

Resolution No.

STOCKTON CITY COUNCIL

RESOLUTION AUTHORIZING THE AMENDMENT TO THE HOLMAN ROAD BRIDGE OVER BEAR CREEK REIMBURSEMENT AGREEMENT TO INCREASE REIMBURSEMENT AMOUNT BY \$4,449,015

On August 12, 2004, the Planning Commission approved a Small Lot and Large Lot Tentative Subdivision Map (TM 8-04 A&B) for the Cannery Park Mixed Use Project and recommended that City Council approve an Environmental Impact Report, General Plan Amendment, Eight Mile Road Specific Plan Amendment, Annexation, Pre-zoning and Development Agreement; and

On September 14, 2004, City Council approved the Planning Commission and Staff recommendations. The Project proposed to develop a 448-acre project site with 1,100 single-family lots, 210 multi-family units, commercial retail and office, industrial, parks, a school and a fire station; and

Condition of approval for the Cannery Park Mixed Use Project required that certain public improvements, such as utilities, roadways, bridge crossings, and the like, be constructed; and

On November 27, 2007, in accordance with the Public Facilities Fees Administrative Guidelines, the City Council approved Holman Road Bridge Over Bear Creek Reimbursement Agreement, a Public Facility Fee (PFF) reimbursement for the eligible portion of the improvements of Holman Road from Woodbridge Irrigation canal crossing to the south edge of the bridge crossing and the bridge crossing in the amount not to exceed \$3,095,241 (Resolution No. 07-0489); and

The said reimbursement amount included construction management and staking, inspection fees and ten percent (10%) contingencies; and

Due to the ongoing demand for construction labor and materials, and high inflation rate, the construction bids received by the Developer for constructing Holman Rd extension (continuing from north of PFC Jesse Mizener Street to Eight Mile Road) and the bridge crossing significantly exceeds engineer's cost estimate that was prepared in 2007 and consequently the reimbursement amount is insufficient to compensate the Developer for the eligible improvements portion of the Holman Road extension and bridge crossing; and

Developer is seeking to amend the Holman Road Bridge Over Bear Creek Reimbursement Agreement to increase reimbursement funds by \$4,449,015 to continue with construction activity without delay; and

Completion of the Holman Road extension with the bridge crossing is an important PFF project identified in the Envision Stockton General Plan 2040; and

Staff recommends Council to adopt a Resolution amending the Holman Road Bridge Over Bear Creek Reimbursement Agreement to increase the reimbursement amount by \$4,449,015 to allow completion of the bridge crossing and reimbursement; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. The City Manager is hereby authorized to execute an Amendment to Holman Road Bridge Over Bear Creek Reimbursement Agreement to increase the reimbursement amount by \$4,449,015, for a total not to exceed amount of \$7,544,256, with Vascorp Investments Corporation, Inc., a copy of which is attached as Exhibit 1 and incorporated by this reference.

2. The City Manager is authorized to take such other actions as are necessary and appropriate to carry out the purpose and intent of this Resolution.

PASSED, APPROVED and ADOPTED February 7, 2023.

KEVIN J. LINCOLN II
Mayor of the City of Stockton

ATTEST:

ELIZA R. GARZA, CMC
City Clerk of the City of Stockton