

RESOLUTION NO. 2016-_____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS; AWARDING A CONTRACT FOR “INDUSTRIAL BOULEVARD AND MAIN STREET SEWER IMPROVEMENTS PROJECT (CIP NO. SW292)” AND “BRANDYWINE AVENUE GUARDRAIL INSTALLATION, ALONG THE WESTSIDE OF BRANDYWINE AVENUE FROM SONORA DRIVE SOUTH TO SONORA DRIVE NORTH PROJECT” TO BLUE PACIFIC ENGINEERING & CONSTRUCTION IN THE AMOUNT OF \$394,799; APPROPRIATING \$210,000 FROM AVAILABLE BALANCE OF THE SEWER FACILITY REPLACEMENT FUND, REDUCING THE STL389 CIP BUDGET BY \$150,000 IN TRANSNET FUNDS AND APPROPRIATING THE EQUIVALENT AMOUNT TO CIP SW292; AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE ALL CHANGE ORDERS; AND AUTHORIZING THE EXPENDITURE OF ALL AVAILABLE CONTINGENCY FUNDS IN THE AMOUNT NOT TO EXCEED \$60,000

WHEREAS, the purpose of the project is to replace existing sewer main along Industrial Boulevard and installation of new guardrail on the west side of Brandywine Avenue; and

WHEREAS, the Director of Development Services has reviewed the proposed project for compliance with the California Environmental Quality Act (CEQA) and has determined that the project qualifies for a Categorical Exemption pursuant to State CEQA Guidelines Section 15301 Class 1 (Existing Facilities) and /or Section 15303 Class 3 (New Construction or Conversion of Small Structures) of the California Environmental Quality Act State Guidelines; and

WHEREAS, On August 17, 2016, the Director of Public Works received three (3) sealed bids for the “Industrial Boulevard and Main Street Sewer Improvements (SW292)” and “Brandywine Avenue Guardrail Installation Along the Westside of Brandywine Avenue from Sonora Drive South to Sonora Drive North Projects”; and

WHEREAS, the following bids were received:

CONTRACTOR	BID AMOUNT
Willkom Inc. – National City, California	\$249,928.50*
Blue Pacific Engineering & Construction – San Diego, California	\$394,799.00
Just Construction, Inc. – San Diego, California	\$511,440.80

**The lowest bidder withdrew prior to award.*

WHEREAS, a mistake occurred in the apparent low bid submitted by Willkom Inc.; and

WHEREAS, the mistake made the bid materially different than Willkom Inc. intended it to be; and

WHEREAS, the apparent low bid by Willkom Inc. was retracted based upon a mathematical discrepancy made in their bid; and

WHEREAS, following the retraction of the Willkom Inc. bid, the bid from Blue Pacific Engineering & Construction became the low bid; and

WHEREAS, Blue Pacific Engineering & Construction is currently an active licensed Class "A" – General Engineering Contractor (License No. 824455) and has performed similar work in the City with satisfactory performance; and

WHEREAS, in the City Council Policy No. 574-01, the maximum aggregated contract increase that maybe approved by the Director of Public Works for the SW292 project is \$30,635.93; and

WHEREAS, approval of the resolution would increase the Director of Public Works authority to approve change orders as necessary, without further City Council approval, in an amount not to exceed the contingency amount of \$60,000 (approximately 15% of the contract); and

WHEREAS, the transfer and appropriation of \$210,000 from Sewer Facility Replacement Fund and \$150,000 from TRANSNET fund STL389 into SW292 is recommended in order to provide sufficient funds for construction costs associated with this project; and

WHEREAS, a breakdown of construction costs is as follows:

FUNDS REQUIRED FOR CONSTRUCTION	
A. Contract Amount	\$394,799.00
B. Contingency (Approximately 15% of Contract)	\$60,000.00
C. Construction Inspection, Design and Land Survey Staff Costs	\$118,856.00
D. Material Testing	\$17,000.00
TOTAL FUNDS REQUIRED FOR CONSTRUCTION	\$590,655.00

Funding Source	
Sewer Facility Replacement Fund (SW292)	\$230,655.00
Sewer Facility Replacement Fund (Appropriation)	\$210,000.00
TransNet Fund (Transfer from STL389)	\$150,000.00
Total Funding	\$590,655.00

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Chula Vista does hereby appropriate \$210,000 from the Sewer Facility Replacement Fund and reduce the CIP STL389 budget by \$150,000 in TransNet Funds and appropriate the equivalent amount to CIP SW292 to cover the Construction Inspection, Design, Land Surveying staff costs and material testing associated with this project.

BE IT FURTHER RESOLVED, by the City Council of the City of Chula Vista, that it does hereby accept bids; award a contract for "Industrial Boulevard and Main Street Sewer Improvements (SW292)" and "Brandywine Avenue Guardrail Installation Along the Westside of Brandywine Avenue from Sonora Drive South to Sonora Drive North Projects" to Blue Pacific Engineering & Construction in the amount of \$394,799, 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.

BE IT FURTHER RESOLVED, by the City Council of the City of Chula Vista, that it does authorize and direct the City Manager or his authorized representative to execute the contract.

BE IT FURTHER RESOLVED, that the City Council of the City of Chula Vista does hereby waive Council Policy 574-01 and authorize the Director of Public Works to approve change orders, as necessary, and expend all available contingency funds in an amount not to exceed \$60,000.

Presented by

Approved as to form by

Richard A. Hopkins
Director of Public Works

Glen R. Googins
City Attorney