

DEPARTMENT OF  
PUBLIC WORKS

CITY OF SACRAMENTO  
CALIFORNIA

927 10TH STREET  
SACRAMENTO, CA  
95814-2702

TECHNICAL SERVICES  
DIVISION

PH 916-264-8300  
FAX 916-264-8281

November 1, 2000

*Co 2000-191*

**APPROVED**

NOV 21 2000

OFFICE OF THE  
CITY CLERK

City Council  
Sacramento, California

Honorable Members in Session:

**SUBJECT: APPROVAL OF PLANS AND SPECIFICATIONS, ACCEPTANCE OF BIDS, AUTHORIZE THE CITY MANAGER TO AWARD A CONSTRUCTION CONTRACT TO M & M ELECTRIC IN THE AMOUNT OF \$248,300, APPROVAL TO SUSPEND COMPETITIVE BIDDING AND TO SOLE SOURCE THE PURCHASE OF STREETLIGHT POLES AND FIXTURES FOR MANSION FLATS AND STANFORD PARK STREETLIGHT PROJECT (PN: SM57, RG57 & SM91) AND AUTHORIZING THE TRANSFER OF REQUIRED FUNDING INTO THE PROJECT.**

**LOCATION AND COUNCIL DISTRICT:**

The Mansion Flats Streetlight Project is located in Council District No. 1. The project is generally bounded by: 12<sup>th</sup> Street to the West, F Street to the North, 16<sup>th</sup> Street to the East, and J Street to the South. Stanford Park Streetlight Project is located in Council District No. 3. The project is located from 27<sup>th</sup> to 28<sup>th</sup> Street and from B to C Street. (See attached map marked Exhibit "A" and Exhibit "B" for each location)

**RECOMMENDATION:**

This report recommends that City Council:

- Approve plans and specifications;
- Accept low bid of M & M Electric in the amount of \$248,300;
- Authorize the City Manager to execute a contract for the Mansion Flats and Stanford Park Streetlight Project;

City Council

Mansion Flats and Stanford Park Streetlight Project (PN:SM57, RG57 & SM91)

November 1, 2000

- Approve attached resolution to suspend formal competitive bidding (2/3 vote required) and sole source the procurement of streetlight poles and fixtures; and
- Authorize the transfer of required funding into the project.

**CONTACT PERSON:** Rick Matsuo, Supervising Engineer, 264-5904

**FOR COUNCIL MEETING OF:** November 21, 2000

**SUMMARY:**

This project involves the installation of a new streetlight system for the Mansion Flats and Stanford Park areas. Mansion Flats and Stanford Park consist of 138 and 15 new ornamental decorative streetlight assemblies, respectively.

Bids were received and opened on October 18, 2000, and contract award to M & M Electric is recommended.

This report also recommends that City Council authorize the suspension of formal competitive bidding for the purchase streetlight poles and fixtures.

**COMMITTEE/COMMISSION ACTION:**

None.

**BACKGROUND INFORMATION:**

The project will provide streetlights for approximately eleven (11) downtown city blocks. The project has been designed with "acorn" fixtures and one-piece, fluted, tapered, aluminum poles. This design was specifically selected to provide an optimum light pattern for both pedestrians and motorists. The 12-foot ornamental decorative streetlight pole height will achieve better light distribution compared with other streetlight standards that are 20 to 30 feet in height which can be obstructed by existing tree canopies located in the parkway area.

Staff is recommending to purchase pole and fixture assemblies directly from Union Metal Corporation in an amount not to exceed \$300,000, as an alternative of having the construction contractors furnish them a part of the overall construction contracts. In doing so, the City can order the poles and fixtures earlier thus expediting the construction completion process in addition to favorable pricing by eliminating distributor and contractor mark-up costs.

It is for the above reasons that the Technical Services Division of the Department of Public Works is requesting that City Council suspend formal competitive bidding and authorize the procurement of streetlight poles and fixtures for this project.

Staff's construction estimate cost for the bid was \$211,000. On October 18, 2000, the following bids were received:

<u>Contractor</u>	<u>Bid</u>	<u>ESBD Goal 20%</u>
M & M Electric	\$248,300.00	20.94%
Richard A. Heaps Electrical Contractor, Inc	\$495,222.00	1.09%

**FINANCIAL CONSIDERATIONS:**

The current budget for the Mansion Flats and Stanford Park project is \$652,000. Funding for the project will be provided as follows:

Mansion Flats (SM57): \$600,000

- CDBG..... \$425,000
- Lot "C"..... \$80,000
- Music Circus..... \$45,000
- 14<sup>th</sup> Street Streetscape ..... \$50,000

In addition to \$425,000 of CDBG funding, Lot "C", Music Circus, and 14<sup>th</sup> Street Streetscape will be contributing their fair share for new streetlights within the frontage right-of-way of each property.

Stanford Park (SM91): \$52,000

- CDBG..... \$52,000

The cost of maintaining the new streetlights will be assessed to the property owners through the Citywide Landscaping and Lighting District, which is billed with their annual property taxes. A single-family residence in the selected area will receive an increase of approximately \$22 per year in their Citywide L & L Assessment.

**ENVIRONMENTAL CONSIDERATIONS:**

In accordance with the State Guidelines for implementation of the California Environmental Quality Act (CEQA), the Planning and Building Department, Environmental Services Section, has determined that the proposed project will not have a significant effect on the environment and is categorically exempt from CEQA pursuant to Section 15301 (b) and Section 15303 (d). A notice of Exemption will be filed with the County Recorder's Office upon council approval.

**POLICY CONSIDERATIONS:**

The action requested herein is consistent with Sacramento City Code, Title 3 and the provisions of City Code, Section 3.56.230 (c), which authorizes suspension of formal competitive bidding upon a two-thirds vote of the City Council.

City Council

Mansion Flats and Stanford Park Streetlight Project (PN:SM57, RG57 & SM91)

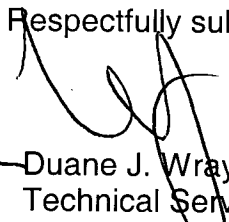
November 1, 2000

**ESBD CONSIDERATIONS:**

To encourage small and emerging business participation, plans and specifications were sent to 9 plan rooms and construction service organizations for publication. All are directly involved with ESBE construction firms. Staff actively recruited available ESBE firms to participate in the bid process. Project notices were sent to 30 organizations involved in ESBE recruitment. The project was also announced on the Project Information Line and on the City's Internet site at [www.cityofsacramento.org/bids](http://www.cityofsacramento.org/bids).

Union Metal Corporation, supplier of the poles and fixtures is not an ESBD certified firm.


Respectfully submitted,

  
Duane J. Wray  
Technical Services Manager

RECOMMENDATION APPROVED:

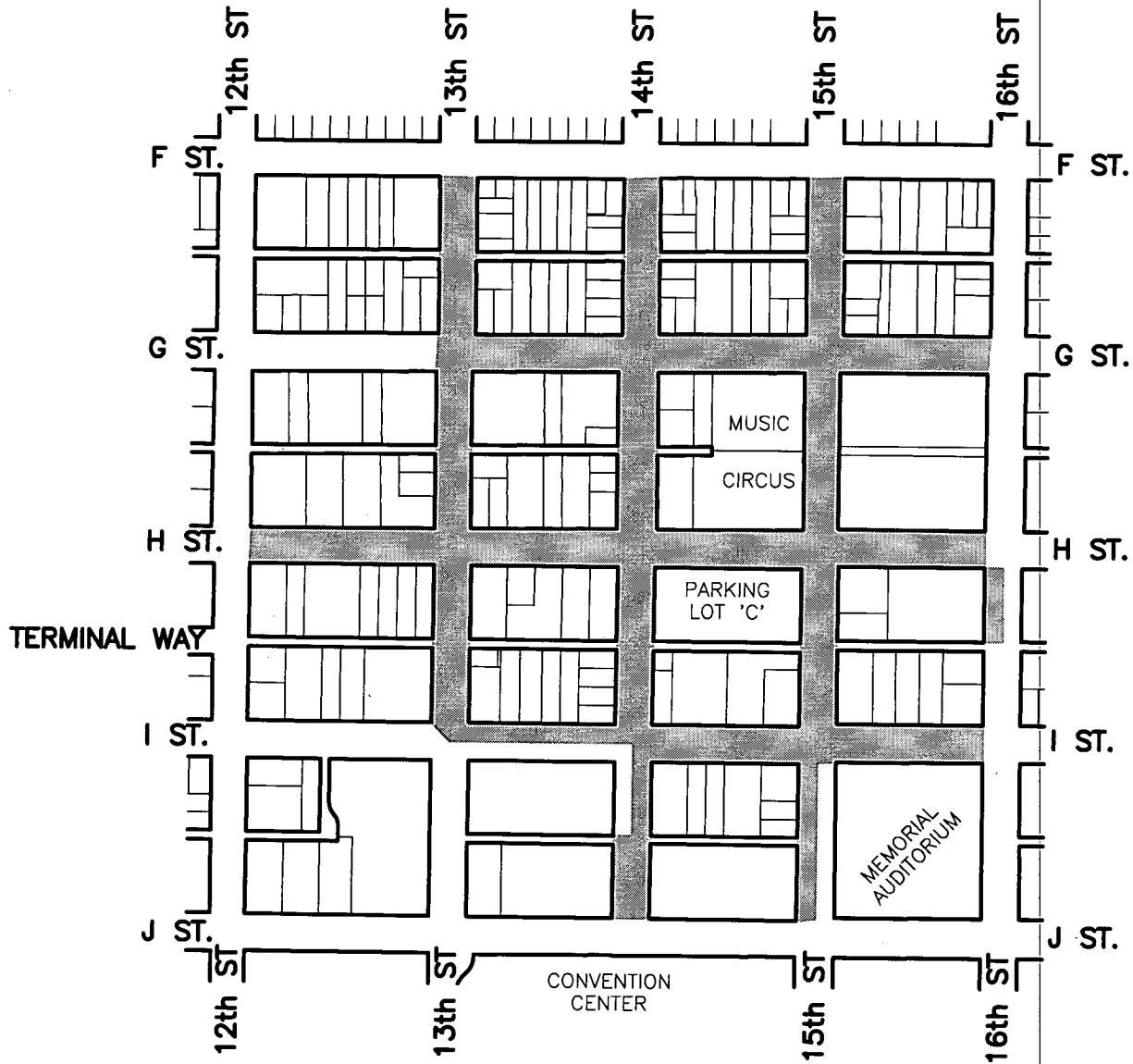
  
ROBERT P. THOMAS  
City Manager

Approved:

  
Michael Kashwagi  
Director of Public Works

P/Active/SM57 Mansion Flats and Stanford Park Streetlight Project Council/M&M Electric Agreement Council Report

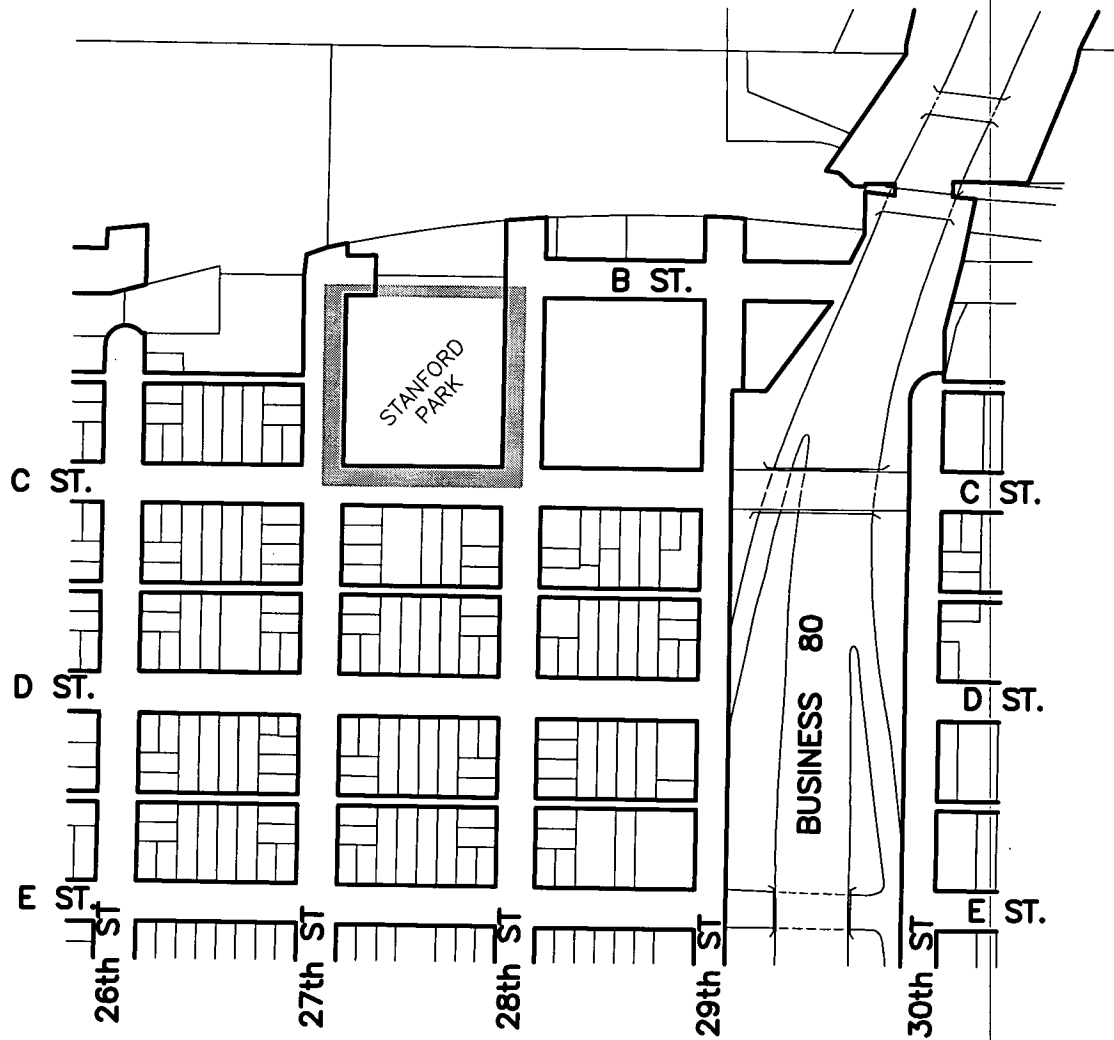
# MANSION FLATS PROPOSED STREET LIGHTING EXHIBIT 'A'



## LEGEND:

 PROPOSED STREET LIGHTING AREA

# STANFORD PARK PROPOSED STREET LIGHTING EXHIBIT 'B'



## LEGEND:



PROPOSED STREET LIGHTING AREA

**RESOLUTION NO.**

**ADOPTED BY THE SACRAMENTO CITY COUNCIL**

**ON DATE OF \_\_\_\_\_**

**RESOLUTION SUSPENDING FORMAL COMPETITIVE BIDDING FOR THE  
PROCUREMENT OF STREETLIGHT POLES AND FIXTURES  
FOR THE MANSION FLATS AND STANFORD PARK STREETLIGHT PROJECT (PN: SM57,  
RG57 & SM91) AND AUTHORIZING THE CITY MANAGER TO AWARD CONSTRUCTION  
CONTRACT TO M & M ELECTRIC AND AUTHORIZING THE TRANSFER OF REQUIRED  
FUNDING INTO THE PROJECT.**

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SACRAMENTO THAT:**

1. It is in the best interest of the City to suspend formal competitive bidding (2/3 vote required) and to sole source the procurement of streetlight poles and fixtures for the Mansion Flats and Stanford Park Streetlight Project (PN: SM57, RG57 & SM91).
2. The City Manager is hereby authorized to execute the necessary purchase streetlight poles and fixtures from Union Metal Corporation, 1432 Maple Avenue N.E., Canton, Ohio 44705, in a total amount not to exceed \$300,000.
3. The City Manager is hereby authorized to execute a contract approving low bid of M & M Electric in the amount of \$248,300 for construction of the Mansion Flats and Stanford Park Project.
4. Budget adjustments be made to the Mansion Flats Street Lighting Project (SM57) as follows:

FUND	AGENCY	ORG	OBJECT	CURRENT BUDGET	REVISED BUDGET	INCREASE (DECREASE)	ACCOUNTING REFERENCE
248	500	SM57	3599	\$0	\$45,000	\$45,000	A
248	500	SM57	4820	\$0	\$45,000	\$45,000	B
412	500	VD71	4820	\$19,255,000	\$19,175,000	(\$80,000)	C
412	500	SM57	4820	\$0	\$80,000	\$80,000	C

**FOR CITY CLERK USE ONLY**

RESOLUTION NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_

**APPROVED**  
 NOV 21 2000  
 OFFICE OF THE  
 CITY CLERK

**RESOLUTION NO. 2000-660**

**ADOPTED BY THE SACRAMENTO CITY COUNCIL**

ON DATE OF \_\_\_\_\_

**RESOLUTION SUSPENDING FORMAL COMPETITIVE BIDDING FOR THE  
 PROCUREMENT OF STREETLIGHT POLES AND FIXTURES  
 FOR THE MANSION FLATS AND STANFORD PARK STREETLIGHT PROJECT (PN: SM57,  
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**FOR CITY CLERK USE ONLY**

RESOLUTION NO.: \_\_\_\_\_

DATE ADOPTED: \_\_\_\_\_



CITY OF SACRAMENTO  
 Department of Public Works  
 Technical Services Division

**FILED**

Bid Proposal  
 Page 1 of 3

TO THE HONORABLE CITY COUNCIL  
 SACRAMENTO, CALIFORNIA:

**REJECTED** **DOCT 18 2000**  
 NOV 21 2000 *Office of The City Clerk*  
 OFFICE OF THE  
 CITY CLERK

In compliance with the Contract Documents, the undersigned hereby proposes to furnish all required labor, materials, supervision, transportation, equipment, services, taxes and incidentals required for:

**STREETLIGHT INSTALLATION – MANSION FLATS & STANFORD PARK  
 (PN: SM57 & SM91)**

in the City and County of Sacramento, California.

The Work is to be done in strict conformity with the Contract Documents now on file in the Office of the City Clerk, for the following sum:

Item No.	Item	Estimated Quantity	Unit	Unit Price	Total
1	Install Streetlights (Mansion Flats)	1	JOB	\$Lump Sum	\$ <u>431,400 -</u>
2	Install Streetlights (Stanford Park)	1	JOB	\$Lump Sum	\$ <u>63,822 -</u>
CONTRACTOR NAME: <u>Richard G. Heaps Electrical Contractor, Inc.</u>					\$ <u>495,222 -</u>

**REJECTED**  
 NOV 21 2000  
 OFFICE OF THE  
 CITY CLERK

If awarded the Agreement, the undersigned agrees to sign said Agreement and furnish the necessary surety bonds and insurance certificates within ten (10) days after receipt of the notice of award of Agreement, and to begin work within fifteen (15) days after receipt of the Notice to Proceed by the City.

It is understood that this Bid Proposal is based upon completion of the Work within a period of **FORTY-FIVE (45) WORKING DAYS**, commencing on the date set forth in the written Notice to Proceed issued by the City to the Contractor. The Contractor shall refer to Section 1.2 Completion Time of the Special Provisions for calculation of the completion date.

FILED

OCT 18 2000

By The  
Office of The City Clerk

In determining the amount bid by each bidder, the City shall disregard mathematical errors in addition, subtraction, multiplication, and division that appear obvious on the face of the Proposal. When such a mathematical error appears on the face of the Proposal, the City shall have the right to correct such error and to compute the total amount bid by said bidder on the basis of the corrected figure or figures.

When an item price is required to be set forth in the Proposal, and the total for the item set forth separately does not agree with a figure which is derived by multiplying the item price times the Engineer's estimate of the quantity of work to be performed for said item, the item price shall prevail over the sum set forth as the total for the item unless, in the sole discretion of the City, such a procedure would be inconsistent with the policy of the bidding procedure. The total paid for each such item of work shall be based upon the item price and not the total price. Should the Proposal contain only total price for the item and the item price is omitted, the City shall determine the item price by dividing the total price for the item by the Engineer's estimate of the estimated quantities of work to be performed as items of work.

If the Proposal contains neither the item price nor the total price for the item, then it shall be deemed incomplete and the Proposal shall be disregarded.

The undersigned has examined the location of the proposed Work, the local conditions at the place where the Work is to be done, is familiar with the Contract Documents and is familiar and expressly agrees to the liquidated damages provision of the Contract Documents.

The undersigned has checked carefully all of the foregoing figures and understands that the City of Sacramento will not be responsible for any errors or omissions on the part of the undersigned in making up this Bid Proposal.

Enclosed is Bid Proposal Guarantee, as required, consisting of a bidder's bond or other acceptable security for not less than ten percent (10%) of the amount Bid Proposal.

The undersigned agrees that all addenda received and acknowledged herein shall become a part of and be included in this Bid Proposal. This Bid Proposal includes the following addenda:

Add. #	_____	DATE	_____
Add. #	_____	DATE	_____
Add. #	_____	DATE	_____

NOTE: State whether your concern is a corporation, a co-partnership, private individual, or individuals doing business under a firm name.

*a California Corporation*

If the Bidder is a corporation, the Bid Proposal must be executed in the name of the corporation and must be signed by a duly authorized officer of the corporation.

FILED

OCT 18 2000

If the Bidder is a partnership, the Bid Proposal must be executed <sup>By The</sup> ~~by the~~ <sup>Office of the City Clerk</sup> ~~of the~~ partnership and one of the partners must subscribe their signature thereto as the authorized representative of the partnership.

AMOUNT OF BID PROPOSAL GUARANTEE ENCLOSED:

( \$ 49,522.20 ) not less than ten percent (10%) of amount Bid Proposal

- CERTIFIED CHECK
- CASHIER'S CHECK
- BID BOND
- MONEY ORDER
- OTHER SECURITY

CONTRACTOR:  
By *Diane K. Meehan*

(Signature)

*Diane K. Meehan*

(Print or Type)

Title *Pres.*  
Address *8909 Florin Rd.*  
*Sacto, CA 95829*  
Telephone No. *(916) 386-8857*  
Fax No. *(916) 386-1354*  
Date *10/18/00*

Contractor's License No. *472728* Type *C-10, A*  
Expiration Date *4/30/01*  
Tax I.D. Nos.- Fed. *68-0068452* State *306-3171-7*  
City of Sacramento Business Operation Tax Certificate No. *78522*  
(City will not award contract if Certificate Number is missing.)

**DRUG-FREE WORKPLACE POLICY AND AFFIDAVIT**

**BID PROPOSAL MAY BE DECLARED NONRESPONSIVE IF THIS FORM (COMPLETED) IS NOT ATTACHED.**  
Pursuant to City Council Resolution CC90-498 dated 6/26/90 the following is required.

The undersigned contractor certifies that it and all subcontractors performing under this Agreement will provide a drug-free workplace by:

1. Publishing a "Drug-Free Workplace" statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the contractor's workplace and specifying the actions that will be taken against employees for violations of such prohibition.
2. Establishing a Drug-Free Awareness Program to inform employees about:
  - a. The dangers of drug abuse in the workplace.
  - b. The contractor's policy of maintaining a drug-free workplace.
  - c. Any available drug counseling, rehabilitation, and employee assistance program.
  - d. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace.
3. Notify employees that as a condition of employment under this Agreement, employees will be expected to:
  - a. Abide by the terms of the statement.
  - b. Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace.
4. Making it a requirement that each employee to be engaged in the performance of the Agreement be given a copy on the "Drug-Free Workplace" statement.
5. Taking one of the following appropriate actions, within thirty (30) days of receiving notice from an employee or otherwise receiving such notice, that said employee has received a drug conviction for a violation occurring in the workplace:
  - a. Taking appropriate disciplinary action against such an employee, up to and including termination; or
  - b. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a federal, state, or local health, law enforcement or other appropriate agency.

**FILED**  
**OCT 18 2000**

By The  
Office of The City Clerk

\* I certify that any person employed by this company, corporation, or business has not been convicted of any criminal drug statute violation on any job site or project within three years of the date of my signature below.

EXCEPTION: \_\_\_\_\_ Yes \_\_\_\_\_ No \_\_\_\_\_  
 Date Violation Type Place of Occurrence Was Employed By this Firm

If additional space is required use back of this form.

\* The above statement will also be incorporated as a part of each subcontract agreement for any and all subcontractors selected for performance on this project.

IN THE EVENT THIS COMPANY, CORPORATION, OR BUSINESS IS AWARDED THIS CONSTRUCTION AGREEMENT, AS A RESULT OF THIS BID; THE CONTRACTOR WITH HIS/HER SIGNATURE REPRESENTS TO THE CITY THAT THE INFORMATION DISCLOSED IN THIS DOCUMENT IS COMPLETE AND ACCURATE. IT IS UNDERSTOOD AND AGREED THAT FALSE CERTIFICATION IS SUBJECT TO IMMEDIATE TERMINATION BY THE CITY.

The Representations Made Herein On This Document Are Made Under Penalty Of Perjury

CONTRACTOR'S NAME: Richard L. Heaps Electrical Contractor, Inc.

BY: [Signature] pres. Date: 10/18/00  
Signature Title

Effects of violations: a. Suspension of payments under the Agreement. b. Suspension or termination of the Agreement. c. Suspension or debarment of the contractor from receiving any Agreement from the City of Sacramento for a period not to exceed five years.

**CITY OF SACRAMENTO SUBCONTRACTOR and ESBE PARTICIPATION VERIFICATION**

To be eligible for award of this contract, the bidder shall list any business entity used to attain the ESBE goal. Additionally, all other subcontractors who perform work, labor, or render service in an amount in excess of one-half of 1 percent of the total bid amount shall be listed. In the case of bids for the construction of streets and highways, including bridges, subcontractors whose subcontract value exceeds one-half (0.5) of one percent of the total bid or ten thousand dollars (\$10,000), whichever is greater, shall be listed. The inclusion of false information will render the bid non-responsive. READ THE ABOVE REQUIREMENT CAREFULLY *Richard A. Heaps*

Name of Prime Contractor:		Bid Amount:	Date:
Business Entity or Subcontractor Name	Indicate EBE or SBE	Items of Work and/or Description of Work or Service Subcontracted or Materials to be provided to complete contract	Estimated Dollar Value of Work / Services Provided
<i>Norwood Const. 5901 Byron Hot Springs Rd #E Byron, CA 94514</i>	-	<i>Trenching</i>	<i>105,840-</i>
<i>Rose Supply Co. 197 Woodland Pkwy #104-110 San Marcos, CA 92069</i>	SBE	<i>Elect. Material Supplier</i>	<i>9,393-</i>
<div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> <p><input type="checkbox"/> BID BOND</p> <p><input type="checkbox"/> CALIF. BANK CASHIER'S CHECK</p> <p><input type="checkbox"/> CERTIFIED CHECK</p> <p><input type="checkbox"/> DASH</p> <p><input type="checkbox"/> CALIF. BANK MONEY ORDER</p> <p><input type="checkbox"/> AFTER AWARD OF BID</p> <p><input type="checkbox"/> SECURITY RETURNED</p> <p><input type="checkbox"/> SECURITY ACCEPTED</p> <p>EMPLOYEE INITIALS _____</p> </div> <div style="width: 30%;"> <p><input type="checkbox"/> BID DEPOSIT TYPE</p> <p><input type="checkbox"/> BID BOND</p> <p><input type="checkbox"/> BID DEPOSIT TYPE</p> <p><input type="checkbox"/> BID DEPOSIT TYPE</p> <p><input type="checkbox"/> BID DEPOSIT TYPE</p> <p><input type="checkbox"/> BID DEPOSIT TYPE</p> <p><input type="checkbox"/> BID DEPOSIT TYPE</p> <p><input type="checkbox"/> BID DEPOSIT TYPE</p> <p><input type="checkbox"/> BID DEPOSIT TYPE</p> <p><input type="checkbox"/> BID DEPOSIT TYPE</p> <p><input type="checkbox"/> BID DEPOSIT TYPE</p> </div> <div style="width: 30%;"> <p><input type="checkbox"/> CALIF. BANK MONEY ORDER</p> <p><input type="checkbox"/> AFTER AWARD OF BID</p> <p><input type="checkbox"/> SECURITY RETURNED</p> <p><input type="checkbox"/> SECURITY ACCEPTED</p> <p>EMPLOYEE INITIALS _____</p> </div> <div style="width: 30%;"> <p><input type="checkbox"/> NONE REQUIRED</p> <p><input type="checkbox"/> PROPERLY SIGNED</p> <p>EMPLOYEE INITIALS _____</p> <p>MARK ONE BOX FOR EACH ITEM ONLY</p> </div> </div>			



March 4, 1998

Supersedes APPROVAL Letter Dated 07/09/1997

REF# 0010874  
ROSE SUPPLY COMPANY  
197 WOODLAND PKWY #104-110  
SAN MARCOS CA 92069

FILED

OCT 18 2000

By The  
Office of The City Clerk

Dear Business Person:

The Office of Small and Minority Business (OSMB) congratulates your firm on becoming a certified small business. This formal certification entitles you to a five percent bidding preference on state government contracts according to the Small Business Procurement and Contract Act.

Your small business certification applies ONLY to the following industry groups(s) within the designated business type(s):

Business Type	Roman Numeral	Industry Group Name	Certification Effective
NON-MANUFACTURER	v	Construction material (except lumber and hardware)	07/09/1997
NON-MANUFACTURER	xii	Electrical Apparatus and Equipment	02/27/1998
NON-MANUFACTURER	xiii	Electrical Appliances, Television and Radio sets	03/04/1998
NON-MANUFACTURER	xx	Industrial Machinery and Equipment	07/09/1997
NON-MANUFACTURER	xxi	Industrial Supplies	07/09/1997
NON-MANUFACTURER	xxiii	Transportation Equipment and Supplies	07/09/1997

Your firm's small business certification expires 06/30/2000.

#### Annual Submission Requirement

To maintain your small business certification status, gross receipts for your firm and any affiliate(s) must be submitted at the end of each fiscal year. Proof of annual receipts may be submitted in the form of either:

1. An audited financial statement, or
2. A copy of the ENTIRE SIGNED Federal tax return(s) (FTRs) as filed with the Internal Revenue Service (IRS).
3. If the FTR for the most recently completed tax year has not yet been filed with the IRS, submit an original notarized Affidavit of Income (AI). (See enclosed AI and instructions). A copy of the signed tax filing extension must accompany the AI if the filing due date has passed.

**Note:** All AIs must be replaced with the corresponding ENTIRE SIGNED FTR(s) by the tax filing due date or by the filing extension's expiration date, whichever occurs first.

#### Prompt Payment Program

**COUNCIL AGENDA MATERIAL**  
 MTG. DATE 11/21 ITEM NO. 1.1  
 FROM: CITY CLERK'S OFFICE

**RESOLUTION NO.**

**ADOPTED BY THE SACRAMENTO CITY COUNCIL**

**ON DATE OF \_\_\_\_\_**

**RESOLUTION SUSPENDING FORMAL COMPETITIVE BIDDING FOR THE  
 PROCUREMENT OF STREETLIGHT POLES AND FIXTURES  
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