

**RESOLUTION NO. 21-077**

**RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS AUTHORIZING DEPARTMENT OF TRANSPORTATION TO AWARD, FOR AN AMOUNT GREATER THAN PREVIOUSLY AUTHORIZED, DEPARTMENT OF TRANSPORTATION CONTRACT NUMBER 200055 FOR THE RECONSTRUCTION AND WIDENING OF EAST SIDE POTTER VALLEY ROAD, COUNTY ROAD 240, MILEPOST 5.58 TO 6.37 (POTTER VALLEY AREA)**

WHEREAS, the Mendocino County Department of Transportation (DOT) has prepared, through consultant Rau and Associates, Inc., construction plans, specifications, estimates, and contract documents for the reconstruction and widening of about four miles of East Side Potter Valley Road and has completed environmental, right of way and utility phases at a cost of \$5,128,729; and

WHEREAS, DOT desires to reconstruct, widen, and realign Phase I of East Side Potter Valley Road, County Road (CR) 240, from milepost (M.P.) 5.58 to M.P. 6.37; and

WHEREAS, the costs of the reconstruction and widening of Phase I of East Side Potter Valley Road is to be funded primarily with \$3,150,000 in 2020/21 State Transportation Improvement Program (STIP) funds; and

WHEREAS, funding to accommodate construction costs has been budgeted through Budget Unit 3041 (Fiscal Year (FY) 2020/21 and FY 2021/22); and

WHEREAS, by Resolution Number (No.) 21-047, the Board of Supervisors (BOS) authorized DOT to advertise for bids and award DOT Contract No. 200055, in the estimated amount of \$3,500,000; and

WHEREAS, during discussion of the project at the April 6, 2021 BOS meeting, the Board encouraged DOT to look into options to potentially extend the project, with bid additives that would be brought back to the Board for direction after the bid opening; and

WHEREAS, the base bid of DOT Contract No. 200055 provided for work from M.P. 5.58 to 6.37, with bid additive 1 extending the work from M.P. 6.37 to 6.58, and bid additive 2 extending the work from M.P. 4.95 to 5.09, depending on bid amounts and funding availability; and

WHEREAS, the lowest responsive, responsible bidder was Ghilotti Construction Company, Inc., with a base bid of \$4,221,020.76; and

WHEREAS, the amount for bid additive 1 is \$422,746.80, and the amount for bid additive 2 is \$578,968.00, which would bring the contract total for the base bid plus bid additives 1 and 2 to \$5,222,735.56; and

WHEREAS, DOT will be receiving \$918,129.17 in funds through the Coronavirus Response & Relief Supplemental Appropriations Act (CRRSAA) that can be used for future on-system road projects; and

WHEREAS, DOT is planning on using the CRSSAA funds for the local share of the Ackerman Creek Bridge Replacement Project; and

WHEREAS, the additional funds needed above the \$3,150,000 in STIP funds could be funded by using up to \$918,129.17 from the Road Fund that had been planned for the Ackerman Creek Bridge Replacement Project (but now using CRSSAA funds), plus either General Fund and/or PG&E settlement funds, or the Road Fund; and

WHEREAS, DOT is requesting authorization for award of the base bid at this time, and will bring an item before the Board at the June 22, 2021 meeting for discussion and possible authorization for award of the bid additives; and

WHEREAS, under Section 20395 of the California Public Contract Code, the Board of Supervisors may authorize the Director of Transportation to execute contract change orders subject to certain cost limitations; and

WHEREAS, by Resolution 07-008, the Board of Supervisors authorized the Director of Transportation to execute changes to any DOT contract that exceeds \$250,000 by up to \$25,000, plus 5% of the amount of the original contract costs in excess of \$250,000, and in no event shall any change or alteration exceed \$150,000; and

WHEREAS, the Director of Transportation recommends award of DOT Contract No. 200055, to the low bidder, Ghilotti Construction Company, Inc., in the amount of \$4,221,020.76, for the base bid.

NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors hereby:

1. Authorizes and directs the Director of Transportation to award DOT Contract No. 200055, to Ghilotti Construction Company, Inc., in the amount of \$4,221,020.76, for the base bid, for the Reconstruction and Widening of East Side Potter Valley Road, CR 240, to process contract documents acceptable to County Counsel and Risk Management, and to report the results to the Board through the applicable Director's Report; and
2. Authorizes and directs the Director of Transportation to utilize the additional funds in the amount of \$1,071,020.76, from the Road Fund, including up to \$918,129.17 that had been planned for the Ackerman Creek Bridge Replacement Project (but now using CRSSAA funds).

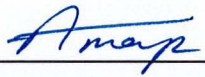
The foregoing Resolution introduced by Supervisor Mulheren, seconded by Supervisor McGourty, and carried this 25<sup>th</sup> day of May, 2021, by the following vote:

AYES: Supervisors McGourty, Mulheren, Haschak, Gjerde, and Williams  
NOES: None  
ABSENT: None

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: CARMEL J. ANGELO  
Clerk of the Board

  
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DAN GJERDE, Chair  
Mendocino County Board of Supervisors

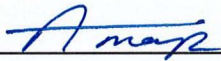
  
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Deputy

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

APPROVED AS TO FORM:  
CHRISTIAN M. CURTIS  
County Counsel

BY: CARMEL J. ANGELO  
Clerk of the Board

  
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Deputy