

RESOLUTION 20xx-xxx**RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AWARDING CONTRACT NO. 2020-15 TO REYES CONSTRUCTION INC. IN THE AMOUNT OF \$10,081,700 FOR THE STRUCTURAL PILE REPAIRS AT NAVY PIER, SAN DIEGO, CA PROJECT, AS AUTHORIZED BY THE BOARD IN THE FY 2022 ECONOMIC RECOVERY PROGRAM APPROPRIATION**

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 (PCC) apply to public projects of the District; and

WHEREAS, the Board of Port Commissioners (BPC) adopted the Uniform Public Construction Cost Accounting Act (Accounting Act) procedures of the PCC to apply to public projects of the District via BPC Resolution 98-249; and

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

WHEREAS, staff is recommending that the BPC approve the plans and specifications and award Contract No. 2020-15 to Reyes Construction Inc. in the amount of \$10,081,700 for the construction of the Structural Pile Repairs at Navy Pier project; and

WHEREAS, the plans and specifications define the contract work that includes furnishing all labor, materials, equipment, systems, and disposal as necessary to complete pre-construction surveys, full length encasement of 20-inch square concrete piles; relocation and reinstallation of large rocks at locations on underwater slope where it interferes with pile encasement; removal and disposal of pipe debris; concrete repair of beams, pile caps, pile tops, soffit, low caps, and retaining walls; epoxy-injection repair of miscellaneous cracks under deck of the Navy Pier; and

WHEREAS, the project's construction plans, and specifications were advertised on November 18, 2021; and

WHEREAS, the construction contract was advertised starting on January 13, 2022 and on March 1, 2022, a total of ten (10) bids were received; however,

three (3) bids were deemed non-responsive; and

WHEREAS, seven (7) out of the ten (10) bids were deemed responsive with bid amounts ranging from \$10,081,700 to \$19,999,701 and the lowest responsive and responsible bid was submitted by Reyes Construction Inc. in the amount of \$10,081,700; and

WHEREAS, staff recommends that the BPC approve the plans and specifications and authorize the award of an Economic Recovery Program construction contract regarding Contract No. 2020-15, to Reyes Construction, Inc. in the amount of \$10,081,700 for the Structural Pile Repairs at Navy Pier project; and

WHEREAS, this project was originally funded for design in the FY 2021 and FY 2022 Major Maintenance Programs for a total of \$262,131.52; and

WHEREAS, the FY 2022 Economic Recovery Program Appropriation subsequently allocated a budget amount of \$11,700,000 for construction phase costs and the recommended total project budget of \$10,860,785 will allow a 5% construction contingency pursuant to BPC Policy No. 110 with no fiscal impact to the FY 2022 Economic Recovery Program Appropriation.

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

That the Plans and Specifications for Contract No. 2020-15, are hereby approved and Contract No. 2020-15, for the construction of the Structural Pile Repairs at Navy Pier project, in the amount of \$10,081,700 is hereby awarded to Reyes Construction, Inc. as authorized by the BPC in the FY 2022 Economic Program Appropriation.

APPROVED AS TO FORM AND LEGALITY:
GENERAL COUNSEL

By: Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 12th day of April 2022, by the following vote: