

RESOLUTION NO. 071532

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

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RESOLUTION AUTHORIZING THE:

- 1. PRESIDENT OF THE BOARD OF SUPERVISORS TO EXECUTE AN AGREEMENT WITH MTM CONSTRUCTION, INC. IN AN AMOUNT NOT TO EXCEED \$4,212,722 FOR THE JOB ORDER CONTRACT (JOC-1104) – GENERAL CONSTRUCTION, COUNTY OF SAN MATEO**
- 2. DIRECTOR OF PUBLIC WORKS AND/OR HIS DESIGNEE, TO ISSUE AND EXECUTE ON BEHALF OF THE COUNTY OF SAN MATEO, INDIVIDUAL AND/OR SEPARATE JOB ORDERS UNDER THIS AGREEMENT WHICH JOB ORDERS, IN AGGREGATE, SHALL NOT EXCEED \$4,212,722**

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

WHEREAS, the Board of Supervisors did, on March 15, 2011, adopt Resolution No. 071312, which Resolution adopted and approved the Task Catalog and Specifications, determined prevailing wage scales and called for sealed bids for the Job Order Contracts – General Construction, County of San Mateo, 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 maximum amount of \$4,212,722 for annual job order contracts; and

WHEREAS, the clerk of this Board of Supervisors did, in public on April 19, 2011, 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 of the County of San Mateo, and has, in open session, fully reviewed and considered said proposals and the analysis thereof; and

WHEREAS, MTM Construction, Inc., submitted the lowest responsible bid for JOC-1104 consisting of an Award Criteria Figure based on a formula established by the County of San Mateo to determine and adopt an applicable adjustment factor to the County's Construction Task Catalog for General Construction 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 contract for the Job Order Contract to:

**MTM Construction, Inc.
16035 Phoenix Drive
City of Industry, CA 91745**

2. The County of San Mateo shall enter into a written contract with MTM Construction, Inc. 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

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and directed, for and on behalf of the County of San Mateo, to enter into said written contract with MTM Construction, Inc. for the doing of said work, as hereinbefore mentioned and to receive and approve the Faithful Performance Surety Bond and the Labor and Material Surety Bond required to be posted by the said Contractor with the County of San Mateo in connection therewith.

4. All payments to the Contractor shall be in accordance with the plans, specifications, and other contract documents. Aggregate payment to Contractor shall not exceed the sum of Four Million Two Hundred Twelve Thousand Seven Hundred Twenty Two and No/100 dollars (\$4,212,722.00.00).
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 contract.
6. The Director of Public Works, and/or his/her duly designated representatives, County of San Mateo, shall be, and is hereby authorized and directed to attest his/her signature to individual and/or separate Job Orders under aforementioned contract.

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Regularly passed and adopted this 12TH day of July, 2011.

AYES and in favor of said resolution:

Supervisors:

DAVE PINE

CAROLE GROOM

ROSE JACOBS GIBSON

ADRIENNE J. TISSIER

DON HORSLEY

NOES and against said resolution:

NONE

Absent Supervisors:

NONE

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*President, Board of Supervisors
County of San Mateo
State of California*

Certificate of Delivery

I certify that a copy of the original resolution filed in the Office of the Clerk of the Board of Supervisors of San Mateo County has been delivered to the President of the Board of Supervisors.

R Romero

*Rebecca Romero, Deputy
Clerk of the Board of Supervisors*

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