

**RESOLUTION NO. 18-8497**

**A RESOLUTION OF THE CITY OF SANTA CLARA,  
CALIFORNIA AUTHORIZING THE USE OF CITY FORCES  
PURSUANT TO CHARTER SECTION 1310**

**BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:**

**WHEREAS**, the City of Santa Clara's Charter section 1310 requires all contracts involving an expenditure of over \$1,000 for a public works project to be let to the lowest responsible bidder;

**WHEREAS**, Charter section 1310 permits the City to use its own employees if the City Council determines that the public works project may be done better or more economically by the City's own employees, and, upon such determination, the City may proceed to have the public works project completed without further observance of Charter section 1310;

**WHEREAS**, the City's Water Utility forces desire to perform certain public works projects, including the installation and/or upgrade of water utilities, as set forth in the Report to Council dated March 6, 2018, by its own employees; and,

**WHEREAS**, the City Council has declared and determined that the work in question may be performed better or more economically by the City with its own employees.

**NOW THEREFORE, BE IT FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS  
FOLLOWS:**

1. The City Council of the City of Santa Clara does hereby declare and determine that the public works projects set forth in the March 6, 2018 Report to Council, attached hereto and incorporated by this reference, may be performed better or more economically by the City with its own employees.

2. Effective date. This resolution shall become effective immediately.

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I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED  
AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING  
THEREOF HELD ON THE 6<sup>th</sup> DAY OF MARCH, 2018, BY THE FOLLOWING VOTE:

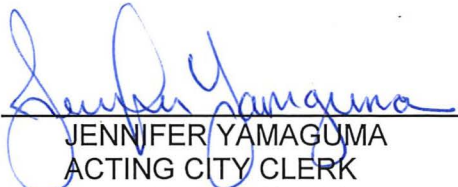
AYES: COUNCILORS: Caserta, Davis, Kolstad, O'Neill, and  
Watanabe and Mayor Gillmor

NOES: COUNCILORS: None

ABSENT: COUNCILORS: Mahan

ABSTAINED: COUNCILORS: None

ATTEST:

  
JENNIFER YAMAGUMA  
ACTING CITY CLERK  
CITY OF SANTA CLARA

Attachments incorporated by reference: March 6, 2018 18-067 Report to Council.

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## Legislation Text

File #: 18-067, Version: 1

### REPORT TO COUNCIL

#### SUBJECT

Resolution for the Use of City Forces

#### BACKGROUND

Charter Section 1310 titled Contracts on Public Works states in part "that every contract involving an expenditure of more than one thousand dollars (\$1,000.00) for the construction or improvement, (excluding maintenance and repair), of public buildings, works, streets, drains, sewers, utilities, parks and playgrounds shall be let to the lowest responsible bidder." The section further states that "the City Council may declare and determine that, in its opinion, the work in question may be performed better or more economically by the City with its own employees, and after the adoption of a resolution to this effect by at least four affirmative votes, it may proceed to have said work done in the manner stated, without further observance of the provisions of this section."

#### DISCUSSION

Staff believes that the work described below is best performed with City Forces as time is of the essence to complete the work outlined below. Bidding out the work and contracting with a private entity would delay the construction projects. Therefore, staff recommends that the City Council find that City Forces can best perform the installation of the following water utilities and approve the use of City Forces.

Location:	2880 Lakeside Drive
Type of Service:	Provide new installation services for new public water improvements.
Description of Work:	Abandonment of an existing 8" fire service and (2) 2" water services. Installation of a new 8" fire service, (1) 2" water service, and (1) 1" water service.
Estimated Cost:	\$ 84,326.00
Source of Revenue:	Developer contribution
Job Number:	592-1423-80300-7006-(i)30496

Location:	2806 Addison Place
Type of Service:	Provide new installation services for new public water improvements.
Description of Work:	Abandonment of an existing 5/8" water service and installation of a new 1" water service.
Estimated Cost:	\$ 22,271.00
Source of Revenue:	Developer contribution
Job Number:	592-1423-80300-7006-(i)30510



Location: 2294 Warburton Avenue  
Type of Service: Provide new installation services for new public water improvements.  
Description of Work: Abandonment of an existing 5/8" water service and installation of a new 1" water service.  
Estimated Cost: \$ 22,271.00  
Source of Revenue: Developer contribution  
Job Number: 592-1423-80300-7006-(i)30500

Location: 2800/2810 Bowers Avenue  
Type of Service: Provide new installation services for new public water improvements.  
Description of Work: Upgrade existing 6" fire service with Double Check Detector Assembly (DCDA) and upgrade existing 2" water service with reduced pressure backflow preventer.  
Estimated Cost: \$ 20,508.00  
Source of Revenue: Developer contribution  
Job Number: 592-1423-80300-7006-(i)30523

Location: 2800 Scott Boulevard  
Type of Service: Provide new installation services for new public water improvements.  
Description of Work: Upgrade existing 8" fire service with Reduced Pressure Detector Assembly (RPDA).  
Estimated Cost: \$ 20,724.00  
Source of Revenue: Developer contribution  
Job Number: 592-1423-80300-7006-(i)30534

### **ENVIRONMENTAL REVIEW**

The actions being considered are exempt from the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines sections 15302(c) (Class 2 - Replacement or Reconstruction), because they involve the replacement or reconstruction of existing utility systems and/or facilities involving negligible expansion of capacity, and 15303(d) (Class 3 - New Construction or Conversion of Small Structures), because they involve the construction of new water utility extensions.

### **FISCAL IMPACT**

The funds to support the staff time for the work detailed in this report are budgeted in the Fiscal Year 2017/18 Adopted Budget or will be included in the forthcoming Fiscal Year 2018/19 Recommended Budget.

### **PUBLIC CONTACT**

Public contact was made by posting the Council agenda on the City's official-notice bulletin board outside City Hall Council Chambers. A complete agenda packet is available on the City's website and in the City Clerk's Office beginning the Thursday evening before the Tuesday meeting. A hard copy of any agenda report may be requested by contacting the City Clerk's Office at (408) 615-

2220, email [clerk@santaclaraca.gov](mailto:clerk@santaclaraca.gov) <<mailto:clerk@santaclaraca.gov>> or at the public information desk at any City of Santa Clara public library.

### **RECOMMENDATION**

Adopt a Resolution approving the use City Water Utility forces for the installation of service connections and or upgrades at 2880 Lakeside Drive, 2806 Addison Place, 2294 Warburton Avenue, 2800/2810 Bowers Avenue, and 2800 Scott Boulevard.

Prepared by: Lyhak Eam, Assistant Engineer (Civil)

Reviewed by: Gary Welling, Acting Director, Water and Sewer Utilities

Reviewed by: Brian Doyle, City Attorney

Reviewed by: Manuel Pineda, Assistant City Manager

Reviewed by: Walter C. Rossmann, Chief Operating Officer

Approved by: Deanna J. Santana, City Manager

### **ATTACHMENTS**

1. 2018 18-067 Use of City Forces Resolution