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DEPARTMENT OF
PUBLIC WORKS
ENGINEERING DIVISION

CITY OF SACRAMENTO
CALIFORNIA

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June 6, 1994

City Council
Sacramento, California

Honorable Members in Session:

SUBJECT: IMPROVEMENTS FOR THE INTERSECTION AT FRANKLIN
BOULEVARD AND FRUITRIDGE ROAD (PN:TJ81) - REJECT ALL BIDS
AND READVERTISE FOR BIDS

LOCATION/COUNCIL DISTRICT: Franklin Boulevard and Fruitridge Road
District No. 5

RECOMMENDATION:

This report recommends that the City Council:

- Reject all bids received for the Improvements for the Intersection at Franklin Boulevard and Fruitridge Road project.
- Authorize the City Clerk to readvertise for bids to be received on July 20, 1994.

CONTACT PERSON: N. Dee Lewis, Supervising Engineer, 264-7923
Mark Willrett, Assistant Engineer, 264-5515

FOR COUNCIL MEETING OF: June 21, 1994



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Improvements for the Intersection at Franklin Boulevard and Fruitridge Road
(PN:TJ81) - Reject all Bids and Readvertise for Bids
June 6, 1994

SUMMARY:

This project will construct improvements at the intersection of Franklin Boulevard and Fruitridge Road. Intersection improvements will consist of center median/left turn modifications, construction of a right-turn-only lane for south to west bound traffic, handicap ramps, and miscellaneous traffic signal modifications. The project improvements will improve pedestrian and vehicular traffic flow through this intersection and thereby increase public safety and enhance the neighborhood. The MBE/WBE program requirements included in the project will promote city-wide inclusiveness of our diverse population.

Three bids were received and opened on May 11, 1994. This report recommends that the City Council reject all bids received and authorize staff to rebid the project. All three bids received were determined to be nonresponsive. The low bidder and the third low bidder failed to meet the City's requirement that 50% of the value of all work in the contract must be performed by the prime contractor. The second low bidder did not achieve the MBE/WBE participation goals set for the project and failed to submit documentation of Good Faith Effort.

COMMITTEE/COMMISSION ACTION:

None.

BACKGROUND INFORMATION:

This project will construct improvements at the intersection at Franklin Boulevard and Fruitridge Road. Project improvements will include modifications to the existing center median/left turn lanes on all four legs of this intersection. The bulb portion of the medians will be removed and the remaining median portion extended to increase left turn lane storage capacity. Construction will also include installation of a right turn only lane for south to west bound traffic, handicap ramps, and miscellaneous modifications to existing traffic signals.

On April 19, 1994, the City Council approved the plans and specifications for the Improvements for the Intersection at Franklin Boulevard and Fruitridge Road. Bids were received and opened by the City Clerk on May 11, 1994. The bids received were:

Richard A. Heaps Electrical Contractors, Inc.	\$205,898.00
* Environmental Construction	\$216,357.00

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American Engineering & Asphalt

\$222,557.10

* Indicates MBE firm.

All three bids received were determined to be nonresponsive. The low bidder and the third low bidder failed to meet the City's requirement that 50% of the value of all work in the contract must be performed by the prime contractor. The low bidder Richard A. Heaps listed 55.5% subcontractor participation in his bid. The third low bidder, American Engineering and Asphalt listed 58.3% subcontractor participation in their bid. The second low bidder did not achieve the MBE/WBE participation goals set for the project and failed to submit documentation of Good Faith Effort.

Because all bids received were determined to be nonresponsive, staff recommends that the City Council reject all bids and authorize staff to rebid the project. The project bid specifications will include a provision waiving Section 2.9 of the City of Sacramento's Standard Specifications for Public Works Construction that requires that the prime contractor perform 50% of the value of all contract work.

A Categorical Exemption for the Improvements for the Intersection at Franklin Boulevard and Fruitridge Road project was filed with the County Recorder of the County of Sacramento on June 18, 1993.

The estimated project completion date is January 31, 1995.

FINANCIAL CONSIDERATIONS:

The engineer's estimated construction cost is \$189,000.

The estimated total project cost, including all planning, design and construction costs, is \$276,000. The current budget is \$600,000 which was approved in the 1992/93 Capital Improvement Program from the Sacramento Transportation Sales Tax - CIP Fund (201). The funds available for this project amount to \$488,714 as of June 3, 1994.

A non-refundable fee of \$30 will be charged for each set of plans and specifications to cover reproduction costs.

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POLICY CONSIDERATIONS:

The subject project promotes the City Council priorities regarding neighborhood revitalization and enhancement and public safety.

This action is consistent with Title 58, of the City Code concerning rejection of all bids and advertisement for bids and Resolution No. 93-619 relating to MBE/WBE participation goals and policies adopted by the City Council on November 2, 1993.

MBE/WBE:

This project will include MBE/WBE participation goals of 10.57% MBE and 9.5% WBE as required by Resolution No. 93-619 relating to MBE/WBE participation goals and policies adopted by the City Council on November 2, 1993. Award of contract will be contingent upon the responsive low bidder either meeting the project MBE/WBE participation goals or making adequate Good Faith Efforts towards meeting the project goals. Bids submitted which meet or exceed the MBE/WBE goals may be eligible for bid price preferences up to a maximum of 7% or \$25,000, whichever is lower.

There were 10 planholders for this project, one of which was a MBE. There were no WBE planholders. Three bids were received for this project. The MBE planholder submitted a bid but it was not the low bid. There were no bids submitted by WBE firms.

The low bidder, Richard A. Heaps Electrical Contractor, did not achieve the 10.57% MBE and 9.5% WBE goals set for the project, with City of Sacramento certified MBE/WBE firms. The low bidder achieved \$97,087 (47.2%) City certified MBE and 0.0% City certified WBE participation. The low bidder also listed two Caltrans certified WBEs for \$19,600 which represents 9.5% of the bid, however, this participation cannot be credited towards meeting the project goals. Current City policy requires that firms must be City of Sacramento MBE/WBE certified prior to bid opening in order to be eligible for credit towards meeting the project MBE/WBE goals. The low bidder was therefor determined to be nonresponsive.

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The table below itemizes the MBE/WBE participation listed by the low bidder, Richard A. Heaps:

FIRM LISTED IN BID	CITY CERTIFIED AT BID OPENING	CALTRANS CERTIFIED	MBE	WBE	AMOUNT CREDITED
Environmental Construction	Yes	Yes	Yes (Hisp.)	No	\$97,087.20 (47.2% MBE)
S.J.D. Construction	No	Yes	No	Yes	\$1,600.00 (0.78% WBE) *
Omega Pacific Electrical Supply Inc.	No **	Yes	Yes (Black)	Yes	\$30,000 x 60% = \$18,000 (8.74% WBE) *

* Note: No credit is given for this participation because listed firm must be City of Sacramento MBE/WBE certified prior to bid opening to be counted towards meeting participation goals, according to current City policy.

** Note: Omega Pacific Electrical Supply Inc. was not City of Sacramento certified at time of bid opening on May 11, 1994. Omega Pacific Electrical Supply Inc. was certified by the City of Sacramento on May 18, 1994.

The low bidder submitted documentation of Good Faith Effort that did not satisfy all the requirements related to Good Faith Effort required by Title 58 of the City Code. The attached Table A summarizes the Good Faith Effort made by the low bidder, Richard A. Heaps Electrical Contractor. The low bidder was also nonresponsive to the City's requirement that the prime contractor perform 50% of all the contract work.

The second low bidder, Environmental Construction is a City certified MBE. Environmental Construction achieved the MBE goal but did not achieve the WBE goal. Environmental Construction listed a Caltrans certified WBE for \$5,600 which represents 2.6% of the bid, however, this participation cannot be credited towards meeting the project goals. Current City policy requires that firms must be City of Sacramento MBE/WBE certified prior to bid opening in order to be eligible for credit towards meeting the project MBE/WBE goals. Environmental Construction did not submit documentation of Good Faith Effort and therefore has been declared a nonresponsive bidder.

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The third low bidder, American Engineering and Asphalt, listed in their bid City certified MBE/WBE participation at the goal level, but was determined to be nonresponsive to the City's requirement to perform 50% of the project with their own forces.

The table below lists the City Certified MBE/WBE participation achieved by the bidders as identified in their bids:

Contractor	M/WBE Status	Bid Amount	MBE		WBE		Good Faith Effort Documentation Submitted
			\$	%	\$	%	
Richard A. Heaps	No	\$205,893	\$97,087	47.2	\$0*	0.0*	Yes
Environmental Construction	Yes	\$216,357	\$216,357	100	\$0**	0.0**	No
American Engineering and Asphalt	No	\$222,557.10	\$23,590	10.6	\$21,076	9.5	Not Required

- * Richard Heaps listed two Caltrans certified WBEs for \$19,600 (9.5%) WBE. According to current City policy Caltrans certified firms cannot be credited towards the project goals.
- ** Environmental Construction listed one Caltrans certified WBE for \$5,600 (2.6%) WBE. According to current City policy Caltrans certified firms cannot be credited towards the project goals.

Plans and specifications will be sent to seven (7) plan rooms and construction services organizations for publication and use by the construction industry of Northern California. There are four (4) organizations on the distribution list that are directly involved with outreach to MBE/WBE contractors.

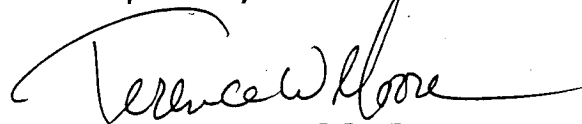
Other outreach efforts to MBE/WBEs for this project will include:

- Advertisement of the project on the City of Sacramento Construction Project Bid Line (916) 392-4758.
- Free access to review the project plans and specifications at the City of Sacramento Plan room at Engineering Division offices at 927 10th Street.

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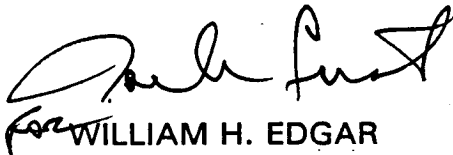
- Provide notice of this project to three minority chambers of commerce and three minority and women community organizations directly involved with outreach to MBE/WBEs.

Respectfully submitted:



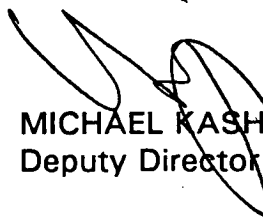
TERENCE W. MOORE
Engineering Division Manager

RECOMMENDATION APPROVED:



WILLIAM H. EDGAR
City Manager

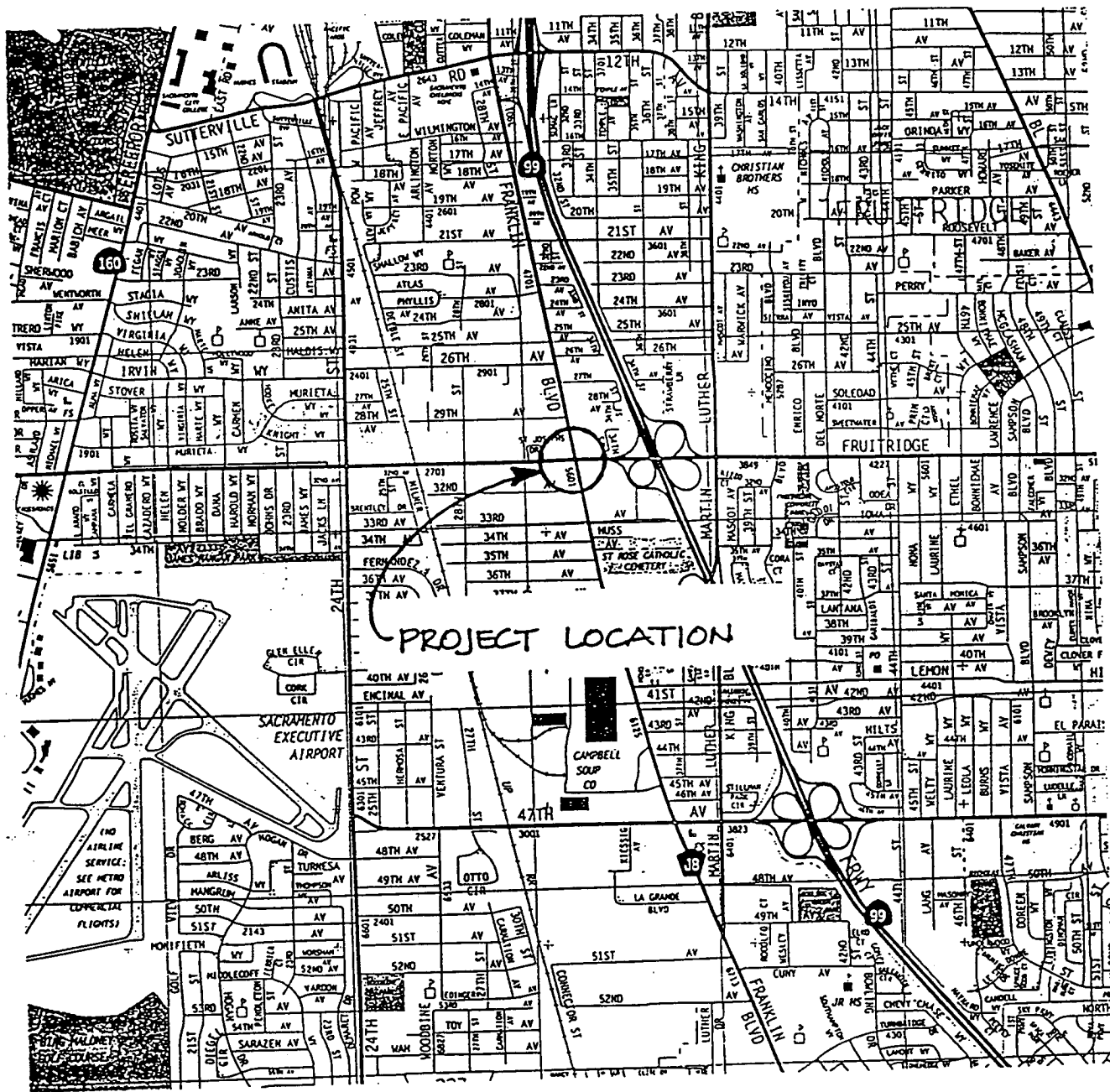
APPROVED:



MICHAEL KASHIWAGI
Deputy Director of Public Works

F:dt
EA8-12.1
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FRUITRIDGE RD/FRANKLIN BLVD INTERSECTION IMPROVEMENTS



LOCATION MAP

