

**Resolution No. 2024-XXX N.C.S.
of the City of Petaluma, California**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PETALUMA AWARDING
CONTRACT FOR THE ADVANCED METERING INFRASTRUCTURE (AMI) IMPLEMENTATION
PROJECT (E67502242) TO PROFESSIONAL METERS, INC.**

WHEREAS, in accordance with the City of Petaluma Charter and Municipal Code, California Public Contract Code Section 20162, and other applicable laws, City staff prepared construction bid documents and solicited bids for the Advanced Metering Infrastructure (AMI) Implementation Project (E67502242); and

WHEREAS, the project was bid on Friday, February 16, 2024, and two (2) bids were received and opened on Thursday, March 7, 2024, in accordance with applicable law; and

WHEREAS, Professional Meters, Inc. protested Anvil Builders, Inc.'s bid due to failure to comply with the minimum qualifications set forth by the statement of qualifications bid form; and

WHEREAS, the bid submitted by Anvil Builders, Inc., the apparent low bidder, was determined to be non-responsive due to failure to comply with the statement of qualifications bid form, see attachment 2 of the concurrent staff report which is incorporated into this Resolution; and

WHEREAS, the lowest responsible and responsive bid for the project was submitted by Professional Meters, Inc., from Morris, Illinois, for \$3,000,377.24; and

WHEREAS, staff recommends awarding Bid Alternative 1 in the amount of \$334,980.00 for a total contract amount of \$3,335,357.24; and

WHEREAS, it has been determined that Professional Meters, Inc., satisfies the bidding requirements for the project; and

WHEREAS, the Advanced Metering Infrastructure (AMI) Implementation Project (E67502242) is categorically exempt pursuant to CEQA Guidelines Sections 15301, (Existing Facilities), and 15302 (Replacement or Reconstruction) as the project consists of a minor alteration to existing facilities in the City of Petaluma and all improvements will replace existing water meter components; Moreover, the AMI project will reduce time, labor, cost, energy, and GHG emissions compared to the existing AMR system which requires Water Service Representatives to drive by to read each meter and There is negligible or no expansion of use beyond what currently exists; the AMI replacement will result in a benefit to the environment and there are no cumulative impacts, unusual circumstances, or other factors that would make the exemption inapplicable; and

WHEREAS, a notice of exemption was issued for the project; and

WHEREAS, the Public Works Director has found this project to be substantially complex due to the number of resources needed to complete the project, including the number of days, workers, and labor; the tasks needed to complete the project; specialty contractor work needed; and, the size and impact of the project and therefore, this is a unique project that is not regularly performed and requires a higher retention amount beyond five percent.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Petaluma as follows:

1. Declares that the above recitals are true and correct and are incorporated into this Resolution as findings of the Petaluma City Council.
2. Finds that this project is exempt pursuant to the California Environmental Quality Act (“CEQA”) pursuant to Title 14, the California Code of Regulations (“CEQA Guidelines”), Sections 15301, Existing Facilities, and 15302, Replacement or Reconstruction because the project is limited to the replacement of existing water meter components.
3. Finds that this project is substantially complex due to the number of tasks needed to complete the project; the number of resources, specialty contractor work needed (including number of days, workers, equipment, and labor); and the size and impact of the project (work will take place throughout Petaluma).
4. Finds the bid submitted by Anvil Builders, Inc to be non-response pursuant to the reasons stated in Attachment 2 to the concurrent staff report.
5. In accordance with the City of Petaluma Charter and Municipal Code, California Public Contract Code Section 20162, and other applicable law, rejects the bid of Anvil Builders, Inc. and waives any and all non-conformance in the bid of Professional Meters, Inc., for the Advanced Metering Infrastructure (AMI) Implementation Project (E67502242) and finds the bid of \$3,000,377.24 to be the lowest responsible and responsive bid as explained in attachment 2 of the concurrent staff report.
6. Awards the contract for the Advanced Metering Infrastructure (AMI) Implementation Project (E67502242) to Professional Meters, Inc., in the amount of \$3,335,357.24, the amount of the lowest responsible and responsive bid and Bid Alternative 1, conditioned on Professional Meters, Inc.’s timely execution of the project contract and submitting all required documents, including but not limited to, executed bonds, certificates of insurance, and endorsements, in accordance with the project bid documents.
7. Directs staff to issue a notice of award to Professional Meters, Inc.
8. Authorizes and directs the City Manager to execute the project contract on behalf of the City of Petaluma upon timely submission by Professional Meters, Inc., of the signed project contract and all other required documents, including but not limited to executed bonds, certificates of insurance, and endorsements, in accordance with the project bid documents.

Under the power and authority conferred upon this Council by the Charter of said City.

REFERENCE:

I hereby certify the foregoing Resolution was introduced and adopted by the Council of the City of Petaluma at a Regular meeting on the 8th day of April 2024, by the following vote:

Approved as to
form:

City Attorney

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

City Clerk

Mayor