorized a construction contract with R.T. Schneider for the construction of this project and the City executed Change Order Nos. 1 through 4 in the total amount of \$200,769 - with the execution of this change order, the revised value of the construction contract will be \$4,674,689.25, an increase of 12.1 percent to the original contract amount;

Whereas, the change order will add 45 days to the construction contract, which will revise the final completion date to September 23, 2024;

Whereas, Staff recommends Council authorize Change Order No. 5 to the construction contract with R.T. Schneider for the Downtown City Center, Phase II Project in the estimated amount of \$302,377.50;

Whereas, funding for Change Order No. 5 to the construction contract with R.T. Schneider in the amount of \$302,377.50 is available in the Reinvestment Zone No. 1 Financing Plan, Line 404, Account No. 795-9400-531-6565, Project No. 101029; and

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. 5 to the construction contract with R.T. Schneider Construction Company, Ltd. of Belton, Texas for the Downtown City Center, Phase II Project in the estimated amount of \$302,377.50, 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