

**CITY OF TEMECULA
AGENDA REPORT**

TO: City Manager/City Council

FROM: Patrick Thomas, Director of Public Works/City Engineer

DATE: June 25, 2019

SUBJECT: Award a Construction Contract to Greer's Contracting & Concrete, Inc. for the Sidewalks - Old Town Boardwalk Enhancement, PW17-16

PREPARED BY: Avlin Odviar, Senior Civil Engineer
William Becerra, Associate Engineer II

RECOMMENDATION: That the City Council:

1. Approve an additional appropriation of \$150,000 from the Measure S Fund Balance to the Sidewalks – Old Town Boardwalk Enhancement, PW17-16;
2. Award a construction contract to Greer's Contracting & Concrete, Inc. in the amount of \$457,426.00, for the Sidewalks - Old Town Boardwalk Enhancement, PW17-16;
3. Authorize the City Manager to approve change orders not to exceed the contingency amount of \$91,485.20, which is equal to 20% of the Contract amount;
4. Make a finding that the Sidewalks - Old Town Boardwalk Enhancement, PW17-16 is exempt from Multiple Species Habitat Conservation Plan (MSHCP) fees.

BACKGROUND: The Sidewalks - Old Town Boardwalk Enhancement will replace existing boardwalk planks throughout Old Town Temecula, with colored, stamped concrete consistent with the materials and finish of sidewalks at the approaches to the new Main Street Bridge. Where practical, the improved sidewalk widths will be expanded and trees with cast iron grates installed for consistency with the Old Town Specific Plan. The project improvements will be made on portions of Old Town Front Street, Main Street, Sixth Street, and Mercedes Street.

On December 12, 2017, the City Council approved the specifications and authorized the Department of Public Works to solicit construction bids. On August 14, 2018, the City Council rejected all bids and authorized the Department of Public Works to rebid the Project after revisiting the Project's scope, price, and bid documents. Since that time, staff has interviewed bidders and revised the bid documents to clarify the scope of work, separate the replacement of existing concrete sidewalks into an additive bid, and allow for additional contract time to complete the work. The construction contract was readvertised publicly between April 22, 2019 and May 23, 2019. On Thursday, May 23, 2019 five bids were electronically opened and publicly posted on the City's online bidding service, PlanetBids.

The contract specifications include both a Base Bid and Additive Bid, however staff recommends awarding only the Base Bid, with results as follows:

	Contractor	Base Bid Amount
1.	Greer's Contracting & Concrete, Inc.	\$457,426.00
2.	EBS General Engineering, Inc.	\$577,885.00
3.	L.C. Paving & Sealing, Inc.	\$697,116.40
4.	CalProMax Engineering, Inc.	\$834,621.00
5.	MVC Enterprises, Inc.	\$935,765.00

Greer's Contracting & Concrete, Inc. has successfully completed similar projects for various public agencies. The Engineer's estimate for the project was \$471,000 for the Base Bid and \$189,000 for the Additive Bid. Staff has received a bid evaluation memorandum from the City's CDBG consultant which concurs that Greer's Contracting & Concrete, Inc. be deemed lowest responsive bidder. The specifications allow for one hundred (100) working days for construction, which is approximately 5 months.

The project is Categorically Exempt under the California Environmental Quality Act (CEQA). The Notice of Determination was filed with the County of Riverside on October 19, 2017, in compliance with the provisions of Section 15301 (c) of the Public Resource Code.

The Multiple Species Habitat Conservation Plan (MSHCP) is an element of the Riverside County Integrated Project (RCIP) to conserve open space, nature preserves and wildlife to be set aside in some areas. It is designed to protect over 150 species and conserve over 500,000 acres in Western Riverside County. The City of Temecula is a permittee to the MSHCP and as such is required to abide by the Regional Conservation Authority's (RCA) Fee Remittance and Collection Policy adopted by Resolution 07-04 on September 10, 2007. The RCA is a joint regional authority formed by the County and the Cities to provide primary policy direction for implementation of the MSHCP.

Beginning July 1, 2008, the RCA will require that locally funded Capital Improvement Projects contribute applicable MSHCP fees within 90-days of construction contract award. Fees outside the public right of way are calculated on a cost per acre of disturbed area basis, while fees for typical right of way improvements projects are five percent of construction costs. Maintenance only projects, such as this project, are exempt from MSHCP fees.

FISCAL IMPACT: The Sidewalks - Old Town Boardwalk Enhancement is identified in the City's Capital Improvement Program (CIP) budget for Fiscal Years 2019-23, and is funded with Community Development Block Grant and Measure S Funds. With the additional appropriation of \$150,000.00 from the Measure S fund balance, adequate funds will be available in the project accounts to cover the contract amount of \$457,426.00, plus the 20% contingency amount of \$91,485.20, for a total amount of \$548,911.20.

ATTACHMENTS:

1. Contract
2. Project Description
3. Project Location Map