

DRAFT

RESOLUTION 20xx-xxx

RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AWARDING CONTRACT NO. 2018-03 TO DICK MILLER, INC. IN THE AMOUNT OF \$7,999,999.99 FOR THE DEMOLITION AND SITE IMPROVEMENTS OF TRANSIT SHED 2 AND RAIL IMPROVEMENTS AT TENTH AVENUE MARINE TERMINAL – TIGER GRANT PROJECT, AS AUTHORIZED AND FUNDED BY THE BOARD IN THE FY 2019-2023 CAPITAL IMPROVEMENT 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 (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, the scope of the Demolition and Site Improvements of Transit Shed 2 and Rail Improvements at Tenth Avenue Marine Terminal consists of the demolition of an obsolete and underutilized transit shed and head house located adjacent to three of the terminal's eight primary vessel berths, disposal and salvage of the transit shed building and components, the excavation, grading and compaction of the areas under the demolished buildings to support new pavement, site utility improvements, stormwater BMP improvements, and rail improvements consisting of a rail lubricator system and air compressor assemblies; and

WHEREAS, funding for the project will come from two sources: The District's CIP and the U.S. Department of Transportation Maritime Administration's Transportation Investment Generating Economic Recovery (TIGER) Grant Program; and

WHEREAS, the engineer's base bid construction cost estimate was \$7,400,000.00; and

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WHEREAS, the Contract Documents including plans TA-2018-03 and specifications 2018-03 were issued for advertisement on October 30, 2018; and

WHEREAS, on December 11, 2018, the District received seven (7) bids ranging from \$6,903,839.99 to \$16,128,479.69; and

WHEREAS, the lowest responsive and responsible bid was submitted by Dick Miller, Inc. in the amount of \$6,903,839.99; and

WHEREAS, in addition, Dick Miller, Inc.'s total bid including additive items is within the Project budget and allows award of the entire Project including all additive alternatives; and

WHEREAS, staff recommends that the Board approve the plans and specifications and authorize the award of a Capital Improvement Program (CIP) construction contract to Dick Miller, Inc. in the amount of \$7,999,999.99 for the Demolition and Site Improvements of Transit Shed 2 and Rail Improvements at Tenth Avenue Marine Terminal Project.

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

That the plans and specifications for Contract No. 2018-03 are hereby approved and Contract No. 2018-03 for Demolition and Site Improvements of Transit Shed 2 and Rail Improvements at Tenth Avenue Marine Terminal – TIGER Grant project is hereby awarded to Dick Miller, Inc. in the amount of \$7,999,999.99, as authorized and funded by the Board in the FY 2019-2023 Capital Improvement Program.

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 February 2019, by the following vote: