

**RESOLUTION NO. 2015-119**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALISTOGA,  
COUNTY OF NAPA, STATE OF CALIFORNIA, AWARDING A  
CONSTRUCTION CONTRACT TO PAVEMENT COATINGS COMPANY IN THE  
AMOUNT OF \$499,550 FOR CONSTRUCTION OF THE  
2015 MICROSURFACING PROJECT AND AUTHORIZING THE CITY  
MANAGER TO EXECUTE THE CONTRACT AND APPROVING A PROJECT  
CONSTRUCTION BUDGET OF \$564,550**

**WHEREAS**, the City Council has directed the Public Works Director to carry out various street improvement projects with the adopted the Fiscal Year 2015-16 Capital Budget: and

**WHEREAS**, on July 7, 2015 the majority of the City Council approved Resolution No. 2015-082 directing the Public Works Director to hire Associated Engineering Consultants to prepare plans and bid documents to result in a microsurfacing of certain streets within the city of Calistoga; and

**WHEREAS**, this microsurfacing project is Categorically Exempt from the requirements of CEQA pursuant to Section 15301(c), 15302(c), and 15303(d) of the CEQA guidelines; and.

**WHEREAS**, a request for bids was circulated on September 11, 2015 and four bids were received by the City, with the low bidder being Pavement Coatings Company in the amount of \$499,550 and the second lowest bid was from Intermountain Slurry Seal in the amount of \$575,088; and

**WHEREAS**, City staff has confirmed that the bid from Pavement Coatings Company satisfies the bidding requirements for the Project as described in the bid instructions; and

**WHEREAS**, staff has determined that Pavement Coatings Company possesses the required license(s) for this Project and is otherwise qualified to perform the Project in accordance with the Contract documents; and

**WHEREAS**, staff has confirmed that the bid from Intermountain Slurry Seal also satisfies the bidding requirements for the Project as described in the bid instruction and that Intermountain Slurry Seal also otherwise qualified to perform the Project in accordance with the Contract documents; and

**WHEREAS**, staff has reviewed the bid from Pavement Coatings Company and recommends that the City Council find that Pavement Coatings Company is the lowest responsible and responsive bidder; and

**WHEREAS**, funds for the 2015 Microsurfacing Project are budgeted in FY 2015/16 Streets Capital Improvements (01-5402-4905-4915) in the amount of \$850,000 which includes construction, construction contingency and contract administration/inspection services; and

**WHEREAS**, Staff recommends that the bid be awarded to Pavement Coatings Company in the amount of \$499,550; and

**WHEREAS**, the City Council considered the staff report and public comment on this matter at its October 6, 2015, regular meeting and finds it is in the public interest to award a bid to complete this project in a timely manner.

**NOW, THEREFORE BE IT RESOLVED** by the City Council of the City of Calistoga as follows:

1. Finds that the bid from Pavement Coatings Company is the lowest responsive bid and is a responsible bidder and waives any and all minor bid irregularities.
2. Approves the Project construction budget in the amount of \$564,550, which includes a contingency of 10% of the bid amount and authorizes the Public Works Director/City Engineer to negotiate and approve contract change orders up to the approved construction budget amount.
3. Awards the construction contract to Pavement Coatings Company in the amount of \$499,550 for construction of the 2015 Microsurfacing Project conditioned upon Pavement Coatings Company providing all documents in satisfaction of the bid award requirements.
4. The City Manager is hereby authorized to execute the Contract on behalf of the City of Calistoga, subject to approval as to form by the City Attorney.
5. Directs staff to issue a notice of award to Pavement Coatings Company and otherwise administer the Project.
6. In the event Pavement Coatings Company is unable to satisfy the bid award requirements, awards the construction contract to Intermountain Slurry Seal under the same requirements, and authorizes the commensurate increase in expenditures from CIP Fund 01-5402-4905-4915 to fund the Project.

**PASSED, APPROVED, AND ADOPTED** by the City Council of the City of Calistoga at a regular meeting held this 6<sup>th</sup> day of October 2015, by the following vote:

**AYES:** Vice Mayor Dunsford, Councilmember Lopez-Ortega and Mayor Canning  
**NOES:** None  
**ABSTAIN:** None  
**ABSENT:** Councilmembers Kraus and Barnes

  
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**CHRIS CANNING, Mayor**

**ATTEST:**

  
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**KATHY FLAMSON, City Clerk**