

RESOLUTION NO. 44-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND APPROVING A CONTRACT AMENDMENT WITH ROSENDIN ELECTRIC, INC. TO ADD \$1,034,663.00 TO THE EXISTING CONTRACT FOR CONSTRUCTION OF ADDITIONAL LIGHTING IMPROVEMENTS AND REPAIRS AT THE PT. POTRERO MARINE TERMINAL.

WHEREAS, on June 21, 2010, the City of Richmond (“City”) circulated an Invitation to Bid seeking contractors willing to undertake the construction of Lighting Improvements at Point Potrero Marine Terminal (the “Project”); and

WHEREAS, after a competitive process, on September 7, 2010, the City Council selected Rosendin Electric, Inc. (“Rosendin”) to furnish construction and related services for the Project; and

WHEREAS, on September 8, 2010, the City and Rosendin entered into that certain agreement to construct the Project (the “Construction Agreement”) for the not-to-exceed sum of \$1,615,337.00 (the “Original Amount”); and

WHEREAS, during field investigation of existing infrastructure, the City and Rosendin discovered several electrical deficiencies, including damaged conduits, pull boxes, splices, conductors, switchgear, breakers, and controls that limit the reliability of the Project; and

WHEREAS, the City issued a change order to Rosendin to perform additional investigations and engineering in order to develop a plan to correct the deficiencies. This change order is within the Original Amount. The City has estimated the value of this corrective work and it will exceed the Original Amount; and

WHEREAS, in 2007, the City was awarded \$2,650,000.00 in grant funds from the California Port and Maritime Security Grant Program to be used for lighting improvement work at the Port of Richmond; and

WHEREAS, the City desires to enter into an amendment to the Construction Agreement in order to increase the expenditures under the Construction Agreement by an additional not-to-exceed sum of \$1,034,663.00, for a total amended not-to exceed amount of \$2,650,000.00; and

WHEREAS, by the Agenda Report the City Council has been provided with additional information upon which the findings and actions set forth in this Resolution are based.

NOW, THEREFORE, BE IT RESOLVED, that the City Council hereby finds the above recitals are true and correct and have served, together with the Agenda Report, as the basis for the findings and actions set forth in this Resolution.

NOW, THEREFORE, BE IT FURTHER RESOLVED, the City Council hereby authorizes the City Manager to execute amendments to the Construction Agreement with Rosendin Electric, Inc. in an amount not-to-exceed \$1,034,663.00.

I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held on April 3, 2012, by the following vote:

AYES: Councilmembers Bates, Boozé, Butt, Ritterman, Vice Mayor Rogers, and Mayor McLaughlin.

NOES: None.

ABSTENTIONS: None.

ABSENT: Councilmember Beckles.

DIANE HOLMES
CLERK OF THE CITY OF RICHMOND

(SEAL)

Approved:

GAYLE MCLAUGHLIN
Mayor

Approved as to form:

BRUCE GOODMILLER
City Attorney

State of California }
County of Contra Costa } : ss.
City of Richmond }

I certify that the foregoing is a true copy of Resolution No. 44-12, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on April 3, 2012.