

Agenda Report

TO: CITY COUNCIL **DATE: APRIL 27, 2009**

FROM: CITY MANAGER

SUBJECT: CONTRACT AWARD TO C.S. LEGACY CONSTRUCTION, INC. FOR THE ROBINSON PARK EXPANSION PROJECT FOR AN AMOUNT NOT TO EXCEED \$2,750,000

RECOMMENDATION:

It is recommended that the City Council:

1. Find that the project was subject to adequate environmental review in the Initial Study approved and the Negative Declaration adopted by the City Council, November 4, 2002, for the Robinson Park Master Plan, and that there are no changed circumstances or new information which would require further environmental review; and
2. Accept the bid, dated March 24, 2009, submitted by C.S. Legacy Construction, Inc. in response to the specifications for Robinson Park Expansion; and reject all other bids received; and Authorize the City Manager to enter into a contract not to exceed \$2,750,000.

BACKGROUND:

The Robinson Park project is the first phase of the implementation of the Master Plan for Robinson Park. The park will be expanded from its present acreage to include a 2.5 acre parcel formerly occupied by Highland Plastics south of the park. The elements in this first phase will include an expanded multi-purpose synthetic field, new field lighting, new backstop area, new parking lot, and new restroom facilities.

The work for this contract award will include the demolition of the existing site, grading, utilities connection, electrical system, sports pole lighting system, drainage system, concrete paving, aggregate base, curbs, walls, chain link fencing, backstop, sports netting, wrought iron fencing, trash enclosure, site amenities, sport field amenities, planting and irrigation system. This project is included in the City's adopted FY 2009 Capital Improvement program. The implementation of the synthetic turf field and restroom facilities are not part of this contract award and will be brought forward as separate agenda items to facilitate cost savings and be more

responsive to neighborhood comments.

Plans and specifications for the subject project were prepared by the Department of Public Works and a consultant, David Evans and Associates, Inc.

The project was advertised in the Pasadena Journal on February 12, 2009. In addition, the Notice Inviting Bids was published in three trade publications and one websites. Bid packets were obtained by 110 contractors, 22 of whom submitted bids for the project. From the 22 contractors who submitted bids, 12 were rendered "Non-Responsive" because they did not meet the guideline for the Local Hiring and Subcontracting Provision stated in the specifications and one was received and deemed "Incomplete."

In accordance with Section 4.08.070 of the Pasadena Municipal Code, bids have been requested and received.

Following advertising, bids were received on March 24, 2009, and are as follows:

<u>Bidder</u>	<u>Amount</u>
1. C S Legacy Construction, Inc., Chino	\$ 2,459,699.00
2. PIMA Corporation dba Advanced Construction, Los Angeles	\$ 2,570,830.10
3. Environmental Construction, Inc., Woodland Hills	\$ 2,744,386.00
4. Lifetime Industries, Inc., dba Parkwest Construction Company, Redlands	\$ 2,781,123.00
5. MJS Construction, Inc., Palmdale	\$ 2,971,000.00
6. Landmark Site Contractors, Perris	\$ 3,036,025.00
7. Park West Landscape, Inc., Pacoima	\$ 3,117,844.97
8. Palp Inc., dba Excel Paving Company, Long Beach	\$ 3,126,080.70
9. L A Builders, Inc., Van Nuys	\$ 3,577,940.12
10. Valley Crest Landscape Development, Cypress	Non-Responsive
11. Los Angeles Engineering, Inc., Covina	Non-Responsive
12. Bitech Construction Company, Inc., Buena Park	Non-Responsive
13. Remedial Civil Constructors, Inc. dba RCC Inc., Montrose	Non-Responsive
14. United Contractors Co., Inc., Anaheim	Non-Responsive
15. Mallcraft, Inc., Altadena	Non-Responsive
16. E C Construction, South El Monte	Non-Responsive
17. Ohno Construction Company, Fontana	Non-Responsive
18. Acon Development, Inc., Los Angeles	Non-Responsive
19. Vido Samarzich, Alta Loma	Non-Responsive
20. Morillo Construction, Inc., Pasadena	Non-Responsive

- | | |
|---|----------------|
| 21. Koam Construction, Inc., Los Angeles | Non-Responsive |
| 22. Mega Lighting Inc, dba Mega Way Enterprises, Pomona | Incomplete |

Engineer's Estimate \$ 3,815,234.50

The total bid price of the improvements from the lowest responsive bidder was 35% lower than the engineer's estimate which is likely due to the competitive nature of the industry and the conservative approach in preparing the estimate. Sufficient funds are available in the Capital Improvement Program to fund the project. Staff believes the lowest responsive bidder is capable of performing the work in a reasonable and professional manner.

CS Legacy Construction, Inc. has indicated that the award of this contract will result in 16 new hires to their present workforce. The project specifications outline a goal that 75% of all new hires be local Pasadena residents. The City's First Source Local Hiring function and the Foothill Employment and Training connection, One-stop Career Center, conducted recruitment through its own existing outreach efforts and coordinated with local organizations throughout the City to identify Pasadena residents currently enrolled in or have recently completed a pre-apprenticeship program, including residents that have registered with the City for construction job referrals. Staff also coordinated one-on-one interviews between CS Legacy Construction, Inc., several of their subcontractors, and Pasadena residents on April 13, 2009. As a result of the Pilot Local Hiring effort, 16 Pasadena residents (100% of new hires) will be hired to work in a variety of construction trades on the Robinson Park project if this contract is awarded to CS Legacy Construction, Inc.

As a result of the Pilot Local Subcontractor effort over 150 local (Pasadena) businesses/subcontractors were solicited by 10 different contractors with some firms contacted two or three times. Even with this extensive outreach effort, it did not result in any of the bidders achieving the stated local subcontracting goal. It appears that local contractors were either not interested or not responsive to the firm's solicitations. Only two bidders listed local subcontractors, however they were identified to perform less than 0.5% of the work on this project; far less than the 20% goal. Although CS Legacy Construction, Inc. did not meet the goal, the required good faith effort documentation was provided and thus their bid is responsive.

It is recommended that C.S. Legacy Construction, Inc. be awarded the contract for this project as they are the lowest responsive and responsible bidder and that all other bids be rejected. The proposed contract with C.S. Legacy Construction, Inc., fully complies with the competitive bidding ordinance and the rules and regulations promulgated hereunder as did the contractor selection process.

The proposed contract with C.S. Legacy Construction, Inc. will be as follows:


Base Bid	\$ 2,459,699
Contingency Allowance	<u>\$ 290,301</u>
Contract "Not to Exceed" Amount	\$ 2,750,000

It is anticipated that construction will begin in May 2009, and will be completed by January 2010.

FISCAL IMPACT:

Sufficient funding in the form of Certificates of Participation, General Fund and Residential Impact Fees is available in Capital Improvement Program budget account number 78034, Robinson Park – Implement Master Plan.

Respectfully submitted,



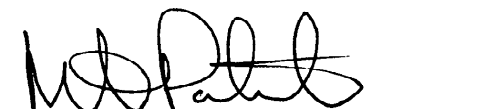
MICHAEL J. BECK
City Manager

Prepared by:



Jeff Khun, Landscape Architect
Parks and Natural Resources Division

Approved by:



Martin Pastucha, Director
Department of Public Works