

**Attachment 1**

**MARIN MUNICIPAL WATER DISTRICT**

**RESOLUTION NO.**

**A RESOLUTION OF THE BOARD OF THE MARIN MUNICIPAL WATER DISTRICT  
APPROVING AWARD OF CONSTRUCTION CONTRACT NO. 2033 TO FARWEST  
CORROSION CONTROL COMPANY FOR THE CAPITAL IMPROVEMENT PROGRAM  
FRANCISCO BOULEVARD EAST - 2024 ANODE WELL REPLACEMENT PROJECT**

**WHEREAS**, on June 13, 2024, the District advertised Contract No. 2033, Francisco Boulevard East - 2024 Anode Well Replacement Project (D24025), which will rehabilitate the existing anode well and install a new 11-inch diameter, 41-foot deep cathodic protection well in the City of San Rafael; and

**WHEREAS**, the District received two (2) bids for the project prior to the bid opening deadline, but only one was opened publicly in the Board room at 10 a.m. on July 2, 2024 due to a delivery error by United Parcel Service (UPS) that resulted in one of the bids being delivered to the District's warehouse on July 1, 2024, prior to the bid opening date, rather than the District's administrative building.

**WHEREAS**, upon review of the second bid, District staff confirmed via UPS tracking that the bid submitted by Farwest Corrosion Control Company was delivered to the District prior to the bid opening date, that the bidder had properly addressed their bid submission and complied with all bid requirements, and that the delivery by UPS to the wrong District facility and all associated delay was not the fault of the bidder.

**WHEREAS**, District staff determined that delay in the bid delivery did not provide any competitive advantage to Farwest Corrosion Control Company in the bid process, therefore, its bid shall be deemed responsive.

**WHEREAS**, following the opening and review of Farwest Corrosion Control Company's bid of \$102,515, its bid was determined to be the lowest responsive and responsible bid.

**NOW, THEREFORE, THE BOARD OF DIRECTORS RESOLVES THAT:**

1. The bid of \$102,515 submitted by the Farwest Corrosion Control Company for the Francisco Boulevard East - 2024 Anode Well Replacement Project under Contract No. 2033 ("Contract") was the lowest responsive and responsible bid submitted therefor, and said bid is hereby accepted.

2. A Contract for this project be awarded to said low bidder, and the General Manager is authorized and directed to execute said Contract on behalf of the District upon receipt of a performance bond, payment bond, proof of insurance, and the executed contract for the work from said bidder.
3. The General Manager is authorized to execute any and all future amendments to the Contract, which he deems necessary, without further Board approval, so long as those amendments to the Contract do not exceed \$10,000 in total.
4. Upon complete execution of said Contract, the bonds and/or checks of the other bidders are to be returned to said other bidders, and all bids other than that of the Farwest Corrosion Control Company are to be rejected.
5. The project is Categorically Exempt from further review under Section 15302(c) of the California Environment Quality Act Guidelines inasmuch as it is the replacement of existing cathodic protection equipment involving negligible or no expansion of capacity.

**PASSED AND ADOPTED** this 16th day of July, 2024, by the following vote of the Board of Directors.

**AYES:**

**NOES:**

**ABSENT:**

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**Ranjiv Khush**  
**President, Board of Directors**

**ATTEST:**

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**Terrie Gillen**  
**Board Secretary**