

RESOLUTION 2016-20

RESOLUTION REJECTING THE APPARENT LOW BID FROM THE CHIGOSI COMPANY AS NON-RESPONSIVE, APPROVING PLANS AND SPECIFICATIONS AND AWARDING CONTRACT NO. 2015-24R TO G.A. DOMINGUEZ IN THE AMOUNT OF \$698,507.00 FOR THE REPLACEMENT OF HARBOR POLICE HEADQUARTERS MODULAR INVESTIGATIONS BUILDING PROJECT, AS AUTHORIZED BY THE BOARD IN THE FY15/16 MAJOR MAINTENANCE PROGRAM

WHEREAS, the San Diego Unified Port District (District) is a public corporation created by the legislature in 1962 pursuant to Harbors and Navigation Code Appendix 1 (Port Act); and

WHEREAS, Section 37 of the Port Act requires that the California Public Contract Code (CPC) apply to public projects of the District; and

WHEREAS, the District adopted the Uniform Public Construction Cost Accounting Act (Accounting Act) procedures of the CPC to apply to public projects of the District; and

WHEREAS, the Board of Port Commissioners (BPC) adopted BPC Policy 110 incorporating the provisions of the Accounting Act to govern the processing and administration of public projects; and

WHEREAS, the proposed work will provide and install a new modular office building, complete with office wall partitions, utilities, air conditioning, and other features necessary to make it ready for occupancy; and

WHEREAS, other work will include site work such as construction of the concrete foundation for the modular building, utility connections, pavement slurry seal, parking lot striping and marking, and other site preparations; and

WHEREAS, the contract documents were advertised on January 12, 2016 and on February 11, 2015, eight (8) bids were received ranging in cost from \$692,077.00 to \$1,174,594.00; and

WHEREAS, the apparent low bidder, The Chigosi Company, was deemed non-responsive for not listing subcontractors with the required specialty licenses or not possessing the necessary specialty licenses in order to self-perform the

required contract work, and for failing to list all subcontractors on the Subparticipation Form; and

WHEREAS, the second lowest bid submitted by G.A. Dominguez in the total amount of \$698,507.00 is considered responsive and responsible; and

WHEREAS, staff determined the base bid and additive alternatives to be fairly and competitively priced and therefore, recommends award of the base bid and all additive alternatives to this bidder, G.A. Dominguez.

NOW, THEREFORE, BE IT RESOLVED by the Board of Port Commissioners of the San Diego Unified Port District as follows:

1. That the apparent low bid submitted by The Chigosi Company in the amount of \$692,077 is hereby deemed non-responsive.

2. That the Plans and Specifications for Contract No. 2015-24R for the Harbor Police Headquarters Modular Investigations Building, San Diego, California are hereby approved.

3. That the second lowest bid submitted by G.A. Dominguez in the total amount of \$698,507 is hereby accepted and the Executive Director or her designated representative is hereby authorized to execute Contract No. 2015-24R on behalf of the San Diego Unified Port District with G.A. Dominguez for the Harbor Police Headquarters Modular Investigations Building, San Diego, California in the amount of \$698,507 as authorized by the BPC in the FY15/16 Major Maintenance Program.

APPROVED AS TO FORM AND LEGALITY:
GENERAL COUNSEL


By: ~~Assistant~~ Deputy

2016-20

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 8th day of March, 2016, by the following vote:

AYES: Bonelli, Malcolm, Merrifield, and Valderrama.

NAYS: None.

EXCUSED: Castellanos, Moore, and Nelson.

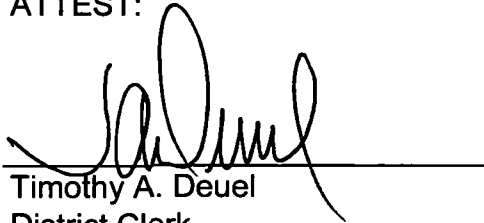
ABSENT: None.

ABSTAIN: None.



Marshall Merrifield, Chairman
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)