



REPORT TO COUNCIL

City of Sacramento

915 I Street, Sacramento, CA 95814-2671
www.CityofSacramento.org

CONSENT

February 28, 2006

Honorable Mayor and
 Members of the City Council

Subject: Contract: Richards Boulevard at 12th and 16th Streets Intersection
 Improvement Project (PN: TU22)

Location/Council District: 12th Street and 16th Street at Richards Boulevard. Location
 map - Exhibit A of Resolution. (District 1)

Recommendation:

Adopt a Resolution: 1) approving plans and specifications, 2) appropriating funds 3)
 accepting the lowest and responsive bid of C & C Construction, Inc in the amount of
 \$3,817,710, and 4) authorizing and directing the City Manager to execute a contract in
 the amount of \$3,817,710 with C & C Construction, Inc for the Richards Boulevard at
 12th and 16th Streets Intersection Improvement Project (PN: TU22).

Contact: Ricky Chuck, Senior Civil Engineer, (916) 808-5050; Tim Mar, Supervising
 Engineer, (916) 808-7531

Presenters: None

Department: Department of Transportation

Division: Engineering Services

Organization No: 3434

Summary:

This project will construct a new signalized intersection at Richards Boulevard and 12th
 and 16th Streets to improve access to and from the Richards Boulevard area and reduce
 traffic congestion at the intersection of Sproule Avenue and 16th Street (see Exhibit B
 attached). The improvements include curbs, gutters, sidewalks, curb ramps, pavement
 widening and reconstruction, drainage, traffic signal installation, street lighting, crossing
 gates, signaling and railroad grade crossing warning system, signing and striping,
 landscape and irrigation.

Committee/Commission Action: None.

Background Information:

The Richards Boulevard at 12th and 16th Streets Intersection Improvement Project (PN: TU22) will construct a new signalized, at-grade intersection to improve access to the Richards Boulevard area. The project will reduce traffic congestion at the Sproule Avenue and 16th Street intersection and provide improved access to and from the Richards Boulevard area. Furthermore, the project will provide safe pedestrian, bicycles, vehicle crossings at 12th and 16th Streets.

The project was advertised and one bid was received on November 2, 2005. On December 6, 2005, City Council rejected the bid due to the considerably high bid amount and approved the project for re-bidding. The project was re-advertised and bids were received on January 18, 2006. The bids are summarized below:

Contractor	Bid Amount	DBE Participation (25% Goal)	Good Faith Effort (GFE)	Prime Participation (30%)	Responsive
Martin Brothers	\$3,625,439	24.8%	No	24.8%	No
C & C Construction, Inc	\$3,817,710	14.44%	Yes	85.56%	Yes
McGuire Hester Company	\$3,866,614	14.0%	Yes	86%	Yes
JA Gonsalves	\$4,794,879	39%	No	39%	No

The engineer's construction estimate was \$3,330,000.

The apparent low bidder, Martin Brothers Construction, was not responsive because they did not achieve the DBE goal of 25% or demonstrate adequate GFE submission to meet the goal. An administrative reconsideration took place and again, Martin Brothers Construction was not responsive due to not achieving the DBE goal of 25% or demonstrating GFE. Furthermore, Martin Brothers Construction did not satisfy the federal requirement for federal-aid construction contracts that require prime contractors to perform not less than thirty percent (30%) of the original contract work with the contractor's own forces.

C & C Construction, Inc did satisfactorily demonstrate Good Faith Effort (GFE) with respect to required outreach and met the requirement for performing not less than thirty percent (30%) of the contract work with their own forces. Accordingly, it is deemed the lowest responsive and responsible bidder.

C & C Construction's bid was \$180,903 less than the bid received on November 2, 2005.

It is recommended that the contract be awarded to C & C Construction, Inc for its lowest responsive and responsible bid.

Construction is anticipated to begin March 2006 and be completed by December 2006.

Financial Considerations:

On August 16, 2005 the City and Regional Transit (RT) entered into a Supplemental Agreement with RT agreeing to contribute \$1,192,000 (\$896,859 in federal funds and \$295,141 in Fund 248) or the actual cost of their share of the project. The RT share of the project has increased to \$2,455,790. RT has notified the City via email that they will program an additional \$498,625 in their FY07/08 budget to pay for the additional costs on the project. The City and RT are negotiating over what terms RT will pay their remaining balance of approximately \$770,000. Staff is recommending that the City use local funds to cover this gap until negotiations are complete.

The total estimated project cost is \$5,100,000. The current project budget is \$3,241,102 with an unobligated balance of \$2,571,365 (as of January 27, 2006). Transferring match funds in the amount of \$57,000 (Fund 209) from the State and Federal Grant Match Program (PN: TX01), appropriating \$860,273 from Major Street Construction Tax Contingency (Fund 209) and appropriating \$498,625 from the RT agreement (Fund 248) will increase the project budget to \$4,657,000 and the unobligated balance to \$3,987,263 which is sufficient to execute the contract in the amount of \$3,817,710 with C & C Construction, Inc. There is an additional \$443,000 in federal funds that has been appropriated to the project but is awaiting completion of the federal paperwork prior to loading the budget. These funds will cover project management and construction engineering costs.

Environmental Considerations:

The Development Services Department, Environmental Planning Services has reviewed the project and determined that the project is exempt from the provisions of the California Environmental Quality Act (CEQA) under Class 1, Section 15301(c) and Class 4, Section 15304. Projects exempted under Class 1, Section 15301(c) consist of the operation, repair, maintenance, and minor alteration of existing highways, streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities involving negligible or no expansion of use. Projects exempted under Class 4, Section 15304 consist of minor alterations to land.

Also, a Categorical Exclusion was approved by the Federal Highway Administration (FHWA) in May 2003, in compliance with the National Environmental Policy Act (NEPA).

Policy Considerations:

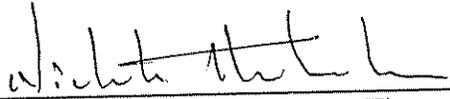
Approval of the agreement is consistent with Sacramento City Code, Title 3. The proposed project supports the City's Strategic Plan goal of achieving sustainability and

enhancing livability. Furthermore, the project will support the City's goal of promoting and supporting economic development.

Emerging Small Business Development (ESBD):

The Disadvantaged Business Enterprise (DBE) project participation goal of 25% applies to all Federal aid projects. C & C Construction, Inc did not meet the DBE goal, but did satisfactorily demonstrate a Good Faith Effort (GFE) in attempting to meet the goal.

To encourage small and emerging business participation, plans and specifications were sent to 16 plan rooms and construction service organizations for publication. Project notices were sent to 30 organizations involved in DBE recruitment. The project was advertised on the City's Internet site at www.cityofsacramento.org.

Respectfully Submitted by: 
Nicholas Theocharides
Engineering Services Manager

Approved by: 
Francesca Lee Halbakken
Interim Director, Department of Transportation

Recommendation Approved:

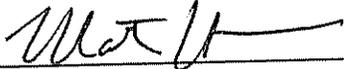

RAY KERRIDGE
Interim City Manager

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RESOLUTION NO.

Adopted by the Sacramento City Council

**APPROVING PLANS AND SPECIFICATIONS, APPROPRIATING FUNDS,
 ACCEPTING BID AND AWARDING CONTRACT FOR RICHARDS BOULEVARD AT
 12TH AND 16TH STREETS INTERSECTION PROJECT (PN: TU22)**

BACKGROUND

- A. The Richards Boulevard at 12th and 16th Streets Intersection Improvement Project (PN: TU22) will construct a new signalized, at-grade intersection to improve access to the Richards Boulevard area. The improvements include curbs, gutters, sidewalks, curb ramps, pavement widening and reconstruction, drainage, traffic signal installation, street lighting, crossing gates, signaling and railroad grade crossing warning system, signing and striping, landscape and irrigation.
- B. The project was advertised and one bid was received on November 2, 2005. On December 6, 2005, City Council rejected the bid due to the considerably high bid amount and approved the project for rebidding. The project was re-advertised and bids were received on January 18, 2006. The bids are summarized below:

Martin Brothers	\$3,625,439	24.8%	No	24.8%	No
C & C Construction, Inc	\$3,817,710	14.44%	Yes	85.56%	Yes
McGuire Hester Company	\$3,866,614	14.0%	Yes	86%	Yes
JA Gonsalves	\$4,794,879	39%	No	39%	No

The apparent low bidder, Martin Brothers Construction, was not responsive due to not achieving the DBE goal of 25% or demonstrating adequate GFE submission to meet the goal. An administrative reconsideration took place and

again Martin Brothers Construction was not responsive due to not achieving the DBE goal of 25% of demonstrating GFE. Martin Brothers Construction did not satisfy the federal requirement for federal-aid construction contracts for prime contractors to perform not less than thirty percent (30%) of the original contract work with the contractor's own forces.

C & C Construction, Inc did satisfactorily demonstrate a Good Faith Effort (GFE) with respect to required DBE outreach and met the requirement for performing not less than thirty percent of the contract work with their own forces. Accordingly, it is deemed the lowest responsive and responsible bidder.

- C. Construction is anticipated to begin March 2006 and be completed by December 2006.
- D. On August 16, 2005 the City and Regional Transit (RT) entered into a Supplemental Agreement specifying that RT would contribute \$1,192,000 (\$896,859 in federal funds and \$295,141 in Fund 248) or the actual cost of their share of the project. The RT share of the project has increased to \$2,455,790. RT has notified the City via email that they will program an additional \$498,625 in their FY07/08 to pay for additional costs on the project. The City and RT are negotiating over what terms RT will pay their remaining balance of approximately \$770,000. Staff is recommending that the City use local funds to cover this gap until negotiations are complete.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. Plans and specifications for the Richards Boulevard at 12th and 16th Streets Intersection Improvement Project (PN: TU22) are approved.
- Section 2. Staff is directed to amend the Capital Improvement Program revenue and expenditure budgets by transferring \$57,000 (Fund 209) from the State and Federal Grant Match Program (PN: TX01), appropriating \$860,273 from Major Street Construction Tax Contingency (Fund 209) and appropriating \$498,625 from the RT agreement (Fund 248) to the Richards Boulevard at 12th and 16th Streets Intersection Improvement Project (PN: TU22).
- Section 3. When negotiations with RT are concluded, staff is directed to amend the Capital Improvement Program revenue and expenditure budgets by increasing the amount of the appropriation in Fund 248 by the amount that RT agrees to pay up to \$770,000 and decreasing the amount of the appropriation in Fund 209 by the amount that RT agrees to pay up to \$770,000.

Contract: Richards Boulevard at 12th and 16th Streets
Intersection Improvement Project (PN: TU22)

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Section 4. The lowest responsive and responsible bid of C & C Construction, Inc in the amount of \$3,817,710 is accepted.

Section 5. The City Manager is authorized and directed to execute a contract in the amount of \$3,817,945 with C & C Construction, Inc for the Richards Boulevard at 12th and 16th Street Intersection Improvement Project (PN: TU22).

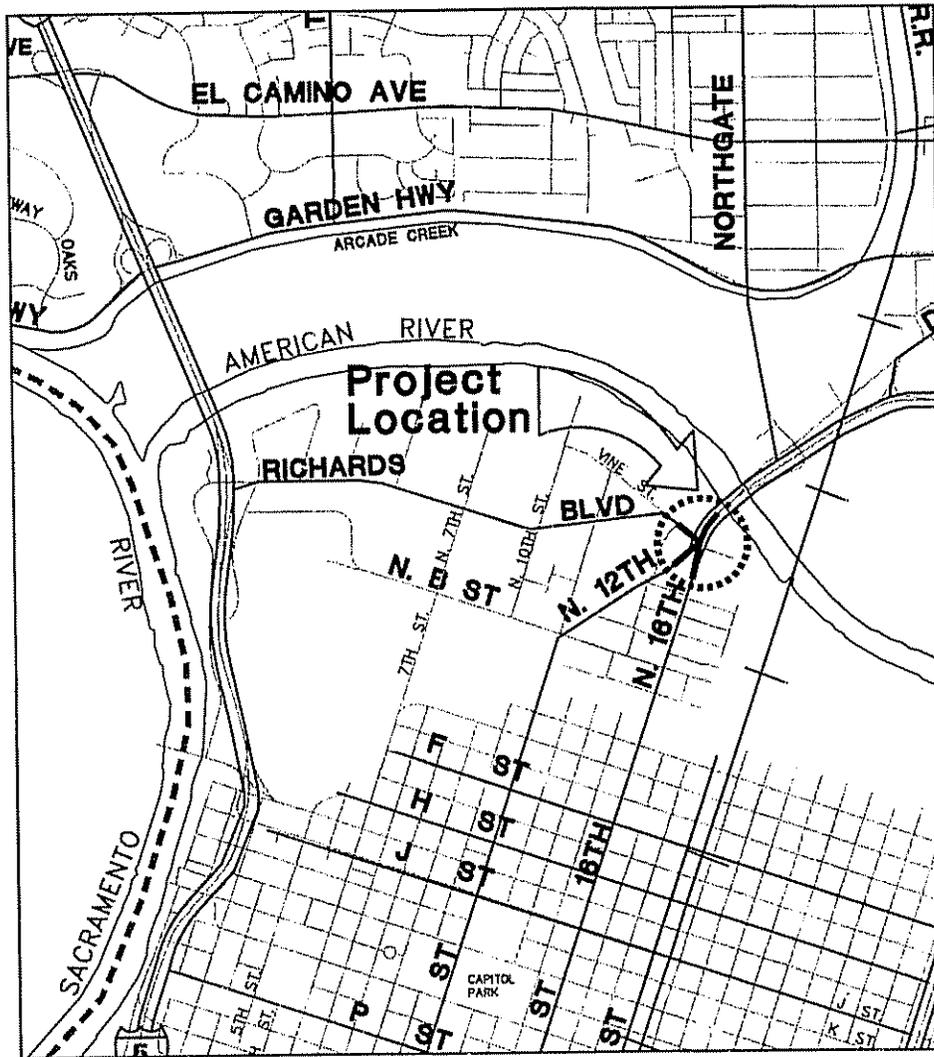
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Exhibit A: Map of Richards Boulevard at 12th and 16th Streets Intersection Improvement Project (PN: TU22) – 1 page

Exhibit B: Striping and Signing Plan for Boulevard at 12th and 16th Streets Intersection Improvement Project (PN: TU22) – 1 page

EXHIBIT A

RICHARDS BOULEVARD AT 12TH AND 16TH STREETS INTERSECTION IMPROVEMENT PROJECT



0 1000 2500 5000 FEET

PN: TU22 LOCATION MAP

MAP CONTACT: B CAMERON
DATE: 10/21/05

