



AGENDA ITEM NO.	1 D
COUNCIL MEETING	01/09/14
APPROVED BY	
DEPARTMENT DIRECTOR	
CITY MANAGER	

January 9, 2014

**FROM:** PATRICK WIEMILLER, Director  
Public Works Department

**BY:** EFREN BAÑUELOS, Assistant Director  
Public Works Department *EB*

STEVEN SON, Capital Projects Manager *(SES)*  
Public Works Department, Capital Management Division

MICHAEL HOLLY, Project Manager *MHO*  
Public Works Department, Capital Management Division

**SUBJECT:** Actions pertaining to the Herndon Multi-Purpose Trail between Valentine and Marks Avenues Project Bid File No. 3289 (Council District 2)

1. Adopt finding of a Categorical Exemption pursuant to Class 1 Section 15301(C) (Existing Facilities) of the CEQA Guidelines for the Herndon Multi-Purpose Trail between Valentine and Marks Avenues
2. Award a construction contract with Jim Crawford Construction of Clovis, California in the amount of \$259,613.47 for the Herndon Multi-Purpose Trail between Valentine and Marks Avenues Project Bid File No. 3289 and authorize the Public Works Director, or his designee, to sign the City's standardized contract on the City's behalf

**RECOMMENDATIONS**

Staff recommends that the City Council:

1. Adopt finding of Class 1 Categorical Exemption, pursuant to Section 15301(c) of the California Environmental Quality Act (CEQA) Guidelines, for the Multi-Purpose Trail between Valentine and Marks Avenues Project.
2. Award construction contract in the amount of \$259,613.47 to Jim Crawford Construction of Clovis, California, as the lowest responsive and responsible bidder for the Herndon Multi-Purpose Trail between Valentine and Marks Avenues Project and to authorize the Public Works Director, or his designee, to sign the City's standardized contract, on the City's behalf.

**EXECUTIVE SUMMARY**

The Multi-Purpose Trail between Valentine and Marks Avenues Project connects an existing trail along the north side of Herndon Avenue creating a more pedestrian friendly environment for residents and local businesses adjacent to Herndon Avenue.

## REPORT TO THE CITY COUNCIL

Award Construction Contract for Herndon-Multi-Purpose Trail

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### **BACKGROUND**

The City's 2025 Master Plan and the current Trail Master plan proposes a trail along Herndon Avenue from Valentine Avenue to Marks Avenue. This project will provide connectivity that is currently missing. The construction of this project will provide pedestrians, joggers, and bicyclists a continuous path. The project will construct an asphalt concrete pathway, landscaping, irrigation, and expressway barrier fencing to match the existing trail in the area.

In accordance with AO 6-19 Public Works advertised and hired a Consultant for the design of plans and general construction documents for the construction of the trail, landscaping, irrigation, and expressway barrier fencing. The Notice Inviting Bids was published in the Business Journal on September 30, 2013, and posted on the City's website and faxed to ten (10) building exchanges. The specifications were distributed to forty-four (44) prospective bidders. Seven (7) sealed bid proposals were received and opened in a public bid opening on November 5, 2013 with the bids ranging from \$250,580.92 to \$310,057.82. The lowest bidder, Seal Rite, was deemed non-responsive due to not satisfying the Disadvantaged Business Enterprise (DBE) requirement. City staff notified Seal Rite that their bid was deemed non-responsive, and informed them of their right to appeal and the required deadline. The Purchasing Division did not receive an appeal from Seal Rite within the required deadline. Jim Crawford Construction submitted its DBE documents and is deemed the most responsive and responsible bidder. The bid will expire on February 7, 2014.

Staff is recommending award of a construction contract to Jim Crawford Construction in the amount of \$259,613.47 to construct the Multi-Purpose Trail between Valentine and Marks Avenues Project and to authorize the Public Works Director, or his designee to sign and execute the standardized contract on behalf of the City of Fresno.

### **ENVIRONMENTAL FINDING**

Staff has determined that a Categorical Exemption is appropriate, based on Class 1 Section 15301(c) of the CEQA Guidelines, which exempts the repair, maintenance, or minor alteration of existing structures or facilities, which includes existing streets, sidewalk and gutters, because the project will include pedestrian pathway, addition of landscaping and expressway barrier fencing with no further 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(c), Class 1 of the CEQA guidelines for the Herndon Multi-Purpose Trail between Valentine and Marks Avenues.

### **LOCAL PREFERENCE**

The local preference was not implemented based on conditions of the Federal grant.

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Award Construction Contract for Herndon-Multi-Purpose Trail

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**FISCAL IMPACT**

The project, which is located in Council District 2, will not have any impact to the General Fund. The construction cost of \$385,500 is provided through the following funds:

**Construction**

Congestion Mitigation Air Quality (CMAQ) Lifeline –	\$122,900.00
Measure C Trails -	<u>\$262,600.00</u>
	\$385,500.00

The annual maintenance of the trail will be provided by the following:

**Annual Maintenance**

Community Sanitation –	\$ 4,000.00
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2014-01-09 Herndon Multi-Purpose Trail Between Valentine and Marks Avenues.doc

Attachments:

- Bid Evaluation
- Fiscal Impact Statement
- Vicinity Map

PW/EB/SS/Team

EVALUATION OF BID PROPOSALS

FOR: HERNDON MULTI-PURPOSE TRAIL BETWEEN VALENTINE AND MARKS AVENUE

Bid File No. 3289  
Bid Opening 11/05/13

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<u>BIDDER'S</u>	<u>BID AMOUNT</u>
1. WITBRO INC., dba SEAL RITE PAVING 5677 N FRESNO STREET FRESNO, CA 93710	\$250,580.92 <b>Non-responsive due to DBE information found to be inadequate</b>
2. JIM CRAWFORD CONSTRUCTION 1189 HOBLITT AVENUE CLOVIS, CA 93612	\$259,613.47
3. BUSH ENGINEERING, INC 518 N. REDINGRON STREET HANFORD, CA. 93230	\$265,875.00
4. AMERICAN PAVING COMPANY P.O. BOX 4348 FRESNO, CA. 93744	\$268,559.45
5. DAVE CHRISTIAN CONSTRUCTION CO. INC. 2963 N. SUNNYSIDE AVENUE #108 FRESNO, CA. 93727	\$288,182.75
6. DAWSON- MAULDIN CONSTRUCTION, INC. P.O. BOX 8397 HUNTINGTON BEACH, CA 92615	\$300,674.50
7. DAVIS MORENO CONSTRUCTION, INC. 4720 N. BLYTHE AVENUE FRESNO, CA 93722	\$310,057.82

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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, November 20, 2013, 5:00 P.M.

The Engineers Estimate/Budget Allocation for this expenditure is \$378,600. The contract price is 31.4% below the Engineer's Estimate. If the overage is greater than 10% or only one bid was received, give explanation:

EVALUATION OF BID PROPOSALS

FOR: HERNDON MULTI-PURPOSE TRAIL BETWEEN VALENTINE AND MARKS AVENUE

Bid File No. 3289  
Bid Opening 11/05/13

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

The Herndon Multi-Purpose Trail between Valentine and Marks Avenues eliminates a gap in the existing Herndon Trail along the Herndon Avenue expressway. The Herndon Multi-Purpose Trail between Valentine and Marks Avenues provides pedestrians, joggers, and bicyclists a safe continuous path for travel.

The project will construct an asphalt concrete pathway, landscaping, irrigation, and expressway barrier fencing to match the existing trail in the area.

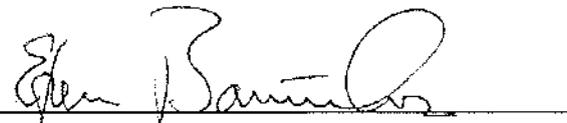
DEPARTMENT CONCLUSIONS AND RECOMMENDATION:

- Award a contract in the amount of \$259,613.47  
to Jim Crawford Construction of 1189 Hoblitt Avenue, Clovis, CA 93612  
as the lowest responsive and responsible bidder.

Remarks:

- Reject all bids. Reason:

Department Head Approval

  
Title Asst Director  
Date 11/13/13

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EVALUATION OF BID PROPOSALS

FOR: HERNDON MULTI-PURPOSE TRAIL BETWEEN VALENTINE AND MARKS AVENUE

Bid File No. 3289  
Bid Opening 11/05/13

A DBE goal of 13% was established for this project. The recommended Contractor complied with the DBE requirements pursuant to the bid specifications.

Beth Powell

DBE Program Coordinator

Date

Approve Dept. Recommendation

Approve Finance/Purchasing Recommendation

Disapprove

Disapprove

See Attachment

FINANCE DEPARTMENT

CITY MANAGER

Garon McDonald  
Purchasing Manager

11/13/2013  
Date

[Signature]  
City Manager or Designee

11/14/13  
Date

[Signature]  
Assistant Controller

11/13/2013  
Date

## FISCAL IMPACT STATEMENT

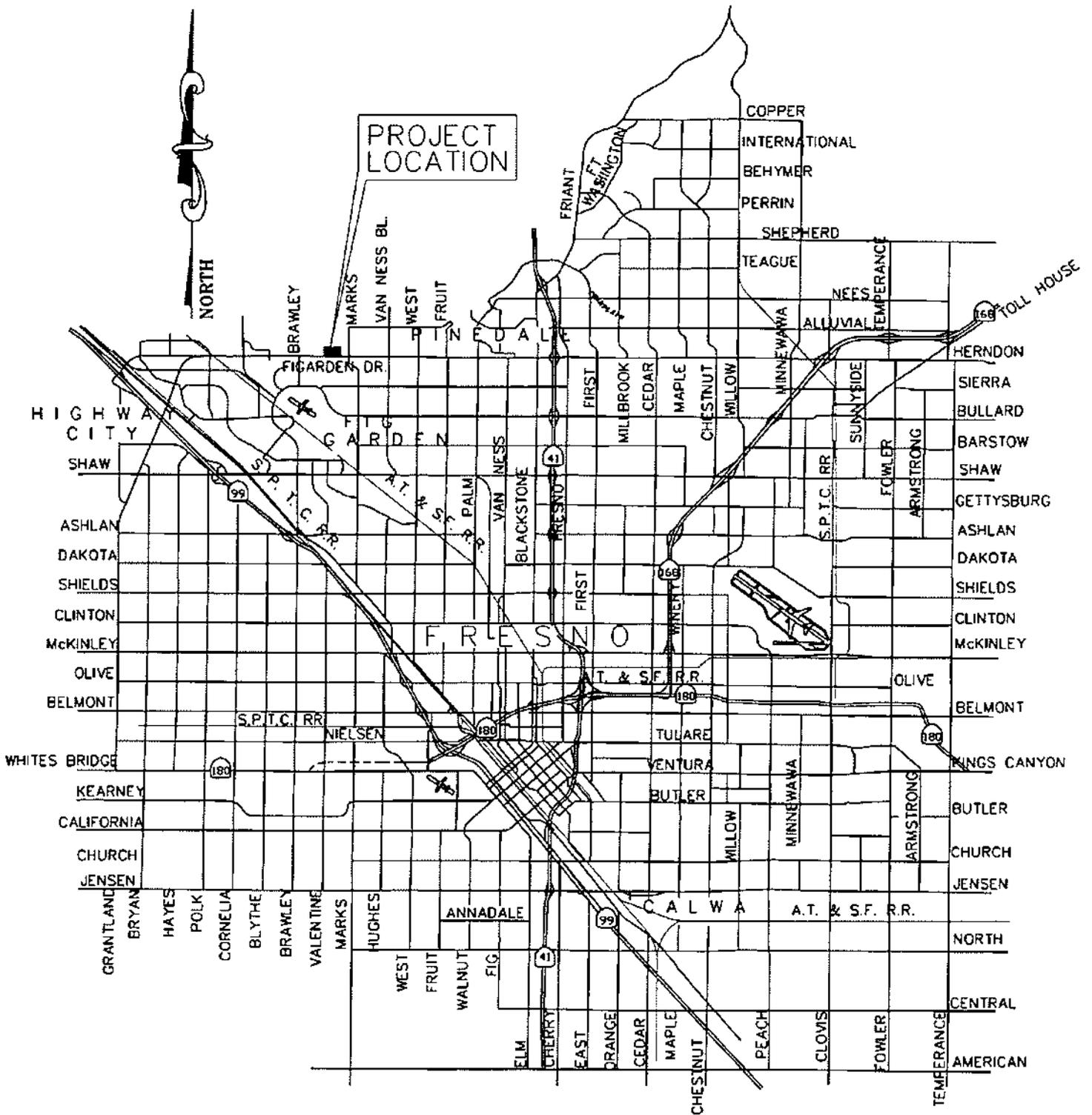
PROGRAM:

<u>RECOMMENDATION</u>	<u>TOTAL OR CURRENT</u>	<u>ANNUALIZED COST</u>
Direct Cost	\$ <u>259,613.47</u>	_____
Indirect Cost	\$ <u>83,700.00</u>	_____
TOTAL COST	\$ <u>343,313.47</u>	_____
Additional Revenue or Savings Generated	\$ <u>0.00</u>	_____
Net City Cost	\$ <u>343,313.47</u>	_____
Amount Budgeted (If none budgeted, identify source)	\$ <u>385,500.00</u>	_____

Indirect costs consist of the following:

Contract Administration (Const. Manage., Surveying, Inspection, Contract Compliance)	\$ 46,700.00
Contract Engineering Support	\$ 6,000.00
Contract Contingencies	<u>\$ 31,000.00</u>
<b>TOTAL</b>	<b>\$ 83,700.00</b>

This project is funded with Congestion Mitigation Air Quality (CMAQ) Lifeline funds combined with Measure 'C' Trail funds. No General fund money is used this project.



CITY OF FRESNO - DEPARTMENT OF PUBLIC WORKS

VICINITY MAP  
 HERNDON MULTI-PURPOSE TRAIL  
 MARKS AVENUE TO VALENTINE AVENUE

NOT TO SCALE