

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:

- A) ADOPTING THE PLANS AND SPECIFICATIONS, INCLUDING CONFORMANCE WITH PREVAILING WAGE SCALE REQUIREMENTS, FOR THE SANITARY SEWER REHABILITATION PROJECT ALONG ELEANOR DRIVE AND A PORTION OF STOCKBRIDGE AVENUE AND MELANIE LANE; AND**
- B) AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE AN AGREEMENT WITH D'ARCY & HARTY CONSTRUCTION, INC., IN THE AMOUNT OF \$1,782,998 FOR THE SANITARY SEWER REHABILITATION PROJECT ALONG ELEANOR DRIVE AND A PORTION OF STOCKBRIDGE AVENUE AND MELANIE LANE; 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 \$178,302 OR APPROXIMATELY 10% OF THE AGREEMENT AMOUNT; AND**
 - 2. FILE A NOTICE OF EXEMPTION FOR A CALIFORNIA ENVIRONMENTAL QUALITY ACT CATEGORICAL EXEMPTION**

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, this Board did, on January 23, 2007, adopt Resolution No. 068509, which authorized the Director of Public Works to develop plans and specifications and to call for bids for the types of projects identified in said resolution; and

WHEREAS, plans and specifications, dated June 19, 2015, have been prepared and approved by the Director of Public Works for the Sanitary Sewer Rehabilitation Project Along Eleanor Drive and a Portion of Stockbridge Avenue and Melanie Lane; and said plans and specifications have been filed in the office of the

Director of Public Works (the “Plans and Specifications”); and

WHEREAS, the Plans and Specifications require that the contractors performing the work pay not less than the general prevailing wages, as established by the Department of Industrial Relations, in the locality in which said work is to be performed for each type of workman needed to execute the contract; and

WHEREAS, the Deputy Clerk of this Board of Supervisors did, in public on July 8, 2015, at 1:30 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 the analysis thereof; and

WHEREAS, the lowest responsible bid was submitted by D’Arcy & Harty Construction, Inc., in the amount of \$1,782,998 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 and maintenance of existing public or private structures 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 specifications dated June 19, 2015, for the aforesaid project, which are on file in the office of the Director of Public Works, and to which reference is hereby made for further particulars, are hereby approved and adopted as the Plans and Specifications to be adhered to in letting and performing the work under a contract for said improvements described therein.
2. Said specifications require that the contractors performing the work pay not less than the general prevailing wages, as established by the Department of Industrial Relations, in the locality in which said work is to be performed for each type of workman needed to execute the contract and include specific Labor Compliance Program requirements.
3. It is to the best interest of the District to award the agreement for the Sanitary Sewer Rehabilitation Project Along Eleanor Drive and a Portion of Stockbridge Avenue and Melanie Lane to:

D'Arcy & Harty Construction, Inc.
1300 Carroll Avenue
San Francisco, CA 94124

4. The District shall enter into a written agreement with D'Arcy & Harty 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.
5. The President of this Board of Supervisors shall be, and is hereby, authorized and directed to execute an agreement with D'Arcy & Harty 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, and the Clerk of the Board shall attest the President's signature thereto.

6. The Director of Public Works is hereby authorized to execute change orders related to said work for time extensions and payment not exceeding \$178,302 in aggregate.
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 \$1,961,300 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.

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