

## **RESOLUTION NO. .**

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

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**ADOPT A RESOLUTION AUTHORIZING THE COUNTY MANAGER OR DESIGNEE TO EXECUTE CHANGE ORDERS TO THE AGREEMENT WITH MCCARTHY BUILDING COMPANIES INCREASING THE AMOUNT \$2,915,830 ABOVE PRIOR AUTHORITY, FOR A NEW NOT TO EXCEED AMOUNT OF \$38,515,830.**

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

**WHEREAS**, on October 20, 2015, this Board adopted Resolution 074125, authorizing execution of a design-build agreement (Agreement) with McCarthy Building Companies, Inc. (McCarthy) for the design and construction of the Regional Operations Center (ROC), in an amount not to exceed \$31,000,000; and

**WHEREAS**, through Resolutions 075575 and 076499, this Board authorized amendments and change orders to the Agreement that would increase the not to exceed amount to \$35,600,000; and

**WHEREAS**, unanticipated site conditions encountered during construction, additional work to meet the requests of authorities having jurisdiction, and additional scope requested by the County were significant enough to require an increase in the final contract not to exceed amount for this project; and

**WHEREAS**, additional and unanticipated costs were incurred related to, inter alia, (1) the design and construction of the subsurface ground improvement and foundations as a result of unforeseen soil conditions; (2) the location of additional underground fuel storage tanks and the identification of substantial deposits of soil in need of excavation, testing, remediation, and/or removal causing substantial

unanticipated schedule delays and associated costs; and (3) owner-elected changes including adding separate switchgear for the emergency back-up generators, additional fiber and copper infrastructure, special monitoring provisions, additional data center cooling tests, audio-visual modifications, and a ramp in the equipment yard; and

**WHEREAS**, the cost of the additional work for the Project requires an increase in the Agreement amount and the Director of the Project Development Unit recommends an increase in the not to exceed amount by \$2,915,830 for a final amount of \$38,515,830; and

**WHEREAS**, this Board has considered and concurs with the recommendation of the Director of the Project Development Unit; and

**WHEREAS**, County Counsel has reviewed and approved the Resolution as to form; and

**WHEREAS**, approval of these actions will contribute to the Shared Vision 2025 outcome of Collaborative and Safe Community by advancing this Project that will provide regional benefits to San Mateo County residents

**NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that the Board of Supervisors authorizes the County Manager or designee to execute change orders (or contract amendments) to the Agreement with McCarthy increasing the amount \$2,915,830 above prior authority, for a new not to exceed amount of \$38,515,830.

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