

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO 1) AWARD A CONSTRUCTION CONTRACT FOR THE 8727 FEMA – ALUM ROCK FALLS ROAD LANDSLIDE REPAIR LOP #19 (SCSJC90) PROJECT TO THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER IN AN AMOUNT NOT TO EXCEED \$1,170,000 AND TO APPROVE A TWENTY-FIVE (25) PERCENT CHANGE ORDER RESERVE/CONTINGENCY IN AN AMOUNT NOT TO EXCEED \$292,500; 2) DECIDE ANY TIMELY BID PROTEST(S), MAKE THE CITY'S FINAL DETERMINATION AS TO THE LOWEST RESPONSIVE BIDDER THAT IS RESPONSIBLE, OR REJECT ALL BIDS AND RE-BID THE PROJECT; AND 3) NEGOTIATE AND EXECUTE ANY SINGLE AND/OR MULTIPLE CHANGE ORDERS PAID FROM THE CONTINGENCY FOR THE PROJECT IN ANY AMOUNT UP TO THE AMOUNT OF THE CONTINGENCY

WHEREAS, Alum Rock Falls Road is an approximately 4.5-mile long road, of which approximately 3.2 miles is owned and maintained by the County of Santa Clara (“County”) and approximately 1.3 miles is owned and maintained by the City of San Jose (“City”); and

WHEREAS, both the City and County portions of Alum Rock Falls Road suffered significant damage during the February 2017 flood event; and

WHEREAS, 8727 FEMA – Alum Rock Falls Road Landslide Repair LOP #19 Project (“Project”) will repair the asphalt concrete roadway, stabilize the downhill slopes at two locations, and remove debris and stabilize the uphill slopes at two other locations along the City’s portion of Alum Rock Falls Road; and

WHEREAS, the City desires to authorize the Director of Public Works to award a construction contract for the Project in order to meet the Project schedule and repair the City's portion of Alum Rock Falls Road as quickly as possible;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

The Director of Public Works is hereby authorized to:

1. Award a construction contract for the 8727 FEMA – Alum Rock Falls Road Landslide Repair LOP #19 (SCSJG90) Project to the lowest responsive and responsible bidder in an amount not to exceed \$1,170,000 and to approve a twenty-five (25) percent change order reserve/contingency in an amount not to exceed \$292,500.
2. Decide any timely bid protest(s), make the City's final determination as to the lowest responsive bidder that is responsible, or reject all bids and re-bid the project.
3. Negotiate and execute any single and/or multiple change orders paid from the contingency for the project in any amount up to the amount of the contingency.

ADOPTED this _____ day of _____, 2018, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

SAM LICCARDO
Mayor

ATTEST:

TONI J. TABER, CMC
City Clerk