



# CITY COUNCIL STAFF REPORT



August 9, 2022

## ITEM TITLE

Contract Award and Appropriation: Award a Public Works Contract to Eagle Paving Company Inc. for the "RMRA Major Pavement Rehabilitation Fiscal Year 2020/21 (STM0401)" Project and Appropriate Funds for that Purpose

**Report Number:** 22-0187

**Location:** No specific geographic location

**Department:** Engineering and Capital Projects

**Environmental Notice:** The Project qualifies for a Categorical Exemption pursuant to the California Environmental Quality Act State Guidelines Section 15301 Class 1 (Existing Facilities), Section 15302 Class 2 (Replacement or Reconstruction), and Section 15303 class 3 (New Construction or Conversion of Small Structures).

## Recommended Action

Adopt a resolution awarding a public works contract to Eagle Paving Company Inc. for the "RMRA Major Pavement Rehabilitation Fiscal Year 2020/21 (STM0401)" project in the amount of \$4,646,000 and appropriating funds to cover the projected costs of the construction phase of the project. **(4/5 Vote Required)**

## SUMMARY

On June 29, 2022, the Director of Engineering and Capital Projects received five (5) sealed bids for the "RMRA Major Pavement Rehabilitation FY2020/21 (STM0401)" project. After review of the bids, staff recommends awarding a public works contract to the lowest responsive and responsible bidder, Eagle Paving Company Inc. Adoption of the resolution would: 1) accept bids; 2) appropriate \$975,460 from the available balance of the TransNet Fund and \$181,742 from CalRecycle Grant funds based on unanticipated revenue to the RMRA Major Pavement Rehabilitation FY2020/21 (STM0401) project; and 3) award the public works contract for the construction phase of the project to Eagle Paving Company Inc. in the amount of \$4,646,000.00.

## 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 Categorical Exemption pursuant to State CEQA Guidelines Section 15301 Class 1 (Existing Facilities), Section 15302 Class 2

(Replacement or Reconstruction), and Section 15303 class 3 (New Construction or Conversion of Small Structures) because the proposed actions would not result in a significant effect on the environment, create a cumulative impact, damage a scenic highway, or cause a substantial adverse change in the significance of a historical resource. Thus, no further environmental review is required.

#### **BOARD/COMMISSION/COMMITTEE RECOMMENDATION**

Not applicable.

#### **DISCUSSION**

The “RMRA Major Pavement Rehabilitation FY2020/21 (STM0401)” project will primarily consist of the following improvements:

- Roadway rehabilitation at various locations;
- Installation of missing pedestrian ramps at various locations; and
- Modification of existing signing and striping at various locations.

#### **Bidding Process**

On June 10, 2022, Engineering and Capital Projects Staff advertised the project. Five (5) sealed bids were received on June 29, 2022. The submitted base bid totals from the prime contractors were as follows:

<u>Ranking</u>	<u>Contractor</u>	<u>Submitted Base Bid Amount</u>
1	Eagle Paving Company Inc.	\$4,646,000.00
2	TC Construction Company, Inc.	\$4,912,038.60
3	ATP General Engineering Contractors	\$5,303,301.11
4	Ramona Paving and Construction	\$5,396,325.58
5	SRM Contracting and Paving	\$5,490,350.14

The low bid of \$4,646,000.00, which is approximately 14% above the Engineer’s estimate, was submitted by Eagle Paving Company Inc. Eagle Paving Company Inc. is currently an active licensed contractor (License No. 944939).

Staff recommends accepting bids, awarding the public works contract for “RMRA Major Pavement Rehabilitation FY2020/21 (STM0401)” project to the lowest responsive and responsible bidder, Eagle Paving Company Inc., and appropriating \$975,460 in TransNet and \$181,742 in CalRecycle Grant funds to cover the projected construction costs as shown in more detail below.

#### **Disclosure Statement**

Attachment 1 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 wage 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

Staff has reviewed the property holdings of the City Council members and has found that Mayor Salas and City Councilmember Galvez have property holdings within 1,000 feet of the boundaries of the property which is the subject of this action. However, the decision solely concerns repairs, replacement, or maintenance of existing streets, water, sewer, storm drainage, or similar facilities, and the members' properties will not be affected disproportionately to other properties receiving the same services. Consequently, pursuant to California Code of Regulations Title 2, sections 18700 and 18702.2(d)(1), this item does not present a real property-related conflict of interest under the Political Reform Act (Cal. Gov't Code § 87100, et seq.).

## CURRENT-YEAR FISCAL IMPACT

Approval of this resolution will appropriate \$975,460 in TransNet and \$181,742 in CalRecycle Grant funds to CIP STM0401 to cover the projected costs for the construction phase of the project, as well as to cover staff costs associated with oversight of the project. Sufficient funding is available to award the contract and for said appropriations. Therefore, there is no additional impact to the TransNet and CalRecycle Grant funds. The following is a summary of anticipated project costs:

FUNDS REQUIRED FOR CONSTRUCTION	
A. Contract Amount	\$4,646,000.00
B. Contract Contingency (Approx. 10%)	\$460,000.00
C. Construction Support (Approx. 10%)	\$445,800.00
D. Project Closeout (Approx. 1%)	\$50,022.00
<b>TOTAL FUNDS REQUIRED FOR CONSTRUCTION</b>	<b>\$5,601,822.00</b>

FUNDS AVAILABLE FOR CONSTRUCTION	
A. Gas Tax – STM0401 (Acct#: STM0401-227)	\$4,444,620.00
B. Appropriate Funds - CalRecycle Grant (Grant#: TRP12-19-0078 AMEND 1)	\$181,742.00
C. Appropriate Funds (TransNet)	\$975,460.00
<b>TOTAL FUNDS AVAILABLE FOR CONSTRUCTION</b>	<b>\$5,601,822.00</b>

## ONGOING FISCAL IMPACT

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

## ATTACHMENTS

### 1. Disclosure Statement

*Staff Contact:*

*William Valle, Director of Engineering and Capital Projects*

*Tim Jones, Associate Engineer*