

RESOLUTION NO. _____

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA
ACTING AS THE GOVERNING BOARD OF THE FAIR OAKS SEWER
MAINTENANCE DISTRICT**

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RESOLUTION AUTHORIZING:

A) ADOPTING PLANS AND SPECIFICATIONS, INCLUDING CONFORMANCE WITH PREVAILING WAGE SCALE REQUIREMENTS, FOR THE SANITARY SEWER REPLACEMENT PROJECT IN THE FAIR OAKS SEWER MAINTENANCE DISTRICT; AND B) AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE AN AGREEMENT WITH EPS, INC. DBA EXPRESS PLUMBING, IN THE AMOUNT OF \$2,490,200, FOR THE FAIR OAKS SANITARY SEWER REPLACEMENT PROJECT; 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 \$249,020 OR APPROXIMATELY 10 PERCENT OF THE AGREEMENT AMOUNT FOR UNFORESEEN CONDITIONS; AND**
 - 2. EXECUTE PAYMENT UP TO THE NOT TO EXCEED AMOUNT OF \$2,739,220 FOR ITEMS REQUIRING ADJUSTMENT BASED ON UNIT BID PRICES WITHOUT EXECUTION OF A CHANGE ORDER; AND**
 - 3. FILE A NOTICE OF EXEMPTION FOR A CALIFORNIA ENVIRONMENTAL QUALITY ACT CATEGORICAL EXEMPTION**
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RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, acting as the Governing Board of the Fair Oaks Sewer Maintenance District (District), that

WHEREAS, on January 23, 2007, this Board adopted Resolution No. 068509, which “streamlined” the bid process for non-controversial sewer inspection, maintenance, and rehabilitation projects, and authorized the Director of Public Works to develop plans and specifications and to call for the types of projects identified in said resolution; and

WHEREAS, in 2015 the District completed a Capacity Analysis, which provided an update to the District’s 2000 Sewer Master Plan and included a list of recommended

improvements to address capacity deficiencies and deteriorating conditions of various sewer main lines in the District; and

WHEREAS, plans and specifications, dated January 28, 2022, have been prepared and approved by the Director of Public Works for the Fair Oaks Sanitary Sewer Replacement Project (Project); and

WHEREAS, a schedule of prevailing wage scales for each craft or type of workman 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 Manager/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 24, 2022; and

WHEREAS, the Department of Public Works did cause the notice inviting sealed proposals to be published two (2) times in the Examiner Peninsula Newspaper, a newspaper printed and published in this County, and obtained an affidavit of said publication; 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 the analysis thereof; and

WHEREAS, the lowest responsible bid was submitted by EPS, Inc. dba Express Plumbing, in the amount of \$2,490,200 based on an estimate of the amount of work to be done, and

WHEREAS, Department of Public Works staff has determined that this Project qualifies for a Categorical Exemption pursuant to Section 15301 (b) of the California Environmental Quality Act (CEQA) Guidelines for Implementation, which provides that repair or minor alteration of an existing facility of publicly-owned utilities involving negligible or no expansion of use, is exempt from review.

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

1. The plans and specification dated January 28, 2022, for the aforesaid Project, are hereby approved and adopted as the Plans and Specifications to be adhered to in lettering and performing the work under a contract for said improvements.
2. It is in the best interest of the District to award the agreement for the Sanitary Sewer Replacement Project in the Fair Oaks Maintenance District to:

EPS, Inc. dba Express Plumbing
307 N. Amphlett Blvd.
San Mateo, CA 94401

3. The District shall enter into a written agreement with EPS, Inc. dba Express Plumbing, for the completion of said work as required by the Plans and Specifications adopted by the 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 EPS, Inc. dba Express Plumbing for the doing of said work described therein, subject to the Department of Public Works' receipt of 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 \$249,020 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 \$2,739,220 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 \$2,739,220 without this Board's approval.
8. The Director of Public Works is hereby authorized to file a Notice of Exemption for a California Environmental Quality Act Categorical Exemption.
9. 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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