

RESOLUTION NO. 3615-2013

RESOLUTION OF THE FORT BRAGG CITY COUNCIL ACCEPTING THE BID OF INTERMOUNTAIN SLURRY SEAL, INC. AS THE LOWEST RESPONSIVE BID, AWARDING THE CONTRACT FOR THE 2013 STREET RESURFACING PROJECT, CITY PROJECT 2013-01 TO INTERMOUNTAIN SLURRY SEAL, INC. AND AUTHORIZING CITY MANAGER TO EXECUTE CONTRACT (AMOUNT NOT TO EXCEED \$999,989 ACCOUNT NO. 405-4870-0731) AND APPROVING BUDGET ADJUSTMENT NO. 2013-18 TO ALLOCATE \$1,156,989 FROM FUND 250 TO ACCOUNT 405-4870-0731

WHEREAS, City Council provided direction to staff to prepare plans and specifications for completion of structural repairs on various streets identified for future resurfacing; and

WHEREAS, staff prepared construction bid documents and advertised for construction the 2013 Street Resurfacing Project ("Project"); and

WHEREAS, in accordance with the California Public Contract Code 20162 and other applicable law, City staff solicited bids for the Project on March 28, 2013 and April 4, 2013; and

WHEREAS, on April 18, 2013 four bids were received and opened in accordance with applicable law; and

WHEREAS, the lowest monetary bid for the Project was from Intermountain Slurry Seal, Inc. ("Intermountain") in the amount of \$999,989; and

WHEREAS, staff determined that Intermountain's bid substantially complies with the bidding requirements for the Project and is therefore responsive; and

WHEREAS, staff has verified that Intermountain possesses the required license and is otherwise qualified as the general contractor to perform the Project and is therefore responsible; and

WHEREAS, a 15% (\$150,000) contingency is recommended for unanticipated construction costs associated with the project; and

WHEREAS, a \$7,000 budget adjustment is recommended for materials testing for this project; and

WHEREAS, sufficient Street Sales Tax funds are available in Fund 250 for this contract; and

WHEREAS, the Project is exempt pursuant to the California Environmental Quality Act ("CEQA") and Title 14, the California Code of Regulations ("CEQA Guidelines"), Section 15301(c); and

WHEREAS, based on all the evidence presented, the City Council finds as follows:

1. Intermountain submitted the lowest monetary bid,
2. Intermountain, having the proper license to complete the Project and based upon previous experience in completing similar projects, is a responsible bidder.

3. The bid submitted by Intermountain substantially complies with the bidding requirements and is responsive.
4. Adequate funding is available upon appropriation of Street Sales Tax to complete the work as provided in the plans and specifications.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fort Bragg does hereby award the contract for the 2013 Street Resurfacing Project, City Project 2013-01 to Intermountain Slurry Seal, Inc. and authorize City Manager to execute contract (Amount not to exceed \$999,989, Account No. 405-4870-0731).

BE IT FURTHER RESOLVED that the City Council of the City of Fort Bragg does hereby approve \$150,000 as contingency for unanticipated construction costs and \$7,000 for materials testing.

BE IT FURTHER RESOLVED that the City Council of the City of Fort Bragg does hereby approve Budget Adjustment No. 2013-18 amending the FY 2012/13 Budget to appropriate \$1,156,989 from Fund 250 to Account No. 405-4870-0731.

The above and foregoing Resolution was introduced by Councilmember Courtney, seconded by Councilmember Dietz, and passed and adopted at a special meeting of the City Council of the City of Fort Bragg held on the 13th day of May, 2013, by the following vote:

AYES:	Councilmembers Courtney, Deitz, Hammerstrom, and Mayor Turner.
NOES:	None.
ABSENT:	None.
ABSTAIN:	None.



**DAVE TURNER,
Mayor**

ATTEST:


**Cynthia M. VanWormer, MMC
City Clerk**