

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO DO THE FOLLOWING WITH REGARD TO THE 2022-2024 LOCAL STREETS RESURFACING PROJECT CONSTRUCTION CONTRACT WITH MCK SERVICES, INC.: (1) EXERCISE UP TO TWO (2) ONE-YEAR OPTION PERIODS, FOR A TOTAL AMOUNT NOT TO EXCEED \$10,000,000 FOR EACH OPTION YEAR, CONTINGENT ON THE APPROPRIATION OF FUNDS; AND (2) ESTABLISH A CONSTRUCTION CONTINGENCY FOR ANY OPTION YEAR OF UP TO TEN PERCENT (10%) OF THE CONTRACT AMOUNT, NOT TO EXCEED \$1,000,000 FOR EACH OPTION YEAR, CONTINGENT ON THE APPROPRIATION OF FUNDS

WHEREAS, the City of San José (“City”) City Council desires to adopt this resolution for the reasons set forth in the memorandum, dated January 24, 2022, from Director of Transportation John Ristow for the February 8, 2022 City Council meeting (“Memorandum”);

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

The Director of Transportation is authorized to do the following with regard to the 2022-2024 Local Streets Resurfacing Project construction contract with MCK Services, Inc.:

Section 1. Exercise up to two (2) one-year option periods, for a total amount not to exceed \$10,000,000 for each option year, contingent on the appropriation of funds consistent with the Memorandum and Title 27 of the San José Municipal Code; and

Section 2. Establish a construction contingency for any option year of up to ten percent (10%) of the construction contract amount, not to exceed \$1,000,000 for each option year, contingent on the appropriation of funds.

ADOPTED this _____ day of _____, 2022, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

SAM LICCARDO
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk