



## COUNCIL AGENDA ITEM MEMORANDUM

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**DEPT./DIVISION SUBMISSION & REVIEW:**

Don Bond, PE, Director of Public Works  
Richard Wilson, PE, CFM, City Engineer

**ITEM DESCRIPTION:** Consider adopting a resolution authorizing change order #4 to the construction contract with Emerson Construction Company, Inc. of Temple related to the construction of Poison Oak Road Realignment Phase 1 in the estimated deductive amount of \$93,176.25.

**BACKGROUND:** Approval of this item will allow for the execution of change order #4 to the construction contract with Emerson Construction Company, Inc. (Emerson) for the construction of Poison Oak Road Realignment Phase 1.

As outlined in the attached Engineer's Recommendation Letter related to this change order, all changes are required to reflect actual quantities used now that the project is complete.

On March 2, 2023, Council authorized a construction contract with Emerson for the construction of this project in the amount of \$7,198,910.50. Change orders #1 through #3 were approved in the total amount of \$264,511.89. With the execution of this change order, the revised value of the construction contract will be \$7,370,246.14, an overall net increase of 2.4% to the original contract amount.

No days will be added to the construction contract, thus the contractual completion date will remain November 6, 2024.

**ALIGNMENT WITH ADOPTED PLANS:**

Plan	Comments
Strategic Plan	This item supports the City's Strategic Plan goal to "Develop a safe, connected, and well-maintained mobility system that incorporates all modes of travel including vehicular, pedestrian, bicycle, transit, and air" and

Plan	Comments
	commitment to “Plan for, design, construct, and maintain high quality mobility infrastructure, systems, and services.”
Comprehensive Plan	This item supports Commitment 2.2 Streets and Thoroughfares: Grow and enhance Temple’s thoroughfare system to ensure near- and long-term community connectivity, safety, and increased functional capacity and Initiative 2.2.3: Continue to implement the upcoming and future transportation projects in the Transportation Capital Improvement Program. Poison Oak Road is identified as a minor arterial road in the Thoroughfare Plan.
Business Plan 2023	Poison Oak is identified and funded in the Capital Improvement Program under Mobility Improvements.
Water and Wastewater Master Plan 2019	A 12” water line is proposed along Poison Oak Road to keep up with growth in the 720 pressure plane.

**STAFF RECOMMENDATION:** Adopt resolution as presented in item description.

**BOARDS & COMMISSIONS RECOMMENDATION:** This item was not reviewed by any of the official boards and commissions.

**FISCAL IMPACT:** Funding for change order #4 to the construction contract with Emerson Construction in the estimated deductive amount of \$93,176.25 will be recognized in project 101715, as follows:

	<b>365-3400-531-6886</b>
	<b>561-5200-535-6986</b>
	<b>561-5400-535-6986</b>
Project Budget	\$ 21,756,946
Encumbered/Committed to Date	(12,376,135)
<b>Emerson Construction - CO#4</b>	<b>93,176</b>
<b>Remaining Project Funds Available</b>	<b>\$ 9,473,987</b>

Project funds remain available for construction of Poison Oak Road, Phase II.

**ATTACHMENTS:**

Engineer’s Recommendation Letter  
Change Order  
Project Map  
Resolution