

**RESOLUTION NO. 56-21**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA, AUTHORIZING THE AWARD OF A CONSTRUCTION CONTRACT TO BAY CITIES PAVING & GRADING, INC. (\$7,406,521.86 INCLUDING CONTINGENCIES), FOR THE VIA VERDI SLOPE STABILIZATION PROJECT**

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**WHEREAS**, on February 28, 2017, the Richmond City Council adopted Resolution 13-17, proclaiming the existence of a local emergency due to landslide damage on Via Verdi; and

**WHEREAS**, the damage on Via Verdi roadway was due to severe winter weather and the City of Richmond submitted the appropriate disaster paperwork to Contra Costa County and the California Governor's Office of Emergency Services; and

**WHEREAS**, in response to numerous declarations of emergency throughout the state of California due to severe winter weather, the United States President declared an emergency, thereby facilitating access to state and federal funds for the City's response to the Via Verdi landslide; and

**WHEREAS**, the City applied for federal aid and the Federal Emergency Management Agency and the California Governor's Office of Emergency Services approved the City's request for federal aid; and

**WHEREAS**, the City has completed the requisite geotechnical investigations and alternatives analysis, and has worked with the United States Army Corps of Engineers, the California Department of Fish and Wildlife, and the San Francisco Bay Regional Water Quality Control Board to procure federal, state, and regional permits for the preferred alternative, the installation of a culvert in San Pablo Creek to buttress Via Verdi roadway and preclude further landslide; and

**WHEREAS**, the City's consultant completed the plans, specifications, and engineer's estimate and the City advertised the construction contract in conformance with applicable California Public Contracting Code; and

**WHEREAS**, on April 13, 2021, following the public bid process for construction, Bay Cities Paving & Grading, Inc., demonstrated itself to be the lowest responsive, responsible bidder for the Project; and

**WHEREAS**, staff desires to award a construction contract to Bay Cities Paving & Grading, Inc., for the Project in an amount not-to-exceed \$7,406,521.86, including construction contingencies; and

**WHEREAS**, funds, including Federal Emergency Management Agency funds, California Governor's Office of Emergency Services funds, and local funds are available and sufficient to cover the cost of construction; and

**WHEREAS**, by the agenda report ("Agenda Report") accompanying this resolution the City Council has been provided with additional information upon which the findings and actions set forth in this Resolution are based.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council finds the above recitals are true and correct and have served, together with the Agenda Report, as the basis for the findings and actions set forth in this Resolution.

**BE IT FURTHER RESOLVED** that the City Council hereby authorizes the award of a construction contract to Bay Cities Paving & Grading, Inc., for the construction of the Via Verdi Slope Stabilization Project in an amount not-to-exceed \$7,406,521.86, including construction contingencies.

**BE IT FURTHER RESOLVED** that the City Council hereby authorizes the City Manager, or her designee, to execute and make amendments to the construction contract as needed to facilitate the completion of the Project.

**BE IT FURTHER RESOLVED** that the City Council designates the City Clerk as the custodian of the documents and other materials which constitute the record of proceedings upon which the decision herein is based. These documents may be found at the office of the City Clerk at the Richmond City Hall, 450 Civic Center Plaza, Richmond, California 94804.

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I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held May 18, 2021, by the following vote:

AYES:	Councilmembers Bates, Jimenez, Martinez, McLaughlin, Willis, Vice Mayor Johnson III, and Mayor Butt.
NOES:	None.
ABSTENTIONS:	None.
ABSENT:	None.

PAMELA CHRISTIAN  
CLERK OF THE CITY OF RICHMOND  
(SEAL)

Approved:

THOMAS K. BUTT  
Mayor

Approved as to form:

TERESA STRICKER  
City Attorney

State of California	}	
County of Contra Costa	}	: ss.
City of Richmond	}	

I certify that the foregoing is a true copy of **Resolution No. 56-21**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on May 18, 2021.

  
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Pamela Christian, Clerk of the City of Richmond