

**RESOLUTION NO. .**

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA  
ACTING AS THE GOVERNING BOARD OF THE CRYSTAL SPRINGS COUNTY  
SANITATION DISTRICT**

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**RESOLUTION INCREASING THE DIRECTOR OF PUBLIC WORK'S AUTHORITY  
TO EXECUTE CHANGE ORDERS TO THE AGREEMENT WITH DISNEY  
CONSTRUCTION, INC., BY INCREASING THE AMOUNT BY \$195,000, TO A NEW  
NOT TO EXCEED AMOUNT OF \$2,057,065, FOR PAYMENT OF UNANTICIPATED  
PROJECT COSTS RELATED TO THE SENECA LANE MUDSLIDE SEWER  
STABILIZATION PROJECT**

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**RESOLVED**, by the Board of Supervisors of the County of San Mateo, State of California, acting as the Governing Board of the Crystal Springs County Sanitation District (District), that

**WHEREAS**, this Board of Supervisors did, on March 14, 2017, adopt Resolution No. 075084, which authorized specific Department employees to serve as agents authorized to execute in the name of the County of San Mateo all necessary applications, contracts, agreements, amendments and payment requests hereto for the purposes of securing grant funds and to implement and carry out the purposes specific in the grant applications with Federal Emergency Management Agency (FEMA) and the California Office of Emergency Services (Cal OES); and

**WHEREAS**, FEMA and Cal OES have determined that the site was eligible for funding and worked with the District to establish an appropriate scope of work and funding amount and the FEMA disaster number assigned to this Project is FEMA-4305-DR-CA and funding has been approved; and

**WHEREAS**, this Board of Supervisors did, on August 7, 2018, adopt Resolution No. 076046, which 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 June 25, 2019, your Board adopted Resolution No. 076730, 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 Disney Construction, Inc. with a not-to-exceed amount of \$1,862,065, based on the contractor's bid amount of \$1,692,785, and authorized the Director of Public Works to execute contract change orders in an amount not to exceed \$169,280; and

**WHEREAS**, unanticipated conditions discovered during construction led to a determination that the original "not-to-exceed" amount will not be sufficient to complete the Project; and

**WHEREAS**, the cost of the additional work for the Project is approximately \$195,000 and the Director of Public Works is recommending that the "not-to-exceed" amount of the contract be increased to \$2,057,065; 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 (contract amendments) to the contract with Disney Construction, Inc., for the Seneca Lane Mudslide Sewer Stabilization Project is hereby increased by an additional \$195,000, to a new "not-to-exceed" amount of \$2,057,065, in order to allow for payment of unanticipated project costs.

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