

TEXAS TRANSPORTATION COMMISSION

NAVARRO County

MINUTE ORDER

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DALLAS District

In NAVARRO COUNTY on INTERSTATE 45-F BUSINESS, Viking Construction, Inc. (contractor) was awarded construction project CPM 92-13-16, etc. in the amount of \$1,438,488.

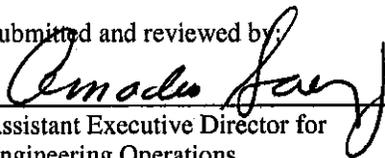
The contractor filed a claim against the Texas Department of Transportation (department) for additional compensation in the amount of \$35,698 for additional costs associated with microsurfacing problems. The contractor claimed the decrease in the quantity of the major item of microsurfacing was a significant change that entitled them to an adjustment to the contract price in accordance with Article 4.2 of the Standard Specifications.

Pursuant to Title 43, Texas Administrative Code, §9.2, the Contract Claim Committee met informally with the contractor, and the claim was successfully resolved.

The agreed resolution requires that the contractor be paid the sum of \$35,698 in full and final satisfaction of the claim. This consideration shall be payable only after the department is in receipt of a duly authorized and completed Settlement Agreement and Release containing a specific promise by the contractor to release and hold harmless the State of Texas, its officers, and employees with regard to all claims and disputes arising from the contract.

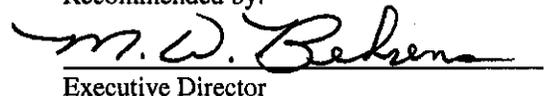
IT IS THEREFORE ORDERED by the Texas Transportation Commission (commission) that the sum of \$35,698 is authorized to be expended from funds under the control and jurisdiction of the commission, and the executive director is directed to take the necessary steps to secure a warrant in this amount payable to the contractor.

Submitted and reviewed by:



Assistant Executive Director for  
Engineering Operations

Recommended by:



Executive Director

**110200 AUG 25 05**

Minute  
Number

Date  
Passed