

RESOLUTION NO. 2024-016

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, AWARDING A PUBLIC WORKS CONTRACT TO ACE EXCAVATING AND ENVIRONMENTAL SERVICES, INC. TO CONSTRUCT THE SPORTS PARK RESTROOM PROJECT (P23101)

WHEREAS, on February 15, 2023, Resolution No. 2023-10 appropriated \$800,000 from the General Fund Balance to design and construct a new restroom for the Sports Park location; and

WHEREAS, the Project was advertised for construction bids on January 18, 2024 and February 15, 2024; and

WHEREAS, the bids received did not hold the correct contractor's license, had a higher percentage of the work being performed by subcontractors than is allowed, and total bid price was significantly over the engineer's estimate as well as the Project budget. All bids were rejected for both bid openings; and

WHEREAS, the Project was advertised again for construction bids on March 7, 2024. A non-mandatory job walk was held on March 12, 2024 and a public bid opening was held on March 20, 2024; and

WHEREAS, the City received four bids for the bid opening on March 20, 2024; and

WHEREAS, upon review of the bids, the lowest responsive, responsible bidder was Ace Excavating & Environmental Services, Inc. with a bid price of \$352,254.05; and

WHEREAS, staff recommends awarding the construction contract for a not-to-exceed amount of \$368,000 which includes \$15,745 in contingency to Ace Excavation & Environmental Services, Inc.; and

WHEREAS, the Resolution authorizes an appropriation of \$180,000 to the Project's budget from the Community Benefit Fund.

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

1. The above recitals are true and correct.
2. The legislative body hereby accepts the lowest responsible bid from Ace Excavating & Environmental Services, Inc.
3. The contractor shall not commence construction or order equipment until he/she has received a Notice to Proceed.
4. The works of improvement shall be constructed in the manner and form and in compliance with the requirements as set forth in the plans and specifications for the Project.
5. The City Manager or designee is authorized to sign a not to exceed construction contract for \$368,000 with Ace Excavating & Environmental Services, Inc. which includes \$15,745 in contingency.
6. The Finance Director is authorized to amend the budget and increase expenditures in account numbers 103-1920-419.90 (Transfer-out) and 420-6020-552.2006 (Professional Services) and revenues in 420-0000-391.9001 (Transfer-in) by the amount of \$180,000 for the Sports Park Restroom Project

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Imperial Beach at its meeting held on the 3rd day of April 2024, by the following vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:

PALOMA AGUIRRE, MAYOR

ATTEST:

JACQUELINE M. KELLY, MMC
CITY CLERK