TO: HONORABLE CITY COUNCIL
FROM: CITY MANAGER DEPARTMENT: PUBLIC WORKS
DATE: AUGUST 2, 2004 CMR:361:04

SUBJECT: AWARD OF CONTRACT TO J.J.R. CONSTRUCTION, INC. IN THE AMOUNT OF $694,000 FOR FY 2004-05 SIDEWALK REPLACEMENT PHASE ONE - CAPITAL IMPROVEMENT PROGRAM PROJECT #PO-89003

RECOMMENDATION
Staff recommends that Council:

1. Approve and authorize the Mayor to execute the attached contract (Attachment A) with J.J.R. Construction, Inc. in the amount of $694,000 for FY 2004-05 Sidewalk Replacement Phase One - Capital Improvement Program Project #PO-89003.

2. Authorize the City Manager or his designee to negotiate and execute one or more change orders to the contract with J.J.R. Construction, Inc. for related, additional but unforeseen work which may develop during the project, the total value of which shall not exceed $69,400.

DISCUSSION
Project Description
The work to be performed under the contract is for sidewalk repair and replacement, wheel chair ramp construction and curb and gutter replacement in the project areas marked as Blocks 1 through 10 on the Location Map (Attachment B).

Included in the construction are sidewalks and closely related pavements adjoining several businesses on the east side of Middlefield Road between Layne Court and Oregon Expressway. To minimize inconvenience to merchants and the public during the holiday season, work will not be permitted at these locations between the Thanksgiving holiday and the New Year.

Bid Process
On June 14, 2004 a notice inviting formal bids for the FY 2004-05 Sidewalk Replacement Phase One Project was posted at City Hall and sent to eight builders' exchanges and fourteen contractors. The bidding period was 21 days because the scope
of work is routine, subcontractors are generally not required, and the City has bid numerous projects of this type over the past ten years. Bids were received from 4 qualified contractors on July 6, 2004, as listed on the attached bid summary (Attachment C). Bids ranged from a high of $1,058,960 to a low bid of $694,000. Contractors not responding indicated that they did not submit a bid because they were too busy or were not interested in the type of work in the project.

Summary of Bid Process

<table>
<thead>
<tr>
<th>Bid Name/Number</th>
<th>FY2004-05 Sidewalk Replacement Phase 1/106540</th>
</tr>
</thead>
<tbody>
<tr>
<td>Proposed Length of Project</td>
<td>8 months</td>
</tr>
<tr>
<td>Number of Bids Mailed to Contractors</td>
<td>14</td>
</tr>
<tr>
<td>Number of Bids Mailed to Builder’s Exchanges</td>
<td>8</td>
</tr>
<tr>
<td>Total Days to Respond to Bid</td>
<td>21</td>
</tr>
<tr>
<td>Pre-Bid Meeting?</td>
<td>No</td>
</tr>
<tr>
<td>Number of Company Attendees at Pre-Bid Meeting</td>
<td>n/a</td>
</tr>
<tr>
<td>Number of Bids Received:</td>
<td>*4</td>
</tr>
<tr>
<td>Bid Price Range</td>
<td>From a low of $694,000 to a high of $1,058,960</td>
</tr>
</tbody>
</table>

*Bid summary provided in Attachment C.

Staff has reviewed all bids submitted and recommends that the bid of $694,000 submitted by J.J.R. Construction, Inc. be accepted and that J.J.R. Construction, Inc. be declared the lowest responsible bidder. The bid is 9 percent below the staff/engineer's estimate of $762,853. The change order amount requested of $69,400 equals 10 percent of the total contract.

Staff checked references supplied by the contractor for previous work performed and found no significant complaints. Staff also checked with the Contractor's State License Board and found that the contractor has an active license on file. The Certification of Nondiscrimination is Attachment D.

**RESOURCE IMPACT**
Funds for this project are included in the Fiscal Year 2004-05 Sidewalk Replacement - Capital Improvement Program Project #PO-89003.

**ENVIRONMENTAL REVIEW**
This project is categorically exempt from the California Environmental Quality Act (CEQA) under Section 15301(c) of the CEQA guidelines and no further environmental review is necessary.
ATTACHMENTS
Attachment A: Contract
Attachment B: Location Map
Attachment C: Bid Summary
Attachment D: Certification of Nondiscrimination

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