

## 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 MIDCOAST MULTI-MODAL TRAIL IMPROVEMENTS PROJECT; AND B) AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE AN AGREEMENT WITH MINERVA CONSTRUCTION, INC., IN THE AMOUNT OF \$3,483,652 FOR THE MIDCOAST MULTI-MODAL TRAIL IMPROVEMENTS 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 \$348,365.20, OR APPROXIMATELY TEN PERCENT OF THE AGREEMENT AMOUNT; AND 2. APPROVE PAYMENT UP TO THE NOT TO EXCEED AMOUNT OF \$3,832,017.20 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 March 23, 2021, this Board adopted Resolution No. 078090, which authorized the Director of Public Works to proceed with finalizing the plans and specifications for the Midcoast Multi-Modal Trail Improvements Project (Project) (the “Plans and Specifications”), and authorized the Director of Public Works to proceed with advertising for bids on the Project and reporting back to this Board with recommendations on awarding a contract; and

**WHEREAS**, on May 4, 2021, this Board adopted Resolution No. 078161, which authorized the County Manager or designee to execute a Maintenance Agreement between the County of San Mateo and the California Department of Transportation (Caltrans) for the Project upon Caltrans’ legal certification of the Maintenance Agreement; and

**WHEREAS**, the County has executed the Maintenance Agreement and obtained an encroachment permit from Caltrans since the work is in the Caltrans Highway 1 right-of-way; and

**WHEREAS**, the Plans and Specifications, dated December 23, 2021 were prepared and approved by the Director of Public Works for the Midcoast Multi-Modal Trail Improvements 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 Wednesday, February 23, 2022; and

**WHEREAS**, the Department of Public Works did cause the notice inviting sealed proposals to be published two (2) times in a weekly local newspaper of general circulation, 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 23, 2022, 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 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 Minerva Construction, Inc., in the amount of \$3,483,652 based on an estimate of the amount of work to be done, and

**WHEREAS**, a Coastal Development Permit and the Mitigated Negative Declaration, County File Number PLN 2015-00325, were approved by the San Mateo County Planning Commission on March 11, 2020.

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

1. The Plans and Specifications dated December 23, 2021, 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 Midcoast Multi-Modal Trail Improvements Project to:

Minerva Construction, Inc.  
1485 Bayshore Blvd, Suite 210  
San Francisco, CA 94124

3. The County of San Mateo shall enter into a written agreement with Minerva

Construction, Inc., 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 Minerva Construction, Inc., 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 \$348,365.20 in aggregate.
6. The Director of Public Works is hereby authorized to approve payments up to the not to exceed amount of \$3,832,017.20 for items requiring adjustment based on unit bid prices without an 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 \$3,832,017.20 without this Board of Supervisors 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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