

**RESOLUTION NO. 106-13**

**RESOLUTION OF THE COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA, APPROVING AS-NEEDED EMERGENCY CONSTRUCTION SERVICES FOR AN AMOUNT NOT TO EXCEED \$50,000 PER CONTRACTOR PER YEAR OVER A THREE-YEAR PERIOD WITH TWO ONE-YEAR EXTENSIONS, FROM OCTOBER 2013 THROUGH SEPTEMBER 2016**

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WHEREAS, the Richmond Public Works Department anticipate that several emergency projects funded by various fund sources, will require the use of emergency construction services; and

WHEREAS, the Richmond Public Works Department further anticipates that additional emergency construction projects will arise during the period October 2013-2016 that will require the use of emergency construction services; and

WHEREAS, the project-by-project selection process for emergency construction services can take up to six months and involve significant per-project contracting costs; and

WHEREAS, the Richmond Public Works Department has demonstrated that the use of a pool of emergency contractor firms that have passed a competitive bidding process on an as-needed basis eliminates much of the delay and costs associated with project-by-project bidding; and

WHEREAS, in July 2013 the City issued a Request for Proposals for as-needed emergency construction services through the City's BidsOnline system; and

WHEREAS, twenty nine firms received the Request for Proposal, of which eight presented proposals; and

WHEREAS, the five proposals that the City received were reviewed by a panel consisting of Public Works Director Yader A. Bermudez, Facilities Maintenance Superintendent Al Shanklin, and Parks and Landscape Superintendent Chris Chamberlain; and

WHEREAS, in evaluating proposals, the panel considered five criteria:

1. Past, recently completed projects and ability to work with City staff;
2. Professional experience and qualifications of company;
3. Available staff, capacity and flexibility to meet schedules, including unexpected work;
4. Ability to perform on short notice under time constraints; and
5. Compliance with City of Richmond's Local Ordinance, Local Employment Program and Living Wage Ordinance; and

WHEREAS, the panel accepted the proposals of eight firms, finding that five firms were highly qualified to provide as-needed emergency services for the City of Richmond for the anticipated professional services workload for the next three years with two one-year extensions; and

WHEREAS, the five firms selected are:

Astro Construction (Richmond)  
Bay Hawk Inc. (Pinole)  
Malachi Paving (Richmond)  
Empire Engineering (Richmond)  
McNabb Construction (Lafayette); and

WHEREAS, each emergency service contract with an approved firm would be for an amount not-to-exceed \$50,000 per contractor per year over the three year period October 2013 through September 2016; and

WHEREAS, firms hired for these as-needed emergency construction services will provide these services as requested by the City; and

WHEREAS, firms on the list will be asked to submit proposals for particular projects; and

WHEREAS, the Public Works Department will manage the contracts;

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Richmond, California, hereby authorizes the Public Works Department to enter into service contracts for as-needed emergency construction services, with the following firms for an amount not to exceed \$50,000 per contractor per year over the three year period October 2013 through September 2016:

- Astro Construction (Richmond)
- Bay Hawk Inc. (Pinole)
- Malachi Paving (Richmond)
- Empire Engineering (Richmond)
- McNabb Construction (Lafayette)

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I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held November 5, 2013, by the following vote:

- AYES: Councilmembers Bates, Beckles, Butt, Myrick, Rogers, Vice Mayor Boozé, and Mayor McLaughlin
- NOES: None.
- ABSTENTIONS: None.
- ABSENT: None.

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. 106-13, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on November 5, 2013.