

RESOLUTION APPROVING THE USE OF CONSTRUCTION MANAGER
AT RISK SERVICES PURSUANT TO G.S. 143-128.1

WHEREAS, G.S. 143-128.1(e) requires that construction management at risk services may be used by a public entity only after the public entity has concluded that construction manager at risk services is in the best interest of the project, and the public entity has compared the advantages and disadvantages of using the construction manager at risk method for a given project in lieu of the delivery methods identified in G.S. 143-128(a1)(1) through G.S. 143-128(a1)(3);

WHEREAS, the City intends to enter into a construction manager at risk contract for pre-construction and construction services for the new Durham Headquarters Complex (the "Project");

WHEREAS, the proposed Project is a large and complicated construction project, which will include the Durham Police Department, District 5 functions, Forensics Services Unit, Property and Evidence, Domestic Violence Unit, and Durham 911 functions and will require sophisticated project management and construction oversight;

WHEREAS, the City has selected Lend Lease (US) Construction Inc. through the pre-qualification procedures pursuant to G.S. 143-64.31 for construction manager at risk services for the Project;

WHEREAS, the use of construction manager at risk services is preferred over the other delivery methods provided for under G.S. 143-128(a1)(1) through G.S. 143-128(a1)(3) because the Project will greatly benefit from preconstruction services, phasing strategies, logistics planning, complex scheduling, constructability reviews and subcontractor market analysis, which services are best delivered by construction manager at risk services.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DURHAM RESOLVES:

Section 1. For the reasons stated above, the selection of Lend Lease (US) Construction Inc. for construction manager at risk services is in the best interest of the Project, as compared with the advantages and disadvantages of using the construction manager at risk method for a given project in lieu of the delivery methods identified in G.S. 143-128(a1)(1) through G.S. 143-128(a1)(3).

Section 2. This resolution shall be effective upon passage.