

CITY COUNCIL RESOLUTION NO. 68-15

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND AUTHORIZING THE EXECUTION OF A CONTRACT WITH GHILOTTI BROS INC. FOR THE CUTTING BLVD / CARLSON BLVD GRADE CROSSING IMPROVEMENT PHAS I PROJECT

WHEREAS, on April 25, 2012, the City Council of the City of Richmond (the "City Council") adopted the Richmond General Plan 2030 (the "General Plan"), which establishes the goals, policies and implementing actions for development of the City of Richmond; and

WHEREAS, the General Plan cites the Cutting Boulevard and Carlson Boulevard At-Grade Crossing as one of the most dangerous in the state, according to the Public Utilities Commission ("PUC"); and

WHEREAS, General Plan Action Item CR3.A calls for coordination with railroad companies to improve safety at the Cutting Boulevard and Carlson Boulevard At-Grade Crossing; and

WHEREAS, in furthering policies of General Plan, Staff developed construction plans and specifications for roadway, median, sidewalk and traffic signal improvements at the Cutting Boulevard and Carlson Boulevard At-Grade Crossing (the "Cutting/Carlson Grade Crossing Improvements"); and

WHEREAS, the Union Pacific Railroad determined that replacement of the existing grade panels would be required in order to construct the Cutting/Carlson Grade Crossing Improvements and the cost for the grade panel replacement exceeded the amount of available funds for the Cutting/Carlson Grade Crossing Improvements; and

WHEREAS, staff readjusted the scope of the Cutting/Carlson Grade Crossing Improvements by dividing the work into phases, which allowed for postponement of the grade panels replacement and improvements along the south side of the intersection ("Phase II"); and

WHEREAS, staff has corresponded with the PUC and determined that Phase II is likely to be funded by a grant of federal funds under the PUC's Section 130 program in the next application cycle; and

WHEREAS, roadway, median and improvements along the north side of the intersection (the "Cutting/Carlson Grade Crossing Improvements Phase I Project" or "Project") can be completed within the current funding available; and

WHEREAS, staff conducted bid process for construction of the Project in accordance with City Policies and desires to award the contract for the construction of the project to the lowest qualified responsive bidder; and

WHEREAS, one bid was received in response to the invitation for bids in the amount of \$506,420.00; and

WHEREAS, the sole bid received was substantially over the Engineer's Estimate of probable cost for the Project of \$380,000.00; and

WHEREAS, it was determined that there likely exists an opportunity for value engineering of certain bid items to create Project savings, and that a line item for "supplemental work" was included as a contingency in the amount of \$39,000 (the "Supplemental Work Item"), with this amount predetermined by the engineer of record; and

WHEREAS, the Project represents a safety improvement at a dangerous intersection; and

WHEREAS, the City has budgeted the necessary funds for the Project in its 2015-2016 Capital Improvement Program Budget; and

WHEREAS, staff desires to award a construction contract to Ghilotti Bros. in an amount not-to-exceed \$467,420, this amount representing the bid amount less the Supplemental Work Item; 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 approves the funds for and awards the contract to Ghilotti Brothers Inc. for the construction of the Cutting/Carlson Grade Crossing Improvement Phase I Project in an amount not-to-exceed \$467,420.

BE IT FURTHER RESOLVED that the City Council hereby authorizes the City Manager to execute and make amendments to, the contract as needed to facilitate 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 adopted at a regular meeting of the City Council on July 7, 2015 by the following vote:

AYES: Councilmembers Beckles, Martinez, McLaughlin, Pimplé, Vice Mayor Myrick, and Mayor Butt.

NOES: None.

ABSTENTIONS: None.

ABSENT: Councilmember Bates.

PAMELA CHRISTIAN
CLERK OF THE CITY OF RICHMOND
(SEAL)

Approved:

TOM BUTT
Mayor

Approved as to form:

BRUCE GOODMILLER
City Attorney

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

I certify that the foregoing is a true copy of **Resolution No. 68-15**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on July 7, 2015.


Pamela Christian, City Clerk of the City of Richmond