

RESOLUTION NO. ____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS, APPROVING CHANGE ORDER NO. 2 TO THE CONSTRUCTION MANAGER AT RISK SERVICES AGREEMENT WITH DEAN CONSTRUCTION, OF CEDAR HILL, TEXAS, FOR THE RECONSTRUCTION OF THE PARKING LOTS AND STREETS AT THE KELLER SPORTS PARK TO SET THE GUARANTEED MAXIMUM PRICE FOR RECONSTRUCTION OF THE PARKING LOTS AND STREETS AT \$4,813,632.00, AND THE GUARANTEED MAXIMUM PRICE FOR THE ENTIRE KELLER SPORTS PARK IMPROVEMENT PROJECT AT \$40,601,444.00; AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL PURCHASE DOCUMENTS RELATING THERETO ON BEHALF OF THE CITY OF KELLER, TEXAS.

WHEREAS, during the Fiscal Year 2019-20 Keller Development Corporation Budget process, staff was directed to begin planning for the reconstruction of all the parking lots in the Keller Sports Park; and

WHEREAS, Over the next three budget cycles, three parking lots were reconstructed; and

WHEREAS, During the final design phases of the Keller Sports Park Improvement Project, staff was directed to complete the remaining parking lots and streets as part of the Keller Sports Park Improvement Project; and

WHEREAS, on December 5, 2023, the City Council of the City of Keller approved Resolution No. 4739 authorizing Amendment No. 1 to the Construction Manager at Risk Service Agreement with Dean Construction to manage the design cost and construction of the improvements to the Keller Sports Park; and

WHEREAS, on May 7th, 2024, the City Council of the City of Keller approved Resolution No. 4785 authorizing Change Order No. 1 to the Construction Manager at Risk Service Agreement with Dean Construction to construct the splashpad at the Keller Sports Park; and

WHEREAS, the design and specifications for the reconstruction of the parking lots and streets at the Keller Sports Park have begun, and the Guaranteed Maximum Price for the parking lots and streets has been set in the amount of \$4,813,632.00, and the Guaranteed Maximum Price of the entire Keller Sports Park Improvement Project in the amount of \$40,601,444.00; and

WHEREAS, the Project will be ready for construction in the next few months.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS:

Section 1: THAT, the above findings are hereby found to be true and correct and are incorporated herein in their entirety.

Section 2: THAT, the City Council of the City of Keller, Texas, hereby approves Change Order No. 2 to the Construction Manager at Risk Services Agreement with Dean Construction of Cedar Hill, Texas, to set the Guaranteed Maximum Price for the parking lots and streets in the amount of \$4,813,632.00 and the Guaranteed Maximum Price for the entire Keller Sports Park Improvement Project in the amount of \$40,601,444.00; and further authorizes the City Manager to execute all purchase documents relating thereto on behalf of the City of Keller, Texas.

Section 3: THAT, the Project is included in the Fiscal Years 2023-24, 2024-25, and 2025-26 Parks Capital Improvement Funds, with funding provided by the Keller Development Corporation and the General Fund.

AND IT IS SO RESOLVED.

Passed by a vote of _ to _ on this the 18th day of June 2024.

CITY OF KELLER, TEXAS

BY: _____
Armin R. Mizani, Mayor

ATTEST:

Kelly Ballard, City Secretary

Approved as to Form and Legality:

L. Stanton Lowry, City Attorney