

RESOLUTION NO. 030

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE CRESTLINE SANITATION DISTRICT
APPROVING AWARD OF SOLE SOURCE CONTRACT
TO SANCON TECHNOLOGIES, INC., FOR THE
SLIP LINING AND MANHOLE REHABILITATION PROJECT PHASE II**

WHEREAS, the Crestline Sanitation District ("District") is a sanitation district organized and operating pursuant to California Health and Safety Code Section 4700 et seq.;

WHEREAS, the District is subject to Public Contracts Code Section 20783, which provides that "[w]hen the expenditure required for the work (of improvement) exceeds ... \$35,000, it shall be contracted for and let to the lowest responsible bidder after notice";

WHEREAS, it is well-settled that exceptions to the competitive bidding requirement exist in the event that the specific facts and circumstances surrounding the particular work is such that the services sought for the proposed project are unique to a single contractor and the public agency must use such specialized services for efficient and effective completion thereof [see, e.g., Hiller v. City of Los Angeles (1962) 197 Cal. App. 2d 685, 17 Cal. Rptr. 579], or that engaging in the process would be undesirable or impracticable as a matter of public interest because a delay would result that would operate to undermine the public benefits to be gained by the proposed project [see, e.g., Graydon v. Pasadena Redevelopment Agency (1980) 104 Cal. App. 3d 631, 164 Cal. Rptr. 56];

WHEREAS, on or about January 17, 2013, the District's Board of Directors ("Board") adopted Resolution No. 025 establishing purchasing policies and procedures for the District ("the Purchasing Policy") which set forth bidding and contract practices as part of the District's Rules and Regulations so as to provide guidance and direction to the District's staff in obtaining outside services for projects initiated by the District;

WHEREAS, Section 5 of the Purchasing Policy provides that the District must comply with competitive bidding requirements with respect to the construction of completion of any building, structure, or improvement when the cost exceeds \$25,000;

WHEREAS, pursuant to legally-recognized exceptions to competitive bidding requirements, Section 6(D)(5) of the Purchasing Policy provides that the District may procure services on a negotiated basis "[w]hen Competitive Bidding would fail to produce an advantage and/or when the advertisement for Competitive Bidding would be undesirable, impractical, or impossible";

WHEREAS, pursuant to legally recognized exceptions to competitive bidding requirements, Section 6(D)(4) of the Purchasing Policy also provides that the District may procure services on a negotiated basis for any project in which a "Sole Source Contractor" has been designated;

WHEREAS, for purposes of Section 6(D)(4) of the Purchasing Policy, the term "Sole Source Contractor" is defined in Section 2(O) thereof as "a contractor or consultant that has been evaluated to provide unique or specialized Services or Supplies that cannot be obtained from other contractors or consultants," which designation must be approved by the Board;

WHEREAS, the facts and circumstances of the proposed Slip Lining and Manhole Rehabilitation Project Phase II ("Phase II Project"), as described in the staff report attached hereto and incorporated herein ("the Staff Report"), supports a determination by the District's Board of Directors that imposing a formal competitive bidding requirement for the completion of the proposed Phase II Project would be undesirable or impracticable because the process could not be satisfactorily commenced prior to the beginning of winter season when demands within the District are the most extreme, which demands would potentially be met or mitigated by the Phase II Project; and

WHEREAS, as further described in the Staff Report, Sancon Technologies, Inc., possesses unique background and knowledge of the District's sanitation system and existing infrastructure that would be impacted and utilized in connection with the proposed Phase II Project, and Sancon Technologies, Inc., performed the first phase of the Slip Lining Project for the District in a timely manner after competitive bidding and with high-quality workmanship that has been accepted by both the District and other local governmental agencies possessing regulatory oversight.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Crestline Sanitation District that, based upon the unique facts and circumstances described in the Staff Report and other evidence presented to the Board, the Board hereby finds and determines that expedited commencement of the Phase II Project is exempt from any otherwise-applicable formal competitive bidding requirement pursuant to Section 6(D)(5) of the Purchasing Policy because compliance therewith would be undesirable and impracticable as a matter of public interest since engaging in the process would cause a delay that would result in the Slip Lining Project Phase II not achieving satisfactory completion prior to the heavy demands of extreme winter weather events.

BE IT FURTHER RESOLVED by the Board of Directors of Crestline Sanitation District that the Board hereby finds and determines that Sancon Technologies, Inc., be designated as a sole source contractor for the Phase II Project pursuant to Section 6(D)(4) of the Purchasing Policy. The Board reserves the right to withdraw this designation in its entirety, or to suspend this designation on a project-by-project basis, in the exercise of its sole discretion.

BE IT FURTHER RESOLVED that the District's Board of Directors hereby approves the Phase II Project, and authorizes the award of a contract for the construction thereof to Sancon Technologies, Inc., for a price not to exceed \$300,000.00, based upon the recommendations of the District's General Manager in the Staff Report, as well as the oral and written statements presented to, and considered by, the District's Board of Directors prior to adoption of this Resolution.

ADOPTED this 11th day of September, 2014.

AYES:


NOES:

ABSTAIN:

ABSENT:


Chairman, Board of Directors

ATTEST:


Secretary, Board of Directors

SANCON TECHNOLOGIES, INC.

GENERAL ENGINEERING CONTRACTOR
STATE CONTRACTORS LICENSE #774055

Tel: (714) 891-2323
Fax: (714) 891-2524

BID # BT14459REV

Date: September 3, 2014
To: Crestline Sanitation District
Attention: Forest Skiver
Phone: 909-338-1751 **Fax:** 909-338-5306 **Email:** fskiver@crestlinesanitation.com
Project: Crestline Sewer Repair – Phase II
Owner / Agency: Crestline Sanitation District

Based on information furnished to Sancon plus a review of the job site, please find below our proposal to rehabilitate the designated 3,989' of ex. 8-inch VCP Sewer and 326' of ex. 12-inch Sewer & rehabilitate (6) existing 48" diameter manholes with a maximum depth of 18'.

Our proposal includes:

- Confined Space Entry Procedures & Equipment
- Prevailing wage / certified payroll if required, Standard insurance coverage up to \$4 Million
- Traffic Control, Posting No parking and public notices prior to our work
- Bypass of flow during pipe lining operations using above ground pumps and hoses
- High velocity cleaning of sewer mains prior to lining 2 -3 passes, including robotic root removal.
- Pre-video of sewer main just prior to lining to confirm and document immediate acceptability for lining.
- Install Sancon CIPP liner at 4.5 mm thickness
- Robotic reconnection of active HC's within lined pipe.
- Final video inspection to confirm successful CIPP liner installation and lateral re-instatement.
- Removal of existing MH steps, Surface preparation, Mortar repair as required
- Application of specified thickness 125 mils of Sancon 100 Polyurethane
- High voltage spark test while on-site, at the completion of our work

Assumptions / Notes:

- Normal working hours M – F 7 AM to 5PM during warm weather season
- Agency to coordinate access with residents for easement sewers required for our work
- Agency to remove cleanouts prior to our work
- This quotation shall become part of any future Contract, Agreement or Purchase order

This proposal excludes:

- Excludes BMP's, Survey and Staking, Preparing As-builts
- Removal of mineral or other hard deposits, stoppage of active water infiltration
- Engineered TC Plans, permits or drawings
- Removal and Replacement of cleanouts
- Removal of existing coating, installing new MH steps
- Excludes restorations or, re-vegetation
- Standby or work outside of our scope will be billed at \$200.00 / manhour which is inclusive of equipment

Price:

8" Lining: \$44.00/ LF x 4,989' = \$219,516.00 Total
12" Lining: \$62.00/ LF x 326' = \$20,212.00 Total
48" Manhole Rehab: \$4,800.00 / EA x 6 = \$28,800.00 Total

Please call me if you have any questions at 714-891-2323.

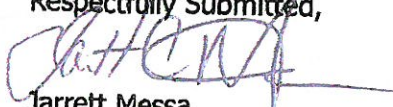
PRICE IS BASED ON ONE MOBILIZATION. ADDITIONAL MOBILIZATIONS BILLED AT: \$5,000.00 EACH. BOND, IF REQUIRED, WOULD ADD 1% TO TOTAL BID PRICE. PRICE IS BASED ON RETENTION BEING WITHHELD A MAXIMUM OF 90 DAYS AFTER COMPLETION OF OUR WORK. PRICE IS FIRM FOR A PERIOD OF THIRTY DAYS FROM RECEIPT. PAYMENT TERMS NET 30 DAYS OR PER CONTRACT.

Respectfully Submitted,

Accepted By: 

Date: 9-21-14

PO: _____


Jarrett Messa
Sancon Technologies, INC.

CRESTLINE SANITATION DISTRICT

MEMORANDUM

DATE: September 11, 2014

TO: BOARD OF DIRECTORS
Crestline Sanitation District

FROM: Mark Pattison
General Manager

SUBJECT: ADOPT AGREEMENT FOR SLIPLINING AND MANHOLE REHABILITATION WITH SANCON INC.

A. RECOMMENDATION

Request to adopt attached Resolution 30 (Bid Included) between the Crestline Sanitation District and Sancon Inc.

B REASON FOR RECOMMENDATION

The Slip Lining and Manhole Rehabilitation Project is part of the District's ongoing efforts to improve its aging wastewater collection system infrastructure, manage Infiltration and Inflow (I&I), as well as to comply with the State mandated SSMP (Sewer System Management Plan). Minimizing Inflow & Infiltration is a critical element of the District's Strategic Plan to meet the District's S.W.R.C.B. (State Water Resources Control Board) Waste Discharge Requirements.

C. BACKGROUND INFORMATION

Under all but the most extreme wet weather conditions, the District's collection system meets and exceeds Regional Board standards. However, under extreme wet weather conditions I/I in the District's collection system does not always meet these standards. More specifically, flow discharges from the District's Wastewater Treatment Plants to the Las Flores Ranch occurring during extreme wet weather conditions can exceed plant flow design rates and greatly increase the opportunity for an SSO (Sanitary Sewer Overflow). Because these discharges can occur during extreme and prolonged wet weather conditions, and because there is concern that an adverse rain season (El Nino) is predicted, the district is recommending this Sole Source Agreement with Sancon Inc. to expedite repairs to the collection system.

D. FISCAL INFORMATION

The District has budgeted \$300,000.00 for Sliplining/Manhole Rehabilitation.

E. ATTACHMENTS

The Sole Source Agreement and corresponding bid for services.