

CITY OF OJAI

RESOLUTION NO. 15-40

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OJAI, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH TORO ENTERPRISES IN AN AMOUNT NOT TO EXCEED \$1,185,113.21 FOR THE 2015 ROAD REHABILITATION PROJECT, PW 2015-01)

WHEREAS, on July 28, 2015, the City Council authorized the Public Works Department to seek bids on the 2015 Road Rehabilitation Project PW 2015-01 (“Project”); and

WHEREAS, the City opened sealed bids for the Project on September 10, 2015 and acknowledges that the lowest apparent responsible bidder for the Project is Toro Enterprises, Inc. in the amount of both \$1,185,113.21 base bid, and \$1,311,788.21 grand total; and

WHEREAS, the City of Ojai wishes to enter into a contract with Toro Enterprises, Inc. for the placing of Asphalt Concrete, sidewalk improvements, lowering utility covers, striping, ADA curb ramps, parking lot improvements as specified in the Project specifications; and

WHEREAS, a budget of \$1,098,000 is available for the Project; and

WHEREAS, in order to stay within budget, the City Council authorizes a change order to accompany the notice of award providing a price reduction of \$226,662 for:

1. Remove the Farmer’s Market parking lot: *\$146,302 reduction.*
2. Remove Laredo Lane and the dead-end section of Martindale Ave: *\$20,540 reduction.*
3. Use standard ADA ramps on Martindale Ave: *\$14,700 reduction.*
4. Remove low priority ADA ramps at the end of Descanso, on Golden West alleys and at Rincon/Matilija: *\$45,120 reduction.*

WHEREAS, the proposed road rehabilitation project is in compliance with the provisions of CEQA and the City’s environmental review procedures because this project is categorically exempt from environmental review in accordance with Section 21084 of the California Environmental Quality Act (CEQA) pursuant to Section 15301, Class 1, Existing Facilities, and Section 15304, Class 4, Minor Alterations to Land, of the CEQA Guidelines.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF OJAI, CALIFORNIA, DOES HEREBY RESOLVE AND ORDER, AS FOLLOWS:

SECTION 1. The above recitals are true and correct.

SECTION 2. The City Council authorizes the City Manager to execute a contract with Toro Enterprises, Inc. in the amount not to exceed the base bid amount of \$1,185,113.21 for the 2015 Road Rehabilitation Project PW 2015-01, and to issue a change order accompanying the notice of award removing the components noted above to reduce the price by \$226,662.

SECTION 3. The City Council authorizes the Public Works Director to approve and execute changes to the contract with Toro Enterprises, Inc. in an amount not to exceed a total of \$50,000 in additional costs for changes as necessary to the contract for the 2015 Road Rehabilitation Project PW 2015-01.

SECTION 4. The City Council authorizes the Public Works Director to approve and execute changes to the contract with Toro Enterprises, Inc. in an amount not to exceed a total of \$10,450 in additional costs for slurry and crack sealing the City's Class 1 Ojai Valley bike trail, as part of the contract for the 2015 Road Rehabilitation Project PW 2015-01.

SECTION 5. The lowest bidder, Toro Enterprises, Inc., submitted a bid on bid forms from the electronically provided bid document package. Section I-8 of the Bid Form required that the bidder submit a bid on the pages inside the bound volume of bid documents. Because the City provided the bid packages electronically and because the bidder submitted a bid on the correct form from the electronic package, the City Council concludes that this error did not have a material effect on the value of the bid. Because all bidders were provided with the full bid package and all bidders submitted bids on the same form, whether electronic or in paper, waiver of this error would not give an unfair competitive advantage over other bidders, will not cause potential bidders to refrain from bidding, nor will waiver affect the ability to make bid comparisons. The City Council hereby waives this error.

PASSED, APPROVED, AND ADOPTED this 22nd day of September 2015 by the following vote:

AYES: Blatz, Clapp, Haney, Lara, Weirick
NOES: None
ABSENT: None
ABSTAIN: None

CITY OF OJAI, CALIFORNIA


Severo Lara, Mayor

ATTEST:


Rhonda Basore, City Clerk

APPROVED AS TO FORM:


Matthew Summers, City Attorney

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CITY OF OJAI, CALIFORNIA


Severo Lara, Mayor

ATTEST:

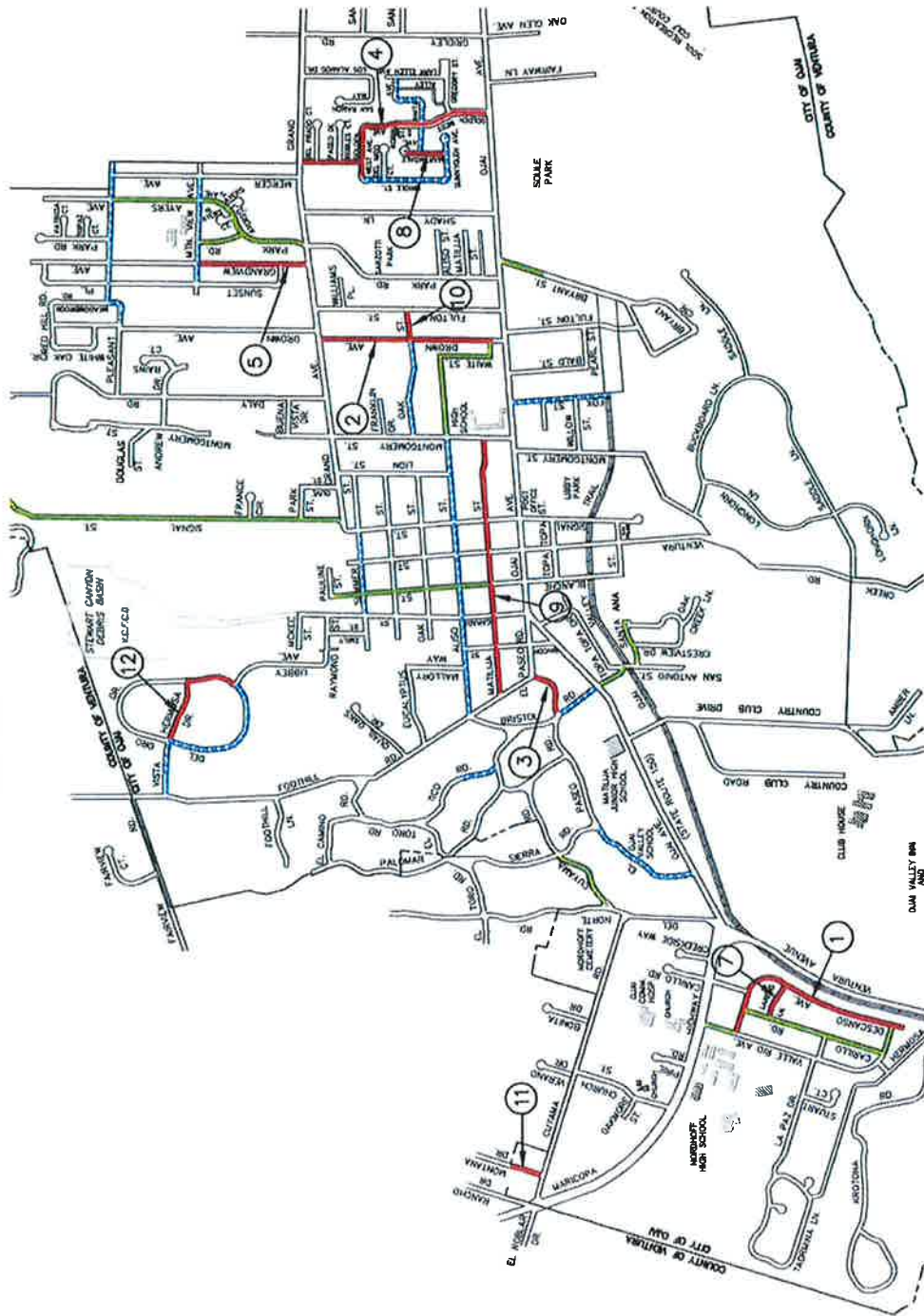

Rhonda Basore, City Clerk

APPROVED AS TO FORM:


Matthew Summers, City Attorney

**CITY OF OJAI
PUBLIC WORKS DEPARTMENT
STREET AC OVERLAY PROJECTS**

- LEGEND**
- 2012 - .2014
 - 2015 PAVING
 - ① DESCANSO AVENUE
 - ② DROWN AVENUE
 - ③ EL PASEO ROAD
 - ④ GOLDEN WEST AVENUE
 - ⑤ GRANDVIEW AVENUE
 - ⑥ LA PAZ DRIVE
 - ⑦ LARENDO LANE
 - ⑧ MARTINDALE AVENUE
 - ⑨ MATILJA STREET
 - ⑩ OAK STREET
 - ⑪ MONTANA DRIVE
 - ⑫ VISTA HERMOSA DRIVE
 - 2016 PAVING



PREPARED BY:
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(805) 377-5369

LOCATION MAP
NOT TO SCALE