



DATE: May 19, 2020

TO: Mayor and City Council

FROM: Director of Public Works

SUBJECT: Adopt a Resolution Rejecting All Bids, Approving Revised Specifications, and Calling for Bids for the Sidewalk Rehabilitation FY 20 Project, Project No. 05285

RECOMMENDATION

That Council adopts a resolution (Attachment II) rejecting all bids for the Sidewalk Rehabilitation Project, Project No. 05285, approving the revised specifications incorporating revised bidding requirements and Addendum No. 1, and calling for construction bids to be received on June 16, 2020.

SUMMARY

On April 14, 2020, the City received eleven (11) bids for the project, ranging from \$404,920 to \$872,075. Villalobos & Associates submitted the low bid in the amount of \$404,920, which is 1.6% above the Engineer's estimate of \$398,500.

On April 15, 2020, the second lowest bidder informed the City that the low bidder included an arborist as a sub-contractor that was not from the list of approved arborists provided by the City Landscape Department. Upon review of the specifications for the project, it has been determined that the specification relating to the sub-contractor listing did not comply with Public Contract Code requirements. Therefore, staff is recommending all bids be rejected and the project be re-bid to clarify this requirement. The specifications have been updated to reflect the requirements in the Public Contract Code.

BACKGROUND

This agenda item is related to the continuation of the City's Annual Sidewalk Repair Program that began in 2001. The Sidewalk Rehabilitation Program for the repair of damaged concrete sidewalks consists of two components. The first one is the removal of tripping hazards from sidewalk displacements or offsets up to 1¾ inches. These hazards are removed by saw cutting or grinding the uplifted sidewalk panel across the width of the sidewalk to produce a smooth and uniform surface that meets Americans with Disabilities Act (ADA) slope requirements. This trip hazard removal is performed under a separate contract. Under that contract, the contractor submits a report to the City identifying the locations of sidewalk offsets that cannot be repaired by saw cutting or grinding because they are greater than 1¾ inches. This list is utilized in determining which locations will be included as part of the second component of the program. The second component of the

Sidewalk Rehabilitation Program, which is the subject of this report, removes and replaces, with new concrete, all sidewalk displacements exceeding 1¾ inches.

To facilitate the selection of sidewalk areas for repairs each year, the City is divided into 10 districts (Attachment III). Typically, two districts per year are covered under this program. Districts 7 (Calaroga Area) and 10 (Santa Clara Area) are the focus of this year's program to address continuous repair improvement needs. Portions of Districts 4 (Schafer Park) and 5 (Fairway Park Rancho Verde Area), which were not completed as part of last year's program, will also be included in this project. Attachment III depicts the districts covered in this year's project.

DISCUSSION

On February 25, 2020, Council approved the plans and specifications for the project and called for bids to be received on April 14, 2020.

On April 14, 2020, the City received eleven (11) bids for the project, ranging from \$404,920 to \$872,075. Villalobos & Associates submitted the low bid in the amount of \$404,920, which is 1.6% above the Engineer's estimate of \$398,500. The project budget is \$600,000 from the FY20 Capital Improvement Program (CIP). The project includes 200 locations for sidewalk repair. The proposed improvements will repair damaged sections of sidewalks.

During review of the bids, staff determined that the specifications for the project that were advertised as part of the bid solicitation did not comply with requirements of the Public Contract Code relating to listing of sub-contractors. Public Contract Code Section 4101 requires bid specifications to include a requirement that bids include California Department of Industrial Regulation registration numbers for subcontractors listed on the bid form. The specifications did not include this requirement and the bidders did not supply the necessary information in the bids. Staff also identified an inconsistency in the bid instructions requiring listing of a Certified Consulting Arborist which requires correction.

Therefore, staff is requesting Council approval to reject all bids, approve the revised specifications incorporating revised bidding requirements and Addendum No. 1, and authorization to call for construction bids to be received by June 16, 2020.

ECONOMIC IMPACT

Property owners with damaged sidewalk are given the choice of completing the work themselves or having the repairs undertaken by the City's contractor for a nominal fee of \$550 per property. Reimbursement from property owners for the sidewalk rehabilitation is estimated to be approximately \$124,000.

FISCAL IMPACT

The estimated project costs are as follows:

| | |
|-----------------------|------------|
| Contract Construction | \$ 398,500 |
|-----------------------|------------|

| | |
|---|-------------------|
| Trip Hazard Removal (under a separate contract) | \$50,788 |
| Design and Administration | \$80,081 |
| Construction Survey, Inspection, and Testing | \$120,000 |
| TOTAL | \$ 649,369 |

The Adopted FY20 CIP includes \$600,000 for the Sidewalk Rehabilitation Project in the Street System Improvements Fund, and \$49,369 rolled over from the previous year's sidewalk repair budget fund for this project. The total appropriation is \$649,369, so there will be no additional impact to the City's General Fund anticipated with this action.

STRATEGIC ROADMAP

This agenda item is a routine operational item and does not relate to any of the six priorities outlined in the Council's Strategic Roadmap.

SUSTAINABILITY FEATURES

This project requires that all material generated during construction and demolition be sent to designated facilities for recycling. Recycled Portland Cement Concrete will be required for use as aggregate base for the concrete curb, gutter, and sidewalk. The improvements made to the sidewalks will encourage the public to walk more as opposed to driving their vehicles. This reduces both carbon emissions and carbon footprints, which is beneficial for the environment.

PUBLIC CONTACT

Owners of the affected properties will receive certified letters regarding the program along with a response form to return to the City indicating their choice to complete the repairs themselves, or pay the \$550 fee for a single family home or actual repair cost for the commercial and investment properties to have the City complete the work. Property owners have the option of paying the fee in one lump sum or in twelve monthly payments. The response form also includes a list of trees that an owner can choose from for a replacement tree. Before construction commences, a second notice will be sent to all property owners who did not respond to the first notice to assure they are aware of the program.

NEXT STEPS:

The estimated schedule for this project is as follows:

| | |
|-----------------------|------------------|
| Receive Bids | June 16, 2020 |
| Award Contract | July 14, 2020 |
| Begin Construction | August 17, 2020 |
| Complete Construction | November 4, 2020 |

Prepared by: Kathy Garcia, Deputy Director of Public Works

Recommended by: Alex Ameri, Director of Public works

Approved by:

A handwritten signature in black ink, appearing to read 'K. McAdoo', written over a horizontal line.

Kelly McAdoo, City Manager