

**RESOLUTION NO. 19-\_\_\_\_\_**

**Resolution Of The City Council Of The City Of Emeryville Authorizing The City Manager To Enter Into A Contract With American Civil Constructors, Inc., In An Amount Not To Exceed \$249,545 For Construction Of The Powell Street Overhead Joint Seal Replacement And Deck Seal Project, Project No. EPW 106-17, CIP No. 1647503; CEQA Determination: Exempt Pursuant To 15301(c)**

**WHEREAS**, the Capital Improvement Program ("CIP") adopted by the City Council in June 2019 includes funding for the Powell Street Overhead Joint Seal Replacement and Deck Seal Project (CIP No. 16475037) and as described, in order to preserve the serviceability of the Powell Street Overhead it is necessary to perform periodic maintenance on weather vulnerable portions of the bridge; and

**WHEREAS**, in July 2018, the City contracted with Wiss, Janney, Elstner Inc. to investigate the bridge deck cracking, expansion joint condition and overall deck integrity and to prepare design documents based on the investigation results; and

**WHEREAS**, the deck investigation revealed that while the deck itself is sound but in need of sealing, the existing joint seals are worn and damaged and asphalt concrete at the eastern abutment needs repair and as a result the project scope was developed to include installation of methacrylate deck seal material, removal and replacement of existing expansion joints, and installation of new bridge striping; and

**WHEREAS**, project specifications have been developed so that lane closures will occur only during non-peak traffic hours; and

**WHEREAS**, two responsive bids for construction of the project were received on September 5, 2019 and American Civil Constructors Inc. of Benicia, California submitted the lowest bid in the amount of \$249,545 which is 42% more than the Engineers Estimate of \$175,000 but within the Capital Improvement Project funding for this project; and

**WHEREAS**, upon award of this contract the contractor will have 20 working days to complete the project; and

**WHEREAS**, this project is determined to be exempt under categorical exemption Class 1 Existing Facilities, State CEQA Guidelines Section 15301(c); and

**WHEREAS**, the Capital Improvement Program identifies \$525,0000 as appropriated to the budget for this Project (CIP Project No. 16475037) which is sufficient to fund this project; now, therefore, be it

**RESOLVED**, by the City Council of the City of Emeryville that they hereby authorize the City Manager to enter into a contract with American Civil Constructors Inc. in an amount not to exceed \$249,545 for construction of the Powell Street Overhead Joint Seal Replacement And Deck Seal Project, Project No. EPW 106-17, CIP No. 1647503 and, be it, further

**RESOLVED**, by the City Council of the City of Emeryville that the Powell Street Overhead Joint Seal Replacement And Deck Seal Project is determined to be exempt under categorical exemption Class 1 Existing Facilities, State CEQA Guidelines Section 15301(d).

**ADOPTED**, by the City Council of the City of Emeryville at a regular meeting held Tuesday, October 01, 2019, by the following vote:

AYES: \_\_\_\_\_  
NOES: \_\_\_\_\_  
ABSTAIN: \_\_\_\_\_  
ABSENT: \_\_\_\_\_

\_\_\_\_\_  
MAYOR

ATTEST:

APPROVED AS TO FORM:



\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
CITY ATTORNEY