



## CITY OF COMMERCE AGENDA REPORT

Item No.: \_\_\_\_\_

**TO:** Honorable City Council

**FROM:** City Administrator

**SUBJECT:** APPROVAL OF RESOLUTION TO AWARD CONSTRUCTION CONTRACT, CONSTRUCTION MANAGEMENT AND INSPECTION, AND GEOTECHNICAL INVESTIGATION AND MATERIAL TESTING CONTRACTS FOR THE CONSTRUCTION OF THE FY 2017-18 ANNUAL PAVEMENT REHABILITATION PROGRAM

**MEETING DATE:** February 6, 2018

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### RECOMMENDATION:

It is recommended that the City Council approve the Resolution which authorizes award of construction contract, construction management and inspection, and geotechnical investigation and material testing contracts for the construction of the FY 2017-18 annual pavement rehabilitation program as follows:

1. Approve a construction contract with Excel Paving Company, the lowest responsible bidder, for the FY 2017-18 Annual Pavement Rehabilitation Program, in the amount of \$3,736,161; and,
2. Authorizes Transtech Engineers, Inc. to proceed with Construction Management and Inspection Services, in the amount of \$286,975, pursuant to their existing on-call agreement for consultant services; and,
3. Authorizes Geo-Advantec, Inc. to proceed with Geotechnical Investigation and Material Testing Services in an amount of \$61,187, pursuant to their existing agreement for consultant services; and,
4. Authorizes construction contingency in the amount of \$373,616 (10%) for unforeseen conditions.

## **BACKGROUND:**

On November 6, 2012, the electors of the City of Commerce approved Measure AA (Ordinance No. 649) which authorized a one half of the percent transactions and use sales tax to fund general municipal services. Seventy percent of Measure AA funding is to be used for infrastructure/capital projects, street rehabilitation, public facility improvements, and environmental projects.

The City implemented an Annual Street Pavement Program, in which selected streets throughout the city are identified for pavement rehabilitation every year. The selection of the streets that are to have pavement rehabilitation are based on the recommendations outlined within the City's Pavement Management System (PMS).

On August 15, 2017, the City Council approved the plans and specifications for the Pavement Rehabilitation Program FY 2017-18 and authorized staff to advertise the project for bid. On August 19, 2017, the City Council approved the FY 2017-18 CIP Budget, which included approval of the Annual Street Rehabilitation Program in the amount of \$2,500,000 for the current fiscal year. In total there is \$5,000,000 budgeted for the FY 2017-18 Annual Street Rehabilitation Program which includes FY 2016-17 prior CIP budget amount and FY 2017-18 CIP budget amount approvals for this project.

The streets included in the FY 2017-18 Pavement Rehabilitation Program include the following:

<b>FY 2017-18 Pavement Rehabilitation Program Street Locations</b>	
1.	Garfield Ave (North City Limit to Telegraph Rd) was in the original list.
2.	Ferguson Ave (Atlantic Blvd to East City Limit) was in the original list.
3.	Marianna Ave (North City Limit to Dunham St) added due to recent complaints.
4.	Dennis Ave (Washington Blvd South to street end) added as option due to street condition.
5.	Connor Ave (Washington Blvd South to street end) added as option due to street condition.
6.	Bedessen Ave (Washington Blvd South to street end) added as option due to street condition.
7.	Ayers Ave (Washington Blvd South to Sheila St) added as option due to street condition.

## **ANALYSIS:**

The construction portion of the project was advertised on October 12, 2017. The following seven (7) bids were received by the City at the Bid Opening held on November 13, 2017 at 2:00 PM:

<b>Bidder Name (from low to high)</b>	<b>Base Bid Amount</b>	<b>Additive Bid Amount</b>	<b>Total Bid Amount (Base + Additive)</b>
Excel Paving Company	\$3,493,361	\$242,800	\$3,736,161
Shawnan	\$3,511,290	\$378,450	\$3,889,740
R. J. Noble Company	\$3,577,200	\$315,450	\$3,892,650
All American Asphalt	\$3,581,360	\$438,860	\$4,020,220
Hardy & Harper Inc.	\$3,663,000	\$303,000	\$3,966,000
Sequel Contractors, Inc.	\$3,849,900	\$220,150	\$4,070,050
Sully-Miller Contracting Company	\$3,974,000	\$296,200	\$4,270,200

Per the bid provisions, the award of Contract is based on the Total Base Bid Amount only. Additive Bid Amount may be added to the Contract at the sole and complete discretion of the City as part of the performance of the contract.

Base bid schedule includes work on:

- Garfield Avenue (North City Limit to Telegraph Rd)
- Ferguson Ave (Atlantic Blvd to East City Limit)
- Marianna Ave (North City Limit to Dunham St).

Additive bid schedule includes additional locations:

- Dennis Ave (Washington Blvd South to street end)
- Connor Ave (Washington Blvd South to street end)
- Bedessen Ave (Washington Blvd South to street end)
- Ayers Ave (Washington Blvd South to Sheila St).

The lowest bid submitted was by Excel Paving Company in the amount of \$3,493,361.00 for the base bid amount, and \$242,800 for the additive bid amount, totaling in the amount of \$3,736,161 for the complete project.

Staff conducted a bid analysis and verified CA contractor's licensing, Department of Industrial Relations (DIR) registration, state and federal debarment files, and references for Excel Paving Company. The Bid Package submitted by Excel Paving Company and the bid analysis completed by staff is attached as reference.

Staff contacted qualified firms on the City's on-call list to submit a proposal and fee for construction management and geotechnical services.

For construction management and inspection services, the City requested proposals from following firms:

- JM Diaz
- MNS Engineers
- Transtech Engineers, Inc.

The City received one proposal from Transtech Engineers, Inc. for the amount of \$286,975.

For geotechnical services, the City received the following proposals:

<u>Company Name</u>	<u>Cost Proposal</u>
Geo-Advantec	\$61,187.00
Ninyo & Moore	\$78,702.00
Converse Consultants	\$97,212.00
American Geotechnical	\$72,975.00
Twining, Inc.	\$126,306.00

Staff recommends Transtech Engineers, Inc. for the Construction Management and Inspection services of the project based on their qualification and proposed amount, as well as their extensive knowledge of the project.

Staff recommends Geo-Advantec, Inc. for geotechnical services of the project based on their qualification and proposed amount, as well as their knowledge of the project.

#### **ENVIRONMENTAL REVIEW:**

The proposed Project is a project subject to CEQA. Staff has reviewed the proposed project and has determined that it is categorically exempt from CEQA pursuant to CEQA Guidelines Section(s) 15302: Replacement or reconstruction; (c) Replacement or reconstruction of existing utility and/or facilities involving negligible or no expansion of capacity.

#### **ALTERNATIVES:**

1. Approves Staff's Recommendation
2. Reject Staff's Recommendation
3. Provide Staff with Further Direction

#### **FISCAL IMPACT**

At this time there is no additional funding request as this project has been previously approved for funding in FY 2016-17 and FY 2017-18 CIP Budget on June 21, 2016 and August 19, 2017 respectively. There is a total of \$5,000,000 available funds for this project.

Any leftover funding will be applied to the FY 2018-19 Annual Pavement Rehabilitation Program.

## **RELATIONSHIP TO STRATEGIC GOALS:**

The issue before the Council is applicable to the following Council's strategic goal:  
*"Improve and maintain infrastructure and beautify our community"*

Recommended by: Maryam Babaki, Director of Public Works & Development Services

Reviewed by: Vilko Domic, Finance Director

Approved as to form: Noel Tapia, City Attorney

Respectfully submitted by: Edgar P. Cisneros, City Administrator

## **ATTACHMENTS:**

1. Bid Submitted by Excel Paving (Lowest responsible bidder)
2. Bid Analysis
3. Contract to be Awarded to Excel Paving
4. City's RFP Sent to Consultants for Construction Management and Inspection
5. City's RFP Sent to Consultants for Geotechnical Services
6. Proposal Received from Transtech
7. Proposal Received from Geo-Advantec