

SOUTHEAST METRO STORMWATER AUTHORITY  
acting by and through  
SEMSWA WATER ACTIVITY ENTERPRISE

RESOLUTION 11-39  
(Authorization to Fund the Construction of the Caley East Pond  
in the Cottonwood Creek Basin)

WHEREAS, the Caley East Pond is identified in the 2009 “Cottonwood Creek (Lower) Outfall Systems Planning Study” report; and

WHEREAS, the Cottonwood Creek basin is in need of regional stormwater detention and Water Quality Capture Volume to Master Planned levels thereby allowing development of the basin to continue (the Project); and

WHEREAS, with Resolution No. 10-17 the SEMSWA Board authorized a maximum funding of \$240,000 for the modifications to the existing Caley East Pond that are necessary to provide regional detention and water quality at the facility; and

WHEREAS, J3 Engineering Consultants has completed the preparation of the final design and contract documents for the project at a cost of \$52,103.00; and

WHEREAS, to date Project expenditures have totaled approximately \$56,000; leaving a balance of approximately \$184,000 (\$240,000 - \$56,000) in the authorized Project budget; and

WHEREAS, the design is complete, the bidding process for the construction of the Project has also been completed and the lowest responsible bidder selected; and

WHEREAS, the selected bid for the construction of the project is \$366,530, submitted by Naranjo Civil Constructors; and

WHEREAS, it is typical to budget the construction bid amount plus an additional ten (10) percent to cover contingencies that may be encountered during construction; and

WHEREAS, the total construction cost of the Project; including a ten (10) percent contingency and miscellaneous costs is \$403,183; and

WHEREAS, SEMSWA has negotiated a contract amendment in the amount of \$13,000 with J3 Engineering Consultants for construction engineering services; and

WHEREAS, SEMSWA has negotiated a contract in the amount of \$6,422 with Ground Engineering Consultants for geotechnical engineering services during construction; and

WHEREAS, the design and estimated construction costs exceed the earlier estimates by approximately \$238,605 (\$184,000 - \$403,183 – \$13,000 - \$6,422); and

WHEREAS, SEMSWA had adopted a budget for calendar year 2011 subsequent to public hearing, which includes funds for construction of the Project.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Executive Director is authorized to enter into a contract in the amount of \$366,530 with Naranjo Civil Constructors on behalf of SEMSWA for the construction of the Project.
2. The Executive Director is authorized to enter into a contract amendment in the amount of \$13,000 with J3 Engineering Consultants on behalf of SEMSWA for the construction engineering services associated with the Project.
3. The Executive Director is authorized to enter into a contract in the amount of \$6,422 with Ground Engineering Consultants on behalf of SEMSWA for the geotechnical engineering services associated with the construction of the Project
4. The funding for the construction of the Project is increased by \$238,605 and is limited to \$478,605 without prior approval of the Board.

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Date: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Secretary

\_\_\_\_\_  
Chairperson

APPROVED AS TO FORM:

Attorney for  
Southeast Metro Stormwater Authority

By \_\_\_\_\_  
Edward J. Krisor