



UNITED INDEPENDENT SCHOOL DISTRICT AGENDA ACTION

Topic: Approval of Amendment No. 1 to the Design-Build Contract with Leyendecker Construction of Texas, Inc. for Ricardo Molina Middle School for Deletion of Project Allowance Providing for the Installation of a Fire Protection Storage Tank and Pump Station

Submitted by: Cordelia Jackson / Ignacio Alaniz **Of:** Director of Purchasing/ Director of Construction

Approved for transmittal to the Business Committee Meeting: August 18, 2021

Procurement Recommendation:

The Administration recommends approval of Amendment to the Design-Build Contract with Leyendecker Construction of Texas, Inc. for a deduction to the Contract Sum (GMP) and providing a credit to UISD in the amount of \$139,150.00 for deletion of the Fire Protection Storage Tank Allowance included in the GMP contract amount.

Please see attached exhibits of Amendment No. 1, and the AIA G701 Change Order form and proposal for the credit amount breakdown from the Design-Builder Leyendecker Construction of Texas, Inc.

Additionally, please see attached approval letter from the City of Laredo Fire Department to provide fire protection for this project without the requirement to include a Water Storage Tank that in some locations are necessary in order to ensure adequate water line pressures required for the fire sprinkler system to function properly.

Rationale:

Staff has complied with all applicable federal, state and local purchasing policies and procedures in obtaining pricing information for the items listed above.

Budgetary Information:

2013 Phase III Bond Proceeds	
Contract Sum Amount (GMP) for Ricardo Molina Middle School:	\$21,790,896.00
CREDIT Amount for Deletion of the Fire Protection Storage Tank:	<u>(\$ 139,150.00)</u>
Revised Contract Sum Amount (GMP):	\$21,651,746.00

Board Policy Reference and Compliance

CV Legal – Facilities Construction

Texas Education Code 44.031, 44.035, 44.035, 44.036, and 44.039

Exhibit “A”

Contract Administration G701 Change Order
Leyendecker Construction Proposed Change Order
City of Laredo - Fire Department Application # 20-6596
Fire Sprinkler System Blueprints



Contract Administration
G701 Change Order

Distribution List:

Owner [UISD](#)
 Architect [M&Co](#)
 Contractor [Leyendecker](#)

PROJECT (Name and address):
[UISD – Cuatro Vientos Middle School](#)
[Laredo, Texas](#)

CHANGE ORDER NUMBER: [02](#)

DATE: [July 27, 2021](#)

TO CONTRACTOR (Name and address):
[Leyendecker Construction of Texas, Inc.](#)
[4220 Sanders Avenue](#)
[Laredo, Texas 78044](#)

ARCHITECT'S PROJECT NUMBER: [14026.00](#)

CONTRACT DATE:

CONTRACT FOR: [General Construction](#)

THE CONTRACT IS CHANGED AS FOLLOWS:

(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives.)

Provide CREDIT for Fire Protection Storage Tank not required for project: DEDUCT (\$139,150.00)
 ATTACHMENTS: Leyendecker Const. of Texas proposal (1 pg.) dated 15-Jul-2021.

The original (Contract Sum) (~~Guaranteed Maximum Price~~) was \$[21,790,896.00](#)
 Net change by previously authorized Change Orders \$ [0.00](#)
 The (Contract Sum) (~~Guaranteed Maximum Price~~) prior to this Change Order was \$[21,790,896.00](#)
 The (Contract Sum) (~~Guaranteed Maximum Price~~) will be (~~increased~~) (decreased) (~~unchanged~~) by this Change Order in the amount of \$ [139,150.00](#)
 The new (Contract Sum) (~~Guaranteed Maximum Price~~) including this Change Order will be \$[21,651,746.00](#)
 The Contract Time will be (~~increased~~) (~~decreased~~) (unchanged) by [zero \(-0-\)](#) days.
 The date of Substantial Completion as of the date of this Change Order therefore is [December 15, 2021](#).

NOTE: This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

[Muñoz and Company, Inc.](#)

 ARCHITECT (Firm name)
[723 South Flores](#)
[San Antonio, Texas 78204](#)

 ADDRESS

[Leyendecker Construction of Texas, Inc.](#)

 CONTRACTOR (Firm name)
[4220 Sanders Avenue](#)
[Laredo, Texas 78044](#)

 ADDRESS

[United Independent School District](#)

 OWNER (Firm name)
[3501 E. Saunders](#)
[Laredo, Texas 78041](#)

 ADDRESS

BY (Signature)
[Randall L. Hohlaus, AIA](#)

 (Typed name)
[July 27, 2021](#)

 DATE

BY (Signature)

 (Typed name)

 DATE

BY (Signature)

 (Typed name)

 DATE

CAUTION: You should sign an original AIA Contract Document. An original assures changes will not be obscured.

**LEYENDECKER CONSTRUCTION OF TEXAS, INC.
CONSTRUCTORS AND ENGINEERS**

LAREDO, TEXAS 78041

TELEPHONE (956)-722-0531
FAX (956)-722-8215

P. O. BOX 1827
4220 SANDERS

15-Jul-21

UISD Cuatro Vientos Middle School
C/O Mr. Enrique Rangel, P. E. Assistant Superintendent
C/O Mr. Ignacio Alaniz, Construction Director
C/O Mr. Ernesto Castillo Mena, P. E.
3501 East Saunders
Laredo, Texas 78040

UISD Cuatro Vientos Middle School
Proposed Change Order

DESCRIPTION

Provide credit for fire protection storage tank that is not required on project \$ (125,000.00)

Subtotal		\$ (125,000.00)
GC fee at	10%	\$ (12,500.00)
<hr/>		
Subtotal		\$ (137,500.00)
Bond Cost	1.20%	\$ (1,650.00)
Total		\$ (139,150.00)

Thank you.

Sincerely,

Renee Cortes, Jr.

Renee Cortes, Jr.

cc: Angel Garcia, job file



CITY OF LAREDO

FIRE DEPARTMENT



August 12, 2020

To: Fenix Fire Systems
1508 Convent Ave.
Laredo, TX 78040
956-724-3777

From: Fire Inspector R. Soto
Laredo Fire Department
Fire Marshal's Permitting Office
1120 San Bernardo, Laredo, Texas 78040
Phone (956) 794-1625/1633 - Fax (956) 795-2998

Application # 20-6596

PLANS REVISED

Dear Sir/Ma'am:

The fire sprinkler system blueprints for the overhead sprinkler system for **LISD Cuatro Vientos @ 4301 Vientos**, submitted to our office, has been reviewed: **111,000 SQFT; 883 Heads**

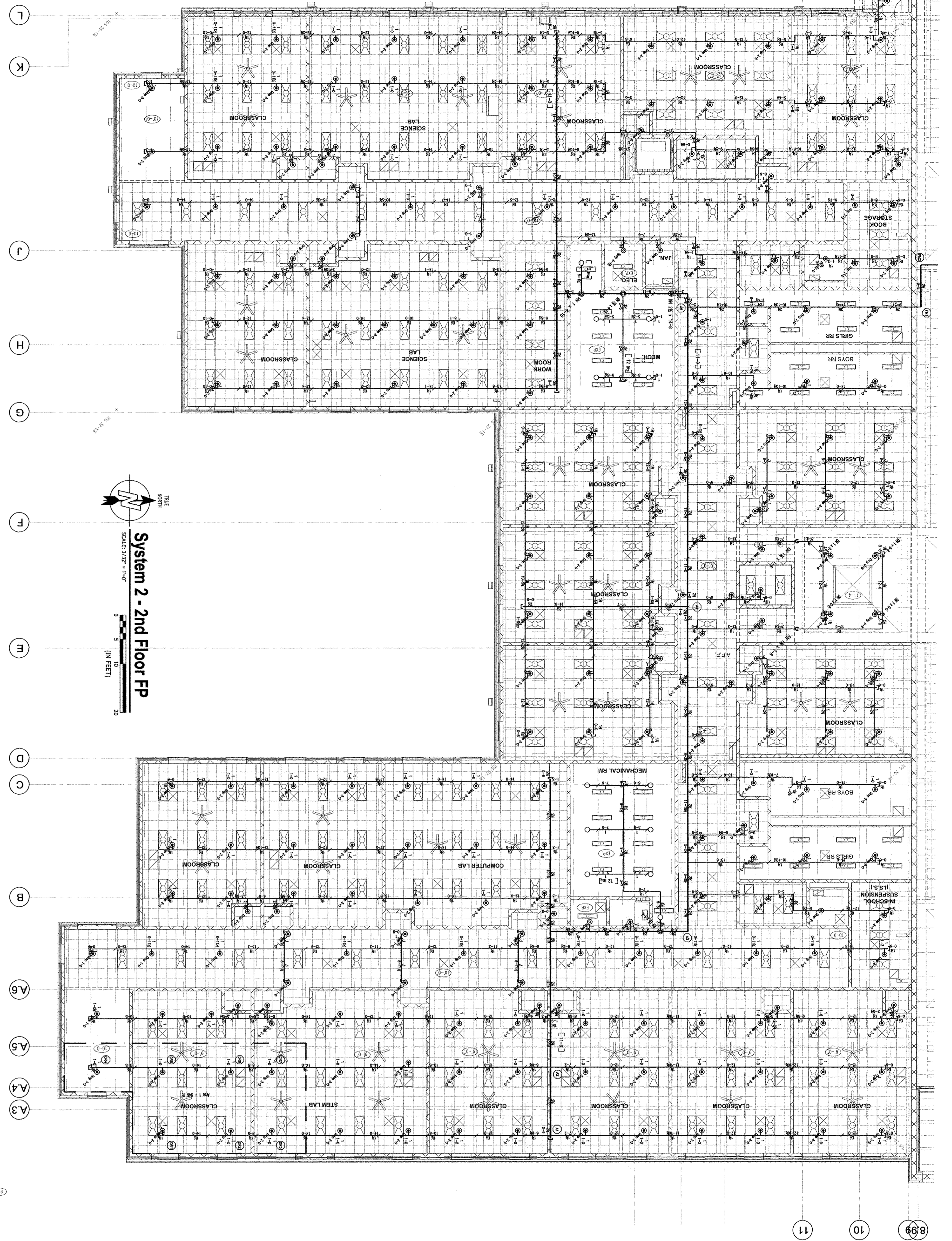
Plans approved as submitted. FDC sign height will be subject to field inspection. FDC and piping shall be hydrostatically tested.

As per code, a fire official must witness and approve all visual acceptance test(s) and hydro test(s) done during installation of fire sprinkler system(s) and underground fire line before any system(s) are tagged. **NO** modifications are to be done to any system(s), or any deviations from original plan(s) unless authorized by the Fire Marshal's Office or permit will be null and voided. A set of approved plans and review letter must be at project site at all times. All projects are subject to field inspection(s) at any date or time. The fire official must also conduct a final fire inspection upon completion of the project for occupancy approval. All required Fire Hydrants must be at their proper location before any work has started on Fire Sprinkler System. Permits are valid for only 180 days from date issued. **WE ARE CURRENTLY UNDER THE 2010 EDITION OF NFPA 13.**

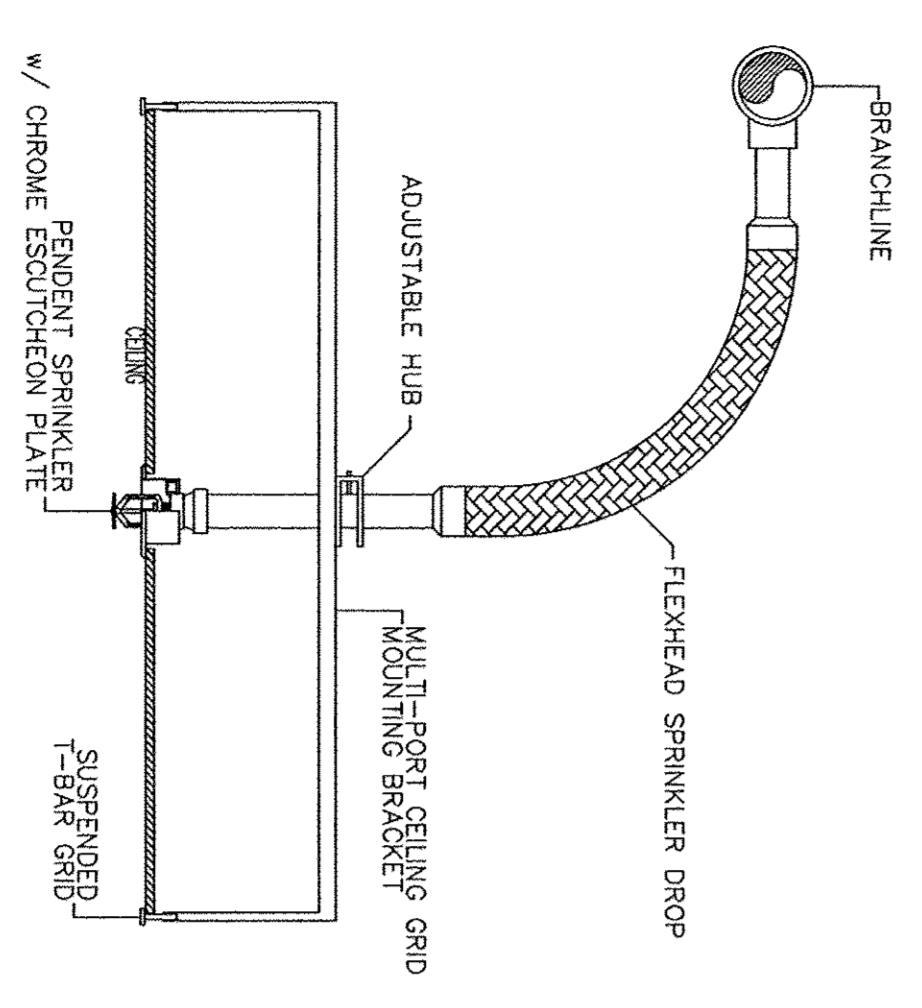
Please correct the items listed above, if any, and re-submit your blueprints and plan review fee to Fire Marshal's permitting office. All Fire Protection system(s) must be tested to ensure proper operation before calling for any inspection(s). If any inspection(s) fail to pass any test(s), a re-inspection fee(s) of \$100.00 will be charged for every visit thereafter, before any re-inspection(s) are to be conducted. Please contact utilities/cross connections department # (956) 794-1625 with Mr. Rolando Lozano for backflow preventer approval before any work has started. All fire hydrants on public or private property must be on a water loop separate from sprinkler system(s) water supply. Please contact our office if we can be of any further assistance to you or if you have any questions.

Jerry Soto

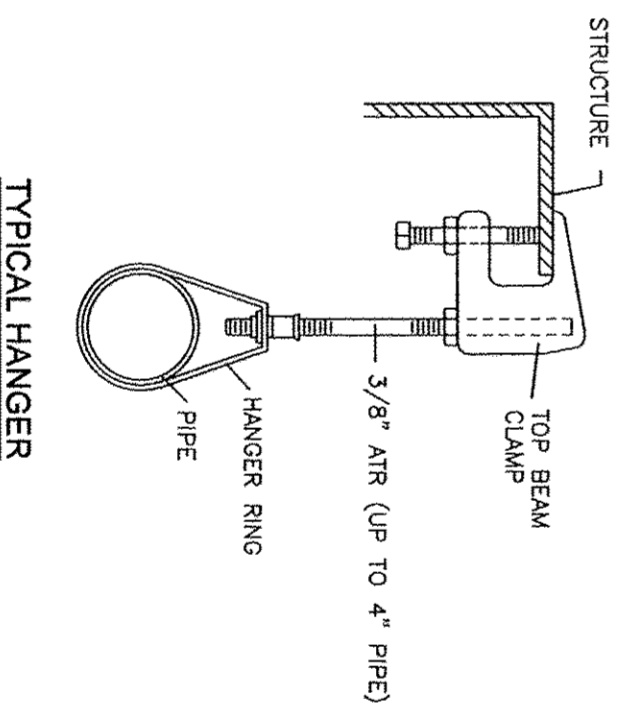
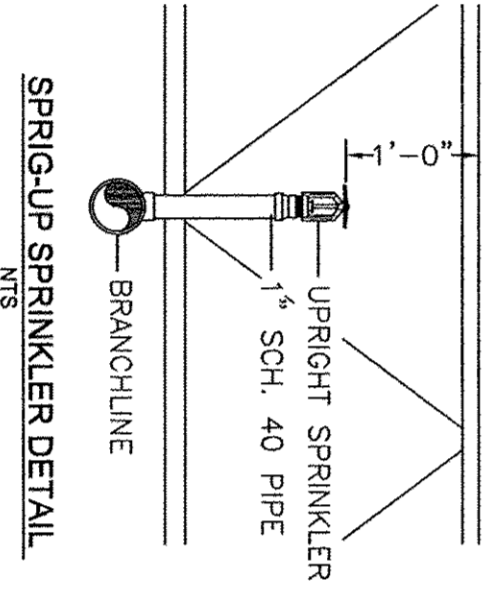
Fire Marshal's Office



System 2 - 2nd Floor FP
 SCALE: 1/2" = 1'-0"
 (IN FEET)

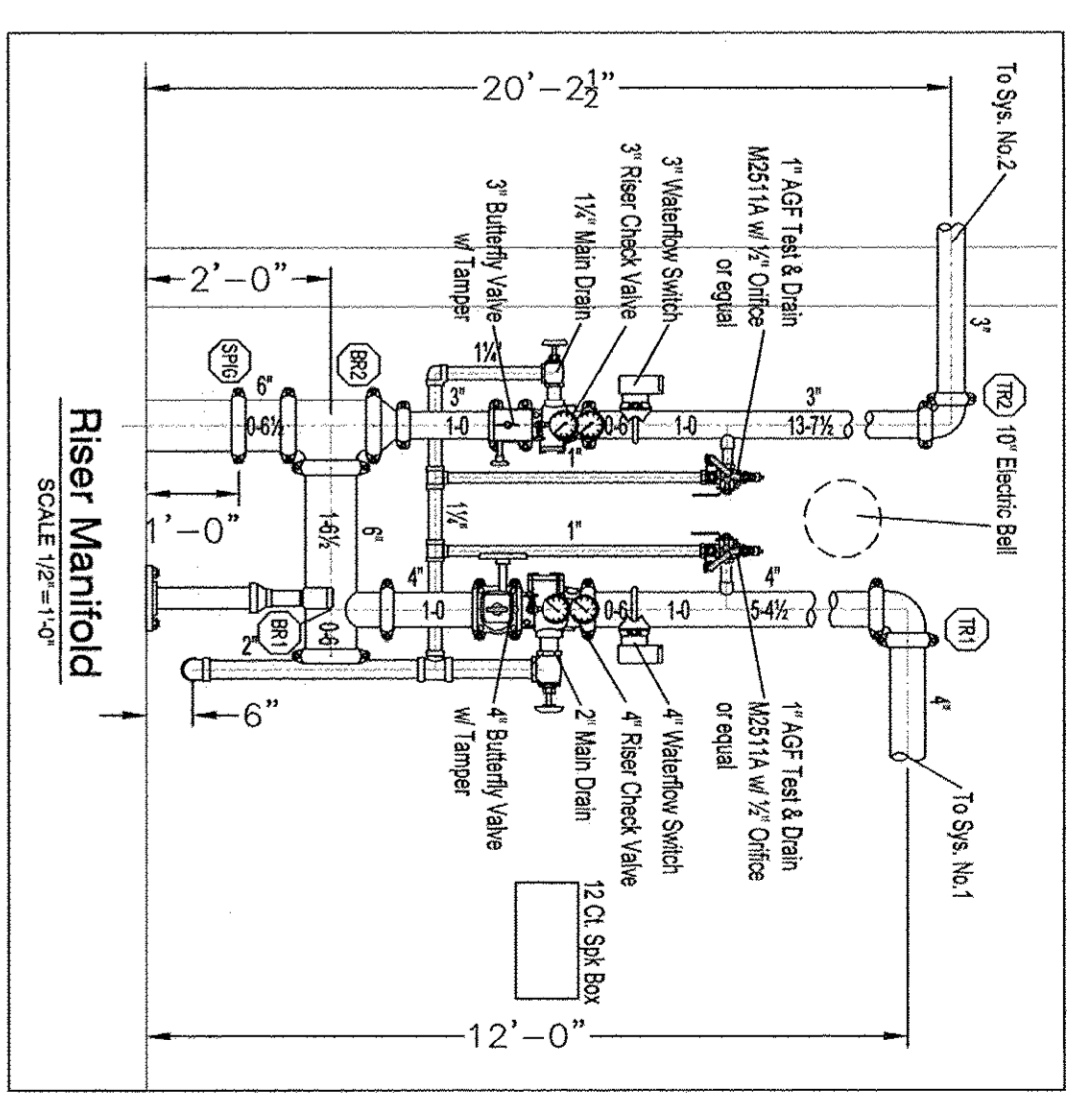


FLEX DROP SPRINKLERS
 NOT TO SCALE



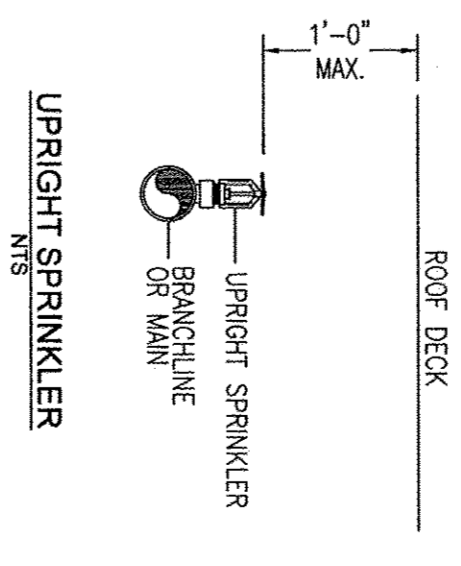
TYPICAL HANGER

SUBJECT TO FIELD INSPECTION



Riser Manifold
 SCALE: 1/2" = 1'-0"

IRREGULARLY COULDED STEEL
 This system as shown on Fire Protection System L.C. company report number FP-3 dated 6/1/2020 for 2nd floor Classroom at Cristo Rey School System 2 at 4301 Ventos Road with contact number 956-724-3777 is designed to discharge at a rate of 0.10 gpm/ft (lpm/ft) over an area of 500 sq/ft when supplied with water at a rate of 131.7 gpm/ft at 50.5 psi within the radius of the base of the riser. Riser stream distance is 100 gpm/ft.



- GENERAL NOTES**
1. ALL HANGERS SHALL BE TESTED IN ACCORDANCE WITH NFPA 13 (2019 ED).
 2. ALL INSPECTORS TEST AND LOW POINT BRANS TO BE PROVIDED PER CODES.
 3. MAINTENANCE SHALL BE PROVIDED TO THE SYSTEM PER NFPA 13 (2019 ED).
 4. ALL PIPING SHALL BE INSTALLED IN ACCORDANCE WITH NFPA 13 (2019 ED).
 5. ALL SYSTEM COMPONENTS SHALL BE LISTED AND APPROVED.
 6. ALL SYSTEM COMPONENTS SHALL BE 5'0\"/>

IMPORTANT:
 IN ADDITION TO THE GENERAL NOTES, THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND STRUCTURES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND STRUCTURES. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND STRUCTURES.

SPRINKLER HEAD SCHEDULE

Symbol	Count	Thread	K-Factor	Description	Note
○	253	1/2"	5.6	T73231 1/2 OR 155 C PDR	ON DROP
○	12	1/2"	5.6	T73131 1/2 OR 200 B UP	ON SPRIG
○	2	1/2"	5.6	T73131 1/2 OR 200 B UP	ON SPRIG

REVISIONS:

NO.	DATE	DESCRIPTION

FIRE PROTECTION GENERAL NOTES

1. Fire protection systems shall be installed in accordance with the applicable NFPA standards.
2. Fire protection systems shall be installed in accordance with the applicable NFPA standards.
3. Fire protection systems shall be installed in accordance with the applicable NFPA standards.

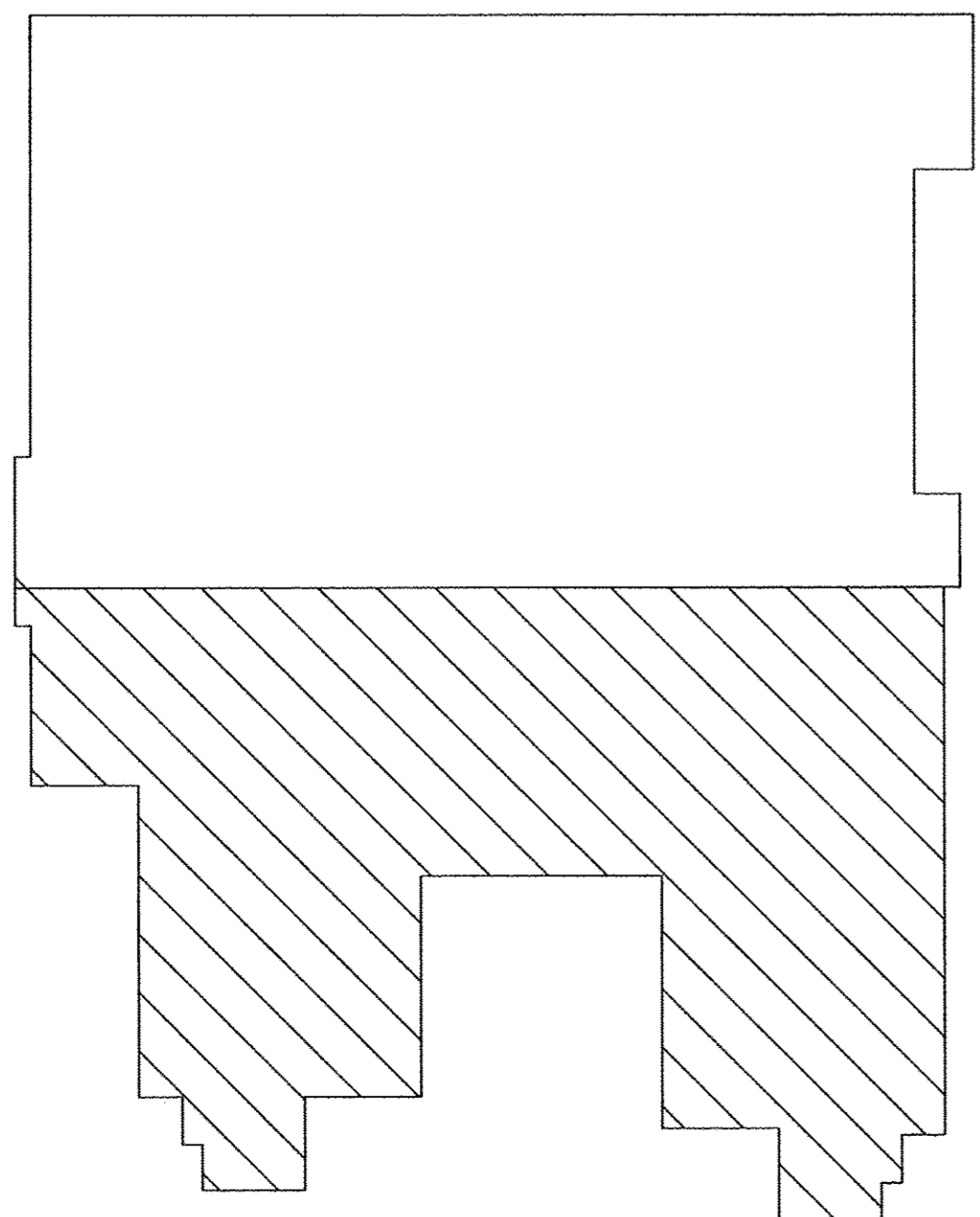
I have reviewed these plans and certify that they comply with the adopted NFPA standards.
FENIX FIRE SYSTEMS L.L.C.
 RMC-Structural
 Printed RMC Name: *Veronica Lopez*
 RMC-C-1777 Date: *01/21/2020*
 DAS-BUILT E/SUBMITTAL OTHER

FENIX FIRE SYSTEMS L.L.C.
 1508 CONVENT AVE.
 LAREDO, TX 78040

SCR-G-#2259873 Phone: 956-724-3777 info@fenixfire.com

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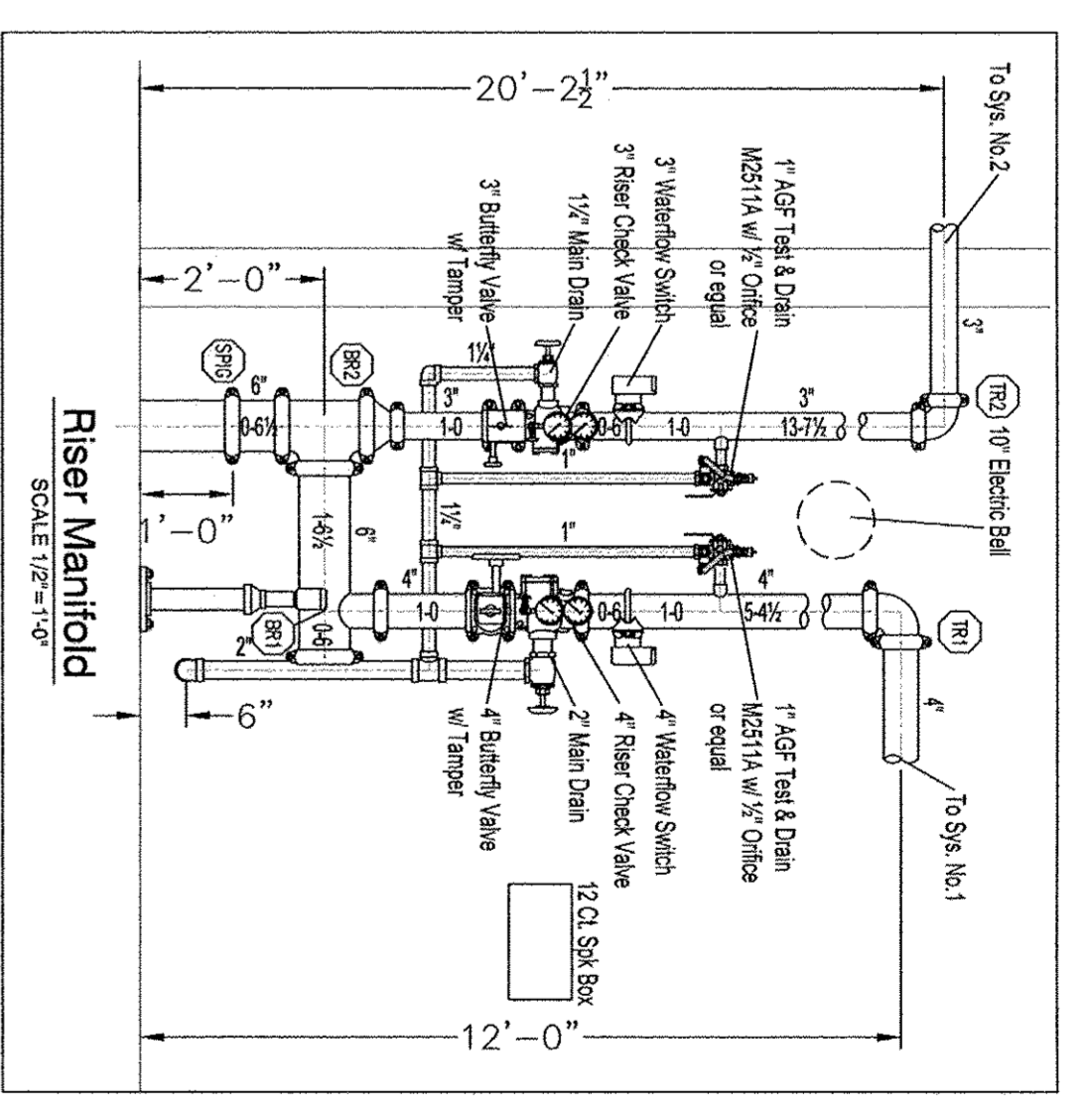
KEYPLAN
 SCALE AS NOTED



DATE: 6-1-20 APPROVAL: DRAWN BY: VV
 Cuatro Ventos Middle School
 United Independent School District
 4301 Ventos Road
 Laredo, Texas 78046
 System 2 Fire Protection 2nd Floor
 CONTRACT: SHEET 4 OF 4



System 2 - 1st Floor FP
 SCALE: 3/32" = 1'-0"
 0 5 10 (IN FEET)

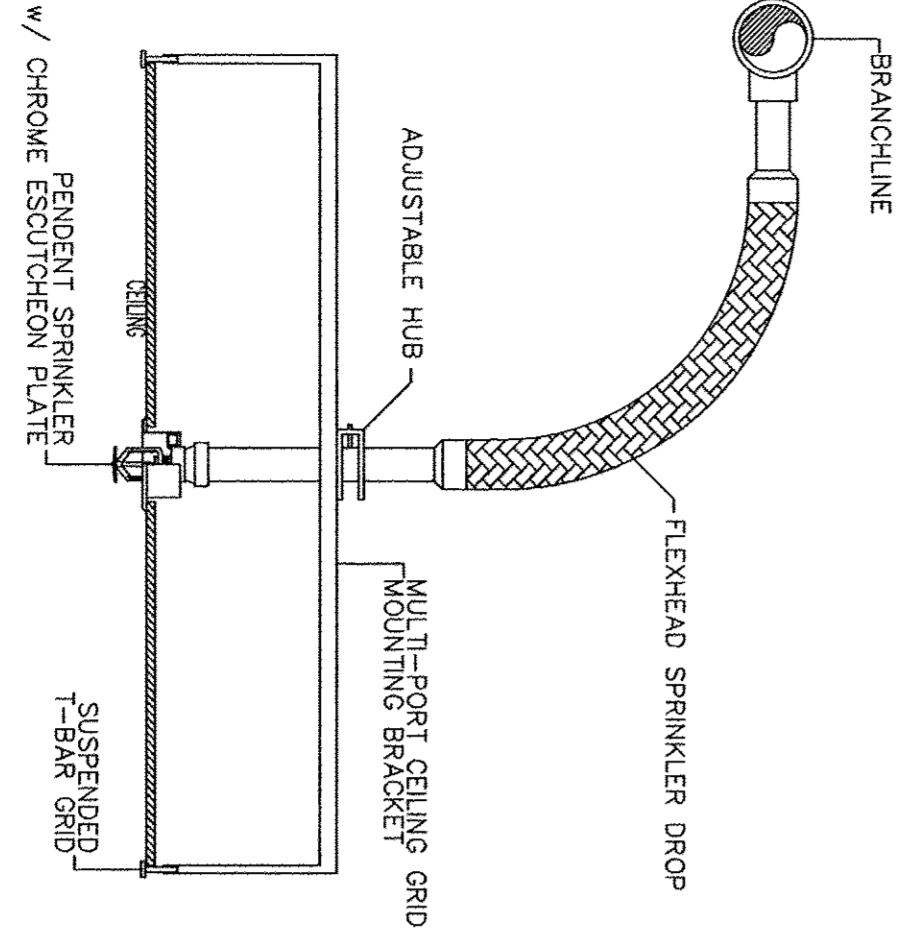
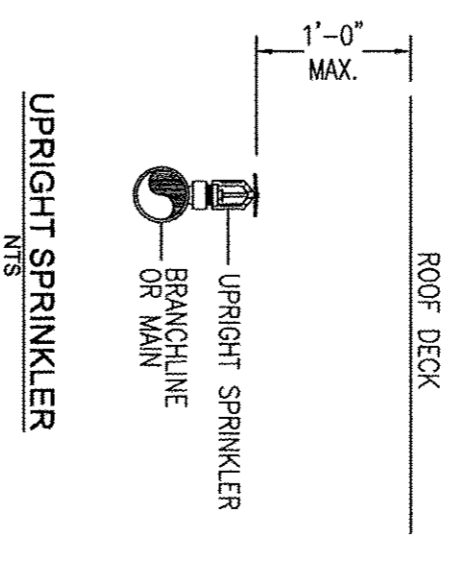


- GENERAL NOTES**
1. ALL INSPECTIONS SHALL BE IN ACCORDANCE WITH THE 2015 NFPA 13 (2015 EDITION).
 2. ALL INSPECTIONS TEST AND LOW POINT DRAIN TO BE PROVIDED PER CODE.
 3. ALL THREADED PIPING SHALL BE SPRINKLER PIPE WITH THREADED ENDS.
 4. ALL PIPING 2 1/2\"/>

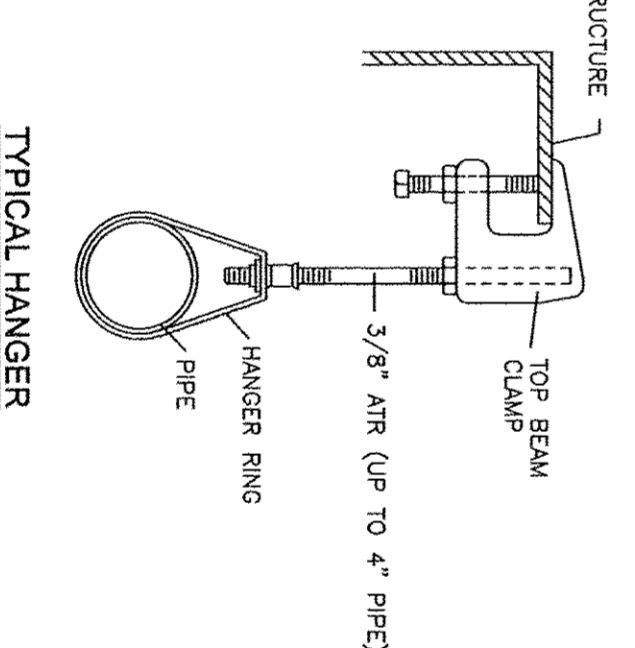
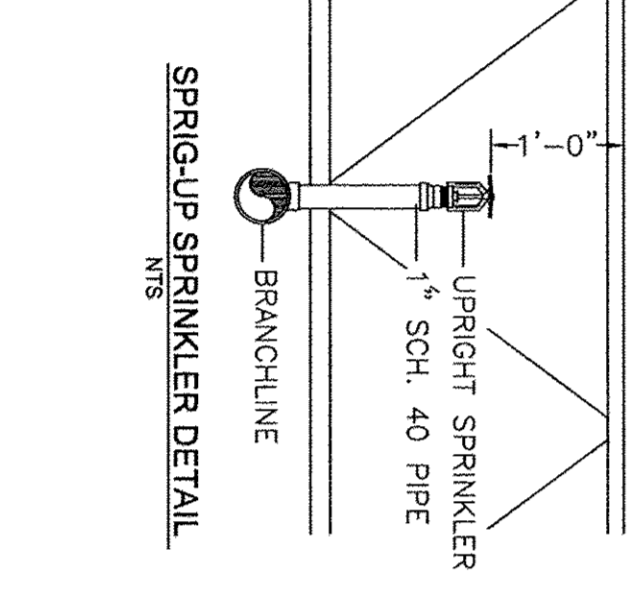
HYDRULICALLY CALCULATED SYSTEM

This system as shown on Form Fire Systems, LLC company print number FS-3 dated 9/1/2020 for 2nd floor Classroom or Control Module School System 2 at 4301 Ventas Road with current number is designed to discharge at a rate of 0.10 gpm/ft² (gpm/ft) over an area of 300 sq/ft when supplied with water at a rate of 12.117 gpm/ft at 20.25 psid at the base of the riser. Riser stem diameter is 100 gpm/ft.

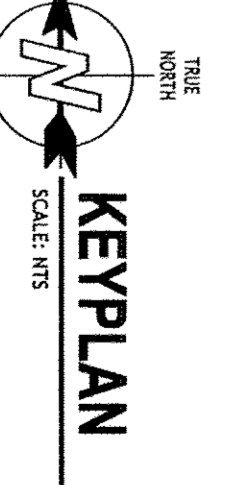
Occupancy Classification: Light hazard
 Commonly Classified: Storage Arrangement
 Maximum Storage Height: 16 feet



FLEX DROP SPRINKLERS
 NOT TO SCALE



SUBJECT TO FIELD INSPECTION



KEYPLAN

IMPORTANT:

IN LOCATIONS SUBJECT TO TYPING, CONTINGENT UPON THE APPROVAL OF THE LOCAL AUTHORITY, THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING THE NECESSARY PERMITS AND APPROVALS FROM THE LOCAL AUTHORITY. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING THE NECESSARY PERMITS AND APPROVALS FROM THE LOCAL AUTHORITY. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING THE NECESSARY PERMITS AND APPROVALS FROM THE LOCAL AUTHORITY.

Sprinkler Head Schedule			
Symbol	Count	Thread	K-Factor
⊙	267	1/2"	5.6
⊙	14	1/2"	5.6
281 = Total Number of Heads System 2-1st Fl.			

FIRE PROTECTION GENERAL NOTES

The protection system is to be installed per NFPA 13 2015 edition and approved amendments. The protection system is to be installed per NFPA 13 2015 edition and approved amendments. The protection system is to be installed per NFPA 13 2015 edition and approved amendments.

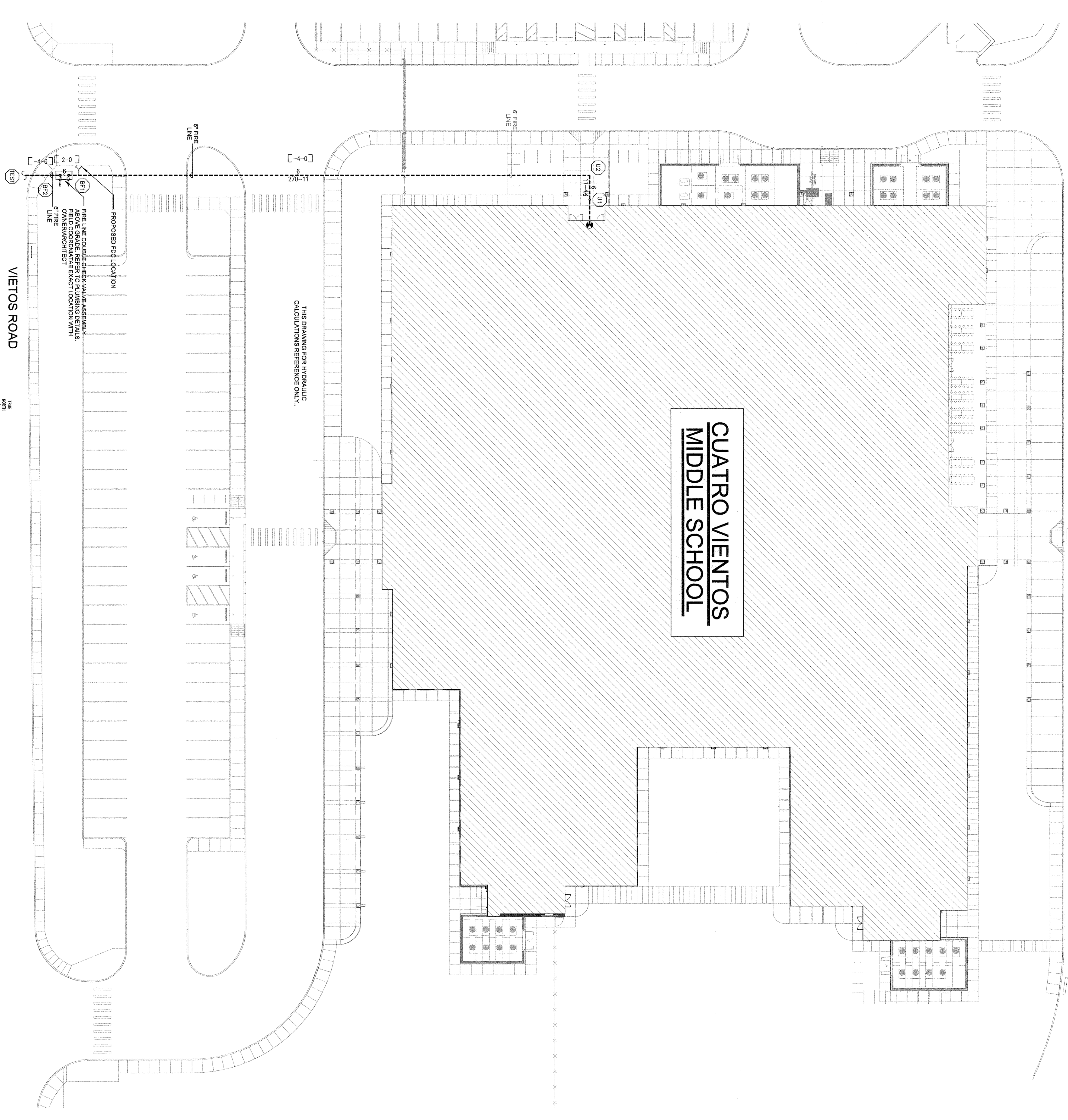
I have reviewed these plans and certify that they comply with the adopted NFPA standards.

FENIX FIRE SYSTEMS L.L.C.
 RUC - Signature: [Signature]
 RUC - Name: Verónica Muñoz
 RUC - License No.: 1177
 Date: 11/11/2020

FENIX FIRE SYSTEMS L.L.C.
 1508 CONVENT AVE.
 LAREDO, TX 78040

DATE: 6-1-20 APPROVAL: [Signature]
 DRAWN BY: VV
 Cuatro Ventos Middle School
 United Independent School District
 4301 Ventas Road
 Laredo, Texas 78046
 System 2 Fire Protection 1st Floor
 CONTRACT: SHEET 3 OF 4

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CUATRO VIENTOS MIDDLE SCHOOL

North Arrow
Scale: 1" = 40'
Site Plan For Hydraulic Ref Only

PROPOSED FIRE LOCATION
 FIRE LINE DOUBLE CHECK VALVE ASSEMBLY
 ABOVE GRADE REFER TO PLUMBING DETAILS
 FIELD CONDITIONS THE EXACT LOCATION WITH
 6" FIRE LINE
 6" FIRE LINE
 6" FIRE LINE
 6" FIRE LINE

THIS DRAWING FOR HYDRAULIC
 CALCULATION REFERENCE ONLY.

VIETOS ROAD

0 10 20 40
 (IN FEET)

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Jerry Soto

SUBJECT TO
 FIELD INSPECTION

<p>IMPORTANT: IN ADDITION TO THE GENERAL NOTES, IT IS THE RESPONSIBILITY OF THE CONTRACTOR TO VERIFY THE LOCATION AND DEPTH OF ALL EXISTING UTILITIES AND TO PROTECT THEM THROUGHOUT THE CONSTRUCTION PERIOD. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND FOR THE PROTECTION OF ALL UTILITIES AND STRUCTURES TO REMAIN. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND STRUCTURES TO REMAIN. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION OF ALL EXISTING UTILITIES AND STRUCTURES TO REMAIN.</p>	<p>PER ELEMENT AFF: SPRING LENGTH DRIVING POINT A.F.F. TYPICAL HEADS HYDRAULIC REFERENCE POINT</p>	<p>SPRINKLER HEAD SCHEDULE</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Symbol</th> <th>Count</th> <th>Thread</th> <th>K-Factor</th> <th>Description</th> <th>Note</th> </tr> </thead> <tbody> <tr> <td>○</td> <td>279</td> <td>1/2"</td> <td>5.6</td> <td>T73231 1/2 OR 150 C F95</td> <td>ON DRGP</td> </tr> <tr> <td>○</td> <td>52</td> <td>1/2"</td> <td>5.6</td> <td>T73131 1/2 OR 200 B UP</td> <td></td> </tr> <tr> <td>○</td> <td>4</td> <td>1"</td> <td>5.6</td> <td>T73233 1/2 Q-1200 200 C PD</td> <td></td> </tr> </tbody> </table> <p>339 = Total Number of Heads System 1</p>	Symbol	Count	Thread	K-Factor	Description	Note	○	279	1/2"	5.6	T73231 1/2 OR 150 C F95	ON DRGP	○	52	1/2"	5.6	T73131 1/2 OR 200 B UP		○	4	1"	5.6	T73233 1/2 Q-1200 200 C PD		<p>REVISIONS:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>No.</th> <th>Description</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> </tr> </tbody> </table>	No.	Description							<p>FIRE PROTECTION GENERAL NOTES:</p> <p>All protection required by NFPA 101, 101A, 101B, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 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659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.</p>	<p>I have reviewed these plans and certify that they comply with the adopted NFPA standards.</p> <p>FENIX FIRE SYSTEMS L.L.C. RMC - Signature: _____ RMC - C-1777 Date: 8/12/2020 C/S - BUILT <input checked="" type="checkbox"/> SUBMITTAL <input type="checkbox"/> OTHER</p>	<p>FENIX FIRE SYSTEMS L.L.C. 1508 CONVENT AVE. LAREDO, TX 78040</p> <p>SCR-G #2259873 Phone: 956-724-3777 info@fenixfire.com</p>	<p>DATE: 8-1-20 APPROVAL: Cuatro Vientos Middle School United Independent School District 4301 Vientos Road Laredo, Texas 78046</p> <p>Fire Line Hydraulic Reference Only</p>
Symbol	Count	Thread	K-Factor	Description	Note																																		
○	279	1/2"	5.6	T73231 1/2 OR 150 C F95	ON DRGP																																		
○	52	1/2"	5.6	T73131 1/2 OR 200 B UP																																			
○	4	1"	5.6	T73233 1/2 Q-1200 200 C PD																																			
No.	Description																																						

**AMENDMENT No. 1 SUPPLEMENTAL AGREEMENT TO DESIGN-BUILD
CONTRACT BETWEEN OWNER AND DESIGN/BUILDER
FOR CONSTRUCTION OF MIDDLE SCHOOL NO. 11**

DATE: August 18, 2021

CONTRACT DATE: June 2, 2014

OWNER: United Independent School District
201 Lindenwood
Laredo, Texas 78041
Telephone Number: (956) 473-6219

CONTRACTOR: Leyendecker Construction of Texas, Inc.
4220 Sanders
Laredo, Texas 78041
Telephone Number: (956) 722-0531

PROJECT: Design Build Contract for Construction of Middle School No. 11, currently known as Ricardo Molina Middle School

WHEREAS United Independent School District (hereinafter referred to as “Owner”) and Leyendecker Construction of Texas, Inc. (hereinafter referred to as “Design/Builder”) and collectively referred to as the “Parties” entered into a Design Build Contract on June 2, 2014, consisting of design/build services for three new middle schools, including Middle School No. 11, on behalf of Owner, (“Design-Build Contract”);

WHEREAS, on or about September 17, 2019, Owner and Design/Builder executed a Supplemental Agreement (“Supplemental Agreement”) to the Design-Build Contract providing for the design and construction of Middle School No. 11;

WHEREAS, the Supplemental Agreement provided a Guaranteed Maximum Price (“GMP”) for the Project in the amount of **TWENTY-ONE MILLION SEVEN HUNDRED NINETY THOUSAND DOLLARS EIGHT HUNDRED NINETY-SIX DOLLARS (\$21,790,896.00)**, which included a construction contingency allowance and technology equipment and systems allowance as well as architect and engineering fees.

WHEREAS, the Supplemental Agreement also included an allowance for a Fire Protection Storage Tank and Pump in the amount of One Hundred and Twenty-Five Thousand Dollars (\$125,000.00).

WHEREAS, after performance of the contract began, Owner was informed by Design-Builder the Fire Protection Storage Tank and Pump were not required for the Project as confirmed in a memorandum dated August 12, 2020, from City of Laredo Fire Inspector R. Soto.

WHEREAS, Owner and Design/Builder desire to and agree to amend the Supplemental Agreement to the Design-Build Contract to provide a credit to Owner and reduce the contract sum in the amount of ONE HUNDRED THIRTY-NINE THOUSAND ONE HUNDRED AND FIFTY DOLLARS (\$139,150.00), which includes the \$125,000.00 allowance for the Fire Protection Storage Tank as well as contractor fees and bonding in the amount of \$14,150.00.

NOW THEREFORE, in consideration of the mutual covenants and agreements contained herein, the parties agree as follows:

1. Article 1 Guaranteed Maximum Price of the Supplement Agreement shall be revised as detailed in **Exhibit A, which is attached to and made a part of this Contract Amendment No. 1.**:

Design Builder's GMP for the Work described in the Agreement (the ("GMP"), including the Cost of the Work, (Cost of Construction plus Design Service Fee), the Construction allowance and Technology Equipment and Systems allowance, is **TWENTY-ONE MILLION SIX HUNDRED FIFTY-ONE THOUSAND SEVEN HUNDRED FORTY-SIX DOLLARS. (\$21,651,746.00)**. The attached Exhibit "A" is a part of the Supplemental Agreement and Contract Documents as if it was physically incorporated therein:

2. Except as set forth in this Amendment, the Supplemental Agreement and Design-Build Contract are unaffected and shall continue in full force and effect in accordance with its terms.

3. The recitals set forth above are incorporated into and made a part of this Contract Amendment.

Contractor: Leyendecker Construction of Texas, Inc.

Gary Leyendecker
President

Date

Owner: United Independent School District

David H. Gonzalez
Superintendent of Schools

Date