

RESOLUTION NO. 75291

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE AUTHORIZING THE CITY MANAGER TO AWARD A CONSTRUCTION CONTRACT FOR THE SAN JOSE/SANTA CLARA WATER POLLUTION CONTROL PLANT, FILTER REHABILITATION, FY 2009-2010 PROJECT TO THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, IN AN AMOUNT NOT TO EXCEED \$300,000

WHEREAS, the San José/Santa Clara Water Pollution Control Plant, Filter Rehabilitation, FY 2009-2010 Project will rehabilitate 16 filters which remove residual suspended solids from the biological nutrient removal process at the Water Pollution Control Plant ("Project"); and

WHEREAS, the City of San José ("City") desires to award a construction contract for the Project on an expedited basis, in order to ensure that construction of the portion of the Project that will rehabilitate the four filters providing recycled water to the South Bay Water Recycling System is completed by the end of April 2010 to meet high demand for recycled water in the summertime; and

WHEREAS, the City desires to authorize the City Manager, or her designee, to award the contract for construction of the Project to the lowest responsive and responsible bidder, in a total amount not to exceed the engineer's estimate in the amount of \$300,000 plus a 10% contingency, and the amount appropriated for the Project; and

WHEREAS, this item was heard at the February 25, 2010 meeting of the Treatment Plant Advisory Committee;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

The City Manager, or her designee, is hereby authorized to take the following actions with respect to the San José/Santa Clara Water Pollution Control Plant, Filter Rehabilitation, FY 2009-2010 Project:

1. Decide any timely bid protests; and
2. Make the City's final determination as to the lowest responsive and responsible bidder; and
3. Award a contract for the construction of the San José/Santa Clara Water Pollution Control Plant, Filter Rehabilitation, FY 2009-2010 Project to the lowest responsive and responsible bidder, provided that the amount of bid award does not exceed \$300,000 and approve a 10% construction contingency in an amount not to exceed the funds appropriated for the Project.
4. In the alternative, reject all bids and rebid the Project.

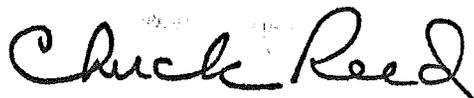
ADOPTED this 2nd day of March, 2010, by the following vote:

AYES: CAMPOS, CHIRCO, CHU, CONSTANT, HERRERA,
KALRA, LICCARDO, NGUYEN, OLIVERIO, PYLE, REED.

NOES: NONE.

ABSENT: NONE.

DISQUALIFIED: NONE.



CHUCK REED
Mayor

ATTEST:



LEE PRICE, MMC
City Clerk