

RESOLUTION NO. _____**RESOLUTION TO CONSIDER APPROVING CHANGE ORDERS #1 AND #2 TO THE CONSTRUCTION MANAGER-AT-RISK CONTRACT WITH THE FAIN GROUP, INC. IN THE AMOUNT OF \$92,123.12 FOR ADDITIONAL CONSTRUCTION ITEMS RELATED TO GERTIE GARRETT PARK AND MCCLENDON PARK WEST IMPROVEMENTS**

WHEREAS, the City of Mansfield, Texas contracted with The Fain Group, Inc. to be the Construction Manager-at Risk for construction of Gertie Barrett Park and McClendon Park West improvements; and,

WHEREAS, the City awarded The Fain Group, Inc. a Guaranteed Maximum Price contract in the amount of Three Million Six Hundred Thousand One Hundred Forty Dollars and 96/100 (\$3,600,140.96) on March 21, 2022; and,

WHEREAS, change orders #1 and #2 are necessary to allow the contractor to install improvements at both parks and meet the revised design specifications; and,

WHEREAS, the funding for the proposed change orders is available in the MPFDC FY2022-2023 budget; and,

WHEREAS, the MPFDC voted 7 – 0 to approve the change orders at their February 16th meeting.

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

SECTION 1.

That the City Council approves Change Orders #1 and #2 to the construction manager-at-risk contract with The Fain Group, Inc. for additional construction items related to Gertie Barrett Park and McClendon Park West improvements in the amount of Ninety-Two Thousand One Hundred Twenty-Three Dollars and 12/100 (\$92,123.12).

SECTION 2.

This Resolution shall take effect immediately from and after its passage in accordance with the Charter of the City of Mansfield, and it is accordingly so resolved.

PASSED AND APPROVED THIS THE 27TH DAY OF FEBRUARY, 2023.

Michael Evans, Mayor

ATTEST:

Susana Marin, City Secretary