

**CITY OF LA VISTA
MAYOR AND CITY COUNCIL REPORT
MARCH 15, 2022 AGENDA**

Subject:	Type:	Submitted By:
APPROVE PROPOSED GUARANTEED MAXIMUM PRICE & AUTHORIZE PREPARATION OF AMENDMENT TO THE CONSTRUCTION MANAGEMENT AT RISK CONTRACT WITH JE DUNN CONST. CO	◆ RESOLUTION ORDINANCE RECEIVE/FILE	PAT DOWSE CITY ENGINEER

SYNOPSIS

A resolution has been prepared to approve a proposed Guaranteed Maximum Price (GMP) in the amount of \$15.9 million for construction of The Link and authorize preparation of an amendment to the Construction Management at Risk contract with JE Dunn Construction Company, Omaha, Nebraska, that includes the GMP and any additional conditions for construction.

FISCAL IMPACT

The FY21/FY22 Biennial Budget provides funding for this project.

RECOMMENDATION

Approval

BACKGROUND

The City Council on April 20, 2021 approved use of the Construction Management at Risk (CMR) process for the Central Park Pavilion and Site Improvement Project. As part of the CMR process, Requests for Letter of Interest were received and subsequently an RFP was issued and interviews were conducted. On September 21, 2021 JE Dunn Construction Company was approved as the CMR and authorized contract negotiations to begin.

A construction contract with JE Dunn was approved on February 1, 2022, authorizing them to proceed with Preconstruction Services which were necessary to complete design of the project. It was indicated in that contract that upon completion of Preconstruction Services a contract amendment would be brought to Council for consideration, which amendment would include a guaranteed maximum contract price.

Preconstruction Services have been completed and Council is being asked to approve a Guaranteed Maximum Price of \$15.9 million for construction of The Link facility as presented and discussed at the March 1, 2022 City Council meeting. Approval of the GMP will allow the contract amendment to be finalized in a format satisfactory to the City Attorney and City Administrator and presented for the Mayor's signature.

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF LA VISTA, NEBRASKA APPROVING A GUARANTEED MAXIMUM PRICE (GMP) OF \$15.9 MILLION FOR THE CONSTRUCTION OF THE LINK AND AUTHORIZING THE PREPARATION OF AN AMENDMENT TO THE CONSTRUCTION MANAGER AT RISK CONTRACT WITH JE DUNN CONSTRUCTION COMPANY, OMAHA, NEBRASKA THAT INCLUDES THE GMP AND ANY ADDITIONAL CONDITIONS FOR CONSTRUCTION.

WHEREAS, the Mayor and City Council of the City of La Vista on April 20, 2021 approved the use of the Construction Manager at Risk (CMR) process for the Central Park Pavilion (now known as The Link) and Site Improvement Project; and

WHEREAS, an RFP process was completed and on September 21, 2021 JE Dunn Construction Company was approved as the CMR and contract negotiations were authorized; and

WHEREAS, a construction contract with JE Dunn was approved on February 1, 2022, authorizing them to proceed with Preconstruction Services necessary to complete design of the project; and

WHEREAS, the aforementioned approved contract indicated that a contract amendment to establish a guaranteed maximum price (GMP) would be brought to Council when Preconstruction Services had been completed; and

WHEREAS, Preconstruction Services have been completed and a GMP has been established as presented and discussed at the March 1, 2022 City Council meeting; and

WHEREAS, the FY21/FY22 Biennial Budget contains funding for this project; and

WHEREAS, Subsection (C) (9) of Section 31.23 of the La Vista Municipal Code requires that the City Administrator secures Council approval prior to authorizing any expenditure over \$5,000.00.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and City Council of La Vista, Nebraska do hereby approve a Guaranteed Maximum Price (GMP) in the amount of \$15.9 million for construction of The Link and authorize preparation of an amendment to the Construction Management at Risk contract with JE Dunn Construction Company, Omaha, Nebraska in a format satisfactory to the City Attorney and City Administrator.

PASSED AND APPROVED THIS 15TH DAY OF MARCH 2022.

CITY OF LA VISTA

Douglas Kindig, Mayor

ATTEST:

Pamela A. Buethe, MMC
City Clerk