



CITY COUNCIL AGENDA STATEMENT



August 14, 2018

File ID: 18-0318

TITLE

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS, AWARDING THE CONTRACT FOR THE COMBINED ADVERTISEMENT OF THE “MAJOR PAVEMENT REHABILITATION FY 2017/2018 (STM393)” AND “BONITA ROAD AND ALLEN SCHOOL LANE INTERSECTION IMPROVEMENTS (STL418)” PROJECTS TO FRANK AND SON PAVING, INC., IN THE AMOUNT OF \$2,346,443.66, APPROPRIATING \$86,647 FROM THE AVAILABLE BALANCE OF THE SEWER FACILITY REPLACEMENT FUND TO STM393, AND TRANSFERRING \$14,638 IN CALRECYCLE GRANT FUND APPROPRIATIONS FROM STM390 TO STM393 (4/5 VOTE REQUIRED)

RECOMMENDED ACTION

Council adopt the resolutions.

SUMMARY

On July 11, 2018, the Director of Engineering and Capital Projects received six (6) sealed bids for the combined advertisement of the “Major Pavement Rehabilitation FY 2017/2018 (STM393)” and “Bonita Road and Allen School Lane Intersection Improvements (STL418)” projects. The projects are included in the Capital Improvement Program for Fiscal Years 2017/2018 (STM393) and 2016/2017 (STL418) and are both funded by TransNet. Staff recommends that Council award the bid to Frank and Son Paving Inc.

ENVIRONMENTAL REVIEW

The Director of Development Services has reviewed the proposed project for compliance with the California Environmental Quality Act (CEQA) and has determined that the project qualifies for a Class 1 Categorical Exemption pursuant to Section 15301 (Existing Facilities) of the State CEQA Guidelines because the proposal involves negligible or no expansion of an existing use. Thus, no further environmental review is required.

BOARD/COMMISSION/COMMITTEE RECOMMENDATION

Not Applicable.

DISCUSSION

The “Major Pavement Rehabilitation FY 2017/2018 (STM393)” and “Bonita Road and Allen School Lane Intersection Improvement (STL418)” projects will primarily consist of the following improvements:

- Roadway rehabilitation at various locations in the City of Chula Vista using asphalt concrete pavement overlays and Asphalt Rubber Aggregate Membrane (ARAM) chip seals,
- Modification of pedestrian crosswalk and pedestrian ramps at the intersection of Bonita Road and Allen School Lane,
- Installation of temporary asphalt concrete sidewalks on Bay Boulevard and Industrial Boulevard,
- Street sweeping at various locations in the City of Chula Vista, and
- Adjustment of sewer and storm drain manhole covers on East H Street.

Bidding Process

On June 8, 2018, Engineering and Capital Projects Staff advertised the project and received six (6) sealed bids on July 11, 2018. The original base bid totals from the prime contractors were as follows:

<u>Ranking</u>	<u>Contractor</u>	<u>Original Base Bid Amount</u>
1	Frank and Son Paving Inc	\$2,346,443.61
2	LC Paving and Sealing Inc	\$2,445,356.11
3	Eagle Paving Company Inc	\$2,570,000.00
4	TC Construction	\$2,768,910.40
5	SRM Contracting and Paving	\$2,966,720.45
6	ATP General Engineering Contractors LLC	\$3,093,995.00

During Staff review of the bid proposals received, a minor computational error was discovered that resulted in an administrative adjustment to the original base bid amount for Frank and Son Paving Inc. It shall be noted that the resulting administrative adjustment to the base bid amount did not change the lowest responsive bidder for the project. The original and adjusted base bid amounts are as follows:

<u>Frank and Son Paving Inc</u>	<u>Base Bid Amount</u>
Original	\$2,346,443.61
Adjusted	\$2,346,443.66

The lowest responsive bidder for the project, Frank and Son Paving Inc., has acknowledged the minor computational error in their bid proposal and indicated that they will honor the adjusted base bid amount (Attachment 1).

The adjusted base bid amount of \$2,346,443.66 is below the Engineer’s Estimate of \$2,624,810 by \$278,366.34 (or approximately 11%). Based on minor variations between the base bid amounts received, City Staff has determined that the bid proposals received represent the current construction costs for the improvements associated with the project and will update unit costs appropriately for future estimates.

Frank and Son Paving Inc.’s Contractor License No. 612545, as well as all listed sub-contractor’s licenses, are current and active as of July 2018. Staff has verified the references provided by the Contractor and determined them to be satisfactory. Staff recommends awarding the contract in the amount of \$2,346,443.66 to Frank and Son Paving Inc.

Change Orders

On May 9, 2017, City Council approved Resolution 17-0174 to adopt ordinance (Ord. 3400 § 1, 2017) of the City of Chula Vista and amend Chapter 2.56 of the Chula Vista Municipal Code – “Purchasing System”. This ordinance amends the change order limits and authorizes the City Engineer to approve change orders up to the remaining CIP budget available for the CIP project.

Disclosure Statement

Attachment 2 is a copy of the Contractor’s Disclosure Statement

Wage Statement

The Contractor that is awarded the contract and its subcontractors are required to pay prevailing wages to persons employed by them for work under this contract. The prevailing wage scales are those determined by the Director of Industrial Relations, State of California.

DECISION-MAKER CONFLICT

STM393

Staff has reviewed the decision contemplated by this action and has determined that the decision concerns repairs, replacement or maintenance of existing streets, water, sewer, storm drainage or similar facilities, per California Code of Regulations Title 2, section 18702.2(c)(1), and consequently the 500-foot rule found in California Code of Regulations Title 2, section 18702.2(a)(11) is not applicable to this decision for purposes of determining a disqualifying real property-related financial conflict of interest under the Political Reform Act (Cal. Gov't Code § 87100, et seq.).

Staff is not independently aware, and has not been informed by any City Council member, of any other fact that may constitute a basis for a decision maker conflict of interest in this matter.

STL418

Staff has reviewed the property holdings of the City Council and has found no property holdings within 500 feet of the boundaries of the property which is the subject of this action. Staff is not independently aware, and has not been informed by any City Council member, of any other fact that may constitute a basis for a decision maker conflict of interest in this matter.

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LINK TO STRATEGIC GOALS

The City’s Strategic Plan has five major goals: Operational Excellence, Economic Vitality, Healthy Community, Strong and Secure Neighborhoods and a Connected Community. The “Major Pavement Rehabilitation FY 2017/2018 (STM393) and Bonita Road and Allen School Lane Intersection Improvement (STL418)” project supports the Strong and Secure Neighborhoods Strategic Goal as the rehabilitation of existing pavements is necessary to extend the roadway life in a cost-effective manner, maintain safe roadway travel conditions and avoid further deterioration of pavement and base material.

CURRENT-YEAR FISCAL IMPACT

Approval of the resolution will initiate the construction phase of STM393 and STL418. In addition, \$86,647 will be appropriated from the Sewer Facility Replacement Fund to STM393 and \$14,638 in CalRecycle Grant Funds will be transferred from STM390 to STM393. Sufficient funding is available to award the contract and for said appropriations. Therefore, there is no additional impact to the TransNet, Sewer Facility Replacement, and CalRecycle Grant Funds. The following table summarizes the project construction costs.

FUNDS REQUIRED FOR CONSTRUCTION	
A. Contract Amount	\$2,346,443.66
B. Contract Contingency	\$676,888.34
C. Construction Inspection Staff Time	\$262,480.00
D. Design & Survey Staff Time and Other Costs	\$80,000.00
TOTAL FUNDS REQUIRED FOR CONSTRUCTION	\$3,365,812.00

AVAILABLE FUNDING	
A. Project Budget (STM393)	\$3,121,818.00
B. Project Budget (STL418)	\$142,709.00
C. Appropriated Funds (Sewer Facility Replacement Fund)	\$86,647.00
D. Transferred Funds (CalRecycle Grant Fund)	\$14,638.00
TOTAL FUNDS AVAILABLE FOR CONSTRUCTION	\$3,365,812.00

ONGOING FISCAL IMPACT

Upon completion of the project, the improvements will require routine maintenance.

ATTACHMENTS

- Attachment 1 – Acknowledgement of Clerical Errors
- Attachment 2 – Contractor’s Disclosure Statement

Staff Contact: Tim Jones, Associate Engineer