

RESOLUTION NO. 070966

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

\* \* \* \* \*

**RESOLUTION INCREASING THE PUBLIC WORKS DIRECTOR'S AUTHORITY TO EXECUTE CHANGE ORDERS TO THE AGREEMENT WITH SOIL ENGINEERING CONSTRUCTION, INC., TO INCREASE THE "NOT-TO-EXCEED" AMOUNT OF \$287,550 BY AN ADDITIONAL \$40,000, TO A NEW "NOT-TO-EXCEED" AMOUNT OF \$327,550, IN ORDER TO ALLOW FOR PAYMENT OF UNANTICIPATED PROJECT COSTS RELATED TO THE SEAL COVE TRAIL IMPROVEMENT PROJECT – FITZGERALD MARINE RESERVE – MOSS BEACH AREA**

---

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

**WHEREAS**, on November 10, 2009, the Board of Supervisors adopted Resolution No. 070517, which adopted plans and specifications, including conformance with prevailing wage rates scale requirements, approved filing of a CEQA Notice of Exemption, and called for sealed proposals for the Seal Cove Trail Improvement Project (Project); and

**WHEREAS**, on December 15, 2009 the Board of Supervisors adopted Resolution No. 070580, which awarded and authorized execution of a agreement with Soil Engineering Construction, Inc. for the Project with a not-to-exceed amount of \$287,550, which included an agreement in the amount of \$239,625 and the Director of Public Works' authority to execute change orders in an amount not to exceed \$47,925; and

**WHEREAS**, unforeseen conditions were encountered during construction and changes were required in order to address said conditions; and

070966

**WHEREAS**, the dimensions of the concrete support piers were modified by increasing the diameter and length of piers as well as modifications to the bottom stairs were required as a result of the bluff erosion that had occurred subsequent to completion of the Project plans and specifications; and

**WHEREAS**, water intrusion into the construction site occurred, which required additional excavation and installation of rock to stabilize the site and direct water away from the piers and stairs; and

**WHEREAS**, additional grading adjacent to the stairwell was required to reduce the potential for slope erosion; and

**WHEREAS**, an increase in the agreement amount of \$40,000 is required for the additional work necessitated by the unforeseen site conditions for the Project; and

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

**NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that:

The Director of Public Works' authority to execute change orders to the agreement with Soil Engineering Construction, Inc. is hereby increased by an additional amount of \$40,000, to a new not-to-exceed amount of \$327,550 in order to allow for the payment of unanticipated project costs related to the Seal Cove Trail Improvement Project.

\* \* \* \* \*

070966

Regularly passed and adopted this 27<sup>th</sup> day of July, 2010.

AYES and in favor of said resolution:

Supervisors:

MARK CHURCH

CAROLE GROOM

RICHARD S. GORDON

ROSE JACOBS GIBSON

ADRIENNE J. TISSIER

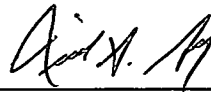
NOES and against said resolution:

Supervisors:

NONE

Absent Supervisors:


NONE



President, Board of Supervisors  
County of San Mateo  
State of California

Certificate of Delivery

I certify that a copy of the original resolution filed in the Office of the Clerk of the Board of Supervisors of San Mateo County has been delivered to the President of the Board of Supervisors.



Marie L. Peterson, Deputy  
Clerk of the Board of Supervisors

070966