

RESOLUTION NO 1080  
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RESOLUTION OF THE BOARD OF PUBLIC UTILITIES CORRECTING THE LEGISLATIVE RECORD BY AWARDING CONTRACT NUMBER C01871, SAK CONSTRUCTION LLC OF O'FALLON, OF MISSOURI, APPROVING ADDITIONAL CONTINGENCY AND APPROVING SUBCONTRACTOR SUBSTITUTION FOR SEWER MAIN LINING AT VARIOUS LOCATIONS 2014

WHEREAS, bids have been invited for the performance of work for the City of Santa Rosa, generally described as Sewer Main Lining at Various Locations 2014, Contract No. C01871; and

WHEREAS, bids were received and opened in accordance with law and the City Engineer as reported thereon; and

WHEREAS, the lowest responsible bidder, SAK Construction LLC of O'Fallon, Missouri, submitted a responsive bid that complies with the requirements in the Invitation for Bids; and

WHEREAS, the Board of Public Utilities by motion, awarded construction Contract Number C01871 in the amount of \$366,650.00 to SAK Construction of California, Inc. for sewer main lining work at various locations; and

WHEREAS, the name of contractor the listed in the motion is incorrect; and

WHEREAS, the executed contract (Contract Number C01871), bonds and insurance are in the name of the correct entity, SAK Construction LLC of O'Fallon, of Missouri; and

WHEREAS, as part of its bid, SAK listed subcontractor Keith J. Gale General Engineering of Napa, California (Gale Engineering); and

WHEREAS, after reasonable opportunity to do so, Gale Engineering did not to respond or execute a contract with SAK; and

WHEREAS, SAK requested and Gale Engineering agreed to subcontractor substitution based on Gale Engineering's failure or refusal to execute a written contract in accordance with California Public Contract Code section 4107; and

WHEREAS, SAK has identified Nor-Cal Pipeline Services of Yuba City, of California as the alternate licensed subcontractor.

NOW, THEREFORE, BE IT RESOLVED that the Board finds the name of contractor the listed in the motion, SAK Construction of California, Inc., was is incorrect and the correct lowest responsible bidder, SAK Construction LLC of O'Fallon, of Missouri.

BE IT FURTHER RESOLVED that the Board corrects the legislative record and awards construction contract number C01871 in the amount of \$366,650.00 to the lowest responsive bidder, SAK Construction LLC of O'Fallon, of Missouri for Sewer Main Lining at Various Locations 2014, approves a 15% contract contingency, and authorizes a total contract amount of \$421,647.50.

BE IT FURTHER RESOLVED that the Board approves in accordance with City Council Policy No. 100-07, "Authorization of Contract Change Orders on Public Works Contracts, an increase in the construction contingency in the amount of \$75,000.00 for total amount of \$496,647.50.

BE IT FURTHER RESOLVED that the Board finds that the subcontractor Gale Engineering did not enter into a contract with prime contractor, SAK and pursuant to California Public Contract Code section 4107, the listed subcontractor may be substituted when after a reasonable opportunity to do so, fails or refuses to execute a written contract.

BE IT FURTHER RESOLVED that the Board approves a subcontractor substitution request by the prime contractor SAK, substituting subcontractor Nor-Cal Pipeline Services of Yuba City, California for Keith J. Gale General Engineering of Napa, California.

BE IT FURTHER RESOLVED that the Board authorizes the Finance Director to pay all proper claims for performance of the contract out of JL Key 70730, "SMR: 2014 Sewer Lining Project."

DULY AND REGULARLY ADOPTED by the City of Santa Rosa Board of Public Utilities this 16th day of December, 2014.

AYES: (4) Galvin, Arnone, Holt, and Steffensen

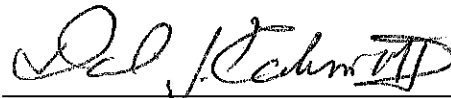
NOES: (0)

ABSENT: (2) Kaun, Dowd

ABSTAIN: (0)

VACANT: (1)

APPROVED:



Daniel J. Galvin III  
Chairman

ATTEST:



Gina Perez  
Recording Secretary

APPROVED AS TO FORM:

  
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City Attorney