

**RESOLUTION NO. .**

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA  
ACTING AS THE GOVERNING BOARD OF THE DEVONSHIRE COUNTY  
SANITATION DISTRICT, EMERALD LAKE HEIGHTS SEWER MAINTENANCE  
DISTRICT, HARBOR INDUSTRIAL SEWER MAINTENANCE DISTRICT,  
KENSINGTON SQUARE SEWER MAINTENANCE DISTRICT, OAK KNOLL SEWER  
MAINTENANCE DISTRICT, SCENIC HEIGHTS COUNTY SANITATION DISTRICT,  
AND BURLINGAME HILLS 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 AT VARIOUS LOCATIONS; AND**
- B) AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE AN AGREEMENT WITH MELLON ENGINEERING, INC., IN THE AMOUNT OF \$1,697,580 FOR THE SANITARY SEWER REHABILITATION PROJECT AT VARIOUS LOCATIONS; 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 \$169,758, OR APPROXIMATELY 10% OF THE AGREEMENT AMOUNT; AND 2. 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 Devonshire County Sanitation District, Emerald Lake Heights Sewer Maintenance District, Harbor Industrial Sewer Maintenance District, Kensington Square Sewer Maintenance District, Oak Knoll Sewer Maintenance District, Scenic Heights County Sanitation District, and Burlingame Hills Sewer Maintenance District, also collectively referred to as the "Districts", that

**WHEREAS**, this Board did, on February 8, 1983, adopt Resolution No. 044196, which authorized the levy of assessments to fund the acquisition and construction of the sanitary sewer improvements in Zone 2 of the Emerald Lake Heights Sewer Maintenance District, the creation of a special reserve fund for proceeds from assessment payments and issuance of improvement bonds, and stipulated that any

excess funds of the special reserve fund be used for maintenance of the improvements that were constructed; and

**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 bids for the types of projects identified in said resolution; and

**WHEREAS**, on January 26, 2016, this Board adopted Resolution No. 074310, which authorized construction of the Adeline Drive and Canyon Road Sewer Capacity Improvement Project in the Burlingame Hills Sewer Maintenance District, which has been completed except for two pipe segments and two sewer manholes due to easement and access issues, which have now been resolved; and

**WHEREAS**, the outstanding work from the Adeline Drive and Canyon Road Sewer Capacity Improvement Project has been incorporated into the Sanitary Sewer Rehabilitation Project at Various Locations (Project); and

**WHEREAS**, the Project includes work in the following seven Districts: Devonshire County Sanitation District, Emerald Lake Heights Sewer Maintenance District, Harbor Industrial Sewer Maintenance District, Kensington Square Sewer Maintenance District, Oak Knoll Sewer Maintenance District, Scenic Heights County Sanitation District, and Burlingame Hills Sewer Maintenance District; and

**WHEREAS**, the sanitary sewer improvements in Project were identified in the various Master Plans for each respective District or through closed circuit television

inspection of the pipes; and

**WHEREAS**, plans and specifications, dated March 15, 2019, were prepared and approved by the Director of Public Works for the Sanitary Sewer Rehabilitation Project at Various Locations; 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., Thursday, April 11, 2019; and

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

**WHEREAS**, the Clerk of this Board of Supervisors did, in public on April 11, 2019 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 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 Mellon Engineering, Inc., in the amount of \$1,697,580 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 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 specifications dated March 15, 2019, for the aforesaid project 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.
2. It is in the best interest of the Districts to award the agreement for the Sanitary Sewer Rehabilitation Project at Various Locations to:

Mellon Engineering, Inc.  
4455 California Street  
San Francisco, CA 94118

3. The Districts shall enter into a written agreement with Mellon Engineering, 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 Mellon Engineering, 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 \$169,758 in aggregate.

6. 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 \$1,867,338 without this Board's approval.

7. The Director of Public Works is hereby authorized to file a Notice of Exemption for a California Environmental Quality Act Categorical Exemption.

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.

9. The Emerald Lake Heights Sewer Maintenance District is authorized to use funds contained in Trust Fund No. 04129 pursuant to Resolution No. 44196 for all work associated with the district's portion of this Project.

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