

RESOLUTION NO. .

**BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA
ACTING AS THE GOVERNING BOARD OF THE FAIR OAKS SEWER
MAINTENANCE DISTRICT**

* * * * *

RESOLUTION:

- A) ADOPTING PLANS AND SPECIFICATIONS, INCLUDING CONFORMANCE WITH PREVAILING WAGE SCALE REQUIREMENTS, FOR THE 2ND, 3RD, AND ALEXANDER AVENUES SANITARY SEWER REHABILITATION PROJECT IN THE NORTH FAIR OAKS AND SEQUOIA TRACT AREAS; AND**
- B) AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE AN AGREEMENT WITH D'ARCY & HARTY CONSTRUCTION, INC., IN THE AMOUNT OF \$557,550 FOR THE 2ND, 3RD, AND ALEXANDER AVENUES SANITARY SEWER REHABILITATION PROJECT IN THE NORTH FAIR OAKS AND SEQUOIA TRACT AREAS; 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 \$56,000, OR APPROXIMATELY 10 PERCENT 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, 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, plans and specifications, dated May 29, 2020, have been prepared

and approved by the Director of Public Works for the 2nd, 3rd, and Alexander Avenues Sanitary Sewer Rehabilitation Project in the North Fair Oaks and Sequoia Tract Areas; 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 Thursday, June 18, 2020; 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, 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 \$557,550 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 or minor alteration of an existing facility of publicly-owned utilities involving negligible or no expansion of use, is exempt from review.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the Board of Supervisors,

1. The plans and specifications dated May 29, 2020 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 to the best interest of the District to award the agreement for the 2nd, 3rd, and Alexander Avenues Sanitary Sewer Rehabilitation Project to:

D'arcy & Harty Construction, Inc.
1300 Carroll Avenue
San Francisco, CA, 94124
3. 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.
4. 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.

5. The Director of Public Works is hereby authorized to execute change orders related to said work for time extensions and payment not exceeding \$56,000 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 \$613,550 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.

* * * * *