

**CITY OF HERMOSA
BEACH RESOLUTION NO.
XXXXX**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH
APPROVING THE CONSTRUCTION OF CIP 502 GREENBELT PEDESTRIAN
TRAIL, CIP 604 CITY WIDE ADA IMPROVEMENTS, AND CIP 194 ANNUAL
STRIPING IMPROVEMENTS PURSUANT TO GOVERNMENT CODE
SECTION 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT**

WHEREAS, SWA Group, a design firm with the City of Hermosa Beach through a Professional Services Agreement dated November 3, 2022, designed and prepared the plans to construct CIP 502 GREENBELT PEDESTRIAN TRAIL, CIP 604 CITY WIDE AMERICANS WITH DISABILITES ACT (ADA) IMPROVEMENTS, AND CIP 194 ANNUAL STRIPING IMPROVEMENTS (“Project”); and

WHEREAS, The City solicited competitive bids for the Project; and

WHEREAS, Bids were received and opened publicly on May 23, 2024 and SDC Engineering, Inc. was chosen as the lowest responsible bidder;

WHEREAS, the City Council, concurrent with the adoption of this Resolution, awarded the construction contract to the lowest responsible bidder, SCD Engineering Inc. for the Project.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The City Council wishes to obtain the immunities set forth in Government Code § 830.6 with regards to the plans and construction of the Project. The City Engineer finds that the plans are complete and the Project may be constructed.

SECTION 2. Design Immunity; Authorization

A. The design, plans and vendor proposal for the Project are determined to be consistent with the City’s standards and are approved;

B. The design approval set forth in this Resolution occurred before actual work on the Project construction commenced;

C. The approval granted by this Resolution conforms with the City's General Plan;

D. The City Engineer, or designee, is authorized to act on the City's behalf in approving any alterations or modifications of the design and plans approved by this Resolution; and

E. The approval and authorization granted by this Resolution is intended to avail the City of the immunities set forth in Government Code § 830.6.

SECTION 3. For purposes of the Contract Documents administering the Project, the City establishēs an account containing sufficient monies from the current and following fiscal year budget to pay for the project. This Account is the sole sources of funds available for the Construction Sum as defined in the Contract Document administering the Project.

SECTION 4. The City Clerk is directed to certify the adoption of this Resolution.

SECTION 5. This Resolution will become effective immediately upon adoption.

PASSED, APPROVED, and ADOPTED on this 9th day of July, 2024

Justin Massey

PRESIDENT of the City Council and **MAYOR** of the City of Hermosa Beach, CA

ATTEST:

APPROVED AS TO FORM:

Myra Maravilla
City Clerk

Patrick Donegan
City Attorney