

Agenda Report

TO: CITY COUNCIL

DATE: March 16, 2009

FROM: CITY MANAGER

SUBJECT: CONTRACT AWARD TO MANUEL BROTHERS, INC., A QUANTA SERVICES COMPANY, FOR THE INSTALLATION OF THE METRO RAPID BUS TRANSIT PRIORITY SYSTEM ON COLORADO BOULEVARD FROM THE WEST CITY LIMIT TO HILL AVENUE, FOR AN AMOUNT NOT TO EXCEED \$ 455,000

RECOMMENDATION:

It is recommended that the City Council:

1. Acknowledge the project to be categorically exempt under Section 21084 of the California Environmental Quality Act (CEQA) in accordance with Article 19, Section 15301 (Class 1), subsection (c) of the Resources Agency of California Guidelines (minor alterations involving negligible expansion of use beyond that previously existing) pursuant to the findings of the Secretary of the Resources Agency, and authorize the City Manager to execute and the City Clerk to file a Notice of Exemption for the project with the Los Angeles County Clerk; and
2. Accept the bid dated January 28, 2009, submitted by Manuel Bros., Inc., a Quanta Services Company, in response to the Specifications for the Installation of the Metro Rapid Bus Transit Priority System on Colorado Boulevard from the West City Limit to Hill Avenue, reject all other bids received, and authorize the City Manager to enter into such contract as is required for an amount not to exceed \$ 455,000.

BACKGROUND:

In 2006, the City of Pasadena and the Los Angeles County Metropolitan Transportation Authority (METRO) signed a Memorandum of Understanding (MOU) for the implementation of the Metro Rapid Bus Transit Priority System in the City of Pasadena. The Metro Rapid Bus Program, currently operating in the City of Los

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Angeles, is a high capacity transit system providing more frequent services with fewer stops within all transit arterials it covers. Based on vehicular detection technology, the Metro Rapid Bus Transit Priority System works as a three-way automated communication and feedback system among the bus, the traffic signal network where such bus is traveling and a sophisticated algorithm residing within the ATSAC Center in the City of Los Angeles to produce a balanced traffic signal synchronization between the Metro bus and all vehicular traffic flow within an arterial. The results are increased transit efficiency and enhanced coordination of vehicular flows through a traffic corridor. Through the METRO, both the City of Los Angeles and the City of Pasadena will share the benefits from this service. In Pasadena, this service will be provided along Colorado Boulevard from the westerly City limits to Hill Avenue.

This work includes the installation of street light luminaires, pull boxes, fiber optic cable, fiber optic communication equipment, traffic signal cabinets, transit bus loop detectors, conduit and conductors.

The Department of Public Works prepared specifications for this project and bids were received on January 28, 2009.

This project was advertised in the Pasadena Star News on January 8, 2009. In addition, the Notice Inviting Bids was published in five trade publications and on two websites. Bid packets were obtained by 26 contractors, 12 of whom submitted bids for the project.

The following bids were received:

	<u>Bidder</u>	<u>Amount</u>
1.	Manuel Bros., Inc., a Quanta Services Co., Grass Valley	\$ 395,777.77
2.	Lincoln Pacific Builders, Baldwin Park	\$ 480,000.00
3.	Dynalectric (KDC Inc. dba), Los Alamitos	\$ 481,352.00
4.	California Professional Engineering, Inc., South El Monte	\$ 508,857.00
5.	Christopher Morales, Inc., City of Industry	\$ 519,777.00
6.	Comet Electric, Inc., Canoga Park	\$ 523,000.00
7.	Pro Tech Engineering, Inc.,	\$ 555,000.00
8.	CSI Electrical Contractors, Inc., Santa Fe Springs	\$ 556,581.00
9.	C.T.&F., Inc, Bell Gardens	\$ 565,749.00
10.	Terno, La Mirada	\$ 597,230.00
11.	Steiny and Company, Baldwin Park	\$ 624,320.00
12.	Freeway Electric, Riverside	\$ 649,173.00
	Engineer's Estimate	\$ 503,000.00

The lowest responsive bid received, which was submitted by Manuel Bros., Inc. (MBI), was 21.3 percent lower than the Engineer's Estimate. After the bid results were released listing MBI as the low bidder, the International Brotherhood of Electrical Workers (IBEW) began an inquiry into the status of the prior MBI contract with the City. The last contract awarded to MBI was on August 13, 2007, for the State Route 710 Mitigation Traffic Control and Monitoring System-Intelligent Transportation Systems project (710 Mitigation), in an amount not to exceed \$5,000,000. Based on comments received on August 2007, regarding apprenticeship program requirements and how the City will enforce the use of apprentices when the lowest bidder is a nonunion contractor, the City Council approved the award of the contract with the condition that specific apprenticeship requirements and "good faith efforts" are included in the contract. The following approved conditions were incorporated into the "Requirements for Use of Apprentices and Good Faith Efforts" portion of the contract:

- 1) The Contractor is required to notify all applicable apprenticeship committees in applicable crafts or trades within the geographic region of the project site and submit a request to dispatch apprentices from an apprenticeship committee.
- 2) If an apprenticeship committee fails to dispatch any apprentices or dispatches fewer than the Contractor requested, the Contractor shall make further requests from at least two (2) additional apprenticeship committees, provided there is more than one apprenticeship committee available for the applicable craft or trade within the geographic region of the project site.
- 3) If an apprenticeship committee fails to dispatch any apprentices or dispatches fewer than requested, the Contractor has a continuing obligation to make written requests from ALL apprenticeship committees within the geographic region of the project site for the applicable craft or trade every three (3) months until either sufficient apprentices are employed or 70% of the work of the project is completed, as determined by the City.

Another condition of the contract addressed the ratio of apprentices to journeymen. The condition allows the contractor to comply with the ratio stipulated in the apprenticeship standards under which the Joint Apprenticeship Committee operates, but the ratio shall not be less than one hour of apprenticeship work for every five hours of labor performed by a journeyman, except as otherwise provided in the California Labor Code. The condition dictates how this ratio is to be calculated. Staff has reviewed contract compliance and contractor performance for the 710 Mitigation project and has determined that Manuel Bros., Inc., has met all the conditions and requirements of that contract. In addition, Manuel Bros., Inc., was found to be a responsible contractor in completing all field improvements on schedule and within the budget amount for the project.

As a result, it is recommended that Manuel Bros., Inc., be awarded a contract for this project as they are the lowest responsive and responsible bidder, and that the other bids be rejected. The proposed contract with Manuel Bros., Inc., fully complies with the Competitive Bidding and Living Wage Ordinances. The Contractor has indicated that the award of this contract will result in no new hires to his present workforce.

The contract will be set up as follows:

Base Bid	\$ 395,777.77
Contingency Allowance	\$ <u>59,222.23</u>
Contract "Not to Exceed" Amount	\$ 455,000.00

It is anticipated that work will begin in March and be completed in June 2009.

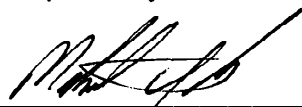
Compliance with the Mobility Element of the 2004 General Plan was previously approved with the adoption of the FY 2009-2014 Capital Improvement Program (page 5.21).

Under the State Guidelines for the Implementation of the California Environmental Quality Act (CEQA), this project is categorically exempt since the work consists of minor alterations involving negligible expansion of use beyond that previously existing. Therefore, it is recommended that a Notice of Exemption be filed with the Los Angeles County Clerk.

FISCAL IMPACT:

Funds for this project are available in the FY 2009-2014 Capital Improvement Program, Budget Account No. 75508, Metro Rapid Bus Priority System.

Respectfully submitted,



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City Manager

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Approved by:



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