RESOLUTION R-5754

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF KIRKLAND AUTHORIZING AN AWARD OF CONTRACT WITH FORMA CONSTRUCTION FOR THE VALIDATION PHASE OF THE PETER KIRK POOL RENOVATION PROJECT.

WHEREAS, the City of Kirkland has identified a need to complete renovations and repairs on the Peter Kirk Pool; and

WHEREAS, the City is authorized under state law, chapter 39.10 RCW, to use progressive design-build procedures for public works projects, under which the City contracts with another party to both design and build the project; and

WHEREAS, under Section 3.85.085 of the Kirkland Municipal Code, Council approval is required to engage in design-build procedure for public works projects; and

WHEREAS, on July 24, 2026, the City received approval from the Washington State Project Review Committee, as mandated by RCW 39.10.220, to use the progressive design-build delivery method for this project; and

WHEREAS, on August 5, 2026, Council authorized staff to initiate the progressive design-build process for the Peter Kirk Pool project; and

WHEREAS, through the competitive procurement process, the FORMA Construction Company was selected to design and build the Peter Kirk Pool Project as they were determined to best meet the City's needs based on the team's technical qualifications, understanding of the project, collaborative approach, progressive design-build experience, and commitment to the City's priorities; and

WHEREAS, the City Council desires to proceed with the design-build delivery method for this project and to authorize the execution of a contract with the FORMA Construction Company to begin design and associated work for the Peter Kirk Pool Project.

NOW, THEREFORE, be it resolved by the City Council of the City of Kirkland as follows:

Section 1. The City Manager or designee is hereby authorized and directed to execute on behalf of the City of Kirkland a Progressive Design-Build contract with FORMA Construction for the validation phase of the Peter Kirk Pool project, and any other document necessary to carry out the terms and conditions contained therein, and to make any minor modification as may be required and are consistent with the intent of the contract or to correct any scrivener's errors, provided the contract is in a form approved by the City Attorney.

Section 2. The City Manager or designee may authorize design, preconstruction, early construction work, and other services within the scope of the Agreement approved by this resolution. The City Manager is directed to return to the City Council for consideration and approval of any subsequent amendment to the Progressive Design-Build Agreement establishing the Guaranteed Maximum Price or authorizing the construction phase of the Project.

Passed by majority vote of the Kirkland City Council in open meeting this 17th day of November, 2026.

Signed in authentication thereof this 17th day of November, 2026.

Kelli Curtis, Mayor

Attest:

Anastasiya Warhol, City Clerk