

CITY OF SAN MATEO
RESOLUTION NO. ____ (2023)

**AUTHORIZING AN APPROPRIATION IN THE AMOUNT OF \$180,000 FROM THE CAPITAL PROJECT FUND TO
THE BERESFORD TENNIS COURT RESURFACING PROJECT AND APPROVING AN ALTERNATIVE PURCHASING
PROCEDURE TO AWARD A CONSTRUCTION CONTRACT TO ANGELES CONTRACTOR, INC.**

WHEREAS, the City Council recognizes the need to resurface the tennis courts at the Beresford Recreation Center to be compliant with the current codes and support public needs in the City of San Mateo; and

WHEREAS, funding will be needed to resurface the tennis courts at the Beresford Recreation Center; and

WHEREAS, sufficient funds are available in the Capital Project fund to satisfy the 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 Beresford Tennis Court Resurfacing 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. In accordance with CEQA Guidelines Section 15301, this project is categorically exempt from CEQA as an "existing facility" because it consists of 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.
2. The Council authorizes an appropriation of \$180,000 from the Capital Project Fund to the Beresford Tennis Court Resurfacing (46F039) Project.
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 resurfacing of the tennis courts at Beresford Recreation Center 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 \$160,193.67 to Angeles Contractor, Inc. for the Beresford Tennis Court Resurfacing (46F039) Project.
5. The Public Works Director is authorized to execute the contract on behalf of the City and issue change orders within the contingency amount.