

RESOLUTION NO. 75632

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE CONTRACT CHANGE ORDER NO. 26 WITH JOSEPH J. ALBANESE, INC. FOR THE WATSON PARK REMEDIATION AND PHASE I PROJECT, IN THE AMOUNT OF \$132,332

WHEREAS, on April 28, 2009, the City Council awarded a construction contract to Joseph J. Albanese, Inc. ("Contractor"), for the Watson Park Remediation and Phase I Project ("Project"); and

WHEREAS, due to the various unknown limits of the burn ash associated with the mitigation of the site and other unknown circumstances associated with a project of this magnitude, there have been a total of 25 contract change orders to date; and

WHEREAS, many of the change orders are a direct result of encountering and mitigating pockets of burn ash which were found outside the known limits; and

WHEREAS, additional pockets of burn ash have been found in the northern portion, including the parking lot and dog park areas; and

WHEREAS, the City and Contractor desire to execute Contract Change Order No. 26 for the Project, which will enable the Contractor to mitigate the burn ash in the northern portion of the Project; and

WHEREAS, the City desires to authorize the Director of Public Works to execute Contract Change Order No. 26;

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

The Director of Public Works is hereby authorized to execute Contract Change Order No. 26 with Joseph J. Albanese, Inc. for the Watson Park Remediation and Phase I Project, in the amount of \$132,332.

ADOPTED this 16th day of November, 2010, by the following vote:

AYES: CAMPOS, CHIRCO, CONSTANT, KALRA, LICCARDO,
NGUYEN, OLIVERIO, PYLE; REED.

NOES: NONE.

ABSENT: CHU, HERRERA.

DISQUALIFIED: NONE.



CHUCK REED
Mayor

ATTEST:



LEE PRICE, MMC
City Clerk