AGENDA ITEM

	BOARD OF TRUSTEES AGENDA
	Workshop x Regular Special
(A)	Report Only Recognition
	Briefly describe the subject of the report or recognition presentation.
B)	X Action Item X Action Item SAMUEL MIJARES, SUPERINTENDENT OF SCHOOLS ISMAEL MIJARES, DEPUTY SUPT. FOR BUSINESS AND FINAN ROLANDO SALINAS, DEPUTY SUPT. FOR DISTRICT OPERATION LUIS VELEZ, PURCHASING DIRECTOR PEDRO FELAN, FACILITIES AND MAINTENANCE DIRECTOR
	Briefly describe the action required. CONSIDER AND TAKE APPROPRIATE ACTION ON THE REQUEST TO APPROVE CHANGE ORDER NUMBER THREE (3) ON PURCHASE ORDER NUMBER 336083 FOR EPJH TENNIS COURT AS PER BOARD POLICY CH AND STATE GUIDELINES.
C)	Funding source: Identify the source of funds if any are required.
	BUDGETED FUNDS
D)	Clarification: Explain any question or issues that might be raised regarding this item.
	SEE ATTACHED MEMORANDUM

EAGLE PASS INDEPENDENT SCHOOL DISTRICT

MEMORANDUM

Subject:	Change Order Number 3 on Purchase Order 336083 for EPJH Tennis Court
Date:	Monday, October 23, 2023
From:	Mr. Luis A. Vélez, Purchasing Director
То:	Mr. Ismael Mijares, Deputy Superintendent for Business and Finance

Per your request and in accordance with Board Policy CV, attached for your review is the written cost estimate of the proposed change order #3 to Purchase order 336083 for EPJH Tennis Court.

If you have any questions or need more information regarding this matter, please contact me at the Purchasing Department.

587 Madison Street • Eagle Pass, Texas 78852 • Tel (830) 773-5181 • www.eaglepassisd.net

Hellas Contraction, Inc.		i0		
Project Name:	Eagle Pass MS Tennis	CHANGE OF	DFR	
Change Order Number:	<u>CO #03</u>			
Hellas Project Number:	<u>20230430</u>	RE: <u>Additional Sha</u>	de Structures	x
Architect/Eng/Owner Project Number:				
Architect/Engineer	Hellas Construction, Inc.	Owner/CM: <u>Eagle Pass ISD</u>		
Address:	12000 West Parmer Lane	Address: <u>1420 Eidson R</u>	<u>d</u>	
City:	<u>Cedar Park</u>	City: <u>Eagle Pass</u>		
State/Zip:	<u>TX / 78613</u>	State/Zip: <u>TX / 78852</u>		
Phone & Fax:	<u>P: 512.250.2910</u> <u>F:</u> 512.250.1660	Phone & Fax		
		Phone & Fax		
DESCRIPTION OF CHANGE (Attach addition Add a total of #4 (four) metal shade structu			Decrease In	Increase In
Drill 12 2' piers 5' deep set 14x30 l-beam ei		Im color by EPISD.		· · · · ·
Weld on-site 14x30 counter lever beams, w		R panel sub-structure.		
Prime & Painting for Metal I-beams and tul				\$135,278.00
Credit for 2 (two) 10'x14' Fabric Shade Structures, including installation and foundation work.				
· · · · · · · · · · · · · · · · · · ·				
	-			
				× .
				~
· · · · ·				
		Subto	al (\$24,900.00)	\$135,278.00
		Total Add(Dedu		
Contract Start Date 6/13/23 Contract Informat				
	Substantial			
Contract Time:	Days Completion Date	Original Contract Sum		\$1,270,970.00
Original Contract Days	0 N/A	Previous Change Orders		\$32,069.00
Present Contract Time incl C/O 0	0 N/A	Present Contract Amount		\$1,303,039.00
This Change Add (Deduct) New Contract Days	0 0 N/A	This CO Add(Deduct) New Contract Sum		\$110,378.00 \$1,413,417.00
New contract Days		New Contract Sum		əı,413,417.00

This Change Order is an amendement of the Contract Documents between Contractor and the Owner, and all contract provisions shall apply unless specifically exempted. The amount and time change designated are the maximum agreed to by both the Owner and the Contractor for this change.

the shanger					
RECCOMMENDED	APPROVED	APPROVED			
N/A					
	Signature, Contractor	Signature, Owner/CM			
		Samuel Mijares			
Printed Name	Printed Name	Printed Name			
		10/23/23			
(Date)	(Date)	(Date)			

PURCHASING AND ACQUISITION

Change Orders	For provisions regarding change orders, see CV.
Criminal Offenses	An officer, employee, or agent of a district commits an offense if the person with criminal negligence makes or authorizes separate, sequential, or component purchases to avoid the requirements of Education Code 44.031(a) or (b). An offense under this provision is a Class B misdemeanor and is an offense involving moral turpi- tude.
	"Component purchases" means purchases of the component parts of an item that in normal purchasing practices would be made in one purchase. "Separate purchases" means purchases, made sep- arately, of items that in normal purchasing practices would be made in one purchase. "Sequential purchases" means purchases, made over a period, of items that in normal purchasing practices would be made in one purchase.
	Education Code 44.032(a)–(b)
	An officer, employee, or agent of a district commits an offense if the person with criminal negligence violates Education Code 44.031(a) or (b) other than by conduct described by Education Code 44.032(b). An offense under this provision is a Class B mis- demeanor and is an offense involving moral turpitude. <i>Education</i> <i>Code 44.032(c)</i>
	An officer or employee of a district commits an offense if the officer or employee knowingly violates Education Code 44.031, other than by conduct described by Education Code 44.032(b) or (c). An of- fense under this provision is a Class C misdemeanor. <i>Education</i> <i>Code 44.032(d)</i>
Removal from Office	The final conviction of a person other than a trustee of a district for an offense under Education Code 44.032(b) or (c) above results in the immediate removal from office or employment of that person. A trustee who is convicted of an offense under Education Code 44.032 is considered to have committed official misconduct for pur- poses of Local Government Code Chapter 87, and is subject to re- moval as provided by that chapter and Texas Constitution Article V, Section 24. For four years after the date of the final conviction, the removed person is ineligible to be a candidate for or to be ap- pointed or elected to a public office in Texas, is ineligible to be em- ployed by or act as an agent for the state or a political subdivision of the state, and is ineligible to receive any compensation through a contract with the state or a political subdivision of the state. <i>Edu- cation Code 44.032(e)</i>
Injunction	A court may enjoin performance of a contract made in violation of Education Code Chapter 44, Subchapter B. A county attorney, dis-

FACILITIES CONSTRUCTION

	 Prohibit, require, discourage, or enonymetric on the public work contract, including tractor, from entering into or adhering collective bargaining organization r Discriminate against a person described the person's involvement in the agric son's status or lack of status as a person described bargain status or lack of status as a person description. 	ng a contractor or subcon- ng to an agreement with a relating to the project; or cribed by item 1 based on reement, including the per-
	willingness or refusal to enter into t	•
	Gov't Code 2269.0541(a)	
Out-of-State Bidders	For legal requirements regarding out-of-	state bidders, see CH.
Change Orders	f a change in plans or specifications is r mance of a contract is begun or if it is ne crease the quantity of work to be perforr ment, or supplies to be furnished, the dis orders making the changes. The district ty to an administrative official to approve	ecessary to decrease or in- ned or of materials, equip- strict may approve change may grant general author-
	The total contract price may not be incre changes unless additional money for inc for that purpose from available money of horization of the issuance of time warra	reased costs is approved r is provided for by the au-
	A contract with an original contract price not be increased by more than 25 perce contract with an original contract price of creases the contract amount to \$1 millio subsequent change orders may not incre amount by more than 25 percent of the o	nt. If a change order for a f less than \$1 million in- n or more, the total of the ease the revised contract
	Education Code 44.0411	
Inspection, Verification, and Testing	ndependently of the contractor, construct design-build firm, a district shall provide struction materials engineering, testing, and the verification testing services nece the facility by the district. The district sha which it contracts in accordance with Go Gov't Code 2269.058	or contract for the con- and inspection services essary for acceptance of all select the services for
	Note: For additional requirements reincluding fees and contracts, s 61.1040(e)(5).	-
Impact Fees	A district is not required to pay impact fe Government Code Chapter 395 unless t	
DATE ISSUED: 6/10/20 UPDATE 119 CV(LEGAL)-P		7 of 19

	HELLAS CONSTRUCTION, INC.			
Hellas	5	12000 West Parmer Lane AUSTIN, TEXAS 78613 PH: 512-250-2910 FAX: 512-250-1960	GEIVED	
roject Name:	Eagle Pass MS Tennis	CHANGE ORD 4	N 2 2 2023	
hange Order Number:	<u>CO #01</u>	ACCOU	NTS PAYAE	3↓₽
iellas Project Number:	<u>20230430</u>	RE: <u>Geofectmiltal Report</u>		
Architect/Eng/Owner Project Number:				l
Architect/Engineer	Hellas Construction, Inc.	Owner/CM: <u>Eagle Pass ISD</u>		
Address:	12000 West Parmer Lane	Address: <u>1420 Eldson Rd</u>		
City:	<u>Cedar Park</u>	City: <u>Eagle Pass</u>		
•	TX / 78613	State/Zip: <u>TX / 78852</u>		
State/Zlp:	P: 512,250,2910 F:	Phone & Fax		
Phone & Fax:	<u>512.250.1660</u>		procession l'interne	363
DESCRIPTION OF CHANGE (Attended) Total for the Geotechnical Report (propo	sal attached)			0.00
Total for the Geotechnical Report (propo	ssal attached)	JUL	EIVED 2 2023 S PAYABLE	
Total for the Geotechnical Report (propo	ssal attached)	JUL ACCOUNT Subtotal	EIVED 2 2023 S PAYABLE \$0.00 \$8,10	
Total for the Geotechnical Report (propo		JUL ACCOUNT Subtotal Total Add(Deduct)	EIVED 2 2023 S PAYABLE \$0.00 \$8,100 \$8,100.00	
Total for the Geotechnical Report (propo	ssal attached) ssal attached)	JUL ACCOUNT Subtotal Total Add(Deduct) Contrats Informed Original Contingency Sum Previous Change Orders	EIVED 2 2023 S PAYABLE \$0.00 \$8,100 \$8,100,00 \$1,270,5	0.00 970.0 \$0.0
Total for the Geotechnical Report (propo		JUL ACCOUNT Subtotal Total Add(Deduct) Contrattelinfoldmett Original Contingency Sum	EIVED 2 2023 S PAYABLE \$0.00 \$8,100 \$8,100,00 \$1,270, \$1,270, \$1,270,	0.00 970.0 \$0.0 970.0

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This Change Order is an amendement ot the Contract Documents between Contractor and the Owner, and all contract provisions shall apply unless specifically exempted. The amount and time change designated are the maximum agreed to by both the Owner and the Contractor for this change.

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	Man Matter	Neuro
N/A	Signature, Contractor	Signature, Owner/CM
	Ben Milliet	SAMUEL MIJANES
Printed Name	Printed Name	Printed Name
Funda Sume	6/16/2023	6-20-25
	(Date)	(Date)
(Date)	(More)	

CK072307

Helas	HELLAS CONSTRUCTION, INC. 12000 West Parmer Lane AUSTIN, TEXAS 78613					
Construction, inc		Pł	AUSTIN, TEX H: 512-250-2910 FA			
Project Name:	Eagle Pass MS Tennis		CHA	ANGE ORDI	ER	
Change Order Number:	<u>CO #02</u>					
Hellas Project Number:	20230430		RE:	Flex Base Credit &	Testing	
Architect/Eng/Owner Project Number:						
Architect/Engineer	Hellas Construction, Inc.		Owner/CM:	Eagle Pass ISD		
Address:	12000 West Parmer Lane		Address:	1420 Eidson Rd		
City:	<u>Cedar Park</u>		City:	Eagle Pass		
State/Zip:	<u>TX / 78613</u>		State/Zip:	<u>TX / 78852</u>		
Phone & Fax:	<u>P: 512.250.2910</u> 512.250.1660	<u>F:</u>	Phone & Fax			
					Decrease In	Increase In
DESCRIPTION OF CHANGE (Attach additiona Credit for the Flex Base excluded from Geote					(\$24,695.00)	Increase In
Testing Services by ECS				_		\$16,148.00
					e.	
				Subtotal	(\$24,695.00)	\$16,148.00
				Total Add(Deduct)	(\$8,54	
Conti	act Start Date 6/13/23			Contract Informati		Data (Astro)
	Substantial					
Contract Time:	Days Completion Date		Original Contra			\$1,270,970.00 \$8,100.00
Original Contract Days Present Contract Time Incl C/O 0	0 N/A 0 N/A		Previous Change Present Contract			\$8,100.00
This Change Add (Deduct)	0 N/A		This CO Add(D			(\$8,547.00
New Contract Days	0 N/A		New Contract			\$1,270,523.00
New Contract Days			New Contract	Jun		_

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RECCOMMENDED	APPROVED	APPROVED
N/A	Ben Mattal	Allis
	Signature, Contractor	Signature, Owner/CM
	Ben Milliet	SAMUEL MIJANES
Printed Name	Printed Name Printed Name	
	7/31/2023	8/8/2023
(Date)	(Date)	(Date)

		HELLAS CONSTRUCTION	ON. INC.		
Halas		12000 West Parmer Lane			
CONSULTION IS.		AUSTIN, TEXAS 78 PH: 512-250-2910 FAX: 5			
Project Name:	Eagle Pass MS Tennis	1			
		CHAN	GE ORDER		
Change Order Number:	<u>CO #04</u>				
Hellas Project Number:	20230430	RE: <u>Elec</u>	trical Service to Annex		
Architect/Eng/Owner Project Numbe	er:				
Architect/Engineer	Hellas Construction, Inc.	Owner/CM: Eag	le Pass ISD		
Address:	12000 West Parmer Lane	Address: 142	<u>0 Eidson Rd</u>		
City:	<u>Cedar Park</u>	City: <u>Eag</u>	le Pass		
State/Zip:	<u>TX / 78613</u>	State/Zip: <u>TX</u>	78852		
Phone & Fax:	P: 512.250.2910 F: 512.250.1660	- Phone & Fax			
DESCRIPTION OF CHANGE (Attach ac	ditional pages if required)		Decrease In	Increase In	
Install a 480V Three Phase 100-amp					
Trench 350' from the NE corner of th	ne Tennis Courts to the Annex (THROUG				
Install 2" conduit in the trench and pull 4 wires for 480v 3 phase 100-amp service to court					
nstall a New Rack for the New Lighting Equipment on the NE side of the court				\$32,516.00	
		Total	Subtotal \$0.00 Add(Deduct) \$32	\$32,516.00	
	Contract Start Date 6/13/23				
	Substantial	Cont	Add(Deduct) \$32	516.00	
Contract Time:	Substantial Days Completion Date	Cont Original Contract Sur	Add(Deduct) \$32 ract Information	\$1,270,970.00	
Original Contract Days	Substantial Days Completion Date 0 N/A	Cont Original Contract Sur Previous Change Orde	Add(Deduct) \$32 ract Information m ers	516.00 \$1,270,970.00 (\$447.00)	
	Substantial Days Completion Date	Cont Original Contract Sur	Add(Deduct) \$32 ract Information n ers unt	\$1,270,970.00	

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RECCOMMENDED	APPROVED	APPROVED	
N/A	Ben Mittel	SPULis	
	Signature, Contractor	Signature, Owner/CM	
	Ben Milliet	SAMUEL MIJARES, SUPPA	MENDENE
Printed Name	Printed Name	Printed Name	
	10/16/2023	10-14-23	
(Date)	(Date)	(Date)	