

RESOLUTION NO. .

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA ACTING AS THE GOVERNING BOARD OF BURLINGAME HILLS SEWER MAINTENANCE DISTRICT

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RESOLUTION AMENDING THE CONSTRUCTION AGREEMENT WITH K.J. WOODS CONSTRUCTION, INC., FOR THE ADELINE DRIVE AND CANYON ROAD SANITARY SEWER CAPACITY IMPROVEMENT PROJECT, INCREASING THE “NOT-TO-EXCEED” AMOUNT BY \$176,500, FOR A NEW NOT-TO-EXCEED AMOUNT OF \$1,692,500

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, acting as the Governing Board of the Burlingame Hills Sewer Maintenance District (District), that

WHEREAS, this Board of Supervisors did, on September 11, 2012, adopt Resolution No. 072154A, which authorized the Director of Public Works to submit a financial application to the State Water Resources Control Board (SWRCB) for a Clean Water State Revolving Fund (CWSRF) loan to fund the construction of collection system improvements to the District’s sanitary sewer facilities, authorized the President of the Board or his/her designee to negotiate and execute Financial Assistance Agreements from the SWRCB, and dedicated the net revenues collected through the sewer service charges for repayment of the CWSRF loan; and

WHEREAS, this Board of Supervisors did, on November 19, 2013, adopt Resolution No. 072890, which certified the Initial Study/Mitigated Negative Declaration for the Adeline Drive and Canyon Road Capacity Improvement Project (Project), authorized the Director of Public Works to proceed with preparing the plans and specifications (the “Plans and Specifications”) for the Project, and authorized the Director

of Public Works to proceed with advertising for bids on the Project and report back to this Board with recommendations on awarding a contract; and

WHEREAS, On January 26, 2016, your Board adopted Resolution No. 074310, which adopted the plans and specifications, including conformance with federal prevailing wage scale requirements, and authorized an agreement for construction of the Project to be executed with K.J. Woods Construction, Inc. with a not-to-exceed amount of \$1,516,000, based on the contractor's bid amount of \$1,378,000, and authorized the Director of Public Works to execute contract change orders in an amount not to exceed \$138,000; and

WHEREAS, unanticipated conditions discovered during construction and additional permit requirements imposed upon the Contractor have led to a determination that the original "not-to-exceed" amount may not be sufficient to complete the Project; and

WHEREAS, the cost of the additional work for the Project is approximately \$176,500 and the Director of Public Works is recommending that the "not-to-exceed" amount of the contract be increased to \$1,692,500; and

WHEREAS, this Board has considered and concurs with the recommendation of the Director of Public Works.

NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that

1. The Director of Public Works' authority to execute change orders (contract amendments) to the contract with K.J. Woods Construction, Inc., for the Adeline Drive and Canyon Road Sanitary Sewer Capacity Improvement

Project is hereby increased by an additional \$176,500, to a new “not-to-exceed” amount of \$1,692,500, in order to allow for payment of unanticipated project costs.

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