



February 25, 2010

FROM: PATRICK N. WIEMILLER, Director
Public Works Department

BY: EFREN BAÑUELOS, Assistant Director 
Public Works Department, Capital Management Division

LALKUMAR GOONAWARDENA, Design Services Manager 
Public Works Department, Capital Management Division

- SUBJECT: 1. ADOPT FINDING OF A CATEGORICAL EXEMPTION PER STAFF DETERMINATION, PURSUANT TO SECTION 15301, CLASS 1(C) OF THE CEQA GUIDELINES FOR THE BLACKSTONE AVENUE OVERLAY BETWEEN SHAW AND MINARETS AVENUES
2. AWARD A CONTRACT IN THE AMOUNT OF \$1,403,636.80 TO EMMETT'S EXCAVATION, INC., FOR THE BLACKSTONE AVENUE OVERLAY BETWEEN SHAW AND MINARETS AVENUES, BID FILE 2985 (LOCATED IN COUNCIL DISTRICTS 2, 6 AND 7)

RECOMMENDATION

Staff recommends that the City Council:

1. Adopt Finding of a Categorical Exemption per staff determination, pursuant to Section 15301, Class 1(c) of the CEQA Guidelines for Blackstone Avenue Overlay between Shaw and Minarets Avenues.
2. Award a construction contract in the amount of \$1,403,636.80 to Emmett's Excavation, Inc., as the lowest responsive and responsible bidder for the Blackstone Avenue Overlay between Shaw and Minarets Avenues and authorize the Public Works Director or his assignee to sign the contract on behalf of the City.

EXECUTIVE SUMMARY

Blackstone Avenue Overlay meets the criteria stipulated for ARRA funds. This project is to increase life of the pavement and provide a smooth riding surface for the motorists without increasing the capacity of the existing street. Staff determined under the CEQA Guidelines, this project fits within the definition stipulated under "Existing Facilities" in Section 15301, Class 1(c) as Categorically Exempt from further CEQA review. This project is located within the boundaries of City Council Districts 2, 6 and 7.

Public Works Department staff prepared construction contract documents for the Blackstone Avenue overlay project. The scope of the project is to grind and overlay the existing pavement with 0.2 feet thick layer of asphalt pavement, re-striping, install new traffic loop detection and upgrade all wheel chair ramps to current ADA standards. The limits of paving are Blackstone Avenue between Shaw Avenue and Minarets Avenue. On January 28, 2010, seven sealed bids were received by Purchasing Department. Seven bids were opened. Based on these bids Emmett's Excavation, Inc., was determined to be the lowest responsive and responsible bidder. Staff recommends, that Council award a construction contract in the amount of \$1,403,636.80 to Emmett's Excavation, Inc., and authorize the Public Works Director or his designee to sign the contract on behalf of the City.

BACKGROUND

In February 2009, President Obama along with Congress enacted the American Recovery and Revitalization Act (ARRA), which will provide approximately \$27.5 billion in Highway Infrastructure formula funds. Pursuant to the ARRA, these funds are to be distributed by formula through the state and the metropolitan planning agency (MPO) to counties and cities. Fresno received approximately \$9,063,900 in new highway formula funds that can be used for capital improvement projects (e.g., street maintenance, traffic signals) that are included in the Federal Transportation Improvement Program (FTIP) and/or do not negatively impact air quality. Blackstone Avenue Overlay between Shaw Avenue and Minarets Avenues was considered to be a suitable candidate project which meets the conditions stipulated by the funding Agency. This project will place an asphalt overlay, replace all the impacted traffic signal loops and upgrade all wheel chair ramps to current ADA standards on Blackstone Avenue between Shaw Avenue and Minarets Avenue. Blackstone Avenue Overlay project is located within the boundaries of City Council Districts 2, 6 and 7.

A Notice Inviting bids was published in the Business Journal on December 23, 2009, posted on the City's Website and faxed to seven (7) building exchanges. The specifications were distributed to fourteen (14) prospective bidders. Seven (7) sealed bid proposals were received and opened in a public bid opening on January 28, 2010, which ranged from \$1,403,636.80 being the lowest, to \$1,537,607.00 being the highest.

Emmett's Excavation, Inc., submitted the lowest bid in the amount of \$1,403,636.80. The contract amount is 16.3 percent below the Engineer's Estimate and is considered to be the responsive and responsible bidder.

This project is to increase life of the pavement and provide a smooth riding surface for the motorists without increasing the capacity of the existing street. Staff determined under the CEQA Guidelines, this project fits within the definition stipulated under "Existing Facilities" in Section 15301, Class 1(c) as Categorically Exempt from further CEQA review.

This project is located within the boundaries of City Council District 2, 6 and 7.

The City Council may:

- A. Adopt Finding of a Categorical Exemption per staff determination, pursuant to Section 15301, Class 1(c) of the CEQA Guidelines for the Blackstone Avenue Overlay between Shaw and Minarets Avenues.

Award a construction contract in the amount of \$1,403,636.80 to Emmett's Excavation, Inc., as the lowest responsive and responsible bidder for the Blackstone Avenue Overlay between Shaw and Minarets Avenue and authorize the Public Works Director or his assignee to sign the contract on behalf of the City; or.

- B. Reject all bids.

The project will be completed within sixty (60) working days from the date of the Notice to Proceed.

However, in the event all bids are rejected a minimum of 60 days is required to rebid this project.

FISCAL IMPACT

Construction work on this project is funded with American Recovery and Reinvestment Act (ARRA) grant funds.

PNW/EB/LG/eam

Adopt Find Cate Exmpt & Awd Cont Emmett's Excav Blackstone, Shaw-Minarets 2-25-2010

Attachments: Bid Evaluation Proposals
Fiscal Impact Statement
Vicinity Map

EVALUATION OF BID PROPOSALS

FOR: ARRA BLACKSTONE AVENUE GRIND AND OVERLAY FROM SHAW AVENUE TO MINARETS AVENUE

Bid File No.2985
Bid Opening:01/28/2010

<u>BIDDER=S</u>	<u>BID AMOUNT</u>
1. Emmett's Excavation, Inc. 1477 Menlo Ave Clovis, CA 93611	\$1,403,636.80
2. Granite Construction Co. P.O. Box 50085 Watsonville, CA 95077	\$1,414,367.00
3. Dave Christian Const. Co. Inc. 2233 S Minnewawa Fresno, CA 93727	\$1,419,203.14
4. Cruco Construction Group 2443 Foundry Park Ave Fresno, CA 93706	\$1,430,732.50
5. A. Teichert & Son, Inc. 4533 E Citron Ave Fresno, CA 93725	\$1,483,338.00
6. American Paving Co. P.O. Box 4348 Fresno, CA 93744	\$1,492,494.00
7. Bush Engineering, Inc. 518 N. Redington St Hanford, CA 93230	\$1,537,607.00

Each bidder has agreed to allow the City fifty (50) days from date bids are opened to accept or reject their bid proposal. Purchasing requests that you complete the following sections and return this bid evaluation to the Purchasing Division at the latest by Wednesday, February 24, 2010, 5:00 P.M.

The Budget Allocation for this expenditure is \$1,678,200.00. The contract price is 16.3% below the Budget Allocation. If the overage is greater than 10% or only one bid was received, give explanation:

FOR: ARRA BLACKSTONE AVENUE GRIND AND OVERLAY FROM SHAW AVENUE TO MINARETS AVENUE

Bid File No.2985
Bid Opening:01/28/2010

BACKGROUND OF PROJECT (To be completed by Evaluating Department/ Division. Explain need for project/equipment):

In February 2009, President Obama along with Congress enacted the American Recovery and Revitalization Act (ARRA), which will provide approximately \$27.5 billion in Highway Infrastructure formula funds. Pursuant to the ARRA, these funds are to be distributed by formula through the state and the metropolitan planning agency (MPO) to counties and cities. Fresno received approximately \$9,063,900 in new highway formula funds that can be used for capital improvement projects (e.g., street maintenance, traffic signals) that are included in the Federal Transportation Improvement Program (FTIP) and/or do not negatively impact air quality. Blackstone Avenue Overlay between Shaw Avenue and Minarets Avenue was consider to be a suitable candidate project which meets the conditions stipulated by the funding Agency. This project will place an Asphalt overlay, replace all the impacted traffic signal loops and upgrade all wheel chair ramps to current ADA standards. Blackstone Avenue Overlay project is located within the boundaries of City Council Districts 2, 6 & 7.

EVALUATION OF BID PROPOSALS

FOR: ARRA BLACKSTONE AVENUE GRIND AND OVERLAY FROM SHAW AVENUE TO MINARETS AVENUE

Bid File No.2985
Bid Opening:01/28/2010

DEPARTMENT CONCLUSIONS AND RECOMMENDATION:

Award a contract in the amount of \$ 1,403,636.80, to Emmett's Excavation, Inc. of Clovis as the lowest responsive and responsible bidder.

Remarks:

Reject all bids. Reason:

Department Head Approval

Eileen Tammer
Title Asst PW Dir.
Date 2/2/10

A DBE goal of 14 % was established for this project. The recommended Contractor complied with the DBE requirements pursuant to the bid specifications.

Beth Maxwell
DBE Program Coordinator Date

Approve Dept. Recommendation

Approve GSD/Purchasing Recommendation

Disapprove

Disapprove

See Attachment

GENERAL SERVICES DEPARTMENT

CITY MANAGER

Jason B. MacDonald 2/4/2010
Purchasing Manager Date

[Signature] 2/9/10
City Manager or Designee Date

[Signature] 2/5/10
Director

Date

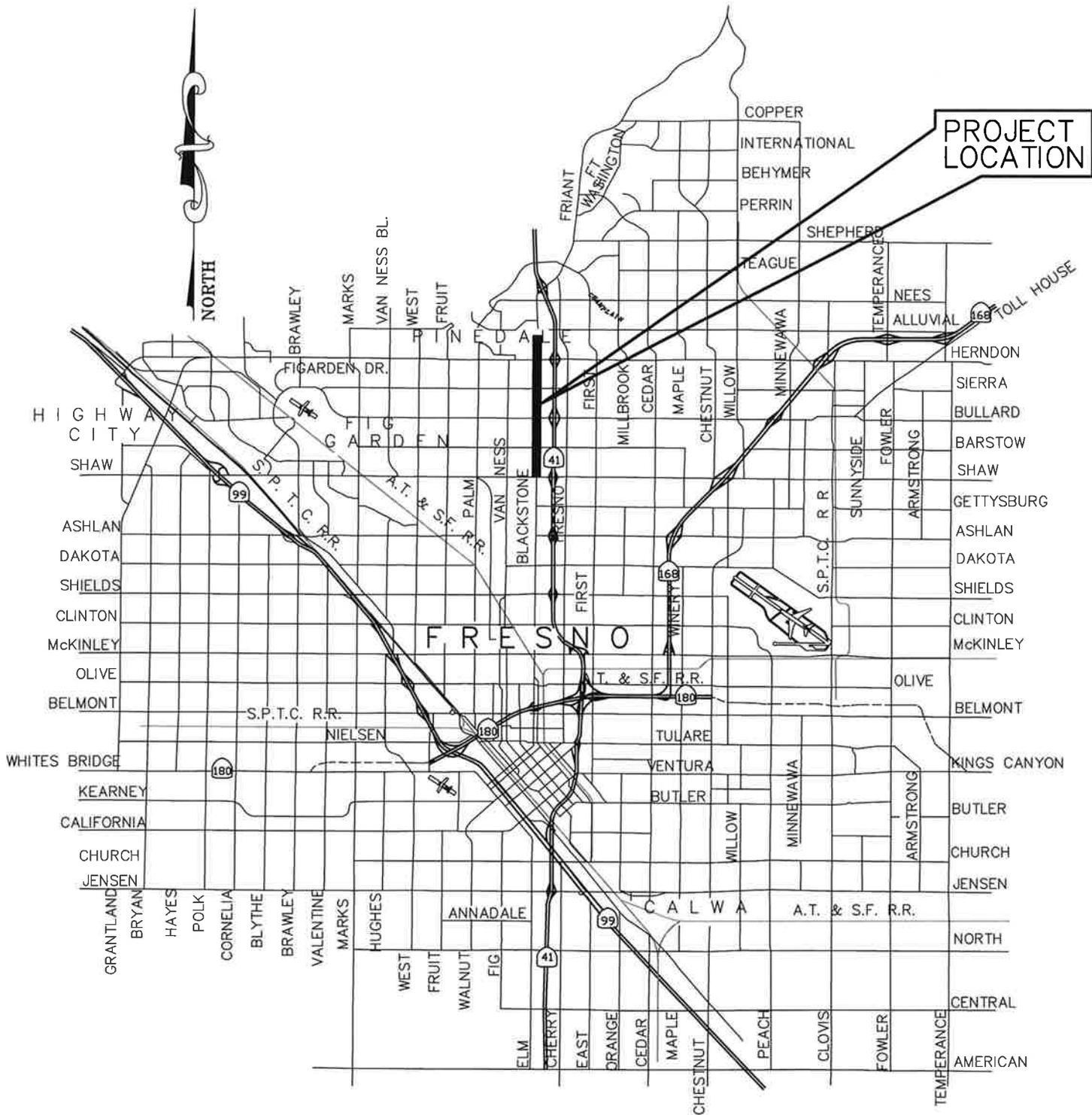
FISCAL IMPACT STATEMENT

PROGRAM: PW00520, Blackstone Ave. Grind Overlay from Shaw to Minarets Avenues

RECOMMENDATION	<u>TOTAL OR CURRENT</u>	<u>ANNUALIZED COST</u>
Direct Cost	<u>\$1,403,636.80</u>	_____
Indirect Cost	<u>\$ 154,000.00</u>	_____
TOTAL COST	<u>\$1,557,636.80</u>	_____
Additional Revenue or Savings Generated	_____	_____
Net City Cost	_____	_____
Amount Budgeted (If none budgeted, identify source)	_____	_____

Indirect costs consist of the following:

Construction Engineering: (Const. Manage., Surveying, Inspection, Contract Compliance)	\$ 70,000.00
Construction Contingencies:	\$ 70,000.00
Soils Lab/Testing:	\$ 10,000.00
Project Management/Admin:	\$ 2,000.00
Project Closeout:	<u>\$ 2,000.00</u>
TOTAL	\$154,000.00



CITY OF FRESNO - DEPARTMENT OF PUBLIC WORKS

PROJECT LOCATION OF THE BLACKSTONE AVENUE OVERLAY PROJECT FROM SHAW AVENUE TO MINARETS AVENUE

NOT TO SCALE

COUNCIL DISTRICTS 2, 6, AND 7

DATE: FEBRUARY 25, 2010