

IN THE CITY COUNCIL OF THE CITY OF SAN LEANDRO

RESOLUTION NO. 2025-XX

RESOLUTION TO AWARD AND AUTHORIZE THE CITY MANAGER OR HER DESIGNEE TO EXECUTE A \$6,301,000 CONSTRUCTION CONTRACT WITH ODIN ENVIRONMENTAL SOLUTIONS, LLC, DBA ODIN FOR THE BASE BID FOR THE WATER POLLUTION CONTROL PLANT SOIL-SLUDGE-CEMENT STABILIZATION AND FILL, PROJECT NO. 2025.6020; TO AUTHORIZE THE CITY MANAGER OR HER DESIGNEE TO NEGOTIATE AND APPROVE CHANGE ORDERS UP TO 10% (OR \$630,100) OF THE ORIGINAL CONTRACT AMOUNT; TO AUTHORIZE THE CITY MANAGER OR HER DESIGNEE TO NEGOTIATE AND APPROVE CHANGE ORDERS UP TO \$337,500 FOR THE INCLUSION OF BID ALTERNATES A1 AND A2; AND TO APPROPRIATE AN ADDITIONAL \$2,988,801 TO THE SUBJECT PROJECT

WHEREAS, the City of San Leandro did, on June 4, 2025, publicly open, examine and declare all sealed proposals or bids for doing the work described in the bid documents for the subject project; and

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

WHEREAS, on April 4, 2024, Council adopted a mitigated negative declaration for the San Leandro Water Pollution Control Plant Treatment Wetland and Shoreline Resilience Project in accordance with the requirements of the California Environmental Quality Act (CEQA); and

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

WHEREAS, in order to expedite the delivery of public projects on schedule and on budget, provide that subcontractors and workers are paid in a timely fashion, avoid as much as possible costly delay claims, and insure that the City completes projects and products that are to the City's highest standards, the City Council finds that providing authorization to negotiate and approve change orders is 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, Odin Environmental Solutions LLC, dba Odin in the amount of \$6,301,000 for the Base Bid; and
- That the City Manager or her designee is authorized to negotiate and approve a change order up to \$337,500 for Bid Alternates A1 and A2; and

- That the City Manager or her designee is authorized to negotiate and approve additional individual change orders up to a maximum of 10% of the original contract amount, or \$630,100; and
- That an additional appropriation and transfer of \$ 2,988,801 from Water Pollution Control Plant Fund Reserves for the subject project is approved; and

BE IT FURTHER RESOLVED that if the above-named contractor is unable to execute the contract, then the City Manager is authorized to award this contract to the next lowest responsible bidder, execute all documents to effect the award, and take all actions necessary to recover any bid security from the low bidder necessary to make the City whole in its acceptance of the lowest bid.

Introduced by Councilmember _____ and passed and adopted this 7th day of July 2025 by the following vote:

AYES: _____ ()

NOES: _____ ()

ABSENT: _____ ()

ATTEST: _____
Kelly B. Clancy, CMC
City Clerk