TO: HONORABLE CITY COUNCIL

FROM: CITY MANAGER

DATE: SEPTEMBER 18, 2006

DEPARTMENT: PUBLIC WORKS

CMR:347:06

SUBJECT: APPROVAL OF A CONTRACT WITH SPENCON CONSTRUCTION, INC. IN THE AMOUNT OF $737,324 FOR FY 2006-2007 SIDEWALK REPLACEMENT PHASE 1 – CAPITAL IMPROVEMENT PROGRAM PROJECT, SIDEWALK REPAIRS PO-89003

RECOMMENDATION

Staff recommends that Council:

1. Approve and authorize the City Manager or his designee to execute the attached contract with Spencon Construction, Inc. in the amount of $737,324 for FY 2006-2007 Sidewalk Replacement Phase 1 – Capital Improvement Program Project PO-89003 (Attachment A); and

2. Authorize the City Manager or his designee to negotiate and execute one or more change orders to the contract with Spencon Construction, Inc. for related, additional but unforeseen work which may develop during the project, the total value of which shall not exceed $73,000.

DISCUSSION

Project Description

The work to be performed under this contract is for sidewalk, curb, gutter, asphalt pavement, and catch basin replacements, and Portland cement concrete and asphalt recycling. The project also includes the intensive-use sidewalk replacement and the tree well grate installations on downtown University Avenue as shown on Location Map 1 (Attachment B). Work will be stopped during lunch hours to minimize the inconvenience to the merchants and public at downtown University Avenue. The sidewalk replacement location is shown on Location Map 2 (Attachment B) marked as Blocks 1 through 4; and the construction of thirty-two curb ramps in compliance with the American with Disabilities Act (ADA).

Public Works/Operations Sidewalk Replacement Program is coordinating with Public Works/Engineering street resurfacing and storm drain programs, and Utilities programs that require street and sidewalk cuts. Coordination takes place at monthly meetings and using the City’s GIS tracking system for Public Works and Utility projects. The objective of this cross-departmental communication is to reduce the number of street and sidewalk cuts, excavations, road closures and hazards, and conflicts associated with field operations.
Bid Process
On July 3, 2006, a notice inviting formal bids for the FY 2006-2007 Sidewalk Replacement Phase I Project was posted at City Hall and sent to ten builder’s exchanges and six contractors. The bidding period was twenty-one days. Bids were received from four qualified contractors on July 25, 2006, as listed on the attached bid summary (Attachment C).

Summary of Bid Process

<table>
<thead>
<tr>
<th>Bid Name/Number</th>
<th>2006-07 Sidewalk Replacement Phase I/ IFB #117238</th>
</tr>
</thead>
<tbody>
<tr>
<td>Proposed Length of Project</td>
<td>240 calendar days</td>
</tr>
<tr>
<td>Number of Bids Mailed to Contractors</td>
<td>6</td>
</tr>
<tr>
<td>Number of Bids Mailed to Builder’s Exchanges</td>
<td>10</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>NA</td>
</tr>
<tr>
<td>Number of Bids Received:</td>
<td>4</td>
</tr>
<tr>
<td>Bid Price Range</td>
<td>From a low of $737,324 to a high of $1,298,712</td>
</tr>
</tbody>
</table>

Bids ranged from a high of $1,298,712 to a low bid of $737,324. Staff has reviewed all bids submitted and recommends that the bid of $737,324 submitted by Spencon Construction, Inc. be accepted and that Spencon Construction, Inc. be declared the lowest responsible bidder. The bid is 7 percent below the engineer's estimate of $796,637. The change order amount of $73,000 which equals ten percent of the total contract is requested for related, additional but unforeseen work which may develop during the project. The Certification of Nondiscrimination is included in Attachment D.

Staff checked references supplied by the contractor for previous work performed and found no significant complaints. This is Spencon Construction, Inc.’s fourth consecutive sidewalk contract with the City. Staff also checked with the Contractor's State License Board and found that the contractor has an active license on file.

RESOURCE IMPACT
Funds for this project are included in the FY 2006-2007 Capital Improvement Program Sidewalk Replacement Project, PO-89003.

ENVIRONMENTAL REVIEW
This project is categorically exempt from the California Environmental Quality Act (CEQA) under Section 15301c of the CEQA guidelines as repair, maintenance and/or minor alteration of the existing facilities and no further environmental review is necessary.

ATTACHMENTS
Attachment A: Contract
Attachment B: Location Maps 1 & 2
Attachment C: Bid Summary
Attachment D: Certification of Nondiscrimination

PREPARED BY: _______________________________________
MICHAEL JACKSON
Deputy Director, Public Works/Operations

DEPARTMENT HEAD: _______________________________________
GLENN S. ROBERTS
Director of Public Works

CITY MANAGER APPROVAL: _________________________________
EMILY HARRISON
Assistant City Manager