



# Fulton County

## Legislation Details (With Text)

**File #:** 23-0075 **Version:** 1 **Name:**  
**Type:** Consent - Health and Human Services **Status:** Agenda Ready  
**File created:** 11/1/2022 **In control:** Board of Commissioners  
**On agenda:** 2/1/2023 **Final action:**  
**Title:** Request approval of a change order less than 10% - Public Works, 17RFP031617K-DJ Progressive Design/Build Services for Big Creek Water Reclamation Facility (WRF) Expansion Project Phase 2B in an amount not to exceed \$339,444.13 with Archer Western-Brown and Caldwell Joint Venture (JV) (Atlanta, GA) to cover costs associated with eight (8) inclement weather days and additional material (electrical wiring) to connect the new facility to the Georgia Power Substation. Effective upon BOC approval. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Exhibit #1: CHANGE ORDER AGREEMENT, 2. Exhibit #2-CPR - Archer Western JV, 3. 2023-0075

Date	Ver.	Action By	Action	Result
------	------	-----------	--------	--------

### Department

Public Works

### Requested Action *(Identify appropriate Action or Motion, purpose, cost, timeframe, etc.)*

Request approval of a change order less than 10% - Public Works, 17RFP031617K-DJ Progressive Design/Build Services for Big Creek Water Reclamation Facility (WRF) Expansion Project Phase 2B in an amount not to exceed \$339,444.13 with Archer Western-Brown and Caldwell Joint Venture (JV) (Atlanta, GA) to cover costs associated with eight (8) inclement weather days and additional material (electrical wiring) to connect the new facility to the Georgia Power Substation. Effective upon BOC approval. **(APPROVED UPON ADOPTION OF THE CONSENT AGENDA)**

### Requirement for Board Action *(Cite specific Board policy, statute or code requirement)*

In accordance with Purchasing Code Section 102-420, contract modifications within the scope of the contract and necessary for contract completion of the contract, in the specifications, services, time of performance or terms and conditions of the contract, shall be forwarded to the Board of Commissioners for approval.

### Strategic Priority Area related to this item *(If yes, note strategic priority area below)*

Health and Human Services

### Commission Districts Affected

All Districts ☐  
District 1 ☐  
District 2 ☒

District 3 ☐  
District 4 ☐  
District 5 ☐  
District 6 ☐

### Is this a purchasing item?

Yes

**Scope of Work:** This request for a change order addresses two immediate elements: (1) incurred overhead costs associated with eight (8) inclement weather days during the 2022 project year, and (2) additional labor/material costs to connect to the new switch gear and generators within the Georgia Power substation.

The existing authorized contract defines an inclement weather day and stipulates how the owner's directed contingency is utilized to compensate the JV regarding overhead costs. The JV provided supporting documents exhibiting total overhead costs during the eight (8) inclement weather days at \$158,968.38 for the 2022 calendar year.

Georgia Power was engaged by the County to provide the power to the project from the substation on site. Public Works has identified the costs to have the new facility connected to the newly installed switch gear and backup generators at the substation owned and operated by Georgia Power. The cost for the electrical wiring and additional labor totals \$180,475.75.

**Community Impact:** No community issues/concerns have been noted.

**Department Recommendation:** The Department of Public Works recommends approval of this item.

**Project Implications:** This change order satisfies Fulton County's contractual obligations according to section 00700-053 Inclement Weather and section 00700-096 Contractor and Owner Contingency. Approval of this item will provide the Department of Public Works with the means to compensate the JV for work that is required to move this project closer to substantial completion.

**Community Issues/Concerns:** No community issues/concerns noted.

**Department Issues/Concerns:** No Department issues/concerns noted.

### Contract Modification

Current Contract History	BOC Item	Date	Dollar Amount
Original Award Amount	20-0476	7/8/2020	\$274,768,712.00
Change Order #1	22-0661	9/21/2022	\$259,128.00
<b>Change Order #2</b>			<b>\$339,444.13</b>
Total Revised Amount			\$275,367,284.13

### Contract & Compliance Information *(Provide Contractor and Subcontractor details.)*

**Contract Value:** **\$339,803.55**

**Prime Vendor:** Archer Western/Brown and Caldwell  
(JV Partners 90/10 JV - Non Minority)  
**Prime Status:** Non-Minority  
**Location:** Atlanta, GA  
**County:** Fulton County  
**Prime Value:** \$159,327.80 or 46.89%

**Subcontractor:** Excel Electrical Technologies  
**Subcontractor Status:** Non-Minority  
**Location:** Kennesaw, GA  
**County:** Cobb County  
**Contract Value:** \$180,475.75 or 53.11%

**Total Contract Value:** \$339,803.55 or 100.00%  
**Total Certified Value:** -0-

### Exhibits Attached

Exhibit 1: Change Order #2  
Exhibit 2: Contractor's Performance Report

### Contact Information *(Type Name, Title, Agency and Phone)*

David E. Clark, Director, Public Works Department 404-612-2804

### Contract Attached

Yes

### Previous Contracts

Yes

### Total Contract Value

Original Approved Amount: \$274,768,712.00  
Previous Adjustments: \$259,128.00  
This Request: \$339,444.13  
TOTAL: \$275,367,284.13

### Grant Information Summary

Amount Requested: ☐ Cash  
Match Required: ☐ In-Kind  
Start Date: ☐ Approval to Award  
End Date: ☐ Apply & Accept  
Match Account \$:

## Fiscal Impact / Funding Source

### Funding Line 1:

235-540-5400-S157: W&S Construction-2020, Public Works, Big Creek Plant Expansion

Key Contract Terms	
Start Date: Upon BOC Approval	End Date: 7/16/2024
Cost Adjustment:	Renewal/Extension Terms:

**Overall Contractor Performance Rating: 4.0**

**Would you select/recommend this vendor again?**

Yes

**Report Period Start:**  
1/1/2022

**Report Period End:**  
3/31/2022