

**MINUTES
CITY COUNCIL SPECIAL MEETING
MAY 31, 2011 - 10:00 a.m.**

CALL TO ORDER

The special meeting of the City Council and Redevelopment Agency of the City of Highland was called to order at 10:00 a.m. by Mayor McCallon at the Donahue Council Chambers, 27215 Base Line, Highland, California.

ROLL CALL

Present: Lilburn, McCallon, Racadio, Timmer
Absent: Scott

COMMUNITY INPUT

None

LEGISLATIVE

1. Agreement with PIPS Technology for a Non-Competitive Bid, Sole Source Purchase and Installation of Equipment for a Fixed and Mobile Automated License Plate Reading (ALPR) System

City Manager Hughes gave a brief review of the staff report.

Councilman Timmer inquired if the ongoing maintenance will be taken out of the general fund in the future?

City Manager Hughes stated yes, it would be the general fund.

Councilman Racadio stated it is approximately \$26,000 a year, is this correct?

Administrative Analyst Rissmiller stated yes, after the second year.

City Manager Hughes stated the first two years are included. After the second year, the maintenance fees will commence.

A MOTION was made by Councilman Timmer, seconded by Mayor Pro Tem Lilburn, to approve the Agreement with PIPS Technology for the sole source purchase and installation of a fixed and mobile ALPR system at a cost of \$499,213.75 utilizing the Highland Police Technology Program grant funds, and to authorize the Mayor to sign the Agreement. Motion carried, 4-0, with Councilwoman Scott being absent.

2. Award of Prime Bid for the Project Entitled City of Highland Photovoltaic Systems Additions, Electrical Retrofit and Reroofing Project Bid Package 2011-02

City Manager Hughes gave a brief review of the staff report. The funding for this program will be coming from a \$450,000 grant of City funds from the Federal Government and the remainder of the monies will be made up from the City's general capital financing fund. Staff estimates approximately \$8,000 per year for City Hall and \$9,500 per year at the Athletic Center in savings. The designer of the system as well as Southern California Edison conducted an independent analysis of those numbers. There was a protest filed on the award and as part of this award, staff is recommending the Council waive the minor irregularity and award to the apparent low bidder. The first low bidder, Solarmax, has requested their bid be allowed to be withdrawn. They made a clerical error on their bid and cannot honor the installation amount of the bid. Therefore, the number two bidder is next in line. The number four bidder actually protested the number two bidder's bid based on some language in the specifications on a form which was attached. There was some confusion between the bidders whether or not they had to list all the manufacturers of the equipment at bid time or after the bid. The apparent low bidder only listed a vendor. Staff has reviewed this and the bidder has submitted a letter stating they will follow the requirements and will use one of the three specified solar panels as we have to use Buy American provisions as part of this grant.

Councilman Racadio stated you can see Solarmax is so much lower. S.H.E. is quite a bit lower than the number three bid.

City Manager Hughes stated Edge Development has had multiple conversations with S.H.E. They have stated they can do the work for the stated amount.

Mayor Pro Tem Lilburn inquired if City Manager Hughes has any concerns regarding S.H.E. taking any shortcuts in other areas?

City Manager Hughes stated there are stringent specifications as far as which panels can be used due to the Buy American provision. Also, the types of equipment that can be purchased have to be Buy American and the lighting also has to be Buy American. They have been made well aware of the requirements for prevailing wages and Davis Bacon. S.H.E. has included this in their letter and they will be abiding by those provisions of the law.

City Attorney Steele stated this contractor has done work for some pretty substantial public agencies. They had significant references which have been contacted and confirmed.

Councilman Timmer inquired if the Athletic Center's roof will have to have modifications for installation of the panels?

City Manager Hughes stated no, the Athletic Center will be a clip on system. The roof at City Hall will have to be retrofitted to support the weight of the solar panels. The new roof will be installed first and then the solar panels put in place after.

A MOTION was made by Councilman Timmer, seconded by Councilman Racadio, to:

1. Approve the request to withdraw the bid of Solarmax for Bid Package No. 2 – “Photovoltaic and Electrical Systems”;
2. Waive the minor irregularities and award Bid Package No. 2 – “Photovoltaic and Electrical Systems” to S.H.E. Engineering and Construction Group; and
3. Approve the following budget adjustments: Expend \$450,000 from 027.8490.6030 (Misc. Grants-Building) to be transferred from 027-8490.9225 (Misc. Grants-Federal grant) & expend \$387,000 from 023.3890.6030 (General Capital Financing-Building) to be transferred from 023.2100 (Unreserved, undesignated fund balance). Motion carried, 4-0, with Councilwoman Scott being absent.

3. Authority for Additional Construction Work – Pavement Rehabilitation of Boulder Avenue and Highland Avenue (Project No. ola09003)

City Engineer Wong gave a brief review of the staff report.

Assistant Public Works Director Barton stated the emphasis of the cost is on Boulder Avenue approximately \$195,000, which is an estimation, as we do not have the final figures. This project is a cold in place recycling project which is the same process used on Pacific Avenue. What happened was during the design process there were several cores taken; all looked well during the design process and then as part of the construction process, the contractor also took core samples. The contractor’s core samples showed isolated thin areas. When the work began, the thin areas were much more than originally anticipated from the contractor’s core. In addition to this, near Pacific Street and north of Pacific Street, the subgrade ended up being soft and this caused even more problems in the thin asphalt. Bottom line was both of those conditions together dictated the cold in place recycling was not going to work. It was switched to a cold plant recycling process. The plant, a temporary plant located on Boulder south of Base Line, was used to mix the asphalt and bring it back in, and take out and excavate the subgrade that was not sufficient to hold the loads. This project was designed to have at least a fifteen year and in this case now a twenty year with what is called a TI and 9. In order to meet these requirements, the subgrade was taken out and five inches of asphalt was put back in and then the final asphalt layer was placed on top of this. All of this fell into the range, by staff’s estimation, of \$195,000.

Mayor McCallon inquired if a lot of the extra work is in the City of Highland?

Assistant Public Works Director Barton responded yes it is. It is primarily the northbound lanes to just above Pacific Street. In addition, staff is having a meeting with the designers and construction team to review this to see if there is something that can be done in regards to helping identify these areas in the future.

Mayor Pro Tem Lilburn asked if all these unforeseen circumstances fall on behalf of the City.

City Manager Hughes stated this is an unforeseen circumstance because of what was underneath the road. When we went out to bid, we went out to bid on a very specific type of overlay project and it changed because of the unforeseen conditions of the roadway. There was coring done but it was missed and it does happen from time to time. Staff is looking at what can be done better so this does not occur again.

A MOTION was made by Councilman Racadio, seconded by Mayor Pro Tem Lilburn, to approve additional construction work up to \$240,000. Motion carried, 4-0, with Councilwoman Scott being absent.

ADJOURN

There being no further business, Mayor McCallon adjourned the meeting at 10:26 a.m.

Submitted By:

Approved By:

Betty Hughes, MMC
City Clerk

Larry McCallon
Mayor