

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MILPITAS AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH RANDAZZO ENTERPRISES INC., FOR HAZARDOUS MATERIAL REMEDIATION AND DEMOLITION SERVICES**

**WHEREAS**, Section I-2-3.06 of the Milpitas Municipal Code authorizes the City’s Purchasing Agent to use the request for sealed proposal (“RFP”) process to purchase supplies or services in cases where the Purchasing Agent determines that competitive bidding is not practical or advantageous to the City; and

**WHEREAS**, the Purchasing Agent determined that the use of a formal competitive bid process for hazardous material remediation and demolition services would be impractical and unavailing and not in the best interests of the City because such services required consideration, evaluation, and discussion of a range of proposals before entering the contract, including timing and various pricing options based on alternative services; and

**WHEREAS**, the Purchasing Agent, the Neighborhood Services Department, and the Fire Marshal’s office jointly developed the specification for a Request for Proposal (RFP) and evaluation criteria for hazardous material remediation and demolition services; and

**WHEREAS**, the proposals for hazardous material remediation and demolition services were evaluated by a City team consisting of the Fire Marshal, the Senior Housing and Neighborhood Preservation Specialist, and an Assistant Civil Engineer; and

**WHEREAS**, after consideration of all the criteria, the team determined that Randazzo Enterprises Inc., presented the most advantageous proposal for the hazardous material remediation and demolition of existing structures at 1556 and 1504 South Main Street.

**NOW, THEREFORE**, the City Council of the City of Milpitas hereby finds, determines, and resolves as follows:

1. The City Council has considered the full record before it, which may include but is not limited to such things as the staff report, testimony by staff and the public, and other materials and evidence submitted or provided to it. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.
2. The City Manager is authorized to execute an agreement for hazardous material remediation and demolition services with Randazzo Enterprises, Inc., in the amount of \$108,904, and subject to approval as to form by the City Attorney.

PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, by the following vote:

- AYES:
- NOES:
- ABSENT:
- ABSTAIN:

ATTEST:

APPROVED:

\_\_\_\_\_  
Mary Lavelle, City Clerk

\_\_\_\_\_  
Pete McHugh, Vice Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
Michael J. Ogaz, City Attorney