

Resolution No.
County Administration Building
Santa Rosa, California

Date

RESOLUTION OF THE BOARD OF DIRECTORS OF THE SONOMA VALLEY COUNTY SANITATION DISTRICT 1) MAKING FINDINGS REGARDING EXPERIENCE REQUIREMENTS AND ITEMS FOR WHICH NO SUBSTITUTION IS PERMITTED; 2) ADOPTING PLANS AND SPECIFICATIONS FOR THE SONOMA VALLEY COUNTY SANITATION DISTRICT TREATMENT PLANT ABOVEGROUND DIESEL FUEL TANK PROJECT; 3) AUTHORIZING THE GENERAL MANAGER/CHIEF ENGINEER OF THE SONOMA COUNTY WATER AGENCY, ACTING ON BEHALF OF THE SONOMA VALLEY COUNTY SANITATION DISTRICT, TO FILE A NOTICE OF EXEMPTION IN CONFORMANCE WITH THE PROVISIONS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT; 4) AUTHORIZING THE GENERAL MANAGER/CHIEF ENGINEER OF THE AGENCY, ACTING ON BEHALF OF THE SONOMA VALLEY COUNTY SANITATION DISTRICT, TO SIGN DOCUMENT 00650 (AGREEMENT AND RELEASE OF ANY AND ALL CLAIMS), WITH COUNTY COUNSEL REVIEW IF ANY UNRESOLVED CLAIMS ARE LISTED BY THE CONTRACTOR; 5) AUTHORIZING THE GENERAL MANAGER/CHIEF ENGINEER OF THE AGENCY, ACTING ON BEHALF OF THE SONOMA VALLEY COUNTY SANITATION DISTRICT, TO WAIVE THE ESCROW ACCOUNT REQUIREMENTS OF DOCUMENT 00670 (ESCROW BID DOCUMENTS) OF THE PROJECT MANUAL; 6) REJECTING THE BID OF ARNOLD CONSTRUCTION COMPANY, WEST STAR ENVIRONMENTAL, INC., AND BAY PACIFIC PIPELINE AS NON-RESPONSIVE AND ACCEPTING THE BID OF PARADISO MECHANICAL INC., AS THE LOWEST RESPONSIBLE AND RESPONSIVE BID FOR THE PROJECT AND LETTING THE CONTRACT FOR CONSTRUCTION TO PARADISO MECHANICAL, INC.; AND 7) APPROVING DOCUMENT 00610 (CONSTRUCTION PERFORMANCE BOND) AND DOCUMENT 00620 (CONSTRUCTION PAYMENT BOND).

WHEREAS, the General Manager/Chief Engineer of the Agency has recommended that this Board adopt certain plans and specifications to construct the Sonoma Valley County Sanitation District Treatment Plant Aboveground Diesel Fuel Tank Project; and

WHEREAS, the Agency has reviewed the proposed Sonoma Valley County Sanitation District Treatment Plant Aboveground Diesel Fuel Tank Project and the General Manager/Chief Engineer of the Agency has determined that it is exempt from the California Environmental Quality Act (CEQA) pursuant to Guidelines 15301 (b) Existing Facilities, and 15302 (c) Replacement or Reconstruction. The subject project is exempt because: 1) the project consists of minor alterations of a public facility involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination, and 2) existing structures and facilities will be replaced and reconstructed on the same site and will have substantially the same purpose as the structure replaced.

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WHEREAS, the Agency has prepared a Notice of Exemption for the Sonoma Valley County Sanitation District Treatment Plant Aboveground Diesel Fuel Tank Project in accordance with CEQA, the State CEQA Guidelines, and the Agency's Procedures for the Implementation of CEQA.

WHEREAS, bids for the construction of the Project were received by the Sonoma Valley County Sanitation District on Thursday, May 7, 2009 as follows:

Arnold Construction Company, Fulton, CA	\$285,000
West Star Environmental Inc., Fresno, CA	\$309,893
Bay Pacific Pipelines Inc., Novato, CA	\$323,500
Paradiso Mechanical, San Leandro, CA	\$344,865
Interstate Construction, Roseville, CA	\$371,876

WHEREAS, the bid of Arnold Construction Company has been found to be non-responsive because it lacks the requisite minimum experience for submission of a bid; and

WHEREAS, the bid of West Star Environmental, Inc., has been found to be non-responsive because it contains a non-conforming Letter of Assurance regarding the Performance and Payment Bonds and its bid is unbalanced; and

WHEREAS, the bid of Bay Pacific Pipelines, Inc., has been found to be non-responsive because it lacks the requisite minimum experience for submission of a bid; and

WHEREAS, the irregularities in the bid of Paradiso Mechanical, Inc., have been found to be minor irregularities; and

WHEREAS, the bid of Paradiso Mechanical, Inc., in the amount of \$344,865 has been found to be the lowest, responsible, and responsive bid received for said Project.

NOW, THEREFORE, BE IT RESOLVED that the Board of Directors of the Sonoma Valley County Sanitation District (District) hereby finds, determines, and declares as follows:

1. All of the above recitals are true and correct.
2. The experience requirements are appropriate for the Project.
3. Making findings that "no substitutions" are permitted for solenoid valves and the Day Tank Retrofit in order to match existing items in use.
4. The plans and specifications entitled "*Sonoma Valley County Sanitation District Treatment Plant Aboveground Diesel Fuel Tank*" as submitted by the General Manager/Chief Engineer of the Agency, acting on behalf of the District, be adopted and they are hereby approved.
5. The General Manager/Chief Engineer of the Agency, acting on behalf of the District, is hereby authorized to sign Document 00650 (Agreement and Release of Any and All Claims), with County Counsel review if any unresolved claims are listed by the contractor.

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6. The General Manager/Chief Engineer of the Agency, acting on behalf of the District, is hereby authorized to waive the escrow account requirements of Document 00670 (Escrow Bid Documents) of the Project Manual.
7. That the Board reject the bids of Arnold Construction Company, West Star Environmental, Inc., and Bay Pacific Pipeline, Inc., as non-responsive.
8. That the Board waives irregularities in Paradiso Mechanical, Inc.'s bid as minor irregularities.
9. That Paradiso Mechanical Inc.'s bid in the amount of \$344,865 is hereby accepted and that the contract for construction of the Project shall be let to Paradiso Mechanical, Inc., as the lowest, responsible, and responsive bidder.
10. That Document 00610 (Construction Performance Bond) and Document 00620 (Construction Payment Bond) are hereby approved.
11. That the Chairman is authorized and directed to execute, for an on behalf of the Sonoma Valley County Sanitation District, a contract with Paradiso Mechanical, Inc., for the aforesaid work, and to approve performance and payment bonds attached thereto, and that Chair's signature on the contract shall constitute Board's approval of the bonds.

DIRECTORS:

K. BROWN:	V. BROWN:	KELLEY:	
Ayes	Noes	Absent	Abstain

SO ORDERED.

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