

RESOLUTION NO. _____

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

*** * * * ***

RESOLUTION AUTHORIZING AGREEMENTS WITH AGBAYANI CONSTRUCTION CORPORATION, THERMA CORPORATION, AND EMCOR SERVICE MESA ENERGY SYSTEMS, INC., FOR THE JOB ORDER CONTRACTS – MECHANICAL WORKS (JOC-1204, 1205 AND 1206 RESPECTIVELY) EACH IN AN AMOUNT NOT TO EXCEED \$4,400,000

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

WHEREAS, the Board of Supervisors did, on September 13, 2011, adopt Resolution No. 072171, which Resolution adopted and approved the Task Catalog and Specifications, determined prevailing wage scales and called for sealed bids for the Job Order Contracts – Mechanical Works: and

WHEREAS, Public Contract Code section 20128.5 provides that the Board of Supervisors may award individual annual “Job Order” contracts, none of which shall exceed three million dollars (\$3,000,000), adjusted annually to reflect the percentage change in the California Consumer Price Index (CPI), for repair, remodeling, or other repetitive work to be done according to unit prices. Since the statute was enacted in 1997, the application of the CPI has resulted in a current maximum amount of \$4,400,000 for annual job order contracts; and

WHEREAS, the Clerk of this Board of Supervisors did, in public on October 15, 2012, open and examine all sealed proposals: and

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

WHEREAS, Agbayani Construction Corporation, Therma Corporation, and EMCOR Services Mesa Energy Systems, Inc., submitted the lowest responsible bids respectively for JOC-1204, JOC-1205 and JOC-1206, those bids consisting of Award Criteria Figures based on a formula established by the County of San Mateo to determine and adopt applicable adjustment factors to the County's Construction Task Catalog for Mechanical Works Unit Costs.

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

1. It is in the best interest of the County of San Mateo to award the Job Order Contracts to:

JOC-1204: Agbayani Construction Corporation
88 Dixon Court
Daly City, CA 94014

JOC-1205: Therma Corporation.
1601 Las Plumas Ave.
San Jose, CA 95133

JOC-1206: EMCOR Services Mesa Energy Systems, Inc
24051 Amador Street
Hayward, CA 94544

2. The County of San Mateo shall enter into a written contract with these companies for the doing of said work as required by the Task Catalog and Specifications adopted and approved by this Board of Supervisors, as hereinbefore mentioned.
3. The President of this Board of Supervisors shall be, and is hereby, authorized and directed, for and on behalf of the County of San Mateo, to enter into said

written contracts for the doing of said work, as hereinbefore mentioned and to receive and approve the Faithful Performance Surety Bonds and the Labor and Material Surety Bonds required to be posted by the said Contractors with the County of San Mateo in connection therewith.

4. All payments to the Contractors shall be in accordance with the plans, specifications, and other contract documents. Aggregate payment to each Contractor shall not exceed the sum of Four Million Four Hundred Thousand and No/100 dollars (\$4,400,000.00).
5. The Clerk of the Board of Supervisors, County of San Mateo, shall be, and is hereby, authorized and directed to attest the signature of the President of this Board of Supervisors to said written contracts.
6. The Director of Public Works and Parks, and/or his/her duly designated representatives, County of San Mateo, shall be, and is hereby authorized and directed to issue and execute by attesting his/her signature to individual and/or separate Job Orders under aforementioned contracts.

* * * * *