

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

**RESOLUTION NO. 2025-XXX**

**RESOLUTION TO APPROVE AND AUTHORIZE THE CITY MANAGER TO EXECUTE A CONSTRUCTION CONTRACT WITH SPENCON CONSTRUCTION, INC. IN THE AMOUNT OF \$1,434,191 FOR THE BASE BID PLUS ADDITIVE ALTERNATE A FOR THE ANNUAL CURB RAMP PROGRAM 2025-2026, PROJECT NO. 2025.0020; TO AUTHORIZE CITY MANAGER TO NEGOTIATE AND APPROVE INDIVIDUAL CHANGE ORDERS UP TO 5% (OR \$71,709) OF THE ORIGINAL CONTRACT AMOUNT; AND TO AUTHORIZE THE CITY MANAGER TO NEGOTIATE AND APPROVE CUMULATIVE CHANGE ORDERS UP TO 10% (OR \$143,419) OF THE ORIGINAL CONTRACT AMOUNT**

**WHEREAS**, the City of San Leandro did on September 24, 2025, publicly open, examine and declare all sealed proposals bids for doing the work described in the bid documents for the subject project; and

**WHEREAS**, as stated in the Project Specifications, determination of the low monetary bidder was based on the Base Bid only without considering Additive Alternate A; and

**WHEREAS**, said proposals were submitted to the Public Works Director, who found that the proposal hereinafter mentioned is the lowest responsive bid by a responsible bidder for doing said work; and

**WHEREAS**, the subject project is categorically exempt from the National Environmental Policy Act (NEPA); and

**WHEREAS**, change orders to clarify the work or respond to unusual existing conditions are a normal aspect of contracting and construction; and

**WHEREAS**, it is sometimes necessary to increase quantities of work to expedite the completion of outstanding repairs, in the best interest of public health, safety and welfare.

**NOW, THEREFORE**, the City Council of the City of San Leandro does **RESOLVE** as follows:

That said City Council hereby rejects all of said proposals or bids except that herein mentioned; hereby waives any irregularities in the proposal or bid of the lowest responsible bidder; and hereby awards the contract for doing said work to the lowest responsible bidder, Spencon Construction, Inc. in the amount of \$1,434,191 for the Base Bid plus Additive Alternate A; and

That the City Manager or her designee is authorized to negotiate and approve individual change orders up to a maximum of 5% of the original contract amount, or \$71,710 each; and

That the City Manager or her designee is authorized to negotiate and approve cumulative change orders up to a maximum of 10% of the original contract amount, or \$143,419; and

That the City Manager is authorized to take all actions and execute all documents necessary to effect the purpose and intent of this Resolution.

Introduced by \_\_\_\_\_ and passed and adopted this 20<sup>th</sup> day of October 2025, by the following vote:

Members of the Council:

**AYES:** \_\_\_\_\_ ()

**NOES:** \_\_\_\_\_ ()

**ABSENT:** \_\_\_\_\_ ()

**ATTEST:** \_\_\_\_\_  
Sarah K. Bunting  
Deputy City Clerk

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