

HAYWARD CITY COUNCIL

RESOLUTION NO. 21-____

Introduced by Council Member _____

RESOLUTION AWARDDING THE SIDEWALK REHABILITATION AND WHEELCHAIR RAMPS FY21 PROJECT CONSTRUCTION CONTRACT, PROJECT Nos. 05302, 05221 and 05229, TO ROSAS BROTHERS CONSTRUCTION

WHEREAS, by resolution on April 20, 2021, the City Council approved the plans and specifications for the Sidewalk Rehabilitation FY21, Project No. 05302, 05221 and 05229 and called for bids to be received on May 18, 2021; and

WHEREAS, on May 18, 2021, seven bids were received ranging from \$542,350 to \$883,829: the apparent low bid from JJR Construction, Inc., bid was non-responsive because it failed to include the name of an arborist from the City's approved list as required by the bid specifications; and

WHEREAS, Rosas Brothers of Oakland, California, submitted the second lowest bid in the amount of \$661,076, which is 6.6% higher than the Engineer's Estimate of \$620,000.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hayward that the JJR Construction, Inc., bid is rejected as non-responsive.

BE IT FURTHER RESOLVED that Rosas Brothers Construction, as the lowest responsible bidder, whose bid complies with the specifications is hereby awarded the construction contract for the FY21 Sidewalk Rehabilitation, Project Nos. 05302, 05221, and 05229, for the amount of \$661,076 in accordance with the aforementioned plans and specifications on file in the Office of the City Clerk of the City of Hayward.

BE IT FURTHER RESOLVED that a construction contingency change order budget of \$41,924 is approved for the Project.

BE IT FURTHER RESOLVED that the Director of Public Works is authorized to expend up to \$853,000 for project design, construction, project administration, and contingency costs to complete the project.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized and directed to execute the contract with Rosas Brothers Construction, in the name of and for and on behalf of the City of Hayward, in a form to be approved by the City Attorney.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2021

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:
 MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
 City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward