

Resolution No.

STOCKTON CITY COUNCIL

RESOLUTION APPROVING THE FINDINGS IN SUPPORT OF AN EXCEPTION TO COMPETITIVE BIDDING PROCESS, AWARDING A CONSTRUCTION CONTRACT TO POWER ENGINEERING CONSTRUCTION COMPANY, AND FILING OF NOTICE OF EXEMPTION NO. MUD-CE-3-16 FOR THE REGIONAL WASTEWATER CONTROL FACILITY 60-INCH INFLUENT SEWER LINE REPAIR (PROJECT NO. M16023)

Stockton Municipal Code (SMC) section 3.68.070 provides for an exception to the competitive bidding requirements; and

On November 15, 2016, Municipal Utilities Department received bids for the Regional Wastewater Control Facility 60-inch Influent Sewer Line Repair from a limited number of contractors (Project No. M16023); and

Power Engineering Construction Company was the apparent low bidder in the amount of \$538,500; and

This project is exempt from the California Environmental Quality Act (CEQA) as specified under Article 19, Section 15302(c) of the CEQA Guidelines; now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF STOCKTON, AS FOLLOWS:

1. The City Council hereby approves the following findings in support of granting an exception to the competitive bidding process:
 - a. The age of the pipe, unknown conditions and underground workspace make repair of the 60-inch influent pipe complicated.
 - b. Time is of the essence for this repair work as further delays will result in increased scope of work, cost and further deterioration of pipe and concrete structure failure.
 - c. Complete failure could affect the operation of the Regional Wastewater Control Facility.
 - d. To expedite the procurement of contractor services to perform this time critical repair work, bids were requested from four contractors qualified to perform such significant and complicated repairs.
 - e. It is in public interest to repair and/or replace the failed 60-inch sewer line, as further delays will result in increased safety concerns and potential

exposure to liability from structure damage.

- f. Power Engineering Construction Company is available and capable of completing the necessary repairs to the 60-inch influent sewer line and adjacent structures.

2. A Construction Contract between the City of Stockton and Power Engineering Construction Company of Alameda, California, in the amount of \$538,500 for the Regional Wastewater Control Facility 60-inch Influent Sewer Line Repair (Project No. M16023), is hereby approved and the City Manager is authorized and directed to execute same, a copy of which is attached as Exhibit 1 and incorporated by this reference.

3. The City Manager is authorized to approve the filing of Notice of Exemption No. MUD-CE-3-16 under the CEQA for the Regional Wastewater Control Facility 60-inch Influent Sewer Line Repair (Project No. M16023), a copy of which is attached as Exhibit 2 and incorporated by this reference.

4. The City Manager or his designee is hereby authorized to take whatever actions are necessary and appropriate to carry out the purpose and intent of this Resolution.

PASSED, APPROVED, and ADOPTED December 13, 2016.

ANTHONY SILVA
Mayor of the City of Stockton

ATTEST:

BONNIE PAIGE
City Clerk of the City of Stockton