

1 RESOLUTION NO.

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
3 RIVERSIDE, CALIFORNIA, (1) AUTHORIZING THE CITY MANAGER
4 TO AWARD WORKS OF PUBLIC CONSTRUCTION TO THE LOWEST
5 RESPONSIVE AND RESPONSIBLE BIDDER FOR CONSTRUCTION
6 NOT TO EXCEED \$500,000 FOR PROJECTS ADVERTISED FOR BID
7 UNDER THE UTILITY CONTRACTORS' PANELS; (2) DIRECTING
8 CITY MANAGER TO UPDATE THE CITY'S PURCHASING
9 RESOLUTION TO REFERENCE PROCEDURES FOR SUCH AWARDS
10 AND TO SEEK BOARD APPROVAL FOR ADDITIONS TO ANY
11 UTILITY CONTRACTORS PANEL

12 WHEREAS, the Electric and Water Divisions of the Public Utilities Department ("RPU")
13 generally award contracts to outside forces, after a formal competitive bidding process, to perform
14 public works construction; and

15 WHEREAS, City Charter section 1109 provides that the City Council may, by at least five
16 affirmative votes, waive the formal bidding requirements for projects for the construction and/or
17 improvement; and

18 WHEREAS, on August 8, 2000, the City Council adopted Resolution 19735, waiving the
19 formal bidding requirements of Section 1109 for the establishment of a Contractor Panel to
20 streamline the bidding process for underground structure work for the Energy Delivery Division
21 ("Energy Delivery Panel"); and

22 WHEREAS, on March 23, 2004, the City Council adopted Resolution 20644, again waiving
23 the formal bidding requirements of Section 1109, establishing the Energy Delivery Panel, and
24 authorizing the City Manager to execute master agreements with each panel member and to add
25 contractors to the panel from time to time; and

26 WHEREAS, on October 23, 2007, the City Council adopted Resolution 21521, waiving the
27 formal bidding requirements of Section 1109, establishing a Contractors' Panel for the Water
28 Division (the "Water Division Panel"), and authorizing the City Manager to execute master
agreements with each panel member and to add contractors to the panel from time to time; and

WHEREAS, on December 10, 2010, the City Council adopted Resolution 22132, waiving
the formal bidding requirements of Section 1109, establishing a Contractors' Panel for paving
projects for the Water Division (the "Water Division Paving Panel"), and authorizing the City

1 Manager to execute master agreements with each panel member and to add contractors to the panel
2 from time to time; and

3 WHEREAS, the criteria established for use of the panels is when: (1) City forces do
4 not have the ability (expertise) or the capacity (resources) to construct the project within the
5 time frame required; and 2) the project cost is under \$500,000; and

6 WHEREAS, Public Utilities Electric Delivery and Water divisions lack in-house capacity
7 and resources to timely perform all of the public works construction and related paving needed to
8 meet the City's goals of improving reliability and replacing aging infrastructure as well as quickly
9 responding to customer demands for water and electric service for residential, commercial and
10 industrial development; and

11 WHEREAS, the panels use accelerated competitive bidding to pre-qualified contractors that
12 have executed a Master Agreement that allow bids to be solicited, submitted, evaluated and the
13 construction project to be awarded to the lowest responsible and responsive bidder within as little as
14 fifteen days as compared to the fifty-three days, minimum, required for formal competitive bidding;
15 and

16 WHEREAS, the panels have been successful in promoting the timely delivery of electric and
17 water projects throughout the City and staff recommends continuing the use of such panels for the
18 reasons set forth herein; and

19 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Riverside,
20 California, based upon the reasons set forth herein and in the accompanying staff report and
21 presentation, as follows:

22 Section 1: The City Manager, or his designee, is authorized to issue purchase orders for the
23 award of works of public construction to the lowest responsive and responsible bidder for
24 construction not to exceed \$500,000 for projects advertised for bid under the Electric Division Panel,
25 the Water Division Panel, or the Water Division Paving Panel, if the expenditure has been approved
26 by either the Board of Public Utilities or the City Council, as applicable;

27 Section 2: Direct the City Manager to update the City's Purchasing Resolution (currently
28 Resolution 22576) to reference the procedures for the award of a project advertised under these
panels.

Section 3: Direct the City Manager to seek Board approval for add qualified contractors to any panel.

ADOPTED by the City Council this _____ day of _____, 2017.

Mayor of the City of Riverside

Attest:

City Clerk of the City of Riverside

I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the foregoing resolution was duly and regularly introduced and adopted at a meeting of the City Council of said City at its meeting held on the _____ day of _____, 2017, by the following vote, to wit:

Ayes:

Noes:

Absent:

Abstain:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the
City of Riverside, California, this _____ day of _____, 2017.

City Clerk of the City of Riverside

\\rc-citylawprod\Cycom\WPDocs\D020\P026\00314478.doc
CA sw 1/31/2016