

Marina Coast Water District
Agenda Transmittal

Agenda Item: 10-D

Meeting Date: June 14, 2011

Submitted By: Patrick Breen

Presented By: Patrick Breen

Reviewed By: Carl Niizawa

Agenda Title: Consider Adoption of Resolution No. 2011-44 to Approve an Amendment to the Construction Contract with Dilbeck & Sons for Construction and Related Expenses of the Imjin Office Park Building C

Detailed Description: The Board is requested to authorize an amendment to the Construction Contract with Dilbeck & Sons Building C at Imjin Office Park in the amount of \$80,000 for site improvements not included in the original contract.

In May 2009, the Board approved an agreement with the Fort Ord Reuse Authority (FORA) for the purchase and lease of the to-be-built FORA Office Building C and share of the Imjin Office Park.

In May 2010, the construction contract for Building C was released for public bid and on June 15th, six bids were received. The Board approved a Construction Contract with Dilbeck & Sons for \$2,257,596 to construct Building C with 15% in expected project related costs and contingency for a total allocation of \$2,596,000.

This additional allocation request is for installation of site lighting (plaza and pathway lighting around the building), the installation of irrigation, and landscaping which are required to receive final occupancy from the City of Marina. The total cost for the site improvements is \$118,750, which will be partially funded with remaining funds from the original allocation for this project.

A portion of the cost for these site improvements are to be recouped by the District from the Builders Exchange of the Central Coast and Carpenters Local 605 as the other parties to the Imjin Office Park Development. Staff anticipates approximately \$50,000 will be recouped.

Additional Allocation request:	\$80,000
Other Party(s) Share:	<u>\$50,000</u>
Total net expense to MCWD:	\$30,000

In order to complete the work in a timely manner staff is recommending this work be completed within the existing construction contract between MCWD and Dilbeck & Sons, Inc. Staff will invoice the other parties once the work is complete.

Environmental Review Compliance: CEQA compliance has been met through FORA certification of the "Final Initial Study for the Imjin Office Park General Plan Amendment and Re-zone Project" and its Mitigated Negative Declaration and Mitigation Monitoring Program.

Prior Committee or Board Action: On May 12, 2009, the Board adopted Resolution No. 2009-34 approving agreements with the Fort Ord Reuse Authority to purchase property and lease back space in the Imjin Office Park. On December 12, 2009, the Board adopted Resolution No. 2009-80 authorizing the General Manager to sign contracts relating to the Imjin Office Park Project. On May 11, 2010, the Board adopted Resolution No. 2010-27 authorizing a professional services agreement with Paul Davis Partnership for Design of the Building C. On June 22, 2010 the Board adopted Resolution No. 2010-38 which authorized a construction contract and related expenses for construction of the Imjin Office Park Building C.

Board Goals/Objectives: *Strategic Plan, Goal No. 2 – To meet 100% of current and future customers’ needs and make timely improvements and increase infrastructure and level of services and human resources to meet needs of expanding service areas in an environmentally sensitive way.*

Financial Impact: ___ X ___ Yes ___ ___ No

Funding Source/Recap: The District initially will utilize District Reserves to fund this proposed project; however, approximately \$50,000 will be reimbursed by outside parties.

Material Included for Information/Consideration: Resolution No. 2011-44.

Staff Recommendation: The Board of Directors adopt Resolution No. 2011-44 an amendment to the Construction Contract with Dilbeck & Sons for construction and related expenses of the Imjin Office Park Building C.

Action Required: ___ X ___ Resolution ___ ___ Motion ___ ___ Review
(Roll call vote is required.)

Board Action

___ Resolution No ___ Motion By ___ Seconded By ___

Ayes _____ Abstained _____

Noes _____ Absent _____

Reagendized _____ Date _____ No Action Taken _____

June 14, 2011

Resolution No. 2011 - 44
Resolution of the Board of Directors
Marina Coast Water District
Authorizing an Amendment to the Construction Contract with Dilbeck & Sons
for Construction and Related Expenses of the Imjin Office Park Building C

RESOLVED by the Board of Directors (“Board”) of the Marina Coast Water District (“District”), at a regular meeting duly called and held on June 14, 2011, at the business office of the District, 11 Reservation Road, Marina, California as follows:

WHEREAS, the District is contractually obligated to construct a building in the Imjin Office Park for FORA’s occupancy; and,

WHEREAS, the Board awarded the construction contract of Building C to Dilbeck and Sons for \$2,257,596; and,

WHEREAS, the Board authorized an additional allocation of 15% of the construction contract for contingency and to implement the construction of the FORA building; and,

WHEREAS, an addition allocation of \$80,000 is needed to install Imjin Office Park site lighting, irrigation, and landscaping; and,

WHEREAS, the District will share these costs with the other parties in the Imjin Office Park Development; and,

WHEREAS, the District is bound by the City of Marina to complete this work in order to receive Final Occupancy.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors of the Marina Coast Water District does hereby:

- 1) Authorize the General Manager and/or Deputy General Manager to increase the budget for the Construction Contract and Related Expenses for Construction of the Building C at Imjin Office Park Building in the amount of \$80,000.
- 2) To take all actions and execute all documents as may be necessary or appropriate to give effect to this resolution, the total dollar amount not-to-exceed \$2,676,000.

PASSED AND ADOPTED on June 14, 2011 by the Board of Directors of the Marina Coast Water District by the following roll call vote:

Ayes: Directors _____

Noes: Directors _____

Absent: Directors _____

Abstained: Directors _____

William Y. Lee, President

ATTEST:

Jim Heitzman, Secretary

CERTIFICATE OF SECRETARY

The undersigned Secretary of the Board of the Marina Coast Water District hereby certifies that the foregoing is a full, true and correct copy of Resolution No. 2011-44 adopted June 14, 2011.

Jim Heitzman, Secretary