

1 RESOLUTION NO. 2022-39

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3 **A RESOLUTION OF THE ALBANY CITY COUNCIL AUTHORIZING**
4 **THE CITY MANAGER TO EXECUTE CHANGE ORDER NO. 1 TO**
5 **CONTRACT NO. C21-35 IN A NOT-TO-EXCEED AMOUNT OF**
6 **\$754,531.20 FOR THE CONSTRUCTION OF THE 2022 CIPP LINING**
7 **SEWER MAINTENANCE PROJECT**

8 **WHEREAS**, the City of Albany invests annually into the rehabilitation and renewal
9 of aging sanitary sewer infrastructure and allocates budget through the Capital
10 Improvement Plan to the Annual Sewer Rehabilitation Program (CIP No. 32000); and

11 **WHEREAS**, in 2014 the City entered into a Consent Decree agreement with the US
12 EPA (United States Environmental Protection Agency) which requires rehabilitation of at
13 least 5,706 linear feet of sewer main per year; and

14 **WHEREAS**, on July 6, 2021, the Council awarded Contract No. C21-35, 2021
15 Sanitary Sewer Rehabilitation Project–UPRR/USDA CIPP Lining (Project), to Southwest
16 Pipelines and Trenchless Corporation (Southwest Pipelines); and

17 **WHEREAS**, Southwest Pipelines has substantially completed the Project and
18 performed satisfactorily; and

19 **WHEREAS**, Staff has identified an additional 3,120 feet of sewer main suited for
20 cured-in-place lining rehabilitation to be included in the 2022 CIPP Lining Sewer
21 Maintenance Project, including work within Golden Gate Fields; and

22 **WHEREAS**, the optimal timeline for this work would be between July 5th and July
23 9th, 2022 in conjunction with planned closure of Golden Gate Fields for maintenance and
24 associated temporary removal of horses; and
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2 **WHEREAS**, failing to complete the work during the planned closure will
3 significantly impact project costs and timelines, requiring work to be performed around an
4 active stable and racetrack; and

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6 **WHEREAS**, cured-in-place pipe lining work is highly specialized and contractors
7 qualified to do this type of work are limited, and delaying the project could have impacts
8 on compliance with the USEPA Consent Decree; and

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10 **WHEREAS**, in cases when “strict compliance with competitive selection or
11 bidding requirements would be unavailing, or would not produce an advantage, or would
12 be undesirable, impractical, or impossible” (AMC §13-20), the City Charter allows sole
13 source award rather than going through the standard bidding process; and

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15 **WHEREAS**, Southwest Pipelines submitted a proposal in the not-to-exceed
16 amount of \$754,531.20 to perform work in compliance with the dates requested by GGF,
17 which staff reviewed and concluded to be fair and competitive in the current construction
18 market, and which would accommodate the conditions as noted heretofore.

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20 **NOW, THEREFORE, BE IT RESOLVED**, that the Albany City Council hereby
21 authorizes the City Manager to execute Contract No. C21-35, Change Order No. 1 with
22 Southwest Pipelines and Trenchless Corporation in a not-to-exceed amount of \$754,531.20
23 using funds previously appropriated as part of the City’s Annual Sanitary Sewer
24 Rehabilitation Program (CIP No. 32000).

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28 PRESTON JORDAN, MAYOR
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City of Albany

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PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF ALBANY,

The 2nd day of May, 2022, by the following votes:

AYES: Council Members Gary, McQuaid, Nason, Tiedemann and Mayor Jordan

NOES: none

ABSENT: none

ABSTAINED: none

RECUSED: none

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this 3rd
day of May, 2022.

Anne Hsu
CITY CLERK