

## RESOLUTION NO. 3674-2013

**RESOLUTION OF THE FORT BRAGG CITY COUNCIL APPROVING FIRST AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT WITH GREEN VALLEY CONSULTING ENGINEERS FOR CONSTRUCTION INSPECTION OF THE 2013 STREET RESURFACING PROJECT, AUTHORIZING CITY MANAGER TO EXECUTE SAME (AMOUNT NOT TO EXCEED \$31,725; ACCOUNT NO. 405-4870-0731), AND APPROVING BUDGET ADJUSTMENT NO. 2014-11 TO ALLOCATE \$31,725 FROM FUND 250 TO ACCOUNT 405-4870-0731**

**WHEREAS**, on May 28, 2013, the City Council approved a contract with Green Valley Consulting Engineers to provide construction inspection services for the 2013 Street Structural Repairs Project and the 2013 Street Resurfacing Project; and

**WHEREAS**, the Street Structural Repairs Project is complete, and the Street Resurfacing Project is nearing completion as well and

**WHEREAS**, construction on the Street Resurfacing Project is being done by Intermountain Slurry Seal, Inc. and, for a variety of reasons, it has taken more time to complete the project than originally anticipated; and

**WHEREAS**, due to increases in the scope of the Project and the extended project timeframe, additional inspection services have been needed; and

**WHEREAS**, a proposal, dated October 29, 2013, was provided to the City for additional inspection services, including direct costs, billed at the current charge out rate for an amount not to exceed \$31,725; and

**WHEREAS**, the proposal also includes an overtime rate based on the expectation that the contractor could work long (10 hour) days to wrap up the project within a shorter timeframe; such overtime costs associated with project inspection will be reimbursed by the contractor per the contract documents; and

**WHEREAS**, the proposal estimate is based upon 25 working days, which is the amount of time estimated by Green Valley for finalizing the project; and

**WHEREAS**, the cost for the additional inspection will be covered by Street Sales Tax Fund 250 and sufficient funds will need to be transferred under Budget Adjustment No. 2014-11 from Street Sales Tax Fund 250 to construction Account 405-4870-0731 for this amendment.

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

1. Green Valley Consulting Engineers is currently providing inspection services for this project.
2. The Street Resurfacing Project time of completion has been extended due to equipment breakdowns, scheduling issues, project repairs, and necessary clean up from construction activities.

3. Green Valley Consulting Engineers will be paid based upon their hourly charge out rate only for additional time spent on the 2013 Street Resurfacing Project in an amount not to exceed \$31,725.
4. Adequate funding is available upon appropriate of Street Sales Tax to complete the work as provided in the amendment proposal.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Fort Bragg does hereby approve the First Amendment to the Professional Services Agreement with Green Valley Consulting Engineers for Construction Inspection of the 2013 Street Resurfacing Project and authorize the City Manager to execute same (amount not to exceed \$31,725; Account No. 405-4870-0731).

**BE IT FURTHER RESOLVED** that the City Council of the City of Fort Bragg does hereby approve Budget Adjustment No. 2014-11 amending the FY 2012/13 Budget to appropriate \$31,725 from Fund 250 to Account No. 405-4870-0731 to cover the cost of this contract.


The above and foregoing Resolution was introduced by Councilmember Hammerstrom, seconded by Councilmember Courtney, and passed and adopted at a regular meeting of the City Council of the City of Fort Bragg held on the 25<sup>th</sup> day of November, 2013, by the following vote:

<b>AYES:</b>	Councilmembers Courtney, Deitz, Hammerstrom, Kraut, and Mayor Turner.
<b>NOES:</b>	None.
<b>ABSENT:</b>	None.
<b>ABSTAIN:</b>	None.



**DAVE TURNER,**  
Mayor

**ATTEST:**

  
Cynthia M. VanWormer, MMC  
City Clerk