

RESOLUTION NO. _____

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION

**AUTHORIZING THE COUNTY MANAGER OR HIS/HER DESIGNEE TO EXECUTE
AMENDMENT TWO TO THE CONSTRUCTION MANAGEMENT SERVICE
AGREEMENT WITH SUNDT LAYTON, A JOINT VENTURE AND CHANGE ORDERS
NOT TO EXCEED 3% OF THE AGREEMENT AMOUNT**

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, on May 9, 2012, the County entered into a Construction Management Service Agreement with Sundt Layton, A Joint Venture, in the amount of \$7,387,929 to be the Construction Manager for the Maple Street Correctional Center; and

WHEREAS, on November 5, 2013, the parties executed Contract Amendment One to set a Guaranteed Maximum Price (GMP) for the agreement in the amount of \$125,996,677, plus \$250,000 for Preconstruction Services; and

WHEREAS, the parties now agree to further amend the Agreement as amended by Contract Amendment One to, among other things, revise the Not To Exceed amount for the construction hard cost of the Maple Street Correctional Center; and

WHEREAS, the parties agree that this amendment is appropriate to complete construction of the Maple Street Correctional Center in a timely manner while

maintaining the scope and design of the facility and ensuring its safety, security, functionality, and appearance; and

WHEREAS, this Board has been presented with a form of such amendment and has reviewed it and approves it as to both form and content.

NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the Board of Supervisors authorizes and directs the County Manager or his/her designee to execute said Amendment Two to the Construction Management Service Agreement with Sundt Layton, A Joint Venture establishing the Not To Exceed amount for the construction hard cost of the Maple Street Correctional Center Project in the amount of \$136,549,687.

BE IT FURTHER RESOLVED that the County Manager or his/her designee is authorized to execute Amendments to the Agreement which increase the County's maximum fiscal obligation by no more than 3% (\$4,096,490) of the Agreement amount in aggregate, and/or modify the Agreement term and/or services so long as the modified term or services do not cause the total cost of the construction of the Replacement Jail to exceed the current or revised fiscal provisions.

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