



## TUCSON UNIFIED SCHOOL DISTRICT

MEETING OF: January 15, 2013

TITLE: Approval for Westside Transportation Facility - Increase in the Guaranteed Maximum Price (Bond)

ITEM #: 12

Information:

Study:

Action: X

### PURPOSE:

Request permission to increase the construction contract with D. L. Withers Construction so that the Guaranteed Maximum Price (GMP) for the Governing Board approved Construction Manager at Risk (CMaR) for the Westside Transportation Facility be increased to cover the State sales taxes. This item is seeking to increase the Guaranteed Maximum Price from the original amount of \$4,600,000.00 to \$4,816,000.00.

Marcus E. Jones, R.A., Program Manager of Bonds and Architecture, will be available to answer questions.

### DESCRIPTION AND JUSTIFICATION:

The Governing Board approved the Westside Transportation Facility construction contract award to D.L. Withers Construction on August 14, 2012 utilizing the Construction Manager at Risk CMaR process. The need for the contractor to pay State sales taxes (\$216,000) in addition to Tribal taxes was not known at the start of the construction. TUSD Legal Department has determined that an appeal on the state tax is not an option.

The Project Manager is Ray Stoddard.

This item relates to the Superintendent Goal related to Transportation. Construction of this facility will address major transportation concerns and will increase the level of service and satisfaction of school sites.

### BOARD POLICY CONSIDERATIONS:

This item complies with Board Policy DJ - Purchasing Procedures

### LEGAL CONSIDERATIONS:

For all Intergovernmental Agreements (IGAs), Initiator of Agenda Item provides the name of the agency responsible for recording the Agreement after approval:

For amendments to current IGAs, Initiator provides original IGA recording number:

\_\_\_\_\_  
Legal Advisor Signature (if applicable)

BUDGET CONSIDERATIONS:

Budget Certification (for use by Office of

Financial Services only):

Date

I certify that funds for this expenditure in the amount of \$ are available and may be:

Authorized from current year budget  
 Authorized with School Board approval  
 Code: Fund:

_____	District Budget
_____	State/Federal Funds
X _____	Other Bond Fund
<u>Budget Cost</u>	<u>Budget Code</u>
\$216,000.00	63610045005072 6450 63661855072 64880

INITIATOR(S):

**Marcus E. Jones, R.A., Bonds and Architecture**

**01/04/2013**

Name

Title

Date

DOCUMENTS ATTACHED/ ON FILE IN BOARD OFFICE:

**ATTACHMENTS:**

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 [BFOC Review Sheet](#)

 [BFOC Approval Sheet](#)

TUCSON UNIFIED SCHOOL DISTRICT

BOARD AGENDA ITEM  
CONTINUATION SHEET