

RESOLUTION NO. _____

Resolution Of The City Council Of The City of Emeryville Authorizing The City Manager To Enter Into A Contract With DeSilva Gates Construction In An Amount Not To Exceed \$1,634,568.00 For The Construction Of The 2017/2018 Street Rehabilitation and Preventive Maintenance Project, EPW 17-104 (CIP No. 17240005) And Approving The Possible Night Construction On Powell Street And Christie Avenue For Said Project

WHEREAS, the Capital Improvement Program adopted by the City Council in June 2016 includes funding for the Annual Street Rehabilitation and Preventive Maintenance Program, CIP No. 17240005; and

WHEREAS, on May 16, 2017 the Emeryville City Council approved the project scope of work, found the project to be exempt under California Environmental Quality Act Guideline 15301(c) because the project involves repairs to existing facilities, and authorized Public Bidding the project once the plans and specifications were approved by the City Engineer (Resolution No. 17-72); and

WHEREAS, the Project was bid on April 11, 2018, in compliance with California Public Contract Code section 20162; and

WHEREAS, on May 4, 2018, the following bid proposals for the project were received:

- | | |
|-------------------------------|-------------------|
| 1. DeSilva Gates Construction | \$ 1,634,568 |
| 2. Ghilotti Bros. Inc. | \$ 1,758,678 |
| 3. J.A. Gonsalves & Son | \$ 2,088,270; and |

WHEREAS, the lowest responsible bid for the Project was submitted by DeSilva Gates Construction of Dublin, CA for \$1,634,568, which includes a contingency of \$100,000; and

WHEREAS, there is \$490,000 in Measure B and Measure BB funds allocated in the Annual Street Rehabilitation and Preventive Maintenance Program (CIP No. 17240005), an additional \$810,000 in Measure B/BB funds that are available to be spent this year, and \$575,000 in funds available to be spent on maintenance of the improvements constructed within the West Emeryville Assessment District and Bay Street – Shellmound Street Extension Assessment District; now, therefore, be it

RESOLVED, that the City Manager is hereby authorized to enter into a contract with DeSilva Gates Construction of Dublin, CA, and authorizes the City Manager to execute a contract with DeSilva Gates Construction in an amount not to exceed \$1,634,568 for the Annual Street Rehabilitation and Preventive Maintenance Project, EPW 17-104 (CIP No. 17240005); and be it further

RESOLVED, that the City Council hereby approves the possible night construction on Powell Street and Christie Avenue on weekdays and approves the potential Public Works Director's waiver to the noise ordinance.

ADOPTED, by the City Council of the City of Emeryville at a regular meeting held Tuesday, June 5, 2018, by the following vote:

AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

ATTEST:

MAYOR

Michael Guina

CITY CLERK

CITY ATTORNEY