



AGENDA ITEM NO.

1E

COUNCIL MEETING

03/28/13

APPROVED BY

[Signature]

DEPARTMENT DIRECTOR

CITY MANAGER

[Signature]

March 28, 2013

FROM: PATRICK WIEMILLER, Director
Public Works Department

BY: EFREN BAÑUELOS, Assistant Director
Public Works Department *[Signature]*

STEVEN SON, Capital Projects Manager *[Signature]*
Public Works Department, Capital Management Division

DEBBIE BERNARD, Project Manager *[Signature]*
Public Works Department, Capital Management Division

SUBJECT: REJECT ALL BIDS FOR BROADWAY STREETScape IMPROVEMENTS FROM
DIVISADERO STREET TO TUOLUMNE STREET BID FILE NO. 3112 AND
DIRECT STAFF TO RE-BID THE PROJECT AS SOON AS POSSIBLE.
(COUNCIL DISTRICT 3)

RECOMMENDATION

Staff recommends that the City Council reject all bids received February 7, 2013 for the Broadway Streetscape Improvements project from Divisadero Street to Tuolumne Street, and direct staff to re-bid the project as soon as possible.

EXECUTIVE SUMMARY

The Broadway Streetscape beautification from Divisadero Street to Tuolumne Street is part of the downtown revitalization creating a more pedestrian friendly environment for residents as well as local businesses in the downtown area. The Broadway Streetscape Improvements provide for increased/enhanced foot traffic to downtown facilities while providing slower traffic and pedestrian friendly bulb-outs at the intersections.

Due to the first apparent low bidder not submitting all required Disadvantaged Business Enterprise (DBE) documents and the second apparent low bidder not submitting the subcontractor detail sheet by the deadline they have been found non-responsive, therefore the apparent third lowest bidder is the most responsive and responsible bidder. As a result, the project costs exceed the available budget.

BACKGROUND

The Broadway Streetscape beautification from Divisadero Street to Tuolumne Street is part of the downtown revitalization creating a more pedestrian friendly environment for residents as well as local businesses in the downtown area. The Broadway Streetscape Improvements project from Divisadero

REPORT TO THE CITY COUNCIL

Reject all Bids for Broadway Streetscape Improvements

Divisadero to Tuolumne

March 28, 2013

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Street to Tuolumne Street provides for increased/enhanced foot traffic to downtown facilities along the Broadway corridor by providing slower traffic and pedestrian friendly bulb-outs at most intersections. The diagonal parking accommodates additional parking than previously afforded by parallel parking along Broadway, therefore increasing the number of potential customers to local businesses along the route.

In accordance with AO 6-19 Public Works advertised and hired a Consultant for the design of plans and general construction documents for the reconstruction of Broadway Street to a single lane of traffic in each direction with on-street diagonal parking, pedestrian bulb-outs and enhanced landscaping. The Notice Inviting Bids was published in the Business Journal on January 16, 2013, and posted on the City's website and faxed to seven (7) building exchanges. The specifications were distributed to twelve (12) prospective bidders. Six (6) sealed bid proposals were received and opened in a public bid opening on February 7, 2013 with the bids ranging from \$587,474.00 to \$852,429.00.

Due to the first apparent low bidder not submitting all required DBE documents and the second apparent low bidder not submitting the subcontractor detail sheet by the deadline they have been found to be non-responsive, therefore making the third lowest bidder the most responsive and responsible bidder. As a result, the bid received by the third lowest bidder exceeded the Engineer's Estimate. Consequently, staff recommends City Council reject all bids received on February 7, 2013 for the Broadway Streetscape Improvements from Divisadero to Tuolumne, and direct staff to re-bid the project as soon as possible.

FISCAL IMPACT

There is no impact to the General Fund due to rejection of bids.

2013-03-28 Broadway Streetscape Improvements Divisadero to Tuolumne Reject all Bids.doc

Attachments:
Bid Evaluation

PW/EB/SS/Team

EVALUATION OF BID PROPOSALS

FOR: BROADWAY STREETScape IMPROVEMENTS FROM DIVISADERO TO TUOLUMNE

Bid File No. 3112
Bid Opening: February 7, 2013

<u>BIDDER'S</u>	<u>BID AMOUNT</u>
1. Yarbs Grading and Paving, Inc. P.O. BOX 87 Fowler CA 93725	\$587,474.00
2. Seal Rite Paving and Grading 959 Clovis Avenue Clovis CA 93612	\$653,610.00
3. American Paving Co. P.O. BOX 4348 Fresno CA 93744	\$749,556.00
4. Taylor Backhoe Service, Inc. 1600 Falcon Way Merced CA 95341	\$820,949.00
5. Granite Construction Company P.O. BOX 50085 Watsonville CA 95077	\$823,049.00
6. D.O.D. Construction 3501 Edison Way Bakersfield CA 93307	\$852,429.00

Each bidder has agreed to allow the City sixty-four (64) 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, March 13, 2013, 5:00 P.M.

The Engineer's Estimate for this expenditure is \$673,140.00. The contract price is 10% above the Engineer's Estimate. If the overage is greater than 10% or only one bid was received, give explanation:

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

The beautification of Broadway Street from Divisadero to Tuolumne provides for increased/enhanced foot traffic to downtown facilities along the Broadway corridor by providing slower traffic and pedestrian friendly bulb-outs at most intersections. The diagonal parking accommodates additional parking than previously afforded by parallel parking along Broadway, therefore increasing the number of potential customers to local business' along the route.

EVALUATION OF BID PROPOSALS

FOR: BROADWAY STREETSCAPE IMPROVEMENTS FROM DIVISADERO TO TUOLUMNE

Bid File No. 3112
Bid Opening: February 7, 2013

DEPARTMENT CONCLUSIONS AND RECOMMENDATION:

Award a contract in the amount of \$ _____ to _____
as the lowest responsive and responsible bidder.

Remarks:

Reject all bids. Reason: Due to the first two apparent low bidders not submitting all required paperwork they have been found non-responsive therefore the apparent third bidder is the most responsive and responsible bidder. As a result the project costs exceed the available budget.

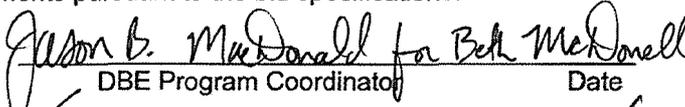
Department Head Approval



Title DPW Assistant Director

Date 3/7/13

A DBE goal of 11% was established for this project. The recommended Contractor complied with the DBE requirements pursuant to the bid specifications.

 3/14/13
DBE Program Coordinator Date

Approve Dept. Recommendation

Approve Finance/Purchasing Recommendation

Disapprove

Disapprove

See Attachment

FINANCE DEPARTMENT

CITY MANAGER

 3/14/13
Purchasing Manager Date

 3/15/13
City Manager or Designee Date

 3/15/2013
Assistant Controller Date