

RESOLUTION R2019-__

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NAPA, STATE OF CALIFORNIA, AUTHORIZING THE PUBLIC WORKS DIRECTOR TO AWARD AND EXECUTE A CONSTRUCTION CONTRACT TO AMERICAN CIVIL CONSTRUCTORS WEST COAST LLC FOR THE BRIDGE PREVENTIVE MAINTENANCE FOR SIX BRIDGES (BR12PW02) IN THE BID AMOUNT OF \$419,319; AUTHORIZING THE PUBLIC WORKS DIRECTOR TO APPROVE CONTRACT AMENDMENTS AND CHARGES FOR PROJECT SERVICES UP TO A TOTAL AMOUNT NOT TO EXCEED \$510,222; AND DETERMINING THAT THE ACTIONS AUTHORIZED BY THIS RESOLUTION ARE EXEMPT FROM CEQA

WHEREAS, the Department of Transportation (Caltrans), Division of Local Assistance notified the City of the new Local Assistance Bridge Preventive Maintenance Program (Program), created to help local agencies extend the life of their bridges by performing certain maintenance activities that have been pre-approved by the Federal Highway Administration (FHWA); and

WHEREAS, staff developed a Bridge Preventive Maintenance Plan (Plan) following the Local Assistance Bridge Preventive Maintenance Program Guidelines, concurrently with work recommendations in the Caltrans Bridge Inspection Reports (Reports); and

WHEREAS, the Bridge Preventive Maintenance for Seven Bridges (Project) contains the seven bridges identified as being good candidates for the Program: Third Street, Trancas Street, Lincoln Avenue, California Boulevard, Main Street, Soscol Avenue (over Napa River), and Jefferson Street; and

WHEREAS, a detailed Plan showing the maintenance work needed, including methacrylate deck treatment, joint seal replacement, and concrete spall repairs, is shown on Exhibit "A" attached hereto and incorporated herein by reference; and

WHEREAS, FHWA has obligated \$40,785 for Preliminary Engineering funds, and approved \$510,222 for Construction funds, for a total Project cost of \$551,007, of which up to 88.53% is eligible for reimbursement; and

WHEREAS, during the advertisement period, the work for the California Boulevard bridge was removed because of its proximity to the roundabout project on First Street and California Boulevard, changing the Project name to Bridge Preventive Maintenance for Six Bridges; and

ATTACHMENT 1

WHEREAS, bids were opened and read on August 15, 2019, for the Project with the low monetary bid by TPA Construction, Inc., in the amount of \$351,488.90; and

WHEREAS, staff found the low monetary bid by TPA Construction, Inc. to be nonresponsive due to TPA's failure to (1) provide the information under "Work to Be Performed," and "Percent of Total Contract & Amount of Work (in dollars)" in the List of Subcontractors form per Section 2-1.03 "Required Listing of Proposed Subcontractors" of the Special Provisions and per Public Contract Code Section 4104(b) and (2) to submit Part 1 of the "Exhibit 12-B: Bidder's List of Subcontractors (DBE Part 1 and Non-DBE Part 2)" form per Section 2-1.07 "Disadvantaged Business Enterprise (DBE)" and Section 2-1.08 "Bid Document Submittal" of the Special Provisions; and

WHEREAS, staff recommends rejecting the low monetary bid for non-responsiveness and awarding the construction contract to the second lowest bidder, American Civil Constructions West Coast LLC; and

WHEREAS, the construction budget consists of funding the contract amount of \$419,319 plus contingency, contract administration, contract management, material testing, and inspection (amounts are interchangeable) for a total amount of \$510,222; and

WHEREAS, the existing Project budget is adequate to cover the Project costs; and

WHEREAS, the City Council has considered all information related to this matter, as presented at the public meetings of the City Council identified herein, including any supporting reports by City Staff, and any information provided during public meetings.

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

1. The City Council hereby finds that the facts set forth in the recitals to this Resolution are true and correct and establish the factual basis for the City Council's adoption of this Resolution.

2. The City Council hereby determines that the actions authorized by this Resolution are exempt from CEQA pursuant to CEQA Guidelines Section 15301, which exempts the repair, maintenance or minor alteration of 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 agency's determination.

3. The City Council hereby determines that the low monetary bid submitted by TPA Construction, Inc., in the amount of \$351,488.90 is non-responsive for the reasons set forth above.

ATTACHMENT 1

4. The City Council hereby authorizes the Public Works Director to award and execute the construction contract for the Bridge Preventive Maintenance for Six Bridges to the second lowest bidder, American Civil Constructors West Coast LLC, in the amount of \$419,319.

5. The City Council hereby authorizes the Public Works Director to execute construction contract change orders, and authorizes the charge of contract administration, construction management, inspection and testing up to a total amount not to exceed \$510,222.

6. This Resolution shall take effect immediately upon its adoption.

I HEREBY CERTIFY that the foregoing Resolution was duly adopted by the City Council of the City of Napa at a public meeting of said City Council held on the 17th day of September, 2019, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: _____

Tiffany Carranza
City Clerk

Approved as to form:

Michael W. Barrett
City Attorney