

RESOLUTION No 2019-2157

**A RESOLUTION AUTHORIZING THE DEDUCTION OF
BID ALTERNATIVE ADDITIVES, ITEMS A.1 – A.5
FROM THE AGREEMENT WITH MYERS & SONS CONSTRUCTION, LLC
FOR THE
SECONDARY TREATMENT PLANT UPGRADE AND RECYCLED WATER
EXPANSION (A.K.A. NOVATO SOUTH SERVICE AREA/LGVSD-MMWD RECYCLED
WATER PROJECT) (JOB NO. 12600-07 & 16650-02)
FOR
LAS GALLINAS VALLEY SANITARY DISTRICT**

WHEREAS, Myers & Sons Construction LLC, of Sacramento, California (“Myers & Sons”) executed a contract on December 19, 2018 in the amount of \$48,622,939 (inclusive of Alternate Bid Items A.1-A.5) for Secondary Treatment Plant Upgrade and Recycled Water Expansion (A.K.A. Novato South Service Area/LGVSD-MMWD Recycled Water Project) (Job No. 12600-07 & 16650-02), scope defined in Contract Documents dated November 2018 prepared by AQUA Engineering and District staff, with the Las Gallinas Valley Sanitary District (“District”);

WHEREAS, the District has initially, as part of the Total contract price, included Bid Alternative Items per Table 1 below:

Table 1: UV Bid Alternate

Bid Item	Description	Amount
A.1	UV Building (Less Caissons)	\$1,900,000
A.2	UV Building Drilled Pier Caissons	\$187,000
A.3	Owner Selected Equipment (Suez)	\$589,485
A.4	Deduction of Dechlorination Chemical Storage & Dosing Facility (Excluding Electrical Work)	-\$300,000
A.5	Deduction of Dechlorination Chemical Storage & Dosing Facility – Electrical Work	-\$100,000
	NET TOTAL	\$2,196,485

WHEREAS, upon further review by District engineering staff and the Board’s Engineering subcommittee that there are more efficient long-term engineering solutions, e.g. flow equalization, rather than the proposed UV disinfectant system, that will also address anticipated future regulations and restrictions on the District’s ability to discharge into the Bay; and

WHEREAS, Public Contract Code § 20103.8 specifically allows a local agency, such as the District, to deduct from the contract any additive or deductive items after the lowest responsible bidder has been determined.

NOW, THEREFORE, the Board of Directors of the Las Gallinas Valley Sanitary District herein approves and authorizes:

1. Deduct the award to Myers & Sons of the UV Alternate Bid Items per Table 1 above in the net amount of \$2,196,485, less costs substantiated by Myers & Sons Construction. Adequacy of substantiation will be determined by the District Engineer and the General Manager.
2. Authorize the General Manager to execute a deductive change order to Myers & Sons Construction in the amount described in (1) above.

* * * * *

I hereby certify that the forgoing is a full, true, and correct copy of a resolution duly and regularly passed and adopted by the Sanitary Board of the Las Gallinas Valley Sanitary District, Marin County, California, at a meeting thereof held on the 14th day of March 2019, by the following vote of the members thereof:

AYES, and in favor thereof, Members:

NOES, Members:

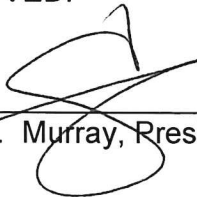
ABSTAIN, Members:

ABSENT, Members:



Teresa Lerch, District Secretary
Las Gallinas Valley Sanitary District

APPROVED:



Craig K. Murray, President Board of Directors

(seal)

