

**RESOLUTION NO. .**

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA**

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**RESOLUTION: A) ADOPTING PLANS AND SPECIFICATIONS, INCLUDING CONFORMANCE WITH PREVAILING WAGE SCALE REQUIREMENTS, FOR THE REALIZE FLOOD PARK PROJECT – PHASE ONE; AND B) AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE AN AGREEMENT WITH JENSEN LANDSCAPE CONTRACTOR, LLC, IN THE AMOUNT OF \$8,949,000 FOR THE REALIZE FLOOD PARK PROJECT - PHASE ONE; AND C) AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO: 1) EXECUTE SUBSEQUENT CHANGE ORDERS TO GRANT TIME EXTENSIONS FOR PROJECT COMPLETION AND PAYMENT UP TO A MAXIMUM AGGREGATE AMOUNT NOT TO EXCEED \$894,900 OR APPROXIMATELY 10 PERCENT OF THE AGREEMENT AMOUNT; AND 2) EXECUTE PAYMENT UP TO THE NOT TO EXCEED AMOUNT OF \$9,843,900 FOR ITEMS REQUIRING ADJUSTMENT BASED ON UNIT BID PRICES WITHOUT EXECUTION OF A CHANGE ORDER**

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**RESOLVED**, by the Board of Supervisors of the County of San Mateo, State of California, that

**WHEREAS**, on November 10, 2020 this Board of Supervisors adopted Resolution No. 077827, which: 1) approved the 2020 Flood County Park Landscape Plan; and 2) certified the Flood County Park Landscape Plan’s Final Revised Environmental Impact Report and Errata; and 3) adopted the California Environmental Quality Act Findings of Facts and a Statement of Overriding Consideration; and 4) adopted the Mitigation Monitoring and Reporting Plan, and on July 26, 2022 this Board adopted revisions to the 2020 Flood County Park Landscape Plan by way of Resolution No. 079047, and directed the Parks Department to prepare project design plans based on the Final Revised Landscape Plan; and

**WHEREAS**, on July 20, 2021 this Board adopted Resolution No. 078335, which authorized an Agreement with CMG Landscape Architects (CMG), for the professional

services required to design and permit the Reimagine Flood Park Project – Phase One (Project), for an amount not to exceed, \$1,892,710; and

**WHEREAS**, on December 13, 2022 this Board of Supervisors adopted Resolution No. 079396, which authorized the finalization of the Project plans and specifications (the “Plans and Specifications”) and call for sealed proposals for the Project; and

**WHEREAS**, on September 12, 2023 this Board of Supervisors adopted Resolution No. 079918, which rejected all bids received for the Project and authorized the Director of Public Works to readvertise for bids on the Project; and

**WHEREAS**, Plans and Specifications, dated November 7, 2023 were prepared and approved by the Director of Public Works for the Project; and

**WHEREAS**, a schedule of prevailing wage scales for each craft or type of worker needed to execute these plans and specifications in the locality in which said work is to be performed has been established by the Department of Industrial Relations and has been referred to in said Plans and Specifications; and

**WHEREAS**, the Department of Public Works did issue a call for sealed proposals to be received at the office of the County Executive Officer / Clerk of the Board of Supervisors, Hall of Justice and Records, 400 County Center, Redwood City, California, until the hour of 2:30 p.m., on Thursday, February 1, 2024; and

**WHEREAS**, the Department of Public Works did cause the notice inviting sealed proposals to be published three (3) times in the Examiner Peninsula Newspaper

Group, a newspaper printed and published in this County, and obtained an affidavit of said publication; and

**WHEREAS**, the Deputy Clerk of this Board of Supervisors did, in public on February 1, 2024 at 2:30 p.m., open and examine all sealed bids that were received in the specified time for the doing of the work referred to in said Plans and Specifications; and

**WHEREAS**, this Board of Supervisors has caused an analysis of said bids to be made by the Director of Public Works of the County of San Mateo, and has, in open session, fully reviewed and considered said sealed proposals and analysis thereof; and

**WHEREAS**, the lowest responsible bid was submitted by Jensen Landscape Contractor, LLC in the amount of \$8,949,000 based on an estimate of the amount of work to be done.

**NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** as follows:

1. The Plans and Specifications dated November 7, 2023 for the aforesaid Project are hereby approved and are adopted as the Plans and Specifications to be adhered to in letting and performing the work under a contract for said improvements.
2. It is to the best interest of the County of San Mateo to award the agreement for the Realize Flood Park Project - Phase One to:

Jensen Landscape Contractor, LLC  
1250 Ames Avenue  
Milpitas, CA 95035

3. The County of San Mateo shall enter into a written agreement with Jensen Landscape Contractor, LLC, for the completion of said work as required by the Plans and Specifications adopted by this Board of Supervisors, as hereinbefore mentioned, which Plans and Specifications are on file in the office of the Director of Public Works of the County of San Mateo.
4. The President of this Board of Supervisors shall be, and is hereby, authorized and directed to execute an agreement with Jensen Landscape Contractor, LLC, for the doing of said work described therein, subject to the Department of Public Works' receipt and approval of the Faithful Performance Surety Bond ("Performance Bond") and the Labor and Material Surety Bond ("Payment Bond") required to be posted by said Contractor with the County of San Mateo in connection therewith.
5. The Director of Public Works is hereby authorized to execute change orders related to said work for time extensions and payment not exceeding \$894,900 in aggregate for unforeseen conditions.
6. The Director of Public Works is hereby authorized to approve payments up to the not to exceed amount of \$894,900 for items requiring adjustment based on unit bid prices without execution of a change order.
7. All payments to the Contractor shall be in accordance with the Plans and Specifications, and other agreement documents. Aggregate payment to the Contractor shall not exceed \$9,843,900 without this Board's approval.
8. The Clerk of the Board of Supervisors, County of San Mateo, is hereby

authorized and directed to attest the signature of the President of this Board  
of Supervisors to said written Agreement.

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