

Amendment Number: 5

Agreement Number: 070112

Project Identification Number: 101454.01

Federal Project Number: STP-397(8), STP/HPP-397(10)

State Project Number: 94092-1224-14/94092-2226-14

THIS AGREEMENT AMENDMENT is made and entered into this 3rd day of Oct, 2016 by and between the STATE OF TENNESSEE DEPARTMENT OF TRANSPORTATION, an agency of the State of Tennessee (hereinafter called the "Department") and THE CITY OF FRANKLIN (hereinafter called the "Agency"), for the purpose of providing an understanding among the parties of their respective obligations related to the management of the project described as:

“SR-397, MACK HATCHER PARKWAY WEST FROM SOUTH OF SR-96 WEST OF FRANKLIN TO EAST OF SR-106(US-431) NORTH OF FRANKLIN”

1. The language of Agreement # 070112 dated March 30, 2016, Section B.2 a) Completion Date is amended to change the first sentence of Section B.2 a) from:

The Agency agrees to complete the herein assigned phases of the Project on or before JULY 15, 2014.

to

The Agency agrees to complete the herein assigned phases of the Project on or before N/A.

All provisions of the original contract not expressly amended hereby shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this instrument to be executed by their respective authorized officials on the date first above written.

CITY OF FRANKLIN

STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION

By: Eric S. Stuckey 8-24-16 Date By: John C. Schroer OCT 03 2016 Date
Eric S. Stuckey John C. Schroer
City Administrator Commissioner

APPROVED AS TO
FORM AND LEGALITY

By: Shauna R Billingsley 8.24.16 Date
Shauna Billingsley
Attorney

APPROVED AS TO
FORM AND LEGALITY

By: John Reinhold Date
John Reinhold
General Counsel




**STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION
PROGRAM DEVELOPMENT & ADMINISTRATION DIVISION
LOCAL PROGRAMS DEVELOPMENT OFFICE
SUITE 600, JAMES K. POLK BUILDING
505 DEADERICK STREET
NASHVILLE, TENNESSEE 37243-1402
(615) 741-5314**

JOHN C. SCHROER
COMMISSIONER

BILL HASLAM
GOVERNOR

MEMORANDUM

TO: John Reinbold

FROM: John Phillips, Transportation Manager 

DATE: September 14, 2016

SUBJECT: Amendments-Expired Contracts

RE: PIN 101454.01, Mack Hatcher Parkway West, from South of SR-96 West of Franklin to East of SR-106 (US-431) North of Franklin

The purpose of the amendment is to remove the completion date as this is a TDOT handled project and we do not have expirations on our contracts. This one should never have been placed on this contract and it slipped thru the cracks due to this error.

The original contract for the referenced project was originally executed on July 5, 2007 with no completion date. When the contract was amended April 28, 2010 to upgrade the language and Exhibit A, the completion date of July 15, 2014 was added. Local Programs was made aware of the expired contract due to a new monitoring process on June 3, 2016, and the amendment was immediately written and sent to the City of Franklin on June 3, 2016. We received and sent the signed amendment by the City to Legal on August 26, 2016.

While the contract technically expired on July 15, 2014, the City of Franklin and the Department has been actively moving the project toward completion. The City has continued with billing and has submitted invoices of \$7,545,559.01. This in the following billings of \$5,989,532.52 in December 2011, \$1,392,526.49 in January 2015 and \$167,500.00 in June 2016.

Regarding the project history, project is well underway and should be let by the Department in December 2017.

Cc: Paul Degges
Ronnie Porter
John Reinbold
Jennifer Herskek



**STATE OF TENNESSEE
DEPARTMENT OF TRANSPORTATION
PROGRAM DEVELOPMENT & ADMINISTRATION DIVISION
LOCAL PROGRAMS DEVELOPMENT OFFICE**

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JOHN C. SCHROER
COMMISSIONER

BILL HASLAM
GOVERNOR

October 4, 2016

The Honorable Ken Moore
Mayor, City of Franklin
109 Third Ave South
Franklin, TN 37064

Re: Fully Executed Amendment 5: SR-397(Mack Hatcher Pkwy West) from South of SR-96 West of Franklin to East of SR-106 (US-431) North of Franklin
Franklin, Williamson Co
PIN:101454.01
Federal Project Number: STP-397(8)/SRT/HPP-397(10)
State Project Number: 94092-1224-14/94092-2226-14
Contract Number: 070112, Amendment 5

Dear Mayor Moore:

Attached for your files is a copy of the fully executed amendment regarding funding for the referenced project. The Department will now proceed with the development of the project.

If you have any questions, or need additional information, please contact Ms. Maria Hunter at 615-532-3632 or maria.hunter@tn.gov.

Sincerely,

Whitney Sullivan
Transportation Manager

Attachment