

RESOLUTION NO. 2014-\_\_\_\_\_

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS, DECLARING THE APPARENT LOW BIDDER, FRANK & SON PAVING, INC. TO BE NON-RESPONSIVE AND AWARDING CONTRACT FOR THE "CITY PARKING LOT REHABILITATION (OP212) PROJECT TO RAMONA PAVING AND CONSTRUCTION CORPORATION IN THE AMOUNT OF \$180,180.50, WAIVING CITY COUNCIL POLICY 574-01 AND AUTHORIZING THE EXPENDITURE OF ALL AVAILABLE CONTINGENCY FUNDS NOT TO EXCEED \$27,027.25

WHEREAS, City staff prepared specifications for the "City Parking Lot Rehabilitation (OP212)" project and advertised the project on January 31, 2014; and

WHEREAS, on February 19, 2014, the Director of Public Works Engineering received ten (10) sealed bids for the "City Parking Lot Rehabilitation (OP212)" project; and

WHEREAS, the bid submitted by Frank & Son Paving, Inc. in the amount of \$164,245.10 is the apparent low bidder; and

WHEREAS, Frank & Son Paving, Inc. has only a C-12 Contractor's License, which was noted as "Suspended" as of March 3, 2014. His proposed subcontractor has only a C-32 Contractor's License. This contractor does not meet the City's contract requirements; and

WHEREAS, it is therefore recommended that the apparent low bidder be rejected for being non-responsive and that the contract be awarded to the second low bidder, Ramona Paving and Construction Corporation, for \$180,180.50; and

WHEREAS, the contractor has done satisfactory work for the City in the past as a Prime Contractor; and

WHEREAS, the total "City Parking Lot Rehabilitation (OP212)" project is anticipated to cost \$234,235.00, including \$54,054.50 for contingencies, staff time, material testing and other costs; and

WHEREAS, there is \$234,235.00 in available funding from the Parking Meter Fund revenues in OP212; and

WHEREAS, under Council Policy No. 574-01, the Director of Public Works may approve a contract increase up to \$15,612.64, based upon the base contract amount. It is recommended that the Director of Public Works be authorized to approve change orders, as necessary, up to the contingency amount of \$27,027.25 in order to allow staff to continue the project without delay.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Chula Vista does hereby accept bids, declare the apparent low bidder, Frank & Son Paving, Inc., to be non-responsive, award a contract for the "City Parking Lot Rehabilitation (OP212)" Project to Ramona Paving and Construction Corporation in the amount of \$180,180.50, waive City Council Policy 574-01 and authorize the expenditure of all available contingency funds not to exceed \$27,027.25.

Presented by:

Approved as to form by:

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Richard A. Hopkins  
Director of Public Works

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Glen R. Googins  
City Attorney