

000205

DOCKET SUPPORTING INFORMATION
CITY OF SAN DIEGO

DATE:

100
515

EQUAL OPPORTUNITY CONTRACTING PROGRAM EVALUATION

February 27, 2007

SUBJECT: Declare Palm Street Improvements an Emergency Project and Authorize Construction Contract Award of Palm Street Improvements (CIP 13-005.0, JO# 130073, Fund 30300) to Cass Construction, Inc. for \$698,735

GENERAL CONTRACT INFORMATION

Recommended Contractor: Cass Construction, Inc.
Amount of this Action: \$ 698,735

Funding Source: City

SUBCONTRACTOR PARTICIPATION

	<u>This Action</u>	
Koch-Armstrong (Other)	\$ 36,478	5.22%
C.L. Landscaping, Inc. (Other)	\$ 25,754	3.68%

EQUAL EMPLOYMENT OPPORTUNITY COMPLIANCE

Equal Opportunity Required

Cass Construction, Inc. submitted a Work Force Report dated January 5, 2007. The Administrative Work Force Report reflects 73 employees and the Trades Work Force Report reflects 276 employees. Under representations exist in the following:

- Blacks in Administrative Support, Construction Laborers and Equipment Operators
- Hispanics in Administrative Support and Equipment Operators
- Asians in Management & Financial, Technical, Administrative Support, Crafts and Construction Laborers
- Filipinos in Management & Financial, Technical, Administrative Support, Crafts and Construction Laborers
- Females in Management & Financial, Technical, Transportation, Construction Laborers and Equipment Operators

Staff has requested contractor to submit an EO Plan which describes equal employment policies and practices including reasonable goals and timetables that are expected to remedy the identified under representations.

ADDITIONAL COMMENTS

The Work Force Analyses are attached.

MAH

File: Admin WOFO 2000

Date WOFO Submitted: 1/5/2007
Input by: mh

Goals reflect statistical labor force availability for the following: 2000 CLFA San Diego, CA

City of San Diego/Equal Opportunity Contracting
WORK FORCE ANALYSIS REPORT

FOR
Company: Cass Construction

I. TOTAL WORK FORCE:

	Black		Hispanic		Asian		American Indian		Filipino		White		Other							
	CLFA Goals	M	F	CLFA Goals	M	F	CLFA Goals	M	F	CLFA Goals	M	F	M	F						
Mgmt & Financial	3.3%	0	0	11.9%	2	0	6.2%	0	0	0.4%	0	0	6.2%	0	0	15	3	0	0	
Professional	4.0%	0	0	12.6%	0	0	6.5%	0	0	0.5%	0	0	6.5%	0	0	1	0	0	0	
A&E, Science, Computer	2.8%	0	0	7.3%	0	0	16.2%	0	0	0.3%	0	0	16.2%	0	0	1	0	0	0	
Technical	6.6%	0	0	14.8%	0	0	17.2%	0	0	0.4%	0	0	17.2%	0	0	6	0	0	0	
Sales	3.9%	0	0	19.5%	0	0	6.8%	0	0	0.6%	0	0	6.8%	0	0	0	0	0	0	
Administrative Support	7.0%	0	0	20.8%	0	3	8.8%	0	0	0.6%	0	0	8.8%	0	0	5	17	0	0	
Services	5.5%	0	0	36.9%	0	0	9.7%	0	0	0.6%	0	0	9.7%	0	0	0	0	0	0	
Crafts	4.5%	1	0	25.8%	3	0	9.1%	0	0	0.7%	0	0	9.1%	0	0	6	0	1	0	
Operative Workers	4.3%	0	0	38.8%	0	0	20.8%	0	0	0.3%	0	0	20.8%	0	0	0	0	0	0	
Transportation	8.1%	0	0	32.1%	2	0	4.5%	0	0	0.5%	0	0	4.5%	0	0	6	0	1	0	
Laborers	4.4%	0	0	54.0%	0	0	4.1%	0	0	0.5%	0	0	4.1%	0	0	0	0	0	0	
TOTAL		1	0		7	3		0	0		0	0		0	0	40	20		2	0

HOW TO READ TOTAL WORK FORCE SECTION:

The information blocks in Section 1 (Total Work Force) identify the absolute number of the firm's employees. Each employee is listed in their respective ethnic/gender and employment category. The percentages listed under the heading of "CLFA Goals" are the County Labor Force Availability goals for each employment and ethnic/gender category.

Mgmt & Financial
Professional
A&E, Science, Computer
Technical
Sales
Administrative Support
Services
Crafts
Operative Workers
Transportation
Laborers

TOTAL EMPLOYEES		
ALL	M	F
20	17	3
1	1	0
1	1	0
6	6	0
0	0	0
25	5	20
0	0	0
11	11	0
0	0	0
9	9	0
0	0	0
73	50	23

Female Goals
39.8%
59.5%
22.3%
49.0%
49.4%
73.2%
62.3%
8.6%
36.7%
15.2%
11.1%

HOW TO READ EMPLOYMENT ANALYSIS SECTION:

The percentages listed in the goals column are calculated by multiplying the CLFA goals by the number of employees in that job category. The number in that column represents the percentage of each protected group that should be employed by the firm to meet the CLFA goal. A negative number will be shown in the discrepancy column for each underrepresented goal of at least 1.00 position.

II. EMPLOYMENT ANALYSIS

	Black			Hispanic			Asian			American Indian			Filipino			Female		
	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy
Mgmt & Financial	0.86	0	N/A	2.38	2	N/A	1.24	0	(1.24)	0.08	0	N/A	1.24	0	(1.24)	7.96	3	(4.96)
Professional	0.04	0	N/A	0.13	0	N/A	0.07	0	N/A	0.01	0	N/A	0.07	0	N/A	0.80	0	N/A
A&E, Science, Computer	0.03	0	N/A	-0.07	0	N/A	0.18	0	N/A	0.00	0	N/A	0.16	0	N/A	0.22	0	N/A
Technical	0.40	0	N/A	0.89	0	N/A	1.03	0	(1.03)	0.02	0	N/A	1.03	0	(1.03)	2.94	0	(2.94)
Sales	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Administrative Support	1.75	0	(1.75)	5.20	3	(2.20)	2.20	0	(2.20)	0.15	0	N/A	2.20	0	(2.20)	18.30	20	1.70
Services	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Crafts	0.50	1	N/A	2.84	3	N/A	1.00	0	(1.00)	0.08	0	N/A	1.00	0	(1.00)	0.95	0	N/A
Operative Workers	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Transportation	0.73	0	N/A	2.89	2	N/A	0.41	0	N/A	0.05	0	N/A	0.41	0	N/A	1.37	0	(1.37)
Laborers	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00

Goals are set by job categories for each protected group. An underrepresentation is indicated by a negative number, but if the DISCREPANCY is less than -1.00 position, a N/A will be displayed to show there is no underrepresentation.

File: Trade WFOFO 2000
 Date: 01/03/07
 Input by: mh

City of San Diego / Equal Opportunity Contracting
CONSTRUCTION TRADE ANALYSIS REPORT

CLFA Data reflect statistical labor force availability for Construction Trade Employment in San Diego, CA
 Company: Cass Construction

I. TOTAL CRAFTS & TRADE WORK FORCE:

San Diego, CA County Labor Force Availability Goals

Job Category	Black			Hispanic			Asian			American Indian			Filipino			White		Other			
	Goals	M	F	Goals	M	F	Goals	M	F	Goals	M	F	Goals	M	F	M	F	M	F		
Brick, Block or Stone Masons	1.4%	0	0	43.5%	0	0	1.0%	0	0	0.4%	0	0	1.0%	0	0	0	0	0	0		
Carpenters	2.3%	0	0	33.9%	0	0	1.7%	0	0	0.5%	0	0	1.7%	0	0	0	0	0	0		
Carpet, Floor & Tile Installers & Finishers	-0.9%	0	0	40.2%	0	0	0.8%	0	0	0.3%	0	0	0.8%	0	0	0	0	0	0		
Cement Masons, Concrete Finishers	4.4%	0	0	67.8%	0	0	0.0%	0	0	0.4%	0	0	0.0%	0	0	0	0	0	0		
Construction Laborers	3.4%	6	0	50.8%	118	0	1.8%	1	0	0.8%	0	0	1.8%	0	0	84	0	1	0		
Drywall Installers, Ceiling Tile Installers	1.3%	0	0	55.5%	0	0	1.1%	0	0	0.2%	0	0	1.1%	0	0	0	0	0	0		
Electricians	5.8%	0	0	15.9%	0	0	7.6%	0	0	0.5%	0	0	7.8%	0	0	0	0	0	0		
Elevator Installers and Repairers	0.0%	0	0	5.9%	0	0	0.0%	0	0	0.0%	0	0	0.0%	0	0	0	0	0	0		
First-Line Supervisors/Managers	1.0%	0	0	20.7%	0	0	2.0%	0	0	0.9%	0	0	2.0%	0	0	0	0	0	0		
Glaziers	1.8%	0	0	24.5%	0	0	0.0%	0	0	0.0%	0	0	0.0%	0	0	0	0	0	0		
Helpers, Construction Trades	0.0%	0	0	46.2%	0	0	6.2%	0	0	0.8%	0	0	6.2%	0	0	0	0	0	0		
Millwrights	0.0%	0	0	31.3%	0	0	12.5%	0	0	0.0%	0	0	12.5%	0	0	0	0	0	0		
Misc. Const. Equipment Operators	4.3%	0	0	19.7%	11	0	0.0%	0	0	1.6%	2	0	0.0%	0	0	46	0	2	0		
Painters, Construction & Maintenance	3.0%	0	0	45.7%	0	0	3.2%	0	0	1.1%	0	0	3.2%	0	0	0	0	0	0		
Pipelayers, Plumbers, Pipe & Steam Fitters	4.0%	0	0	29.2%	0	0	2.1%	0	0	0.6%	0	0	2.1%	0	0	0	0	0	0		
Plasterers and Stucco Masons	5.4%	0	0	66.9%	0	0	0.0%	0	0	3.4%	0	0	0.0%	0	0	0	0	0	0		
Roofers	1.2%	0	0	55.7%	0	0	0.6%	0	0	0.9%	0	0	0.6%	0	0	0	0	0	0		
Security Guards & Surveillance Officers	17.3%	0	0	20.2%	0	0	6.8%	0	0	0.6%	0	0	6.8%	0	0	0	0	0	0		
Sheet Metal Workers	3.6%	0	0	26.4%	0	0	5.1%	0	0	0.9%	0	0	5.1%	0	0	0	0	0	0		
Structural Metal Fabricators & Fitters	0.0%	0	0	26.3%	0	0	0.0%	0	0	0.0%	0	0	0.0%	0	0	0	0	0	0		
Welding, Soldering & Brazing Workers	4.5%	0	0	47.5%	2	0	10.0%	0	0	1.2%	0	0	10.0%	0	0	2	0	0	0		
Workers, Extractive Crafts, Miners	2.8%	0	0	32.4%	0	0	2.4%	0	0	0.8%	0	0	2.4%	0	0	0	0	0	0		
TOTAL		8	0		131	0		1	0		2	0		0	0		132	0		4	0

How to Read Total Work Force Section:

The information blocks in Section 1 (Total Work Force) identify the absolute number of the firm's employees. Each employee is listed in their respective ethnic/gender and employment category. The percentages listed under the heading CLFA Data are the County Labor Force Availability (CLFA) data for each employment and ethnic/gender category.

Job Category	ALL	M	F	Female Goals
Brick, Block or Stone Masons	0	0	0	1.0%
Carpenters	0	0	0	2.2%
Carpet, Floor & Tile Installers & Finishers	0	0	0	1.7%
Cement Masons, Concrete Finishers	0	0	0	1.5%
Construction Laborers	210	210	0	2.8%
Drywall Installers, Ceiling Tile Installers	0	0	0	1.5%
Electricians	0	0	0	4.2%
Elevator Installers and Repairers	0	0	0	0.0%
First-Line Supervisors/Managers	0	0	0	2.7%
Glaziers	0	0	0	0.0%
Helpers, Construction Trades	0	0	0	0.8%
Millwrights	0	0	0	0.0%
Misc. Const. Equipment Operators	61	61	0	3.2%
Painters, Construction & Maintenance	0	0	0	6.0%
Pipelayers, Plumbers, Pipe & Steam Fitters	0	0	0	1.9%
Plasterers and Stucco Masons	0	0	0	1.4%
Roofers	0	0	0	0.9%
Security Guards & Surveillance Officers	0	0	0	14.9%
Sheet Metal Workers	0	0	0	3.2%
Structural Metal Fabricators & Fitters	0	0	0	0.0%
Welding, Soldering & Brazing Workers	5	5	0	10.9%
Workers, Extractive Crafts, Miners	0	0	0	2.8%
TOTAL	276	276	0	

How to Read Construction Crafts & Trade Work Force Analysis:

The percentages listed in the goals column are calculated by multiplying the CLFA data by the number of employees in that job category. The number in that column represents the percentage of each protected group that should be employed by the firm to meet the CLFA data. A negative number will be shown in the discrepancy column for each underrepresented goal of at least 1.00 position.

II. CONSTRUCTION CRAFTS & TRADE WORK FORCE ANALYSIS:

Job Category	Black			Hispanic			Asian			American Indian			Filipino			Female		
	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy
Brick, Block or Stone Masons	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Carpenters	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Carpet, Floor & Tile Installers & Finishers	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Cement Masons, Concrete Finishers	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Construction Laborers	7.14	6	(1.14)	106.68	118	11.32	3.78	1	(2.78)	1.68	0	(1.68)	3.78	0	(3.78)	5.88	0	(5.88)
Drywall Installers, Ceiling Tile Installers	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Electricians	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Elevator Installers and Repairers	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
First-Line Supervisors/Managers	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Glaziers	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Helpers, Construction Trades	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Millwrights	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Misc. Const. Equipment Operators	2.62	0	(2.62)	12.02	11	(1.02)	0.00	0	N/A	0.98	2	-1.02	0.00	0	N/A	1.95	0	(1.95)
Painters, Construction & Maintenance	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Pipelayers, Plumbers, Pipe & Steam Fitters	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Plasterers and Stucco Masons	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Roofers	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Security Guards & Surveillance Officers	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Sheet Metal Workers	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Structural Metal Fabricators & Fitters	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Welding, Soldering & Brazing Workers	0.23	0	N/A	2.38	2	N/A	0.50	0	N/A	0.06	0	N/A	0.50	0	N/A	0.55	0	N/A
Workers, Extractive Crafts, Miners	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00

Goals are set by job categories for each protected group. An under representation is indicated by a negative number, but if the DISCREPANCY is less than - 1.00 position, a N/A will be displayed to show there is no under representation.

000211 REQUEST FOR COUNCIL ACTION
CITY OF SAN DIEGO

1. CERTIFICATE NUMBER (FOR AUDITOR'S USE) **100 515**
N/A

TO: CITY ATTORNEY

2. FROM (ORIGINATING DEPARTMENT): ENGINEERING & CAPITAL PROJECTS

3. DATE: February 5, 2007

4. SUBJECT: Declare Palm Street Improvements an Emergency Project and authorize construction contract award of Palm Street Improvements (CIP 13-005.0, JO# 130073, Fund 30300) to Cass Construction, Inc. for \$698,735.

5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.) **J.A. Jamal Batta 533-3769 MS 612** 6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.) **NO Andrea Demich 533-3783, MS 611** 7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED

8. COMPLETE FOR ACCOUNTING PURPOSES

FUND	DEPT.	ORGANIZATION	OBJECT ACCOUNT	JOB ORDER	C.I.P. NUMBER	AMOUNT	9. ADDITIONAL INFORMATION / ESTIMATED COST:
							Total Project Cost \$ 1,110,000
							Construction Cost \$ 698,735 (AC2700505)
							This request \$0

10. ROUTING AND APPROVALS

ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIG. DEPT	<i>[Signature]</i>	2/9/07	8	ACCO	<i>[Signature]</i>	3/28/07
2	EAS	<i>[Signature]</i>	2/13/07	9	CITY ATTORNEY	<i>[Signature]</i>	4/10/07
3	EOCP	<i>[Signature]</i>	2/28/07	10	ORIG. DEPT	<i>[Signature]</i>	4/16/07
4	COUNCIL LIASON	<i>[Signature]</i>	3/13/07				
5	CIP/FM	<i>[Signature]</i>	3/19/07		DOCKET COORD	<i>[Signature]</i>	3/20/07
6	AUDITOR	<i>[Signature]</i>	3/22/07		COUNCIL PRESIDENT	<input type="checkbox"/> SPOB <input checked="" type="checkbox"/> CONSENT <input type="checkbox"/> ADOPTION	
7	DEPUTY CHIEF	<i>[Signature]</i>	3/22/07		REFER TO:	COUNCIL DATE: 5/15/07	

11. PREPARATION OF: RESOLUTIONS ORDINANCE(S) AGREEMENT(S) DEED(S)

- Declaring that the damage to the storm drain and, consequently, the failure of the slope at the cul-de-sac on Palm Street near 4th Avenue constitutes an emergency within the meaning of the City of San Diego Charter Section 94 and that the repair of the drain and slope is necessary to remediate that emergency; and
- Ratifying the award of the contract to Cass Construction, Inc. for the construction of Palm Street Improvements, in the amount not to exceed \$698,735.

11A. STAFF RECOMMENDATIONS: Adopt the resolution(s)

12. SPECIAL CONDITIONS (REFER TO A.R. 0.20 FOR INFORMATION ON COMPLETING THIS SECTION.)
COUNCIL DISTRICT(S): 2
COMMUNITY AREA(S): UPTOWN
ENVIRONMENTAL IMPACT: THIS PROJECT IS EXEMPT FROM CEQA PURSUANT TO STATE CEQA GUIDELINES SECTION 15282. SITE DEVELOPMENT PERMIT WILL BE PROCESSED AFTER THE FACT DUE TO EMERGENCY STATUS.
HOUSING IMPACT: N/A
OTHER ISSUES: N/A

DATE REPORT ISSUED: February 5, 2007 REPORT NO.: n/a (1472)
ATTENTION: Council President and City Council
ORIGINATING DEPT.: Engineering and Capital Projects
SUBJECT: Palm Street Improvements- Declare Emergency
COUNCIL DISTRICTS: 2
STAFF CONTACT: Andrea Demich, 619-533-3783

REQUESTED ACTION:

Request for Council to declare as an emergency the failure of the storm drain and slope on Palm Street near 4th Avenue and to ratify the award of the construction contract for permanent repairs to Cass Construction, Inc. for \$698,735.00

STAFF RECOMMENDATION:

Staff recommendation is to approve the resolution.

EXECUTIVE SUMMARY:

Due to slope erosion during the heavy rain storms of 2004, an 18" CMP storm drain outfall collapsed along with a good portion of the hillside that washed into Maple Canyon. In addition, the existing roadway was undermined, which resulted in cracks developing within the roadway and existing parking lot north of the roadway. The failed outfall is at the end of Palm Avenue which dead ends between two business buildings. There was an immediate risk of losing a portion of the parking lot, which grew to threaten a northerly business building if the slope erosion was not contained. This project was determined to be an emergency and was split into two phases, temporary and permanent repairs. For the temporary repair and in an effort to stabilize the existing slope and prevent any immediate threat to the street and/or surrounding buildings and parking lot, an interim repair was implemented by a GRC contractor in March 2005, following recommendation of a geotechnical engineer firm. Despite the temporary repair and stabilization efforts, the risk of further slope failure and resulting potential threat of considerable damage to surrounding properties remains high. Consequently, completing permanent repairs before the next heavy rainfall is imperative.

FEMA approved funding for this project with a construction completion date of March 31, 2007. Construction funds became available on January 2007. Due to the urgent nature of the project and the need to meet FEMA construction deadline, this project was declared to constitute an emergency within the meaning of the City of San Diego Charter Section 94. The City invited 13 qualified contractors to the job site to bid the project. Cass Construction, Inc. was the low responsive bidder. Construction commenced on January 10, 2007 and was finished by mid March 2007.

This request will declare this an emergency project and ratify award of contract for \$698,735.00 to Cass Construction, Inc. to construct the second (permanent repair) phase of the project due to the potential threat to the slope, street, parking lot, and surrounding buildings should heavy rains fall.

FISCAL CONSIDERATIONS:

The total project cost is \$1,110,000 (AC2700505 for construction contract (PA700) \$698,735.00; R-302178 adopted Dec. 15, 2006 increased budget by \$860,000). The work will be completed under Job Order 130073. This action does not impact funding of existing projects.

PREVIOUS COUNCIL COMMITTEE ACTION:

N/A

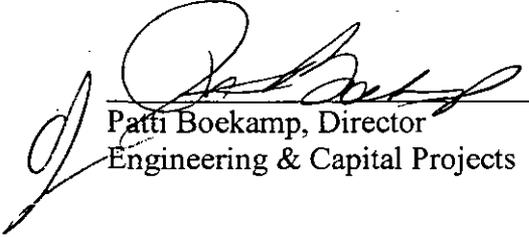
COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

Coordination w/ 2900 4th Avenue property owner.

KEY STAKEHOLDERS:

CASS Construction, Inc.
Harris & Associates

EDAW, Inc.
Geotechnics, Inc.



Patti Boekamp, Director
Engineering & Capital Projects



Richard Haas
Deputy Chief of Public Works

000215

RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO DECLARING PALM STREET IMPROVEMENTS AS EMERGENCY PROJECT AND RATIFYING THE AWARD OF CONSTRUCTION CONTRACT.

WHEREAS, failure of an 18 inch corrugated metal pipe storm drain on Palm Street west of the intersection of Fourth Avenue caused a 20' by 40' section of Maple Canyon to collapse;

WHEREAS, the slope failure in Maple Canyon caused physical damage to Palm Street and the parking lot at 2910 Fourth Avenue risking a loss of structural integrity to the building at 2910 Fourth Avenue; and

WHEREAS, the risk of structural failure to the building constituted a threat to the public health, safety and welfare; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the damage to the storm drain, and consequently, the failure of the slope at the cul-de-sac on Palm Street near 4th Avenue is declared to constitute an emergency within the meaning of the City of San Diego Charter Section 94 and that the repair of the drain and slope was necessary to remediate that emergency.

2. That the award of the contract for the construction of Palm Street Improvements to Cass Construction, Inc. in the amount of \$698,735, is hereby ratified.

BE IT FURTHER RESOLVED, that this activity is exempt from CEQA pursuant to State CEQA Guidelines Section 15269(c).

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By Peter A. Mesich
Peter A. Mesich
Deputy City Attorney

PAM:cfq
03/28/07
Or.Dept:E&CP
R-2007-934
MMS#4600

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of _____.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor