

**RESOLUTION NO. 121-21**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA, AUTHORIZING CONTRACTS FOR AS-NEEDED CONSTRUCTION MATERIALS TESTING SERVICES FOR AN AMOUNT NOT TO EXCEED \$250,000 PER VENDOR OVER A THREE-YEAR PERIOD WITH A TWO-YEAR EXTENSION OPTION FROM OCTOBER 1, 2021, THROUGH SEPTEMBER 30, 2024**

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**WHEREAS**, the Public Works Department anticipate that several capital improvement projects funded by various capital improvement funds, bonds, and grants will require the use of construction materials testing services; and

**WHEREAS**, Public Works Department further anticipate that additional capital improvement projects not currently scheduled will arise during the period October 1, 2021, through September 30, 2024, that will require the use of construction materials testing services; and

**WHEREAS**, the project-by-project selection process for construction materials testing services can take up to six months and involve significant per-project consulting costs; and

**WHEREAS**, the Public Works Department have demonstrated that the use of a pool of construction materials testing firms that have passed a competitive bidding process on an as-needed basis eliminates much of the delay and costs associated with project-by-project bidding; and

**WHEREAS**, on May 25, 2021, the City issued a Request for Proposals for as-needed construction materials testing services through the City's BidsOnline system; and

**WHEREAS**, thirty-one firms received the Request for Proposal, of which seven presented proposals; and

**WHEREAS**, the seven proposals the City received were reviewed by a panel consisting of Public Works Retired Annuitant Yader A. Bermudez, Civil Engineer II Robin Chee and Senior Civil Engineer Tawfic Halaby; and

**WHEREAS**, in evaluating proposals, the panel considered four criteria: (1) the relevant experience and strengths of each firm; (2) the organization of the firm, the availability of resources, and the firm's ability to meet project schedules; (3) the qualifications of the identified project manager and project team; and (4) the firm's ability to provide high-quality customer service to the City and the community; and

**WHEREAS**, the panel accepted the proposals of three firms, finding that all have the technical expertise to perform the work required and that each clearly demonstrated their understanding of the technical complexities and regulatory issues involved in implementing public capital improvement projects; and

**WHEREAS**, the three firms selected are:

- Applied Materials & Eng. Inc. (Oakland)
- Ninyo & Moore (Oakland)
- Inspection Services Inc. (Berkeley); and

**WHEREAS**, each service contract with an approved firm would be for an amount not-to-exceed \$250,000 over the three-year period from October 1, 2021, through September 30, 2024, with a two-year extension option; and

**WHEREAS**, firms hired for these as-needed construction materials testing services will provide construction materials testing, field investigations, and other construction materials testing related work as requested by the City; and

**WHEREAS**, firms on the list will be asked to submit proposals for particular projects;  
and

**WHEREAS**, the Public Works Department will manage the contracts;

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the City of Richmond, California, hereby authorizes the Public Works Department to enter into service contracts for as-needed construction materials testing services, with the following firms for an amount not to exceed \$250,000 per vendor over the three-year period from October 1, 2021, through September 30, 2024, with a two-year extension option:

- Applied Materials & Eng. Inc. (Oakland)
- Ninyo & Moore (Oakland)
- Inspection Services Inc. (Berkeley)

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I certify that the foregoing resolution was passed and adopted by the City Council of the City of Richmond at a regular meeting thereof held October 19, 2021, by the following vote:

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

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. 121-21**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on October 19, 2021.

  
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Pamela Christian, Clerk of the City of Richmond