

RESOLUTION NO. {{item.sequential_number}}

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING CHANGE ORDER NUMBER FOUR TO THE CONSTRUCTION CONTRACT WITH MCLEAN CONSTRUCTION, INC. OF KILLEEN, TEXAS FOR THE KNOB CREEK TRUNK SEWER IMPROVEMENTS, PHASE I PROJECT IN THE ESTIMATED AMOUNT OF \$168,475; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, this item will allow for the execution of Change Order No. 4 to the construction contract with McLean Construction, Inc. (McLean) of Killeen, Texas for the construction of the Knob Creek Trunk Sewer Improvements, Phase I - as outlined in the Engineer's Letter of Recommendation related to this change order, attached hereto and incorporated herein as Exhibit A, the proposed project scope addition includes 120 lineal feet of casing and new sewer pipe via trenchless boring in lieu of open cutting the roadway;

Whereas, plans to open cut East Avenue H diagonally were discussed in detail with Staff during review of the traffic control plan, allowing deep open cut trench excavation in the roadway - Staff determined boring to be the preferred construction method to minimize impact on the structural integrity of the roadway;

Whereas, the engineer of record considered potential interference and design issues and determined boring could be accomplished in this area - on June 15, 2023, Council authorized a construction contract with McLean for the construction of this project in the amount of \$13,054,964;

Whereas, previous change orders added waterline items, boring under an Atmos transmission line with Atmos field personnel required, and additional sanitary service connections - with the execution of this change order, the revised value of the construction contract will be \$13,380,259, an overall increase of 2.49 percent to the original contract amount;

Whereas, this change order will add 50 days to the construction contract, which will revise the final completion date to February 15, 2026;

Whereas, Staff recommends Council authorize Change Order No. 4 to the construction contract with McLean for the Knob Creek Trunk Sewer Improvements, Phase I Project in the estimated amount of \$168,475;

Whereas, a budget adjustment is being presented to Council for approval to appropriate funding for this change order to the contract with McLean - after approval of the budget adjustment, funding in the amount of \$168,475 will be available in Account No. 561-5400-535-6981, Project No. 102472; 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. 4 to the construction contract with McLean Construction, Inc. of Killeen, Texas for the Knob Creek Trunk Sewer Improvements, Phase I Project in the estimated amount of \$168,475, 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: The City Council authorizes an adjustment to the Fiscal Year 2025 Budget, substantially in the form of the copy attached hereto as Exhibit B.

Part 4: 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 **15th** day of **May, 2025**.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Jana Lewellen
City Secretary

Kathryn H. Davis
City Attorney