

RESOLUTION NO. XXXX-2026

RESOLUTION OF THE FORT BRAGG CITY COUNCIL AUTHORIZING CHANGE ORDER NO. 2 WITH HP COMMUNICATIONS FOR BROADBAND CONSTRUCTION (PWP-00130), INCREASING CONTRACT AMOUNT \$1,974,629 FOR A TOTAL AMOUNT NOT TO EXCEED \$11,242,814

WHEREAS, the City of Fort Bragg is constructing a city-wide, underground, fiber-to-the-premise, last-mile, municipal broadband network to offer affordable and reliable broadband connectivity to our community; and

WHEREAS, on March 11, 2025, the City Council approved Agreement with HP Communications, Inc. in the amount of \$9,966,165 to construct the Municipal Broadband Utility Project ("Project"); and

WHEREAS, cost-saving were identified that reduced contract amount by \$698,000 through Change Order No. 1; and

WHEREAS, overages in horizontal drill boring and conduit placement has increased construction costs; and

WHEREAS, \$1,974,629 of project funds earmarked for operational and soft costs associated with recently acquired Internet Service Provider, Mendocino Community Network (MCN) are being redirected to cover increased construction costs; and

WHEREAS, Fort Bragg Municipal Code §3.20.060 G requires City Council authorization for contract amendments that increase the total contract amount by more than ten percent (10%), and this amendment exceeds that threshold; and

WHEREAS, the Project is exempt pursuant to the California Environmental Quality Act ("CEQA") and Title 14, the California Code of Regulations ("CEQA Guidelines"), Sections: 15301(b) because the Project is a public utility service – one of three public utilities provided by the City of Fort Bragg; 15302(c) because if replacement or reconstruction of water/sewer utilities are necessary there will be no expansion of capacity; and 15304(f) because the primary construction method is undergrounding utilizing horizontal directional drill boring to lessen impacts; and

NOW, THEREFORE, BE IT RESOLVED that the Recitals set forth above are true and correct and are incorporated herein as findings.

NOW, THEREFORE, BE IT FURTHER RESOLVED that City Council of the City of Fort Bragg does hereby authorize Change Order No. 2 with HP Communications, Inc. in the amount of \$1,874,629, increasing the total contract amount to \$11,242,814.

The above and foregoing Resolution was introduced by Councilmember _____, seconded by Councilmember _____, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 26th day of January, 2026, by the following vote:

AYES:

NOES:
ABSENT:
ABSTAIN:
RECUSED:

Jason Godeke
Mayor

ATTEST:

Diana Paoli
City Clerk