

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHULA VISTA APPROVING THE AGREEMENT BETWEEN
BUREAU VERITAS NORTH AMERICA, INC. AND THE CITY
OF CHULA VISTA TO PROVIDE BUILDING PLAN CHECK
AND BUILDING INSPECTION SERVICES FOR THE
GAYLORD PACIFIC RESORT AND CONVENTION CENTER

WHEREAS, after undergoing a competitive selection process, the City entered into three agreements with consultants to provide permit processing, building plan check, and building inspection services, all of which will expire on January 31, 2023; and

WHEREAS, one of the three consultants, Bureau Veritas North America, Inc., (“Bureau Veritas”) has performed building plan review for the construction of the Gaylord Pacific Hotel and Convention Center (“Project”); and

WHEREAS, the City’s building inspection division is not currently staffed to take on the additional inspection demands of the Project; and

WHEREAS, given the importance of the Project and temporary nature of the additional demand, the City desires to employ the services of a consultant to provide building inspection and other services for the Project; and

WHEREAS, to maintain consistency and to facilitate a streamlined plan review process during construction, the City desires to continue to utilize the services of Bureau Veritas during construction to review deferred submittals, plan changes, and other plan review submittals related to the Project; and

WHEREAS, in addition to plan review services, due to Bureau Veritas’s in-depth knowledge of and experience with the Project, and its ability to provide qualified contract inspectors, the City also desires to employ the services of Bureau Veritas to provide building inspections for the Project; and

WHEREAS, Chula Vista Municipal Code section 2.56.110(H)(2) authorizes a waiver of competitive selection requirements when it is determined by resolution of the City Council that the City’s interests would be materially better served by applying a different purchasing procedure; and

WHEREAS, based on Bureau Veritas’ in-depth knowledge of and experience with the Project, and Bureau Verita’s ability to provide qualified inspectors and inspection services, City staff is recommending waiver of the competitive solicitation requirements; and

WHEREAS, the proposed agreement would have an initial term of three (3) years, which is the approximate timeline for construction of the Project, with a not-to-exceed amount of \$2,000,000 during the initial term; and

WHEREAS, the proposed Agreement would also have one (1) option to extend for a period of one-year, if needed, with an additional not-to-exceed amount of \$1,000,000 for the option term, for a potential total not-to-exceed amount of \$3,000,000 for the duration of the agreement if the option is exercised; and

WHEREAS, all costs of building plan check and building inspection services performed by Bureau Veritas will be borne by the developer in the form of a deposit account for the duration of the Project; and

WHEREAS, Bureau Veritas warrants and represents that it is experienced and staffed in a manner such that it can deliver these services to City in accordance with the time frames and terms and conditions of the proposed agreement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista that it:

1. Pursuant to Chula Vista Municipal Code section 2.56.110(H)(2), waives the competitive selection process requirements based on a determination that City's interests would be materially better served by applying a different purchasing procedure based on Bureau Veritas North America, Inc.'s in-depth knowledge of, experience with, and ability to provide quality and timely services for the Gaylord Pacific Hotel and Convention Center Project.
2. Approves the City of Chula Vista Consultant Services Agreement with Bureau Veritas North America, Inc. to Provide Plan Check and Building Inspection Services for the Gaylord Pacific Resort and Convention Center, in the form presented, with such minor modifications as may be required or approved by the City Attorney, a copy of which shall be kept on file in the Office of the City Clerk, and authorizes and directs the Mayor to execute same.

Presented by

Approved as to form by

Tiffany Allen
Deputy City Manager/
Director of Development Services

Glen R. Googins
City Attorney