

AMENDMENT NO. 1 TO FORM OF CONTRACT

Contractor: Bartow Precast, Inc.

Contract No. 21ITBC000023A-CJC, Water Meter Vaults

Address: 1504 Sugar Valley Road, SW
City, State Cartersville, GA 30120

Telephone: 770-382-4462

E-mail: sales@bartowprecast.com

Contact: Michael Tidwell
President

W I T N E S S E T H

WHEREAS, Fulton County ("County") entered into a Contract with Bartow Precast, Inc to provide water meter vaults January 1, 2022, on behalf of the Department of Public Works; and

WHEREAS, the cost of materials required to be furnished by Contractor have risen substantially creating a financial hardship on the Contractor at current contract unit prices;

WHEREAS, the County wishes to amend the existing contract to increase the per unit price cost for 4 of the line items of the current contract, see attached revised pricing sheet; and

WHEREAS, the Contractor has performed satisfactorily over the period of the contract; and

WHEREAS, this amendment was approved by the Fulton County Board of Commissioners on April 19, 2023, Item #23-0230.

NOW, THEREFORE, the County and the Contractor agree as follows:

This Amendment No. 1 to Form of Contract is effective as of the 1st day of January, 2023, between the County and Bartow Precast, Inc., Cartersville GA, who agree that all Services specified will be performed in accordance with this Amendment No. 1 to Form of Contract and the Contract Documents.

1. **SCOPE OF WORK TO BE PERFORMED:** This contract provides water meter vaults for the Water Distribution System throughout Fulton County north of the Chattahoochee River. The water meter vaults are used for installation of new water service and the replacement of small and medium size water meters. This amendment is to revise unit price for line items # 5, 6, 9, and 10, (Revised Pricing

Sheet Attached). These changes are required due to a cost increase for materials Contractor is required to provide as part of the bid items.

2. **COMPENSATION:** No additional cost. The dollar amount of the current contract would remain at the contract renewal amount of \$200,000.00 awarded by the Fulton County Board of Commissioners on November 16, 2022, Item # 22-0861.
3. **LIABILITY OF COUNTY:** This Amendment No. 1 to Form of Contract shall not become binding on the County and the County shall incur no liability upon same until such agreement has been executed by the Chair to the Commission, attested to by the Clerk to the Commission and delivered to Contractor.
4. **EFFECT OF AMENDMENT NO. 1 TO FORM OF CONTRACT:** Except as modified by this Amendment No. 1 to Form of Contract, the Contract, and all Contract Documents, remain in full force and effect.

[INTENTIONALLY LEFT BLANK]

IN WITNESS THEREOF, the Parties hereto have caused this Contract to be executed by their duly authorized representatives as attested and witnessed and their corporate seals to be hereunto affixed as of the day and year date first above written.

OWNER:

CONSULTANT:

FULTON COUNTY, GEORGIA

BARTOW PRECAST

DocuSigned by:

Robert L. Pitts

Robert L. Pitts
Chairman

DocuSigned by:

Michael Tidwell

Michael Tidwell
President

ATTEST:

ATTEST:

DocuSigned by:

Tonya R. Grier

Tonya R. Grier
Clerk to the Commission

Secretary/
Assistant Secretary

(Affix County Seal)

(Affix Corporate Seal)

APPROVED AS TO FORM:

ATTEST:

DocuSigned by:

Patrick O'Connor

Office of the County Attorney

DocuSigned by:

Kristen Vardy

Notary Public

APPROVED AS TO CONTENT:

County: Floyd

DocuSigned by:

David Clark

David Clark, Director
Department of Public Works

Commission Expires: 05/18/26

(Affix Notary Seal)



ITEM#: _____ RCS: _____	ITEM#: <u>2023-0230</u> RM: <u>4/12/2023</u>
RECESS MEETING	REGULAR MEETING

BID TAB				
BID NUMBER/QUOTE #: 21ITBC000023A-CJC				
BID DESCRIPTION: Water Meter Vaults				
REQUESTING DEPARTMENT: DEPARTMENT OF PUBLIC WORKS				
21ITBC000023A-CJC - Water Meter Vaults			VENDOR NAME	
			Bartow Precast, Inc.	
			ADDRESS	
			TELEPHONE:	
			CONTACT:	
	UNIT	QTY	UNIT \$	TOTAL
1) 15'x 9'x 7' Precast Vault	Each	0	\$ 3,976.00	\$ -
2) Cover with access doors for 15'x 9' Vault	Each	0	\$ 3,606.00	\$ -
3) 1' Riser for 15' x 9' Vault	Each	0	\$ 1,077.00	\$ -
4) 2' Riser for 15' x 9' Vault	Each	0	\$ 2,158.00	\$ -
5) 13'x 7'x 7' Precast Vault	Each	21	\$ 3,890.00	\$ 81,690.00
6) Cover, with access doors, for 13' x 7' Vault	Each	21	\$ 3,225.00	\$ 67,725.00
7) 1' Riser for 13'x 7' Vault	Each	2	\$ 764.00	\$ 1,528.00
8) 2' Riser for 13' x 7' Vault	Each	2	\$ 1,235.00	\$ 2,470.00
9) 10'x 6'x 7' Precast Vault	Each	9	\$ 2,948.00	\$ 26,532.00
10) Cover, with access door for 10'x 6' Vault	Each	8	\$ 2,112.00	\$ 16,896.00
11) 1' Riser for 10' x 6' Vault	Each	2	\$ 619.00	\$ 1,238.00
12) 2' Riser for 10' x 6' Vault	Each	2	\$ 798.00	\$ 1,596.00
GRAND TOTAL:				\$199,675.00
BIDS MAILED				
BIDS RECEIVED:				NOT TO EXCEED: \$200,000.00

Renewal year price increase(s) in this contract, if exercised by Fulton County shall be limited to the bid prices offered under this solicitation and subsequent contract unless otherwise specifically accepted by Fulton County, but in no instance shall exceed the consumer price index. The term "consumer price index" shall mean the consumer price index published by the Bureau of Labor statistics of the U.S. Department of Labor with particular reference to the average shown on such index for all terms.



January 26, 2023

Mr. Khalid Ahmad
Material Management Manager
Department of Public Works
130 Peachtree Street S.W. Suite 1168
Atlanta, Georgia 30303

RE: 21ITBC000023A-CJC – Water Meter Vaults

Mr. Ahmad;

After a review of current pricing of the above referenced contract, we have determined the need to request adjustments for the upcoming contract renewal. It is truly a pleasure working with Fulton County Department of Public Works; therefore we have given this careful consideration and have contacted our suppliers to ensure we are receiving the most favorable pricing available, particularly with aluminum access hatches.

When the current contract was bid, we had no idea we would receive the number of increases to our production costs during 2022. In addition to the unprecedented rising cost of concrete, we experienced record level increases to the cost of labor. With regard to utility structures; however, aluminum access hatches have posed a disproportionate increase in cost to other items required for production. From the time we quoted this contract in 2021 through the most recent increase in the 54"x54" hatch we use on your 13x7x7 utility vault, we will have absorbed over 30% in additional cost per piece.

Below pricing lists the current contract price, along with the increase we are requesting. At this time, we are not seeking price adjustments to for all items on the contract.

Item	Current Price	New Price
13x7x9 vault	\$3,164.00	\$3,890.00
Cover for 13x7 vault	\$2,679.00	\$3,225.00
10x6x7 vault	\$2,782.00	\$2,948.00
Cover for 10x6 vault	\$1,862.00	\$2,112.00

Many thanks for your consideration. Please feel free to contact me with any questions or discussion.

Kind regards,

Michael L Tidwell