

CHANGE ORDER NO. 2 TO FORM OF CONTRACT

Contractor: **Mallory & Evans Service Company, Inc.**

Contract No. **21RFP132087K-DB, Design/Build Services for the Fulton County Government Center Cooling Tower Repair and Retrofit**

Address: **646A Kentucky Street**
City, State **Scottsdale, Georgia 30079**

Telephone: **(404) 297-1007**

E-mail: jcatalfano@malloryevansservice.com

Contact: **John Catalfano, Executive Vice President/General Manager**

W I T N E S S E T H

WHEREAS, Fulton County (“County”) entered into a Contract with Mallory & Evans Service Company, Inc., to perform Design/Build Services for the Fulton County Government Center Cooling Tower Repair and Retrofit, dated February 16, 2022, on behalf of the Department of Real Estate and Asset Management; and

WHEREAS, the purpose of this change order is required to make modification to the existing scope of work to provide additional services to replace four (4) large, Pneumatic Valves supporting the Emergency Water Cooling System for the Building Generators and Refinish/Repaint Cooling Tower Hood Covers, Exposed Duct Work, Access/Safety Ladders and adjacent Fencing in the Fulton County Government Center Complex located at 141 Pryor Street, Atlanta, GA 30303; and

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

WHEREAS, this change order was approved by the Fulton County Board of Commissioners on August 16, 2023, BOC Item #23-.

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

This Change Order No. 2 to Form of Contract is effective as of the 16th day of August 2023, between the Mallory & Evans Service Company, Inc., who agree that all Services specified will be performed in accordance with this Change Order No. 2 of Form of Contract and the Contract Documents.

1. **SCOPE OF WORK TO BE PERFORMED:** Modify the existing Scope of Work to

perform additional services to provide additional services to replace four (4) large, Pneumatic Valves supporting the Emergency Water Cooling System for the Building Generators and Refinish/Repaint Cooling Tower Hood Covers, Exposed Duct Work, Access/Safety Ladders, and adjacent Fencing in the Fulton County Government Center Complex.

2. **COMPENSATION:** The services described under Scope of Work herein shall be performed by Contractor for a total amount not to exceed \$82,962.82 (Eighty-Two Thousand Nine Hundred and Sixty-Two Dollars and Eighty-Two Cents).
3. **LIABILITY OF COUNTY:** This Change Order No. 2 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 CHANGE ORDER NO. 2 TO FORM OF CONTRACT:** Except as modified by this Change Order No. 2 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:

FULTON COUNTY, GEORGIA

Robert L. Pitts, Chairman
Fulton County Board of Commissioners

ATTEST:

Tonya R. Grier
Chief Deputy Clerk to the Commission

(Affix County Seal)

APPROVED AS TO FORM:

Office of the County Attorney

APPROVED AS TO CONTENT:

Joseph N. Davis, Director
Department of Real Estate and Asset
Management

CONSULTANT:

**MALLORY & EVANS SERVICE
COMPANY, INC.**

John Catalfano,
Executive Vice President

ATTEST:

Secretary/
Assistant Secretary

(Affix Corporate Seal)

ATTEST:

Notary Public

County: _____

Commission Expires: _____

(Affix Notary Seal)

ITEM#: _____ RCS: _____ RECESS MEETING	ITEM#: _____ RM: _____ REGULAR MEETING
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