

**CITY OF SAN MATEO**  
**RESOLUTION NO. \_\_\_\_ (2024)**

**AUTHORIZING A BUDGET TRANSFER IN THE CAPITAL PROJECTS FUND OF \$105,000 FROM THE PHASE IV PARK RESTROOM REMODEL PROJECT TO THE PHASE V PARK RESTROOM REMODEL PROJECT AND APPROVING AN ALTERNATIVE PURCHASING PROCEDURE TO AWARD A CONSTRUCTION CONTRACT TO ANGELES CONTRACTOR, INC. FOR THE LAKESHORE PARK RESTROOM REMODEL**

WHEREAS, the City Council recognizes the need to remodel the restrooms at Lakeshore Park to meet the public health and safety needs of the City of San Mateo and dedicated funding for the Phase V Park Restroom Remodel Project (46F015) in the Fiscal Year 2024-2025 Adopted Budget; and

WHEREAS, additional funding for the Park Restroom Phase V Project (46F015) is required because it currently does not have enough remaining available budget to cover the estimated \$495,331.23 funding to award the construction contract to improve the restrooms at Lakeshore Park and establish a contingency reserve of \$75,000; and

WHEREAS, the Restroom Refurbishment Phase IV Project (46F002) was established to remodel other City park restrooms to improve public health and safety needs and \$105,000 is available in the project budget to be transferred to satisfy the additional funding needs; and

WHEREAS, San Mateo Municipal Code Section 3.60.070(h)(3) authorizes the City Council to approve alternative purchasing procedures upon a finding that the alternative purchasing procedure is in the best interest of the City; and

WHEREAS, Sourcewell (formerly known as NJPA) has conducted competitive bidding processes to select Gordian, Inc. (Gordian) to implement Job Order Contracting on behalf of their member agencies; and

WHEREAS, the Job Order Contracting process allows for an umbrella construction contract to cover various and separate job orders during the life of the contract, and is beneficial for renovation, remodeling, or alterations where many small project tasks will arise, but the timing, type, and quantity of work are unknown; and

WHEREAS, Sourcewell and Gordian have conducted competitive bidding to select contractors to perform Job Order Contracting based on Gordian's Unit Price Book; and

WHEREAS, unit price books provide fixed unit prices used for establishing budgets for contractor services at member agencies; and

WHEREAS, use of Gordian's Unit Price Book and contract provides a competitive price to the City and allows the City to complete required public improvements efficiently by eliminating the need to develop project specifications or solicit bids for each minor project task; and

WHEREAS, the City approved the Job Order Contracting as a competitive procurement method for construction services by resolution on March 18, 2019 upon findings that the Job Order Contracting process with Gordian is in the best interests of the City; and

WHEREAS, the Lakeshore Park Restroom Remodel project is designed and documented to be priced using Gordian's Unit Price Book; and

WHEREAS, Angeles Contractor, Inc. was selected based on their experience and availability to perform construction services using the Gordian's Unit Price Book; and

WHEREAS, based on these circumstances, staff has determined that this is the best price available because companies have submitted competitive bids.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAN MATEO, CALIFORNIA, HEREBY FINDS AND RESOLVES that:

1. The City Council action is categorically exempt from CEQA review because it involves funding the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of existing or former use. (CEQA Guidelines Section 15301.)
2. A transfer of Measure S funding in the Capital Project Fund totaling \$105,000 from the Restroom Refurbishment Phase IV Project (46F002) to the Park Restroom Phase V Project (46F015) is authorized.
3. The Job Order Contracting process, as approved by City Council on March 18, 2019, utilizing Gordian's contract and Unit Price Book to award a construction contract to Angeles Contractor, Inc. is in the best interests of the City because it offers the best price to the City and allows the City to complete the restroom remodel efficiently by eliminating the need to develop project specifications and eliminating the need for the solicitation of bids through a project-specific competitive bidding process.
4. A construction contract is approved in the amount of \$495,331.23 to Angeles Contractor, Inc. for the Lakeshore Park Restroom Remodel.
5. The Public Works Director is authorized to execute the contract on behalf of the City and issue change orders within the contingency amount.