TO: HONORABLE CITY COUNCIL
FROM: CITY MANAGER DEPARTMENT: PUBLIC WORKS
DATE: APRIL 9, 2007 CMR:179:07

SUBJECT: APPROVAL OF A CONTRACT WITH J.J.R. CONSTRUCTION, INC. IN THE TOTAL AMOUNT OF $842,879 FOR FY 2006-2007 SIDEWALK REPLACEMENT PHASE 2 PROJECT – CAPITAL IMPROVEMENT PROGRAM, SIDEWALK REPLACEMENT PROJECT PO-89003

RECOMMENDATION
Staff recommends that Council:

1. Approve and authorize the City Manager or his designee to execute the attached contract with J.J.R. Construction, Inc. in the amount of $766,279 for FY 2006-2007 Sidewalk Replacement Phase 2 Project – Capital Improvement Project PO-89003 (Attachment A).

2. Authorize the City Manager or his designee to negotiate and execute one or more change orders to the contract with J.J.R. Construction, Inc. for related, additional but unforeseen work which may develop during the project, the total value of which shall not exceed $76,600.

DISCUSSION
Project Description
The work to be performed under this contract is for sidewalk, curb, gutter, concrete pavement with asphalt concrete overlay, asphalt pavement, and catch basin replacements; and Portland cement concrete and asphalt recycling. The locations are bounded by Alma Street, Homer Avenue, Waverley Street, and Channing Avenue, South of Forest Avenue (SOFA) area, as shown on Location Map 1 (Attachment B); Newell Road, from Embarcadero Street to Hamilton Avenue as shown on Location Map 2 (Attachment B); bounded by Oregon Expressway, West Bayshore, Amarillo Avenue, and Greer Road as shown on Location Map 3 (Attachment B); bounded by Matadero Creek, West Bayshore, Loma Verde Avenue and Louis Road as shown on Location Map 3. This contract also includes the construction of twenty-eight curb ramps in compliance with the American with Disabilities Act (ADA).

Bid Process
On February 16, 2007, a notice inviting formal bids for the FY 2006-2007 Sidewalk Replacement Phase 2 Project was posted at City Hall, and sent to ten builder’s exchanges and six contractors. The bidding period was twenty-five days. Bids were received from four qualified contractors on March 13, 2007, as listed on the attached bid summary (Attachment C). (The Certification of Nondiscrimination is Attachment D.)
Summary of Bid Process

<table>
<thead>
<tr>
<th>Bid Name/Number</th>
<th>2006-07 Sidewalk Replacement Phase 2/ IFB #120858</th>
</tr>
</thead>
<tbody>
<tr>
<td>Proposed Length of Project</td>
<td>225 calendar days</td>
</tr>
<tr>
<td>Number of Bids Mailed to Contractors</td>
<td>6</td>
</tr>
<tr>
<td>Number of Bids Mailed to Builder’s Exchanges</td>
<td>10</td>
</tr>
<tr>
<td>Total Days to Respond to Bid</td>
<td>25</td>
</tr>
<tr>
<td>Pre-Bid Meeting?</td>
<td>No</td>
</tr>
<tr>
<td>Number of Company Attendees at Pre-Bid Meeting</td>
<td>NA</td>
</tr>
<tr>
<td>Number of Bids Received:</td>
<td>4</td>
</tr>
<tr>
<td>Bid Price Range</td>
<td>From a low of $766,279 to a high of $1,395,971</td>
</tr>
</tbody>
</table>

Bids ranged from a high of $1,395,971 to a low bid of $766,279. Staff has reviewed all bids submitted and recommends that the bid of $766,279 submitted by J.J.R. Construction, Inc. be accepted and that J.J.R. Construction, Inc. be declared the lowest responsible bidder. The bid is 2 percent below the engineer's estimate of $781,360. The change order amount of $76,600, which equals ten percent of the total contract, is requested for related, additional but unforeseen work which may develop during the project.

Staff checked references supplied by the contractor for previous work performed and found no significant complaints. Staff also checked with the Contractor's State License Board and found that the contractor has an active license on file and has no outstanding complaints.

**RESOURCE IMPACT**
Funds for this project are included in the FY 2006-2007 Capital Improvement Program Sidewalk Replacement Project, PO-89003 and FY 2006 – 2007 Capital Improvement Program Resurfacing Project, PE-86070.

**ENVIRONMENTAL REVIEW**
This project is categorically exempt from the California Environmental Quality Act (CEQA) as repair, maintenance and/or minor alteration of existing streets.

**ATTACHMENTS**
Attachment A: Contract
Attachment B: Location Maps 1, 2, & 3
Attachment C: Bid Summary
Attachment D: Certification of Nondiscrimination