

RESOLUTION NO. OC SAN 25-XX

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
ORANGE COUNTY SANITATION DISTRICT DELEGATING
AUTHORITY TO THE GENERAL MANAGER TO EXECUTE
AMENDMENTS TO PROGRESSIVE DESIGN-BUILD
CONTRACTS

WHEREAS, the Orange County Sanitation District (“OC San”) passed and adopted Ordinance No. OC SAN-61 at a regular meeting on the 26th day of July 2023, establishing the requirements and procedures for the purchase of goods, services, and public works projects (the, “OC San Purchasing Ordinance”); and

WHEREAS, the OC San Purchasing Ordinance authorizes the Board of Directors (“Board”) to approve and execute contracts, including Contingency; and

WHEREAS, Contingency is defined in the OC San Purchasing Ordinance as “an amount above the original Contract price, as awarded by the delegated authority, established at the time of Contract award, as may be amended thereafter, to be used for Contract changes”; and

WHEREAS, Section 7.01.C of the OC San Purchasing Ordinance authorizes the General Manager to approve and execute Amendments to contracts as long as the Amendments are recommended by the applicable department director and the Amendments are within the Contingency amount approved by the Board; and

WHEREAS, Section 7.02 of the OC San Purchasing Ordinance authorizes the General Manager to manage the release of all Contingency funds for use in all Amendments within the approved Contingency amounts; and

WHEREAS, Amendment is defined in the OC San Purchasing Ordinance as “a properly executed written agreement entered into and between OC San and the Contractor or issued by OC San, covering modifications to the original Contract and which may result in adjustments to provisions of the Contract, including, but not limited to, terms, scope, compensation, and/or period of performance”; and

WHEREAS, the Board intends to award Progressive Design-Build Contracts for several progressive design-build projects, with an upper limit that includes a Contingency for each of the projects.

NOW, THEREFORE, the Board of Directors of the Orange County Sanitation District, DOES HEREBY RESOLVE, DETERMINE AND ORDER:

1. All of the recitals herein contained are true and correct and the Board of Directors of the Orange County Sanitation District so finds;
2. The General Manager shall be authorized to approve and execute Amendments to Progressive Design-Build Contracts awarded by the Board for progressive

design-build projects, including, but not limited to, Amendments to proceed to Phase 2 of each project, as long as the Amendments are recommended by the applicable OC San Department Director and the Amendments are within the upper limit approved by the Board for each project.

3. This Resolution will take effect immediately upon adoption.

PASSED AND ADOPTED at a regular meeting of the Board of Directors of the Orange County Sanitation District held on November 19, 2025.

Ryan P. Gallagher
Board Chairman

ATTEST:

Kelly A. Lore, MMC
Clerk of the Board

APPROVED AS TO FORM:

Scott C. Smith
General Counsel

STATE OF CALIFORNIA)
) ss
COUNTY OF ORANGE)

I, Kelly A. Lore, Clerk of the Board of Directors of the Orange County Sanitation District, do hereby certify that the foregoing Resolution No. OC SAN 25-XX was passed and adopted at a regular meeting of said Board on the 19th of November 2025, by the following vote, to wit:

AYES:
NOES:
ABSTENTIONS:
ABSENT:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Orange County Sanitation District this 19th of November 2025.

Kelly A. Lore, MMC
Clerk of the Board of Directors
Orange County Sanitation District