

RESOLUTION NO. 2472-09

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR
ACCEPTING THE BID OF AND AWARDING A CONTRACT TO
NORTH BAY CONSTRUCTION INC FOR THE CONSTRUCTION OF
KEISER PARK PHASE I CONDITIONED UPON THE TOWN'S RECEIPT OF
REQUIRED ENVIROMENTAL PERMITS.**

WHEREAS, bids have been invited for the performance of work for the Town of Windsor, generally described as the Louis B Keiser Community Park- Phase I; and

WHEREAS, bids were received and opened in accordance with law, and the Community Services Director has made her report thereon; and

WHEREAS, Argonaut Constructors withdrew their bid in accordance to California Public Contract Code § 5103; and

WHEREAS, the Town Council as the awarding authority in accordance to California Public Contract Code § 5101 consents to the request by Argonaut Constructors to withdraw their bid; and

WHEREAS, the Town Council has considered the report of the Community Services Director and, as a result, has concluded that the bid of North Bay Construction Inc was the lowest responsible bid received;

WHEREAS, the Town of Windsor has made permit applications to the U.S. Army Corp of Engineers, North Coast Regional Water Quality Board, and California Department of Fish and Game for required environmental permits for construction; and

WHEREAS, receipt of said permits are required prior to construction activity taking place;

NOW, THEREFORE, BE IT RESOLVED that the Town Council accepts the bid of North Bay Construction Inc in the amount of \$5,807,637 and awards to North Bay Construction Inc the contract for construction of the Louis B Keiser Park Phase I Project, including the Base Bid and Bid Alternate 1 (Sewer Extension) Alternate 2 (Team Storage Building) Alternate 3 (Pathway) and Alternate 4 (Parking), in accordance with the plans and specifications on file in the office of the Community Services Director, for the amount indicated; and

BE IT FURTHER RESOLVED that the Town Council authorizes the Town Manager to execute the contract and any required construction change orders up to the authorized construction budget of \$6,678,783, conditioned upon the Town's receipt of the required environmental permits, and authorizes the Director of Administrative Services to pay all proper claims for performance of the contract.


PASSED, APPROVED AND ADOPTED this 3rd day of June 2009, by the following vote:

AYES: COUNCILMEMBERS ALLEN, FUDGE, SALMON, SCHOLAR AND
MAYOR GOBLE

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE



ROBIN R. GOBLE, MAYOR

ATTEST:



MARIA DE LA O, TOWN CLERK