

RESOLUTION NO. 972

RESOLUTION OF THE BOARD OF PUBLIC UTILITIES OF THE CITY OF SANTA ROSA REJECTING THE BID OF TEAM GHILOTTI OF PETALUMA, CA, AND AWARDING CONTRACT NO. 2009-044 TO ARGONAUT CONSTRUCTORS OF SANTA ROSA, CA, FOR RINCON VALLEY SEWER TRUNK ABANDONMENT – CARLEY ROAD TO MONTGOMERY DRIVE

WHEREAS, bids have been invited for the performance of work for the City of Santa Rosa, generally described as Rincon Valley Sewer Trunk Abandonment – Carley Road to Montgomery Drive, Contract Number 2009-044; and

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

WHEREAS, the lowest bidder, Team Ghilotti of Petaluma, CA, submitted a bid that was based on a cement slurry material that does not meet the requirements contained in the bid documents; and

WHEREAS, the second lowest bidder, Argonaut Constructors of Santa Rosa, CA, submitted a responsive bid.

NOW, THEREFORE, BE IT RESOLVED that the Board of Public Utilities has considered the report of the City Engineer and has concluded that Team Ghilotti of Petaluma, CA, submitted a nonresponsive bid and that the bid of Argonaut Constructors of Santa Rosa, CA, was the lowest responsive bid received.

BE IT FURTHER RESOLVED that the Board of Public Utilities rejects the bid of Team Ghilotti of Petaluma, CA, as requested by the City Engineer.

BE IT FURTHER RESOLVED that the Board of Public Utilities accepts the bid of Argonaut Constructors of Santa Rosa, CA, in the amount of \$189,550.00 and awards Contract No. 2009-044 to Argonaut Constructors of Santa Rosa, CA, in the amount of \$189,550.00 and for performance in accordance with plans and specifications on file in the Office of the City Engineer.

BE IT FURTHER RESOLVED that the Board of Public Utilities authorizes and directs the Chair to execute the contract and the Finance Director to pay all proper claims for performance of the contract out of Account No. 7237, “SM Abandon: Rincon Valley Trunk – Carley Well to Jacqueline”.

BE IT FURTHER RESOLVED that in accordance with City Council Policy No. 100-07, “Authorization of Contract Change Orders on Public Works Contracts,” the Board of Public Utilities approves a total authorized contract amount of \$217,982.50 (the original contract amount plus a 15% contingency).

DULY AND REGULARLY ADOPTED by the City of Santa Rosa Board of Public Utilities this 7<sup>th</sup> day of January, 2010.

AYES: (6) Dowd, Swinth, Gale, Galvin, Holt and Meechan

NOES: (0)

ABSENT: (1) Lowe

ABSTAIN: (0)