

RESOLUTION NO. 2015- 110

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALISTOGA,
COUNTY OF NAPA, STATE OF CALIFORNIA, AWARDED A
CONSTRUCTION CONTRACT TO MAGGIORA & GHILOTTI, INC. FOR THE
EMERGENCY RIVER BANK REPAIR FOR THE FEIGE TANK WATER MAIN
AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT**

WHEREAS, staff discovered the bank along Cyrus Creek is severely eroding and has exposed support caissons that hold up the 14-inch domestic water line and serves as the Feige Tank's only inlet/outlet; and

WHEREAS, if the support caissons fail and the water main breaks, it could potentially drain all of the City's stored domestic drinking water from both the Mt. Washington Tank and the Feige Tank; and

WHEREAS, in order to protect the water main, the river bank needs to be repaired prior to this winter rainy season; and

WHEREAS, staff hired Prunuske Chatham, Inc to design a bank repair to fix this eroded section and protect the water main from failure; and

WHEREAS, the Project is considered a statutory exemption from the provisions of the California Environmental Quality Act pursuant to Title 14, the California Code of Regulations, Section 15269, and permitted under an emergency Regional General Permit; and.

WHEREAS, a request for bids was circulated to six construction companies. However, due to the tight schedule only one bid was received from Maggiora & Ghilotti, Inc. in the amount of \$79,440; and

WHEREAS, staff has confirmed that the bid from Maggiora & Ghilotti, Inc. satisfies the bidding requirements for the Project as described in the bid instructions; and

WHEREAS, staff has determined that Maggiora & Ghilotti, Inc. possesses the required license(s) for this Project and is otherwise qualified to perform the Project in accordance with the Contract documents; and

WHEREAS, staff has reviewed the bid from Maggiora & Ghilotti, Inc. and recommends that the City Council find that Maggiora & Ghilotti, Inc. is the lowest responsible and responsive bidder; and

WHEREAS, the project will use Measure A funds and Staff will also apply for the Cost Share Program through the Napa County Flood Control District for \$30,000; and

WHEREAS, funds for the Emergency Feige River Bank Repair Project are budgeted in FY 2015/16 Streets Capital Improvements (01-5523). Total construction costs are expected to be \$93,390, which includes construction, construction contingency, permit administration and construction staking; and

WHEREAS, Staff recommends that the bid be awarded to Maggiora & Ghilotti, Inc. in the amount of \$79,440.

NOW, THEREFORE BE IT RESOLVED by the City Council of the City of Calistoga as follows:

1. Finds that the bid from Maggiora & Ghilotti, Inc. is the lowest responsive bid and is a responsible bidder and waives any and all minor bid irregularities.
2. Approves the Project construction budget in the amount of \$93,390, which includes a contingency of 10% of the bid amount and authorizes the Public Works Director/City Engineer to negotiate and approve contract change orders up to the approved construction budget amount.
3. Awards the construction contract to Maggiora & Ghilotti, Inc. in the amount of \$79,440 for construction of the Emergency River Bank Repair for the Feige Tank Water Main Project conditioned upon Maggiora & Ghilotti, Inc. providing all documents in satisfaction of the bid award requirements.
4. The City Manager is hereby authorized to execute the Contract on behalf of the City of Calistoga, subject to approval as to form by the City Attorney.
5. Directs staff to issue a notice of award to Maggiora & Ghilotti, Inc. and otherwise administer the Project.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Calistoga at a regular meeting held this 15th day of September 2015, by the following vote:

AYES: Councilmembers Barnes, Kraus and Lopez-Ortega and Mayor Canning
NOES: None
ABSTAIN: None
ABSENT: Vice Mayor Dunsford



CHRIS CANNING, Mayor

ATTEST:


KATHY FLAMSON, City Clerk