

RESOLUTION NO. 92-21

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND,
CALIFORNIA, AUTHORIZING THE AWARD OF A SOLE SOURCE
CONSTRUCTION CONTRACT TO GHILOTTI BROS., INC., TO PERFORM
ASPHALT, CONCRETE, AND ANCILLARY WORK ALONG THE ALIGNMENT OF
THE RICHMOND WELLNESS TRAIL ALIGNMENT, TO SUPPLEMENT THE
CURRENT RICHMOND WELLNESS TRAIL CONSTRUCTION PROJECT**

WHEREAS, in 2015, the City of Richmond was designated as one of ten Urban Agenda Model Cities of the National Park Service, and each Model City was assigned an Urban Fellow to implement city-specific initiatives, and the Richmond Wellness Trail Vision was developed through an extensive community engagement process led by Richmond's assigned Urban Fellow; and

WHEREAS, the Richmond Wellness Trail implements and supports numerous goals in several adopted City Planning documents such as the General Plan 2030, Climate Action Plan, Pedestrian Plan, Bicycle Master Plan, and the South Richmond Transportation Connectivity Plan, and on April 27, 2017, the Richmond City Council adopted a resolution adopting the Richmond Wellness Trail Vision Plan as an appendix to the Richmond Pedestrian Plan; and

WHEREAS, in May 2017, The Trust for Public Land, in partnership with the City of Richmond and the National Park Service, submitted a grant application to the California Natural Resources Agency Urban Greening Grant Program to implement Phase I of the Richmond Wellness Trail, and was awarded the grant; and

WHEREAS, the City entered into an Agreement with The Trust for Public Land to partner with The Trust for Public Land to implement Phase I of the Richmond Wellness Trail, to participate in the design phase and to facilitate the permitting, construction and construction inspection of Phase I of the Richmond Wellness Trail; and

WHEREAS, The Trust for Public Land hired consultants to perform the design of Phase I of the Richmond Wellness Trail, and City staff worked closely with The Trust for Public Land and their consultants during the design phase of the project; and

WHEREAS, during the design phase, the Engineer's Estimate of probable cost of construction was higher than the grant amount, and the City expressed a desire to utilize local funds to supplement the Urban Greening Grant to ensure successful implementation of Phase I of the Richmond Wellness Trail; and

WHEREAS, The Trust for Public Land, through a competitive bidding process awarded a construction contract to Ghilotti Bros., Inc., to construct Phase I of the Richmond Wellness Trail, and upon completion of construction of Phase I of the Richmond Wellness Trail the City will receive the completed trail as a gift for public use; and

WHEREAS, a request for cost proposal was sent to Ghilotti Bros., Inc., to provide their cost for the proposed asphalt, concrete, and ancillary work, and the cost proposal will not be submitted to staff in time for City Council's consideration prior to the upcoming Council summer recess, and the Engineer's Estimate for the proposed asphalt, concrete, and ancillary work is \$700,000.00; and

WHEREAS, construction is underway and it would be in the City's interest to award a construction contract prior to the Council summer recess rather than wait six weeks until after the recess, to award the construction contract, and Senate Bill 1 Road Maintenance and Rehabilitation Act funds are available for the proposed asphalt, concrete, and ancillary work along the Richmond Wellness Trail alignment; 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 sole source construction contract to Ghilotti Bros., Inc., for asphalt, concrete, and ancillary work to complete the original intention of Phase I of the Richmond Wellness Trail, in an amount not-to-exceed \$300,00.00.

BE IT FURTHER RESOLVED that the City Council hereby authorizes the City Manager, or their 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.

I certify that the foregoing resolution was passed and adopted by the City Council of the City of Richmond at a special meeting thereof held July 22, 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:

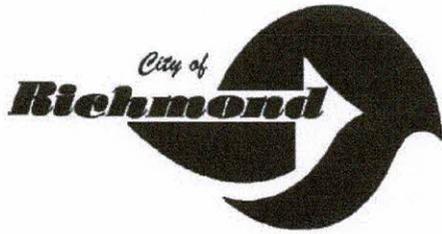
TERESA STRICKER
City Attorney

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

I certify that the foregoing is a true copy of **Resolution No. 92-21**, finally passed and adopted by the City Council of the City of Richmond at a special meeting held on July 22, 2021.



Pamela Christian, Clerk of the City of Richmond



AGENDA REPORT

PUBLIC WORKS DEPARTMENT

DATE: July 22, 2021

TO: Honorable Mayor Butt and Members of the City Council

FROM: Joe Leach, PE, Public Works Director

SUBJECT: AWARD A CONTRACT TO GHILOTTI BROS., INC., FOR CONSTRUCTION OF PORTIONS OF PHASE I OF THE RICHMOND WELLNESS TRAIL PROJECT

STATEMENT OF THE ISSUE:

Staff is requesting approval to award a sole source construction contract to Ghilotti Bros., Inc., for construction of a portion of Phase I of the Richmond Wellness Trail Project, in an amount not to exceed \$300,000.

RECOMMENDED ACTION:

ADOPT a resolution authorizing the execution of a sole-source construction contract with Ghilotti Bros., Inc., for construction of portions of Phase I of the Richmond Wellness Trail Project, in an amount not to exceed \$300,000 – Public Works Department (Joe Leach 620-5478/Tawfic Halaby 621-1612).

FINANCIAL IMPACT OF RECOMMENDATIONS:

Awarding this construction contract will not impact the General Fund. Funding is available in the following account string: 11931031 400708 SB106.

DISCUSSION:

Background Information and Project History

In 2015, the National Park Service designated ten cities throughout the nation as Urban Agenda Model Cities. The City of Richmond received this prestigious designation, and the National Park Service hired an Urban Fellow to work with the Richmond community to identify and develop an initiative that responds to the needs and the will of the community. This process included extensive community involvement and ultimately resulted in the development of the Richmond Wellness Trail Vision, which was adopted by City Council as an amendment to the City's Pedestrian Plan. After the Council action, the Trust for Public Land partnered with the City and

the National Park Service to submit an Urban Greening Grant application to the California Natural Resources Agency, to fund Phase I of the Richmond Wellness Trail.

The California Natural Resources Agency awarded the Urban Greening Grant to The Trust for Public Land (TPL). The City and TPL then entered into an Agreement to implement Phase I of the Richmond Wellness Trail. The Agreement states TPL, as the Urban Greening Grant grantee, is responsible for design and construction of the project, and that upon completion, Phase I of the Richmond Wellness Trail would be gifted to the City for future operation, maintenance, and improvement.

TPL hired consultants to develop the construction documents for Phase I of the Richmond Wellness Trail. During the design phase, City staff worked closely with TPL, their consultants, and other key stakeholders, and resulting Phase I project conforms to the spirit of the original Richmond Wellness Trail Vision and also meets the goals and the will of the community.

After a competitive bidding process, The Trust for Public Land awarded a contract to Ghilotti Bros., Inc., for construction of Phase I of the Richmond Wellness Trail. The original grant application focused on the development of the Richmond Wellness Trail, and did not focus on the condition of the City's other infrastructure along the alignment of the trail, such as the roadway and sidewalk.

The Marina Way South pavement surface is in poor condition and is long overdue for pavement rehabilitation. In anticipation of the Richmond Wellness Trail project, existing sewer pipelines along Marina Way South were rehabilitated, and existing water pipelines were relocated. The pipeline work required cutting into the asphalt surface, thus causing further deterioration of the pavement condition.

Staff Recommendation

City staff proposes to utilize City funds to implement additional improvements within the Public Right-of-Way to complement the new trail, including: pavement rehabilitation and conforms to the wellness trail medians and existing driveways, installation of ADA curb ramps, repair of curb and gutter to eliminate ponding and facilitate drainage, and installation of tree wells to accommodate planting of trees to increase the urban canopy along the alignment of the Richmond Wellness Trail.

The project designer developed a design packet for the proposed asphalt, concrete, and ancillary work, and staff provided the packet, along with a request for cost proposal, to GBI, and GBI is assembling a cost proposal for this work. The proposal was not submitted in time for City Council's consideration prior to the upcoming Council recess.

GBI is currently constructing Phase I of the Richmond Wellness Trail Project. Awarding a sole source construction contract to Ghilotti Bros., Inc., for the above-referenced asphalt, concrete, and ancillary work, will save the City mobilization, surveying, traffic control, and storm water pollution prevention costs.

The Engineer's Estimate of probable construction cost is \$700,000 for the proposed asphalt,

concrete, and ancillary work. Staff is proposing to award a \$300,000 construction contract to Ghilotti Bros., Inc., for the proposed asphalt, concrete, and ancillary work, with the understanding that if the sum total of all work exceeds \$300,000, the City will execute a contract amendment in an amount sufficient to cover the full construction cost.

The proposed construction contract is attached to this report (Attachment 2).

The executed Agreement between the City and TPL is attached to this report (Attachment 3).

The approved Sole Source Form is attached to this report (Attachment 4).

The Engineer's Estimate of probable construction cost is attached to this report (Attachment 5).

The design plans for the proposed asphalt, concrete, and ancillary work is attached to this report (Attachment 6).

Construction is underway and is expected to be completed in early 2022.

DOCUMENTS ATTACHED:

- Attachment 1 – Resolution
- Attachment 2 – Proposed Construction Agreement
- Attachment 3 – Executed Agreement between the City and TPL
- Attachment 4 – Approved Sole Source Form
- Attachment 5 – Engineer's Estimate
- Attachment 6 – Asphalt and Concrete Design Plans
- Attachment 7 – RWT Bid Summary
- Attachment 8 – Agreement between TPL and GBI