

**Resolution No. 2023-XXX N.C.S.
of the City of Petaluma, California**

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PETALUMA AUTHORIZING AWARD OF CONTRACTOR FOR THE PETALUMA MUNICIPAL AIRPORT AIRCRAFT PARKING APRON REHABILITATION PROJECT TO GHILOTTI CONSTRUCTION COMPANY, INC.

WHEREAS, the City of Petaluma Municipal Airport, located at 601 Sky Ranch Dr., serves as the only public airport for Petaluma, including sales of fuel and general aviation operations, and hangar rentals; and

WHEREAS, City staff has prepared construction bid documents and advertised for construction for the Petaluma Municipal Airport Aircraft Parking Apron Rehabilitation Project (“project”); and

WHEREAS, in accordance with the City of Petaluma Charter and Municipal Code, California Public Contract Code Section 20162, and other applicable law, City staff solicited bids for the project; and

WHEREAS, the project was bid on February 10, 2022, and six (6) bids were received and opened on March 17, 2022, in accordance with applicable law; and

WHEREAS, the lowest responsible base bid for the project was submitted by Ghilotti Construction Company, Inc., from Santa Rosa, CA, for \$1,654,076; and

WHEREAS, the bid submitted by Ghilotti Construction Company, Inc. was found by staff to be fair and reasonable and satisfies the bidding requirements for the project; and

WHEREAS, staff has verified that Ghilotti Construction Company, Inc. possesses a valid California Contractor’s License, Class A (General Engineering Contractor), number 644515, that qualifies the Contractor to perform the project; and

WHEREAS, the City has received no protests concerning the Ghilotti Construction Company, Inc. proposal, and the time to protest the proposal has lapsed; and

WHEREAS, on April 1, 2022, the City’s consultant will apply for a Federal Aviation Administration (FAA) grant to fund the project with a 90 percent FAA to 10 percent City match split. For a total requested grant funding amount of \$1,917,010; and

WHEREAS, the grant is expected to be awarded to the City of Petaluma within a few months from the application submission date as the project underwent a grant pre-application process and was approved to proceed for bidding; and

WHEREAS, the final contract amount, as amended, including all change orders, overruns, and underruns, is \$34,949.00 and is within the approved Project budget; and

WHEREAS, Environmental review was completed on May 2, 2022, when the City Council adopted Resolution No. 2020-069 N.C.S., Authorizing Award of Contract for the Petaluma Municipal Airport Aircraft Parking Apron Rehabilitation Project to Ghilotti Construction Company, Inc; and

WHEREAS, at the May 2, 2022, meeting City Council found that the project is categorically exempt pursuant to the California Environmental Quality Act (“CEQA”) pursuant to Article 19, Sections 15301 and 15302 of Title 14 of the California Code of Regulations (“CEQA Guidelines”) because the project consists of routine maintenance, repair or reconstruction of existing pavement and aircraft tie-downs at the Petaluma Municipal Airport; All improvements will occur on the Petaluma Municipal Airport property within areas that have been previously disturbed. In addition, there is no expansion of use beyond what currently exists, and there are no cumulative impacts, unusual circumstances, or other factors that would make the exemptions inapplicable pursuant to CEQA Guidelines section 15300.2; and

WHEREAS, accepting the completion of the Project does not constitute a Project pursuant to CEQA Guidelines Section 15378 because the action does not have the potential to result in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment; and

WHEREAS, the FY 21/22 Capital Improvement Program (CIP) budget is sufficient to complete the project as a bid if awarded the total FAA grant funding.

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

1. Declares that the above recitals are to be true and correct and are incorporated into this resolution as findings of the City Council.
2. Finds that environmental review was completed on May 2, 2022, when the City Council adopted Resolution No. 2020-069 N.C.S., Authorizing Award of Contract for the Petaluma Municipal Airport Aircraft Parking Apron Rehabilitation Project to Ghilotti Construction Company, Inc. During the awarding of the contract, City Council found that this project was categorically exempt pursuant to the California Environmental Quality Act (“CEQA”) pursuant to Article 19, Sections 15301 and 15302 of Title 14 of the California Code of Regulations (“CEQA Guidelines”) because the project consists of routine maintenance repair or reconstruction of existing pavement and aircraft tie-downs at the Airport. All improvements occurred on the airport property within areas that have been previously disturbed. In addition, there is no expansion of use beyond what currently exists, and there are no cumulative impacts, unusual circumstances, or other factors that would make the exemptions inapplicable pursuant to CEQA Guidelines section 15300.2. Further, accepting the completion of the Project does not constitute a Project pursuant to CEQA Guidelines Section 15378 because the action does not have the potential to result in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment.
3. Accepts as complete the contract titled Petaluma Municipal Airport Aircraft Parking Apron Rehabilitation, Project No. C61502110, with the final contract amount of \$1,453,868.82, subject to the Contractor's continuing warranty and other obligations pursuant to the contract.
4. Authorizes and directs the City Clerk to file a Notice of Completion concerning the Project with the Sonoma County Clerk's office within ten (10) days of the date of this Resolution.
5. Authorizes and directs Staff to release all undisputed retention not subject to pending change orders within sixty (60) days of the date of this Resolution and in accordance with the terms of the Project contract, California Public Contract Code Section 7107, and applicable law.

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 16th day of October 2023 by the following vote:

Approved as to form:

City Attorney

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

City Clerk

Mayor