

Agenda Report

November 25, 2024

TO: Honorable Mayor and City Council

FROM: Department of Public Works

SUBJECT: **AUTHORIZE THE CITY MANAGER TO ENTER INTO A CONTRACT WITH CJ CONCRETE CONSTRUCTION, INC. FOR ANNUAL ADA SIDEWALK IMPROVEMENTS AND MISCELLANEOUS SIDEWALK REPAIR PROGRAM FOR AN AMOUNT NOT-TO-EXCEED \$1,134,472**

RECOMMENDATION:

It is recommended that the City Council:

1. Find that the contract proposed herein to be categorically exempt under the California Environmental Quality Act (CEQA) pursuant to Title 14, Chapter 3, Article 19, Section 15301, Class 1, - Existing Facilities; and that there are no features that distinguish this project from others in the exempt class, and therefore, there are no unusual circumstances; and
2. Award contract to lowest and best bid dated October 22, 2024 submitted by CJ Concrete Construction, Inc. in response to the plans and specifications for the Annual ADA Sidewalk Improvements and Miscellaneous Sidewalk Repair Program, Fiscal Year 2025, and authorize the City Manager to enter into a contract for an amount not-to-exceed \$1,134,472 which includes the base contract amount of \$ 1,080,450 and a contingency of \$54,022 to provide for any necessary change orders.

BACKGROUND:

The project provides for annual concrete sidewalk improvements citywide. It was created and initially funded in FY 2016 as the result of the sidewalk inventory list generated in 2015 where nearly 1.1 million square feet of damaged sidewalk covering over 18,000 locations were identified. The sidewalk locations are prioritized based on the City's Accessibility and Disability Commission's criteria such as highest vertical deviation, high pedestrian usage, high traffic volume streets, and ADA-related citizen complaints. Since

its creation in FY 2016, the Annual ADA Sidewalk Improvement Program has been appropriated a total of \$ 10.5 million of General Fund, replacing approximately 820,000 square feet of damaged sidewalk.

This contract includes removal and replacement of approximately 50,000 square feet of sidewalk at over 350 locations citywide, prioritizing vertical lifts of three inches and above which were identified on the 2015 inventory list. The scope of work also includes replacement of curbs and gutters and cross gutters at various locations citywide to address stormwater flowline impediments. Finally, a small project scope has been included to assist the Pasadena Department of Transportation with bus stop improvements. This is accounted for later in the Fiscal Impact portion of this agenda report.

Additionally, this contract includes repair of sidewalk locations paid for by adjacent property owners as required by Chapter 12.04 of the Pasadena Municipal Code. Under that ordinance, repair of damaged sidewalk is the responsibility of the adjacent property owner. This is triggered when a building permit for improvements valued at over \$20,000 is obtained by property owner. That portion of work on this contract will be paid for with private capital.

The Department of Public Works prepared the plans and specifications for the subject contract. Bids were requested and received in accordance with Section 4.08.060 of the Pasadena Municipal Code. On October 3, 2024, a Notice of Inviting Bids for the FY 2025 Citywide ADA Sidewalk Improvement Project was published in the Pasadena Press as well as posted on OpenGov Procurement. The posting generated notices to all vendors who had previously registered with the City for this particular commodity class. A total of 31 vendors downloaded the contract documents, none were local vendors. A total of five bids were received by the bid opening date.

Following advertising, bids were received on October 22, 2024, and are as follows:

<u>Bidder</u>	<u>Base Bid Amount (\$)</u>
1. CJ Concrete Construction, Inc., Santa Fe Springs, CA	\$ 1,080,450
2. FS Contractors, Inc., Sylmar, CA	\$ 1,102,200
3. We R Builders, Inc., Glendale, CA	\$ 1,195,050
4. Hardy & Harper, Inc., Lake Forest, CA	\$ 1,310,000
5. Toro Enterprises, Inc., Oxnard, CA	\$ 1,844,140
Engineer's Estimate	\$ 1,079,500

The lowest and best bid received is within one percent of the Engineer's Estimate.

It is recommended that CJ Concrete Construction, Inc. be awarded the contract for this project as they are the lowest and best bidder. The proposed contract with CJ Concrete Construction, Inc. fully complies with the Competitive Bidding and Living Wage Ordinances. In addition, the proposed contract fully complies with the Prevailing Wage Law (Senate Bill 7) per Resolution 9406 adopted by the City Council on December 14, 2014. The contractor has indicated that the awarding of this contract will result in no new hires to the present workforce. In accordance with the Local Preference provisions of the contract, the contractor

is encouraged to recruit Pasadena residents initially and to give them preference, if all other factors are equal, for any new positions generated from this contract.

CJ Concrete Construction, Inc. has performed satisfactory work as a contractor for the City on four prior sidewalk improvements projects totaling \$6.3 million over the last five years. Staff has confirmed the contractor's license and verified that their Department of Industrial Relations status is in good standing. The contractor received favorable reference checks from other agencies.

The contract for this project will be set as follows:

Base Bid	\$ 1,080,450
Contingency Allowance	\$ 54,022
Contract Not-to-Exceed Amount	\$ 1,134,472

A contingency of five percent is allocated to this contract to cover additional quantity of sidewalk replacement as budget allows. It is anticipated that construction will begin in early 2025 and be completed in Summer 2025.

COUNCIL POLICY CONSIDERATION:

This project is consistent with the City Council's goals to improve, maintain and enhance public facilities and infrastructure, and to improve mobility and accessibility throughout the City. It also supports the Public Facilities Element of the General Plan by maintaining public facilities to enhance the quality of life of the community.

ENVIRONMENTAL ANALYSIS:

The contract award has been determined to be categorically exempt under the California Environmental Quality Act (CEQA) Guidelines in accordance with Title 14, Chapter 3, Article 19, Section 15301, Class 1, Existing Facilities. Class 1 consists of minor alterations of existing public facilities involving negligible or no expansion of use beyond that previously existing at the time of the lead agency's determination. There are no features that distinguish this project from others in the exempt class and therefore, there are no unusual circumstances.

FISCAL IMPACT:

The total cost of this contract including contingency is \$ 1,134,472 and the total cost of this action will be \$1,190,000. Funding for this action will be addressed by the utilization of existing funds in the Annual ADA Sidewalk Improvement Program (73913), Miscellaneous Sidewalk Repair Program (73940), and Bus Stop Improvement Program (75900). There is no impact to the General Fund. It is anticipated all costs will be expended in FY 2025.

The following table represents a summary of the project funding:

Project	Budget
Annual ADA Sidewalk Improvement Program (73913)	\$ 1,000,000
Miscellaneous Sidewalk Repair Program (73940)	\$ 120,000
Bus Stop Improvement Program (75900)	\$ 70,000
TOTAL	\$1,190,000


The following table represents a project summary:

Description	Amount
Base Bid	\$1,080,450
Contingency	\$ 54,022
Construction Administration/Inspection/Material Testing	\$ 55,528
TOTAL	\$1,190,000


Respectfully submitted,



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