

## RESOLUTION NO. 2010-491

Adopted by the Sacramento City Council

August 17, 2010

### APPROVING A CONTRACT: NIÑOS PARKWAY - PHASE 3 (K19007000)

#### BACKGROUND

- A. The Niños Park Bikeway is approximately 1.9 miles long and is located on a Western Area Power Authority (WAPA) easement that runs from Garden Highway (at Ninos Park) northward terminating at the drainage canal between San Juan Road and I-80 in the South Natomas Community Planning Area.
- B. The Niños Park Bikeway Master Plan was reviewed and supported by the Parks and Recreation Citizens Advisory Committee (CAC) on March 6, 2003, and approved by City Council on April 8, 2004, Resolution 2004-260.
- C. Development of the bikeway between San Juan Road and West El Camino Avenue consists of three phases – Phase 1 (1A), Phase 2 (1B) and Phase 3 (1C). Phases 1 and 2 are complete.
- D. City Code Chapter 3.60 identifies the general guidelines for completing contracts for public projects and procedures for bidding and issuing contracts over \$100,000.
- E. The formal bid process for the Niños Parkway – Phase 3 project has been completed based on the qualifications set forth by the City.
- F. Only one bid was received for the construction of the Niños Parkway - Phase 3 project. This bid far exceeded the staff/engineer's estimate of \$216,500 and the project's available funding.
- G. Utilizing Quimby in Lieu Act Fees for improvements to a park is consistent with Sacramento City Code Section 16.64.060 as these funds will be used for ". . . improvement, and expansion of the public parks, playgrounds and recreational facilities".
- H. Staff has negotiated cost reduction alternatives with the contractor, Hemington Landscape Services Inc. The cost reduction alternatives allow the City to deliver a complete project and meet grant requirements associated with the project funding.
- I. Pursuant to City Code 3.88.060, staff requests that the City Council rejects all bids.
- J. Pursuant to City Code Section 3.60.170D, staff requests that the City Council suspend competitive bidding and authorize the City Manager to negotiate a contract with Hemington Landscape Services in an amount not to exceed \$180,000 finding that it is in the best interests of the City to suspend the bid procedure in order to negotiate a contract for materials and equipment purchasing and construction services necessary

to complete the Niños Parkway - Phase 3 project. This process will enable the project to be completed faster and more efficiently than if the bid documents were revised and rebid.

K. There are sufficient funds in K19007000 to award this contract

**BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:**

- Section 1. The contract plans and specifications for Niños Parkway - Phase 3 are approved.
- Section 2. All bids for Niños Parkway - Phase 3 are rejected and further competitive bidding is suspended.
- Section 3. That \$20,000 of Planning Area 9 Quimby In Lieu Fees (Fund 2508) is appropriated for Niños Parkway Bike Trail 1C (K19007000).
- Section 4. The City Manager, or City Manager's designee, is directed to negotiate and execute a contract for the Niños Parkway – Phase 3 project with Hemington Landscape Services Inc. for improvements in the parkway for an amount not to exceed \$180,000.

Adopted by the City of Sacramento City Council on August 17, 2010 by the following vote:

Ayes: Councilmembers Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Johnson.

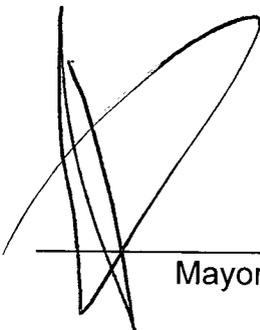
Noes: None.

Abstain: None.

Absent: Councilmember Cohn.

Attest:

  
Shirley Concolino, City Clerk

  
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Mayor Kevin Johnson