

**CHANGE ORDER NO. 3 TO FORM OF CONTRACT**

Contractor: **Archer Western-Brown and Caldwell Joint Venture**

Contract No. **17RFP031617K-DJ Progressive Design/Build Services for Big Creek Water Reclamation Facility (WRF) Expansion Project Phase 2B**

Address: **990 Hammond Drive, Suite 400 Atlanta, Ga**  
City, State

Telephone: **404-926-0771**

Facsimile or: **dpetersen@walshgroup.com**  
E-mail address

Contact: **Duane Petersen**  
**Walsh Group, COO**

**W I T N E S S E T H**

WHEREAS, Fulton County ("County") entered into a Contract with Archer Western-Brown and Caldwell Joint Venture to perform progressive design/build services for Big Creek Water Reclamation Facility (WRF) Expansion Project Phase 2B, dated August 21, 2020, on behalf of the Public Works Department.; and

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

WHEREAS, this Change Order 3 was approved by the Fulton County Board of Commissioners on Wednesday, \_\_\_\_\_ under BOC #24-.

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

This Change Order No. 3 to Form of Contract is effective as of the \_\_\_\_ day of January 2024, between the County and Archer Western-Brown and Caldwell Joint Venture, who agree that all Services specified will be performed by in accordance with this Change Order No. 3 to Form of Contract and the Contract Documents.

- 1. SCOPE OF WORK TO BE PERFORMED:** The Public Works Department is seeking authority to utilize the Owners Contingency within the contract for the following six (6) items:
  - (1) JV required compliance with Georgia Power Bulletin 18-23 in the amount of \$77,402.73,
  - (2) costs associated with Public Works' request to add cameras/monitoring equipment to the Headworks Building's dumpster area in the amount of \$55,793.23,

(3) SCADA upgrades in the amount of \$20,494.52,  
(4) compensation to the JV for the 11 approved weather days during the 2021 project year in the amount of \$210,239.86. and  
(5) compensation to the JV for the 14 approved weather days for project year 2023(January 1st-November 30th) in the amount of \$282,845.52. The 14 days being requested will be added to the previously approved substantial completion date of 7/24/2024 and result in a new substantial completion date of 8/7/2024.  
(6) relocation of redundant secondary servers to a more appropriate location away from primary systems. The redundant secondary server location has been identified as the Main Electrical Building. The cost associated with his work is \$112,644,02.  
The Public Works Department is seeking approval to utilize a total of \$759,719.88 from the Owner's Contingency.

2. **COMPENSATION:** The services described under Scope of Work herein shall be performed by Contractor for a total amount not to exceed \$759,719.88.
3. **LIABILITY OF COUNTY:** This Change Order No. 3 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 Chairman on behalf of the Board of Commissioners, attested to by the Clerk to the Commission and delivered to Contractor.
4. **EFFECT OF CHANGE ORDER NO. 3 TO FORM OF CONTRACT:** Except as modified by this Change Order No. 3 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**

CONTRACTOR:

**Archer Western-Brown and  
Caldwell Joint Venture**

\_\_\_\_\_  
Robert L. Pitts, Chairman  
Fulton County Board of Commissioners

\_\_\_\_\_  
Duane Petersen  
COO

ATTEST:

ATTEST:

\_\_\_\_\_  
Tonya R. Grier  
Clerk to the Commission

\_\_\_\_\_  
Secretary/  
Assistant Secretary

(Affix County Seal)

(Affix Corporate Seal)

APPROVED AS TO FORM:

ATTEST:

\_\_\_\_\_  
Office of the County Attorney

\_\_\_\_\_  
Notary Public

APPROVED AS TO CONTENT:

County: \_\_\_\_\_

\_\_\_\_\_  
David E. Clark, Director  
Public Works

Commission Expires: \_\_\_\_\_

(Affix Notary Seal)

ITEM#: _____ RCS: _____ <b>RECESS MEETING</b>	ITEM#: _____ RM: _____ <b>REGULAR MEETING</b>
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