

**RESOLUTION NO. 2022-10-\_\_\_ (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A PHASE 2 GMP AMENDMENT TO THE CONTRACT WITH POGUE CONSTRUCTION CO., LP FOR CONSTRUCTION MANAGER AT RISK (CMAR) SERVICES RELATED TO THE CONSTRUCTION OF THE MCKINNEY MUNICIPAL COMPLEX PROJECT – MMC (FC1707)**

**WHEREAS,** the City Council of the City of McKinney, Texas, has determined the need for professional Construction Manager at Risk (CMAR) services related to the construction of the McKinney Municipal Complex located at 401 E. Virginia Street; and,

**WHEREAS,** the City previously approved a contract with Pogue Construction Company, LP (Pogue) for preconstruction services on September 7, 2021 and for Phase 1 construction services on September 6, 2022; and,

**WHEREAS,** Pogue Construction Company, LP, the Construction Manager at Risk, has received and evaluated bids and has submitted a GMP of \$103,985,168 for the construction of the McKinney Municipal Complex (MMC); and,

**WHEREAS,** the City desires to engage the services of Pogue for CMAR services for the McKinney Municipal Complex Project (MMC).

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, THAT:**

Section 1. The City Council of the City of McKinney, Texas hereby accepts the Phase 2 GMP proposal of Pogue Construction for CMAR services under a professional Construction Manager at Risk (CMAR) services contract.

Section 2. The City Manager is authorized to execute an amendment to the contract for CMAR services and to execute any change orders necessary in an amount not to exceed \$104,985,168 which includes a contingency of \$1,000,000.

Section 3. This Resolution shall take effect immediately from and after the date of passage and is so resolved.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS ON THE 18<sup>th</sup> DAY OF OCTOBER 2022.**

CITY OF MCKINNEY, TEXAS

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GEORGE C. FULLER  
Mayor

ATTEST:

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EMPRESS DRANE  
City Secretary

APPROVED AS TO FORM:

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MARK S. HOUSER  
City Attorney