

**REPORT TO MAYOR AND COUNCIL**

**TO THE HONORABLE MAYOR AND COUNCIL:**

DATE: November 18, 2014

**SUBJECT: AWARD A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$165,668.92 TO BAY CITIES GRADING AND PAVING, INC. OF CONCORD; AND APPROVE A RELATED BUDGET TRANSFER IN THE AMOUNT OF \$48,000 FOR PROJECT NO. 2296 (CONCORD BOULEVARD PG&E UTILITY POLE RELOCATION AND PAVING REHABILITATION – SIXTH STREET TO FARM BUREAU ROAD) AND AUTHORIZE THE MAYOR TO EXECUTE THE CONTRACT (FUNDED BY: OSIP, MEASURE J LOCAL AND CALTRANS GRANT FUNDS)**

**Report in Brief**

Project No. 2296 (Concord Boulevard PG&E Utility Pole Relocation and Pavement Rehabilitation) was scheduled to be advertised for award of a construction contract at the end of July, 2014. Resolution No. 14-55 was approved by the City Council in July, 2014 to allow the City Manager to award the construction contract while the City Council was not in session during the month of August. Unfortunately, the required grant funding and authorization to bid was not approved by Caltrans until September 12, 2014.

Subsequent to funding approval and the receipt of authorization to bid by Caltrans, the project was advertised by staff and bids were opened at 10:00 AM on Tuesday, October 16, 2014. Bay Cities Grading and Paving (Bay Cities) was the low bidder and submitted a responsive and responsible bid in the amount of \$165,998.92. Bay Cities has an appropriate and valid contractor's license and satisfactory work references. As discussed below, the project requires a budget transfer in the amount of \$48,000 to cover costs associated with construction management and inspection, and to provide a construction contingency.

Staff recommends that the City Council award a construction contract in the amount of \$165,998.92 to Bay Cities Grading and Paving of Concord; and approve a related budget transfer in the amount of \$48,000 for Project No. 2296 (Concord Boulevard PG&E Utility Pole Relocation and Pavement Rehabilitation), and authorize the Mayor to execute the contract.

**Background**

The City Council approved Project No. 2052 (Concord Boulevard Gap Closure – Phase II) in its FY 2007/08 CIP Program. This project included grant funding from the Regional Bicycle and Pedestrian Program (RBPP), administered by Caltrans, to improve pedestrian connectivity to downtown businesses, provide access to the local transit system and enhance pedestrian safety. The scope included the construction of a 5-foot sidewalk to close a gap on Concord Boulevard between Sixth Street and Farm Bureau Road, as well as the construction of related ADA curb ramps and installation of bike lanes. A majority of the project was

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RELATED BUDGET TRANSFER FOR PROJECT NO. 2296 (CONCORD  
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REHABILITATION – SIXTH STREET TO FARM BUREAU ROAD)**

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completed in 2011 with the exception of the shoulder and parking lane paving, which was delayed due to several utility poles in the area that were required to be relocated. The work associated with the pole relocation, shoulder paving and a portion of the bikeway installation, was removed from the project scope in order to complete construction and close out the project before grant funding was lost.

Project No. 2296 (Concord Boulevard PG&E Utility Pole Relocation and Pavement Rehabilitation) was approved by Council with the FY13-14 Mid-Year Budget Review, to complete the work remaining from the original PJ2052. Project No. 2296 is mainly funded with Congestion Management Air Quality grant funding, administered by Caltrans. This project includes the completion of the shoulder and parking lane paving between Sixth Street and Farm Bureau Road (Attachment 1), following the relocation of the utility poles, as well as the installation of striping to complete the Class II Bike lanes within the original project limits. The utility pole relocation activities are currently scheduled to be completed by late November.

In July, 2014 the City Council approved Resolution No. 14-55 authorizing the City Manager to award the contract in August, while the Council was not in session. Due to delays in receiving grant funding and bid authorization from Caltrans, advertisement for construction bids was made on September 12, 2014 with bids to be received on October 16, 2014.

**Discussion**

Bids were opened at 10:00 AM on Thursday, October 16, 2014. Five (5) bids were received, ranging from \$165,998.92 to \$237,890.00. Bay Cities Paving and Grading, Inc. of Concord (Bay Cities) was the low bidder, submitting a bid of \$165,668.92 (Attachment 2). Bay Cities' bid was approximately 12% lower than the Engineer's estimate of approximately \$190,000. Staff contacted the low bidder to obtain confirmation of their bid amount. Bay Cities confirmed that they are comfortable with their bid and ready to perform the work as bid. Staff has determined that Bay Cities' possesses an appropriate and valid contractor's license, and that it has satisfactory references.

Bay Cities has successfully completed similar projects for other local municipalities, as well as here in the City of Concord. Most recently Bay Cities worked on: PJ2188 (Federal Project, STPL 5135 (041) (Concord Blvd Paving – Sixth St to Bailey Rd), accepted in March 2013; and PJ2204 (Port Chicago Hwy Paving – Olivera Rd to Panoramic Hwy) accepted in January 2013. Staff considers Bay Cities' bid to be both responsive and responsible.

The adopted FY14-15 CIP budget for Project No. 2296 did not include sufficient funding for construction costs, contingency, construction management and inspection services. Staff has coordinated with Caltrans to allocate the remaining grant funds leftover from the original Project No. 2052 budget. Caltrans assisted staff in closing a funding gap in the original project and was able to allocate the remaining balance of \$128,777 to PJ2296. This appropriation was approved by Council with the FY14-15 CIP budget. Additionally, staff is requesting a budget transfer in the amount of \$48,000 from Measure J 28a account (Fund 485) to fully fund the construction costs associated with the project (Attachment 3).

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This project is categorically exempt from the requirement for preparation of an environmental document as provided from in Section 15301C of the California Environmental Quality Act. The Notice of Exemption was filed with the County Recorder's Office on May 9, 2014.

The project schedule calls for beginning construction as soon as possible following award to take advantage of acceptable paving weather conditions and completing the project in approximately one month. Weather permitting, the project is expected to be substantially complete by late December, 2014.

**Fiscal Impact**

This project requires an additional allocation of \$48,000 to fully fund the costs associated with the construction work, including this \$165,998.92 contract. There are sufficient funds available in the Measure J 28a account (Fund 485) to cover the budget transfer. The current project budget includes the allocation of \$128,777 in available grant funds leftover from Project No. 2052, received from Caltrans.

**Public Contact**

The City Council Agenda was posted.

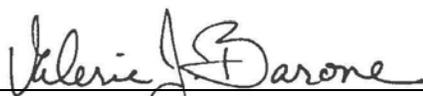
**Recommendation for Action**

Staff recommends that the City Council award a construction contract in the amount of \$165,998.92 to Bay Cities Grading and Paving of Concord; and approve a related budget transfer in the amount of \$48,000 for Project No. 2296 (Concord Boulevard PG&E Utility Pole Relocation and Pavement Rehabilitation), and authorize the Mayor to execute the contract.

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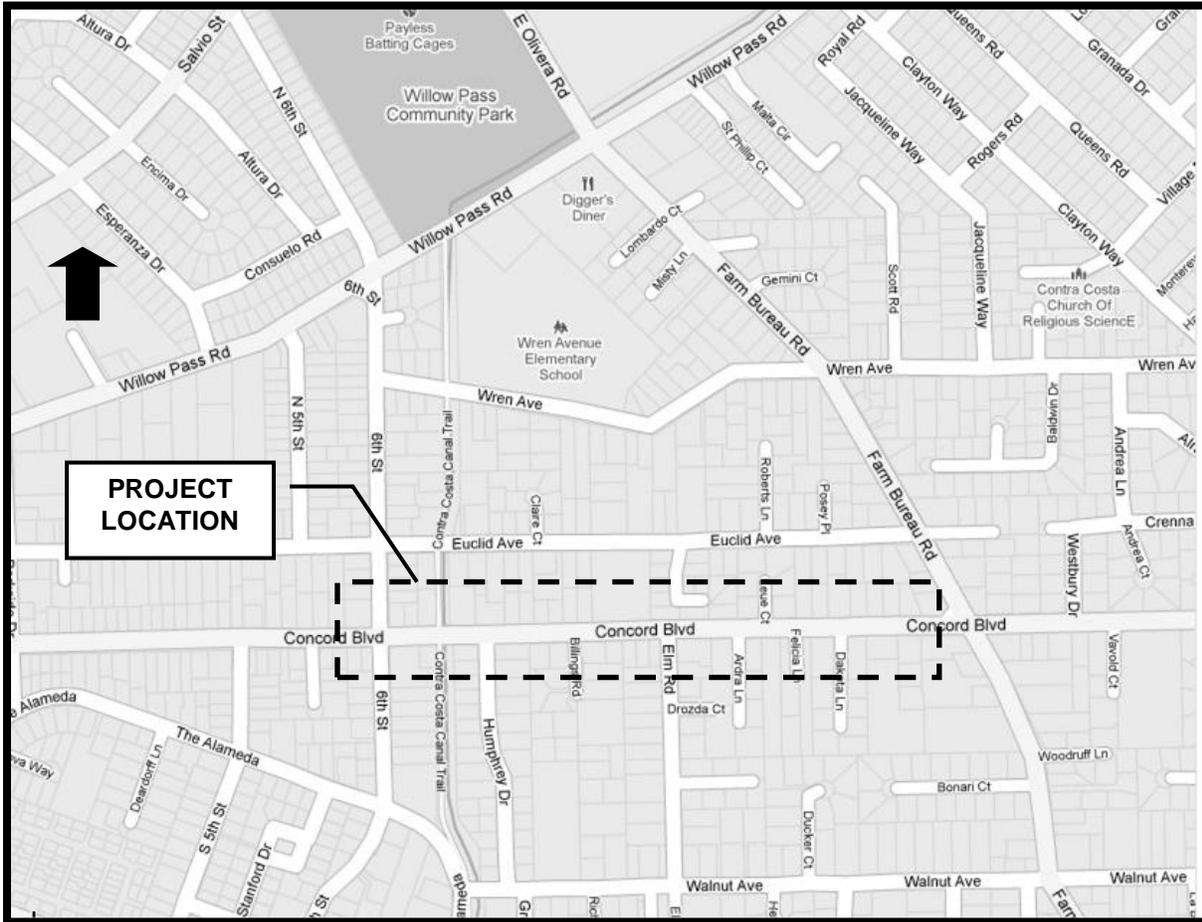
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City Manager

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Attachment 1: Project Location Map

Attachment 2: Bid Analysis

Attachment 3: Budget Analysis



## **LOCATION MAP**

PROJECT NO. 2296  
CONCORD BOULEVARD PAVING AND STRIPING  
(FROM SIXTH STREET TO FARM BUREAU ROAD)  
NO SCALE

**City of Concord  
Bid Sheet**

**PROJECT #2296**

**Concord Blvd. Paving and Striping (Sixth  
Street to Farm Bureau Road)**

**Bid Opening:**

**Thursday,  
October 16, 2014  
10:00 am**

**City Manager's Conference Room**

Engineer's Estimate: \$150,000 to \$250,000

To be awarded: TBD

COMPANY	TOTAL BID
Bay Cities Paving & Grading, Inc. 5029 Forni Drive Concord, CA 94520	\$165,668.92
MCK Services Inc. P. O. Box 5697 Concord, CA 94524	\$179,461.20
Granite Rock 120 Granite Rock Way San Jose, CA 95136	\$195,897.00
Ray's Electric 411 Pendleton Way Oakland CA 94621-2115	\$234,896.00
O'Grady Paving, Inc. 2313 Wyandotte Street Mountain View, CA 94043-2314	\$237,890.00

**Contact: Mark Migliore x3422**

**BUDGET ANALYSIS**  
**Concord Blvd. Paving and Striping**  
**PROJECT NO. 2296**

**Available Budget**

Federal Funds	\$128,777	From Caltrans
Measure J	\$55,000	Local Match
<b>Total Budget</b>	<b>\$183,777</b>	

**Soft Costs**

	Design	Complete	Plans and Specifications
	Design Administration	Complete	In-house Administrative Oversight/Printing/Environmental
3.6%	Project Management	\$6,000	In-house oversight during construction
12.0%	Construction Management (Consultant)	\$19,800	Resident Engineer/Field Inspection
2.4%	Design Services during Construction	\$4,000	RFI/Submittal Review, Field Consultation
4.5%	Material Testing	\$7,500	Geotechnical Consultant
5.4%	Cost Recovery	<u>\$9,000</u>	
	<b>Total Soft Costs</b>	<b>\$46,300</b>	

\*Soft cost percentages are calculated based on Hard Cost (Construction): \$165,669

**Hard Construction Costs**

* Hard Cost (Construction)	\$165,669	Based on low bid
<b>Total Hard Construction Cost</b>	<b>\$165,669</b>	

**Total Budget Required**

Soft Cost	\$46,300
Hard Cost	\$165,669
Contingency (~12%)	\$19,808
<b>Total Budget Required</b>	<b>\$231,777</b>

**Additional Budget Required**

Total Budget Required	\$231,777
Available Budget	<u>\$183,777</u>
<b>Additional Allocation Required</b>	<b>\$48,000</b>