

RESOLUTION NO. ____ - 2021

**RESOLUTION OF THE FORT BRAGG CITY COUNCIL
APPROVING CONTRACT CHANGE ORDER NO. 3 WITH AKEFF CONSTRUCTION
SERVICES, INC. FOR THE MAPLE STREET STORM DRAIN AND ALLEY
REHABILITATION PROJECT (PWP-00116), INCREASING THE CONTRACT BY \$78,490.00
AND AUTHORIZING THE APPROPRIATION OF FUNDS FROM THE STREETS PROJECT
FUND (ACCOUNT 420-4870-0731) FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED
\$1,412,544.00**

WHEREAS, the Fort Bragg City Council entered into a Contract on April 12, 2021 in the amount of \$1,226,354.00 with Akeff Construction Services, Inc. (“Contractor”) for construction services on several local alleys and on Maple Street as part of the Maple Street Storm Drain and Alley Rehabilitation Project (City Project PWP-00116); and

WHEREAS, on August 16, 2021 the City received and processed Contract Change Order No.1 for an additional 15 working days and an increase in the contract amount of up to \$25,000 for force account work for site specific corrections; and

WHEREAS, on August 30, 2021, the City Council/Municipal Improvement District Board Authorized Contract Change Order No. 2 and Budget Amendment No. 2022-09 for additional sewer line work that was necessary to resolve a significant utility conflict between the proposed storm drain main and multiple sewer laterals; and

WHEREAS, Contract Change Order No. 2 added 40 working days to the contract and increased the contract amount by \$82,700; and

WHEREAS, staff identified six (6) locations throughout town early on in the project where small localized paving is required to ensure streets surfacing is safe and consistent with the integrity of the City’s Pavement Management Program goals to prevent further deterioration at these locations; and

WHEREAS, the cost of the additional rehabilitation work associated with correcting the pavement failures identified in Attachment 1, is \$78,490.00 and adds seven (7) working days to the contract; and

WHEREAS, there remain sufficient funds budgeted for this project in the Fiscal Year 2021/22 budget; and

WHEREAS, based on all the evidence presented, the City Council finds as follows:

1. The foregoing recitals are true and correct and are made a part of this Resolution.
2. Completion of this additional pavement rehabilitation is necessary to resolve localized areas of failed pavement.
3. Sufficient funds to cover the additional costs associated with this change order are budgeted in the FY 2021/22 Budget for this Capital Improvement Project.
4. Akeff Construction Services, Inc. agrees to complete the additional work in the amount of Contract Change Order No. 3.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby accept the contract change order No. 3 with Akeff Construction Services, Inc. for the increased costs associated with pavement replacement as part of the completion of City

Streets Project PWP-00116 and authorizes the City Manager to execute the same (Amount Not to Exceed \$78,490; transfer from Fund 420).

The above and foregoing Resolution was introduced by Council Member _____, seconded by Council Member _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 8th day of November, 2021, by the following vote:

- AYES:**
- NOES:**
- ABSENT:**
- ABSTAIN:**
- RECUSED:**

BERNIE NORVELL
Mayor

ATTEST:

June Lemos, CMC
City Clerk