

TO: James L. App, City Manager
FROM: Doug Monn, Public Works Director
SUBJECT: Award Therapy Pool Upgrades
DATE: January 16, 2007

NEEDS: For the City Council to consider awarding a construction contract to upgrade the Therapy Pool at the Municipal Pool facility.

- FACTS:**
1. As a result of age and decay, the Therapy Pool roof became unserviceable.
 2. The City Council's adopted Capital Improvement Program includes a project to replace the Therapy Pool roof.
 3. The total work scope consists of replacing the roof, installing men's and women's locker rooms, new heating and ventilation, and other improvements to the facilities.
 4. On April 19, 2005, City Council entered into an agreement with Sawyer Construction to prepare the construction documents.
 5. At the Bid Opening on November 9, 2006, two bids were received in the amounts of \$659,000 (RSH Construction) and \$618,000 (Santa Margarita Construction Corporation).
 6. A bid protest was received from RSH Construction on November 13, 2006.
 7. The City Attorney has reviewed the bid protest and concluded that the low bid submitted by Santa Margarita Construction Corporation meets the bid document requirements and is a responsive bid.

ANALYSIS & CONCLUSION: City staff has concluded that the bid submitted by Santa Margarita Construction is a responsive bid and recommends that the contract be awarded to them in the amount of \$618,000.

POLICY REFERENCE: Adopted Capital Improvement Program

FISCAL IMPACT: The Therapy Pool Budget has a balance of \$704,600. The lowest bid for the project is \$618,000. The total project need is:

Construction	618,000
Construction management	12,360
Contingency	61,800
Public art	6,180
Architect construction support & bidding	<u>6,260</u>
Total project need	704,600

- OPTIONS:**
- a. Adopt Resolution No. 07-xx authorizing award of a construction contract for the Therapy Pool upgrade project to Santa Margarita Construction Corporation in the amount of \$618,000.
 - b. Amend, modify, or reject the above option.

Attachments (1)
1) Resolution

RESOLUTION NO. 07-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
AWARDING THE CONTRACT FOR THERAPY POOL UPGRADES

WHEREAS, the City Council adopted a Capital Improvement Program which includes a project to upgrade the Therapy Pool; and

WHEREAS, in 2005 the City engaged the services of Sawyer Construction to prepare construction documents for upgrades to the Therapy Pool; and

WHEREAS, construction documents were prepared and bids advertised beginning in September 2006 for the project; and

WHEREAS, at the Bid Opening on November 9, 2006, two bids were received in the amounts of \$618,000 and \$659,000, with the low bid having been submitted by Santa Margarita Construction Corporation; and

WHEREAS, a bid protest received from RSH Construction on November 13, 2006 was reviewed by the City Attorney's Office, which recommends that the protest be rejected; and

WHEREAS, the low bid submitted by Santa Margarita Construction Corporation was reviewed by staff and found to be a responsible and responsive bid; and

WHEREAS, \$704,600 is available for the project in the Therapy Pool budget.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. The City Council of the City of Paso Robles does deny the bid protest filed by RSH Construction, Inc.

SECTION 2. The City Council does hereby award a construction contract to Santa Margarita Construction Corporation in the amount of \$618,000 for the Therapy Pool Upgrades project, and authorizes the City Manager to enter into the construction contract.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 16th day of January 2007 by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Frank R. Mecham, Mayor

ATTEST:

Deborah D. Robinson, Deputy City Clerk