



Executive Summary Finance Committee Meeting

DATE: April 19, 2018
TOPIC: Z3 Phase III Contract
PREPARED BY: Bob Ciserella

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Recommended Action:

Action: X

Discussion:

Information:

Purpose:

The Board of Education approves all contracts of the District.

Fiscal Impact:

District legal counsel has provided the attached Amendment to AIA Document A134 Phase III of the Lincoln Hall renovation project. The updated Agreement includes a new paragraph 4 that discusses the Construction Manager's Fee as a fixed fee of \$711,054 (Exhibit C).

District legal counsel did mention one area of concern and that is Exhibit L – Liquidated Damages. Per the District attorneys, liquidated damages must represent a reasonable estimate at the time of contracting as to the damages the owner would incur as a result of a breach of contract by the contractor.

Z3 has included the existing document (Exhibit L) as part of the bid documents since the project began and therefore was bid accordingly.

Recommendation:

The Administration recommends that the Finance Committee support the recommendation to enter into the Amendment to AIA Document A134 with Z3 for Phase III work at Lincoln Hall. The Agreement sets forth a fixed fee of \$711,054.