

RESOLUTION NO. 2012 - 32

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROHNERT PARK
APPROVING AND ADOPTING THE PLANS & SPECIFICATIONS FOR THE
ALTA/ALMOND SEWER AND WATER REHABILITATION,
CITY PROJECT NO. 2011-07 AND AWARDING THE CONTRACT TO
TEAM GHILOTTI, INC.**

WHEREAS, the plans and specifications for the Alta/Almond Sewer and Water Rehabilitation Project were designed by Coastland Civil Engineering, Inc, and approved by the Deputy City Engineer; and

WHEREAS, the Project was advertised for bids and bids were opened on March 5, 2012;
and

WHEREAS, five bids were received ranging in price from \$1,195,784 to \$1,588,885;
and

WHEREAS, Coastland Civil Engineering, Inc., reviewed all bids for responsiveness; and

WHEREAS, Coastland Civil Engineering, Inc., determined that Team Ghilotti, Inc., submitted the lowest cost bid and is the lowest responsive and responsible bidder; and

WHEREAS, the Project is exempt from the requirements of the California Environmental Quality Act (CEQA) pursuant to the following authorities:

1) Section 15301 of Title 14 of the California Code of Regulations, for the operation, repair, maintenance, permitting, leasing, licensing or minor alterations to existing public or private structures, facilities, mechanical equipment or topographical features involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination, including publicly-owned utilities used to provide sewerage or other public utility services;

2) Section 15302(c) for replacement or reconstruction of existing utility systems and/or facilities involving negligible or no expansion of capacity because the activity involves replacement of sewer lines and laterals and repair of sewer lines others with a liner and replacement of the water system such that it will have substantially the same purpose and capacity as the structures replaced;

3) Section 15282(K) for the installation of new pipeline or maintenance, repair, restoration, removal, or demolition of existing pipeline as set forth in 21081.21 of the Public Resources Code, and

4) Section 15061, subdivision (b)(3), because CEQA applies only to projects which have the potential for causing a significant effect on the environment and it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA."

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Rohnert Park as follows:

1. The above recitals are true and correct and are hereby incorporated into this Resolution as findings of the City Council of the City of Rohnert Park.

2. In making its findings the City Council relied upon and hereby incorporates by reference all of the bid materials, correspondence, staff reports and all other related materials.
3. The plans and specifications for the Alta/Almond Sewer and Water Rehabilitation Project are hereby approved and adopted.
4. The Project is categorically exempt from CEQA in accordance with the CEQA guidelines as cited in this resolution.
5. In accordance with California Public Contract Code Section 20160 and following and other applicable laws, the City Council of the City of Rohnert Park hereby finds the bid of Team Ghilotti, Inc. for the Alta/Almond Sewer and Water Rehabilitation Project to be the lowest, responsive bid and waives any irregularities in such bid in accordance with applicable law.
6. The City Manager is hereby authorized and directed to execute the contract with Team Ghilotti, Inc. for the amount of One Million One Hundred Ninety-five Thousand Seven Hundred Eighty-four dollars and sixty cents (\$1,195,784.60) for construction of the Project in accordance with the bid documents and applicable law upon submission by Team Ghilotti, Inc. of all documents required pursuant to the Project bid documents.
7. The City Manager is hereby authorized and directed to execute this contract in substantially similar form to the attached contract for and on behalf of the City of Rohnert Park; and is also authorized to approve cumulative contract change orders up to fifteen percent (15%) of the value of the original contract.
8. City staff is hereby directed to issue a Notice of Award to Team Ghilotti for this project.
9. This Resolution shall become effective immediately.
10. All portions of this resolution are severable. Should any individual component of this Resolution be adjudged to be invalid and unenforceable by a body of competent jurisdiction, then the remaining resolution portions shall be and continue in full force and effect, except as to those resolution portions that have been adjudged invalid. The City Council of the City of Rohnert Park hereby declares that it would have adopted this Resolution and each section, subsection, clause, sentence, phrase and other portion thereof, irrespective of the fact that one or more section subsection, clause sentence, phrase or other portion may be held invalid or unconstitutional.

DULY AND REGULARLY ADOPTED by the City Council of the City of Rohnert Park this 27th day of March, 2012.

CITY OF ROHNERT PARK

Mayor



ATTEST:

City Clerk, *Interim*

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| AHANOTU: <u>AYE</u> | BELFORTE: <u>AYE</u> | CALLINAN: <u>AYE</u> | STAFFORD: <u>ABSENT</u> | MACKENZIE: <u>AYE</u> |
| AYES: (4) NOES: (0) ABSENT: (1) ABSTAIN: (0) | | | | |