

RESOLUTION 2025-22

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FORTUNA AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE A CONSTRUCTION CONTRACT FOR THE DIGESTER REHABILITATION PROJECT

WHEREAS, the City's wastewater treatment plant digester sustained damage in the December 5th, 2024 earthquake;

WHEREAS, it is critical to repair the damage because further damage from another earthquake could render the digester nonfunctional;

WHEREAS, the City developed and advertised a bid package to repair the digester;

WHEREAS, the City received one bid to perform the project outlined in the bid documents;

WHEREAS, staff met with the bidding contractor for project clarification resulting in a bid reduction request putting the project at a competitive price and assuring completion before the upcoming winter rains;

WHEREAS, formally bidding the project again would likely result in the inability to complete the required improvements before the winter rains;

WHEREAS, pursuant to section 2.50.70(D) of the Fortuna Municipal Code, the Council may elect to dispense with formal competitive bidding for the procurement of contractor services and may instead authorize the City Manager to negotiate directly with the contractor if the Council finds it to be in the public interest;

WHEREAS, pursuant to Public Contract Code section 20161(c), work involving the repair and/or maintenance of streets and sewers is exempt from the formal bidding requirements of the Public Contract Code, and the Council finds that the subject project is therefore exempt.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Fortuna hereby:

1. Finds and declares that it is in the public interest to dispense with the formal competitive bidding requirements set forth in Section 2.50.040 of Chapter 2.50 of the Fortuna Municipal Code for the completion of the Digester Rehabilitation Project; and
2. The City has identified a contractor available to perform the work before the winter season; and
3. The City Manager is authorized to negotiate a construction contract with Sequoia Specialties, Inc, for a not to exceed amount of \$75,000; and
4. The City Manager is further authorized to execute and submit all documents including, but not limited to applications, purchase agreements, which may be necessary for the completion of the aforementioned project.

PASSED AND ADOPTED on this 21st day of July 2025, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Mike Johnson, Mayor

ATTEST:

Siana L. Emmons, City Clerk