

RESOLUTION NO. 03-19

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES  
AWARDING CONSTRUCTION OF CARNEGIE LIBRARY  
REHABILITATION TO THE RESPONSIVE BIDDER

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WHEREAS, via Resolutions 98-48, 00-46, 01-55, and 02-38, the City Council has allocated a total of \$319,850 from 1998, 2000, 2001, and 2002 Community Development Block Grant (CDBG) funds for the design and construction of disabled access improvements, including an elevator and accessible restroom in the Carnegie Library Building (the "Project"); and

WHEREAS, via Resolutions 99-122, 00-231, 01-05, 01-197, and 02-156, the City Council has appropriated a total of \$319,900 to complete the Project into Budget Account No. 227-910-5452-478; and

WHEREAS, at its meeting of December 3, 2002, the City Council recommended that the Draft Annual Action Plan for 2003 CDBG funds include an application for allocating an additional \$90,100 for the project; and

WHEREAS, the bid opening for the Project was held on December 13, 2002; two bids were received, of which only one was responsive, that submitted by Maino Construction of San Luis Obispo for \$332,000.00; and

WHEREAS, after deducting expenses for design, asbestos and lead-based paint survey and monitoring services, construction management services, printing, postage and legal advertising for bid documents, \$220,100 of the \$319,900 in CDBG funds for the Project will remain in the project budget for the construction contract and contingency costs; and

WHEREAS, there are \$5,000 in unspent CDBG funds from the completed Downtown Street Lights project that may be administratively transferred to the Project, raising the amount of presently-available CDBG funds to \$225,100; and

WHEREAS, an additional \$140,000 in supplemental funds would be needed to cover the amount bid by Maino Construction and provide an additional 10% of the contract price for any contingencies; and

WHEREAS, there are sufficient funds in the General Fund to supplement the remaining \$225,100 in CDBG funds to complete the Project; and

WHEREAS, federal regulations governing the CDBG Program allow that the City may apply for future CDBG funds to reimburse the City for non-CDBG funds advanced to supplement a CDBG-funded project, with the understanding that the City Council cannot guarantee the future allotment of CDBG funds prior to conducting a public hearing on the Consolidated Plan, in the manner prescribed in federal regulations; and

WHEREAS, based on the staff report, staff presentation, and public comment, the City Council finds that the lowest bid of a responsive and responsible bidder is the bid of Maino Construction.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. That the City Council of the City of Paso Robles does hereby award the bid for the Project to the responsive and responsible bidder, Maino Construction of San Luis Obispo, in the amount of \$332,000.00.

SECTION 2. That the City Council of the City of Paso Robles does hereby authorize the City Manager to execute the construction contract.

SECTION 3. That the City Council of the City of Paso Robles will consider allocating additional CDBG 2003 resources at their March 4, 2003 or defer the allocation of CDBG resources until 2004 in which case General Fund resources will be "advanced". Should neither option be chosen, staff will return with a request that the Council allocate General Fund resources.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 4<sup>th</sup> day of February 2003 by the following vote:

AYES: Finigan, Heggarty, Nemeth, Picanco and Mecham  
NOES: None  
ABSTAIN: None  
ABSENT: None

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Frank R. Mecham, Mayor

ATTEST:

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Sharilyn M. Ryan, Deputy City Clerk