

RESOLUTION 2014-_____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE FIRST AMENDMENT TO THE DESIGN BUILD AGREEMENT WITH WEBCOR BUILDERS AND TO INCORPORATE THE GUARANTEED MAXIMUM PRICE (GMP) FOR THE DESIGN AND CONSTRUCTION OF ORANGE PARK (CIP PR316) LOCATED ON FOURTH AVENUE IN WESTERN CHULA VISTA

WHEREAS, the City and D/B entered into an agreement (“Original Agreement”) dated July 23th 2013 and approved by City Council Resolution 2013-143, whereby D/B provides design and construction services to the City for the construction of a fully functional park including the facilities and site-work; and

WHEREAS, the Original Agreement contained a guaranteed maximum price not to exceed amount of \$2,391,781; and

WHEREAS, As the design progressed and some of the complexities of this project became known, the actual GMP as determined at the 90% construction drawing stage exceeded the not to exceed amount in the original agreement; and

WHEREAS, D/B and City staff have met with the public, incorporated comments and value engineered the project to provide the best product at the most effective price; and

WHEREAS, the parties now desire to amend the Agreement to increase the contract amount to incorporate the guaranteed maximum price of \$2,541,178 for a fully functional 3.9-acre park.

NOW, THEREFORE, in consideration of the recitals and the mutual obligation of the Parties set forth herein, the City and Webcor Builders agree to the 1st amendment to the Design Build Agreement.

Presented by

Approved as to form by

Richard A. Hopkins
Director of Public Works

Glen R. Googins
City Attorney