

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERCULES AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH E.E. GILBERT CONSTRUCTION, INC. IN THE AMOUNT OF \$77,505.60 FOR THE BAY TRAIL SOIL NAIL WALL SINKHOLE REPAIR PROJECT AUTHORIZING AN ADDITIONAL EXPENDITURE OF UP TO \$7,751 FOR A 10% CONTINGENCY ON SAID CONSTRUCTION CONTRACT, FOR A TOTAL NOT TO EXCEED CONTRACT AMOUNT OF \$85,256.60 AND APPROPRIATING \$17,756.60 FROM THE SB1 RMRA FUND TO FULLY FUND THE CONTRACT.

WHEREAS, the Bay Trail Soil Nail Wall Sinkhole Repair Project was advertised for bids in the West County Times on July 14th and 21st, 2025 and in 5 regional plan rooms; and

WHEREAS, a total of 6 bids were received at the bid opening deadline of 2 pm on Tuesday, August 12 and upon opening and reviewing the 6 bids received, E.E. Gilbert Construction, Inc. submitted the low bid in the amount of \$77,505.60; and

WHEREAS, no protests were received within the required timeframe.

WHEREAS, E.E. Gilbert Construction, Inc. has been determined to be a responsible bidder and their bid has been determined to be responsive; and

WHEREAS, there is sufficient funding in the Adopted FY 2025-26 Budget to fully fund the construction, although there is not sufficient funding in the Adopted FY 2025-26 Budget to fully fund the construction contract and the construction management contract.

WHEREAS, there is sufficient additional SB1 RMRA funding in the Adopted FY 2025-26 Budget for the Foxboro Pavement Rehabilitation Project to fully fund the Bay Trail Soil Nail Wall Sinkhole Repair Project construction contract and the construction management contract.

WHEREAS, this Project involves repair work for an existing retaining wall and associated drainage facilities and does not authorize new construction and is therefore exempt from review under the California Environmental Quality Act ("CEQA") pursuant to CEQA Guideline section 15301 (existing facilities) and pursuant to CEQA Guidelines section 15061(b)(3) because it can be seen with certainty that such replacement will not have a direct or indirect impact on the environment.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hercules that the City Council hereby adopts a resolution authorizing the City Manager to execute a construction contract with E.E. Gilbert Construction, Inc. in the amount of \$77,505.60 for the Bay Trail Soil Nail Wall Sinkhole Repair Project authorizing an additional expenditure of up to \$7,751 for a 10% contingency on said construction contract, for a total not to exceed contract amount of \$85,256.60 and appropriating \$17,756.60 from the Foxboro Pavement Rehabilitation Project SB1 RMRA Fund to fully fund the contract.

The foregoing Resolution was duly and regularly adopted at a regular meeting of the City Council of the City of Hercules held on the 9th day of September 2025 by the following vote of the Council:

AYES:

NOES:

ABSTAIN:

ABSENT:

Dion Bailey, Mayor

ATTEST:

Eibleis Melendez, City Clerk