

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, DECLARING AN URGENT NECESSITY FOR THE PRESERVATION OF LIFE, HEALTH, PROPERTY; AND AUTHORIZING THE CITY ATTORNEY OR DESIGNEE TO ENTER INTO AND ADMINISTER CONTRACTS FOR THE DEMOLITION OF DANGEROUS STRUCTURES, AND REMOVAL OF HAZARDOUS MATERIALS WITHOUT ADVERTISED COMPETITIVE BIDDING; AND APPROVE THE FOLLOWING CONTRACTS: DAVID KNOTT INCORPORATED FOR DEMOLITION SERVICES IN AN AMOUNT NOT TO EXCEED \$300,000 AND CENTEC CONSTRUCTION FOR THE REMOVAL OF HAZARDOUS MATERIALS IN AN AMOUNT NOT TO EXCEED \$250,000; AND AUTHORIZE THE CITY ATTORNEY TO SIGN SUCH CONTRACTS

WHEREAS, City Charter section 1208 requires advertised competitive bidding for services involving the expenditure of City monies in excess of \$149,000, unless Council deems the service provided is of urgent necessity for the preservation of life, health or property, and such service is authorized by resolution passed by at least five affirmative votes of the Council and containing a declaration of the facts constituting the urgency; and

WHEREAS, due to the economic downturn, the City's landscape has increased in vacant and abandoned structural properties, often sitting for years without maintenance, oversight, or security and are often victims of fire/arson, which not only damage the structure, but adjacent homes and commercial buildings; and

WHEREAS, severely damaged vacant structures often become occupied by undetected transients/squatters whose lives may be at risk of loss should the structure collapse or be subject to another fire; and

Date Adopted:

Date Approved:

Effective Date:

City Attorney Approval:

BC

Resolution No.

WHEREAS, occupied structures have also become imminently dangerous and at risk of collapsing due to significant damage to the structural integrity as a result of fire, natural dilapidation, faulty wiring, or other elements causing the structure to be uninhabitable; and

WHEREAS, these severely damaged structures (vacant and occupied) also become a public nuisance, resulting in material annoyance, inconvenience, discomfort, or injury to another person or the public and are often filled with other code violations; and

WHEREAS, qualified staff from the Code Enforcement Division of the City Attorney's Office conducts field assessments to determine current conditions of a property posing an imminent danger to life, health, and safety, and makes a determination whether an demolition is necessary to prevent collapse, further collapse, and to remove hazards to the general public; and

WHEREAS, once Code Enforcement staff determines a demolition is necessary, the pre-approved agreements will allow authorized contractors to perform the services of demolition, testing for hazardous materials, and the removal of hazardous materials/debris without delay; and

WHEREAS, a disruption in the service to demolish dangerous structures could have a detrimental effect, such as the loss of life; and

WHEREAS, CITY desires to authorize contracting authority to the City Attorney's Office to enter these agreements with the proposed contractors; and

WHEREAS, the City Attorney's Office will simultaneously work with the Purchasing Manager of the Finance Department to public bid specifications seeking competitive bids for summary abatement demolitions.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. The foregoing facts constitute an urgent necessity for the preservation of life, health, or property.

2. The requirement of advertising for bids is hereby waived pursuant to Charter section 1208(a).

3. The City Attorney is authorized to enter a requirements contract with David Knott Incorporated (DKI) for demolition services for a term of up to six months, with an amount not to exceed \$300,000.

4. The City Attorney is authorized to enter a requirements contract with Centec Construction for the removal of hazardous materials from the demolition site, for a term of up to six months, with an amount not to exceed \$250,000.

5. This resolution shall be effective upon final approval.

* * * * *

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, TODD STERMER, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____ 2022.

AYES :
NOES :
ABSENT :
ABSTAIN :

TODD STERMER, CMC
City Clerk

By: _____
Deputy Date

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By: _____
Brandon M. Collet Date
Senior Deputy City Attorney