



May 5, 2011

FROM: PATRICK N. WIEMILLER, Public Works Director
Public Works Department

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

STEVEN SON, Capital Projects Manager 
Public Works Department, Capital Management Division

DEBBIE BERNARD, Project Manager 
Public Works Department, Capital Management Division

- SUBJECT: 1. ADOPT FINDING OF A CATEGORICAL EXEMPTION PER STAFF DETERMINATION, PURSUANT TO CLASS 1 SECTION 15301 (EXISTING FACILITIES) OF THE CEQA GUIDELINES FOR THE ARRA - NORTHBOUND FRIANT ROAD OVERLAY, FRESNO STREET TO CHAMPLAIN DRIVE (COUNCIL DISTRICT 6).
2. AWARD A CONSTRUCTION CONTRACT WITH GRANITE CONSTRUCTION COMPANY OF WATSONVILLE, CA IN THE AMOUNT OF \$543,974.00 FOR THE ARRA - NORTHBOUND FRIANT ROAD OVERLAY, FRESNO STREET TO CHAMPLAIN DRIVE (COUNCIL DISTRICT 6).

RECOMMENDATION

Staff recommends that the City Council:

1. Adopt finding of a Categorical Exemption per staff determination, pursuant to Class 1 Section 15301 (Existing Facilities) of the CEQA guidelines for the northbound Friant Road Overlay between Fresno Street to Champlain Drive.
2. Award construction contract in the amount of \$543,974.00 to Granite Construction Company, as the lowest responsive and responsible bidder for the northbound Friant Road Overlay between Fresno Street and Champlain Drive and to authorize the Public Works Director, or his assignee, to sign the contract, on the City's behalf.

EXECUTIVE SUMMARY

The City of Fresno seeks to grind and overlay northbound Friant Road between Fresno Street and Champlain Drive. The scope of work includes grinding and overlay of the northbound lanes, striping, traffic loop detector replacement, and adjustment of utility appurtenances impacted by pavement

grinding and overlay. The project will lengthen the lifespan of the roadway, maintain or increase the road's level of service, and enhance vehicle and pedestrian safety and comfort. The project is in City of Fresno Council District No. 6.

Construction plans and specifications for Northbound Friant Road Overlay were prepared. A Notice Inviting Bids was advertised in the Business Journal on February 11, 2011, posted on the City's website and distributed to six potential bidders. On March 31, 2011, six sealed bids were received and opened in a public forum. The bids ranged in amount from \$543,974.00 to \$685,992.00. Granite Construction Company of Watsonville, CA, submitted the lowest total bid price. The contract price is 17% below the Engineer's Estimate. The contract requires the project to be completed within 65 working days from the date of the Notice to Proceed.

Staff recommends that Council award a construction contract in the amount of \$543,974.00 to Granite Construction Company and authorize the Public Works Director or his designee to sign the contract on the City's behalf.

BACKGROUND

CEQA Compliance

Pursuant to the requirements of CEQA, Staff prepared and submitted a Preliminary Environmental Study to Caltrans dated March 8, 2010 to evaluate the potential environmental effects of this project. The Caltrans NEPA Determination concluded that a Categorical Exemption was appropriate, based on Class 1 Section 15301 of the CEQA Guidelines, which exempts the repair, maintenance, or minor alteration of existing structures or facilities, because the project will include grinding and overlay of existing roadway and replacement and minor adjustment of ancillary traffic and utility appurtenances with negligible or no expansion of existing use. Furthermore, Staff has determined that none of the exceptions to Categorical Exemptions set forth in the CEQA Guidelines, Section 15300.2 apply to this project. Staff recommends that the Council, based upon its own independent judgment, adopt finding of a Categorical Exemption per staff determination, pursuant to Section 15301, Class 1 of the CEQA guidelines for the northbound Friant Road Overlay between Fresno Street and Champlain Drive.

Need for Project

In February 2009, President Obama along with Congress enacted the American Recovery and Revitalization Act (ARRA), which will provide \$27.5 billion in Highway Infrastructure formula funds. Pursuant to 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. The overlay of the northbound lanes at Friant Road between Fresno Street and Champlain Drive was considered to be a suitable candidate project which meets the criteria stipulated by the funding agency.

The roadway pavement on northbound Friant Road between Fresno Street and Champlain Drive is in poor condition. More accelerated deterioration will occur if no action is taken to maintain.

Pavement overlay will lengthen the lifespan of the roadway, maintain or increase the road's level of service, and enhance vehicle and pedestrian safety and comfort. Staff was able to utilize savings from the originally scheduled nine projects to receive American Recovery and Reinvestment Act (ARRA) funds to fully fund the northbound Friant Road Overlay from Fresno Street to Champlain Drive. Staff, through its design consultant Blair, Church and Flynn, prepared plans and specifications for the northbound Friant Road Overlay between Fresno Street and Champlain Drive.

The Notice Inviting Bids was published in the Business Journal on February 11, 2011, and posted on the City's website and faxed to 10 building exchanges. The specifications and plans were distributed to 6 prospective bidders. Six sealed bid proposals were received and opened in a public bid opening on March 10, 2011 with the bids ranging from \$534,974.00 to \$685,992.00.

Granite Construction Company, of Watsonville, California, submitted the lowest base bid price in the amount of \$543,974.00 and is considered the lowest responsive and responsible bidder.

Staff is recommending award of a construction contract to Granite Construction Company, in the amount of \$543,974.00 to grind and overlay the northbound lanes of Friant Road between Fresno Street and Champlain Drive and to authorize the Public Works Director, or his designee to sign and execute the contract on behalf of the City of Fresno.

The City Council may:

- A. Adopt finding of a Categorical Exemption per staff determination, pursuant to Class 1 Section 15301 (Existing Facilities) of the CEQA guidelines for the ARRA - Northbound Friant Road Overlay, Fresno Street to Champlain Drive (Council District 6).

Award a Construction Contract with Granite Construction Company of Watsonville, CA, in the amount of \$534,974.00 for the ARRA - Northbound Friant Road Overlay, Fresno Street to Champlain Drive (Council District 6).

- B. Council may reject all bids. However, if all bids are rejected, the project will be rebid resulting in a delay of approximately 60 days.

FISCAL IMPACT

Project funding for construction comes from the Federal Stimulus (ARRA) funds.

Attachments:

- Vicinity Map
- Caltrans NEPA Determination/Categorical Exemption, dated April 15, 2010
- Evaluation of Bid Proposals
- Fiscal Impact Statement

Northbound Friant Road Overlay from Fresno Street to Champlain Drive



SCALE 1 : 16,276



CATEGORICAL EXEMPTION/ CATEGORICAL EXCLUSION DETERMINATION FORM

06-Fresno, CITY OF Fresno Friant Road ESPL2- 5060 (191)
 Dist -Co.-Rte (or Local Agency) P M/P M E A (State project) Federal-Aid Project No. (Local project)/ Proj No

PROJECT DESCRIPTION:

(Briefly describe project, purpose, location, limits, right-of-way requirements, and activities involved.)

The project proposes to resurface Friant Road between Fresno Street and Champlain Avenue in the City of Fresno, Fresno County, California. Project activities include grinding 0.2' of the surface and placing 0.2' OF asphalt Concrete, replace existing traffic signal loops, re-striping, and upgrading wheel chair ramps. No new right-of-way is required. (Please see attached Hazardous waste Memo).

CEQA COMPLIANCE (for State Projects only)

Based on an examination of this proposal, supporting information and the following statements (See 14 CCR 15300 et seq):

- If this project falls within exempt class 3, 4, 5, 6 or 11, it does not impact an environmental resource of hazardous or critical concern where designated, precisely mapped and officially adopted pursuant to law
- There will not be a significant cumulative effect by this project and successive projects of the same type in the same place over time.
- There is not a reasonable possibility that the project will have a significant effect on the environment due to unusual circumstances
- This project does not damage a scenic resource within an officially designated state scenic highway
- This project is not located on a site included on any list compiled pursuant to Govt Code § 65962.5 (Cortese List)
- This project does not cause a substantial adverse change in the significance of a historical resource

CALTRANS CEQA DETERMINATION

Exempt by Statute. (PRC 21080[b]; 14 CCR 15260 et seq)

Based on an examination of this proposal supporting information, and the above statements the project is:

Categorically Exempt Class ____ (PRC 21084; 14 CCR 15300 et seq)

Categorically Exempt General Rule exemption. [This project does not fall within an exempt class, but it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment (CCR 15061[b][3)]

Print Name: Environmental Branch Chief

Print Name: Project Manager/DLA Engineer

Signature

Date

Signature

Date

NEPA COMPLIANCE

In accordance with 23 CFR 771.117 and based on an examination of this proposal and supporting information, the State has determined that this project:

- does not individually or cumulatively have a significant impact on the environment as defined by NEPA and is excluded from the requirements to prepare an Environmental Assessment (EA) or Environmental Impact Statement (EIS) and
- has considered unusual circumstances pursuant to 23 CFR 771.117(b) (<http://www.fhwa.dot.gov/hep/23cfr771.htm> - sec.771.117)

In non-attainment or maintenance areas for Federal air quality standards, the project is either exempt from all conformity requirements or conformity analysis has been completed pursuant to 42 USC 7506(c) and 40 CFR 93

CALTRANS NEPA DETERMINATION

Section 6004: The State has been assigned, and hereby certifies that it has carried out the responsibility to make this determination pursuant to Chapter 3 of Title 23 United States Code, Section 326 and a Memorandum of Understanding (MOU) dated June 7, 2007 executed between the FHWA and the State. The State has determined that the project is a Categorical Exclusion under:

- 23 CFR 771.117(c): activity (c) (____)
- 23 CFR 771.117(d): activity (d) (1____)
- Activity ____ listed in the MOU between FHWA and the State

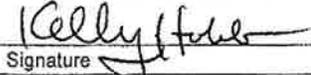
Section 6005: Based on an examination of this proposal and supporting information, the State has determined that the project is a CE under Section 6005 of 23 U S C 327

Kelly Hobbs

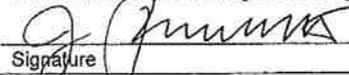
Jim Perrault

Print Name: Environmental Branch Chief

Print Name: Project Manager/DLA Engineer



4/15/2010
Date



4/15/10
Date

Briefly list environmental commitments on continuation sheet. Reference additional information, as appropriate (e.g., air quality studies, documentation of conformity exemption, FHWA conformity determination if Section 6005 project; §106 commitments; §4(f); §7 results; Wetlands Finding; Floodplain Finding; additional studies; and design conditions) **Revised September 15, 2008**

EVALUATION OF BID PROPOSALS

FOR: ARRA – NORTHBOUND FRIANT ROAD OVERLAY FROM FRESNO STREET TO
CHAMPLAIN DRIVE FEDERAL PROJECT NO. ESPL-5060(191)

Bid File No.3049-11508

Bid Opening:3/31/11

BIDDER'S	TOTAL NET BID AMOUNT
1. Granite Construction Company P.O. Box 50085 Watsonville, CA. 95077-5085	TOTAL NET BID AMOUNT \$543,974.00
2. Agee Construction Corp P.O. Box 629 Clovis, CA. 93612	TOTAL NET BID AMOUNT \$572,910.00
3. Dave Christian Const. Co, Inc 2233 S. Minnewawa Ave. Fresno, Ca. 93727-6317	TOTAL NET BID AMOUNT \$594,760.60
4. Emmett's Excavation, Inc. 1477 Menlo Avenue Clovis, CA. 93611	TOTAL NET BID AMOUNT \$599,966.00
5. A. Teichert & Sons, Inc. dba Teichert Cosntruction 4533 E. Citron Avenue Fresno, CA. 93725	TOTAL NET BID AMOUNT \$606,730.00
6. Seal Rite Paving & Grading 959 Clovis Ave. Clovis, Ca. 93612	TOTAL NET BID AMOUNT \$685,992.00

* Note: Local Preference doesn't apply ARRA funded.

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, May 11, 2011 5:00 P.M.

The Engineer's Estimate for this expenditure is \$655,000.00. The contract price is 17% below 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):

In February 2009, President Obama along with Congress enacted the American Recovery and Revitalization Act (ARRA), which will provide \$27.5 billion in Highway Infrastructure formula funds. Pursuant to 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. The overlay of the northbound lanes at Friant Road between Fresno Street and Champlain Drive was considered to be a suitable candidate project which meets the criteria stipulated by the funding agency.

EVALUATION OF BID PROPOSALS

FOR: ARRA – NORTHBOUND FRIANT ROAD OVERLAY FROM FRESNO STREET TO CHAMPLAIN DRIVE FEDERAL PROJECT NO. ESPL-5060(191)

Bid File No.3049-11508

Bid Opening:3/31/11

The roadway pavement on northbound Friant Road between Fresno Street and Champlain Drive is in poor condition. More accelerated deterioration will occur if no action is taken to maintain. Pavement overlay will lengthen the lifespan of the roadway, maintain or increase the road's level of service, and enhance vehicle and pedestrian safety and comfort. Staff was able to utilize savings from the originally scheduled nine projects to receive American Recovery and Reinvestment Act (ARRA) funds to fully fund the northbound Friant Road Overlay from Fresno Street to Champlain Drive.

DEPARTMENT CONCLUSIONS AND RECOMMENDATION:

Award a contract in the amount of \$543,974.00 to Granite Construction Company as the lowest responsive and responsible bidder.

Remarks:

Reject all bids. Reason:

Department Head Approval

[Signature]

Title Asst. P.W. Director

Date 4/15/11

A DBE goal of 7% was established for this project. The recommended Contractor complied with the DBE requirements pursuant to the bid specifications.

[Signature] 4/15/11
DBE Program Coordinator Date

- Approve Dept. Recommendation Approve Finance/Purchasing Recommendation
- Disapprove Disapprove
- See Attachment

FINANCE DEPARTMENT

CITY MANAGER

[Signature] 4/15/11
Purchasing Manager Date

[Signature] 4/20/11
City Manager or Designee Date

[Signature] 4/15/11
Controller Date

FISCAL IMPACT STATEMENT

PROGRAM: Northbound Friant Road Overlay between Fresno Street and
Champlain Drive

<u>RECOMMENDATION</u>	<u>TOTAL OR CURRENT</u>	<u>ANNUALIZED COST</u>
Direct Cost	<u>\$543,974.00</u>	_____
Indirect Cost *	<u>\$ 85,305.00</u>	_____
TOTAL COST	<u>\$629,279.00</u>	_____
Additional Revenue or Savings Generated	<u>\$ 00.00</u>	_____
Net City Cost	<u>\$629,279.00</u>	_____
Amount Budgeted (If none budgeted, identify source)	<u>\$654,000.00</u>	_____

* Indirect costs are comprised of the following:

Design Contract Admin.	\$ 5,700.00
Contract Administration	\$ 29,750.00
Construction Engineering Support	\$ 24,800.00
Contract Contingencies	\$ 22,855.00
Project Close Out	<u>\$ 2,200.00</u>
TOTAL	<u>\$ 85,305.00</u>

Project is completely funded by the American Recovery and Reinvestment Act (ARRA) enacted by President Obama and Congress in February, 2009.