

CITY OF YUBA CITY
STAFF REPORT

Date: December 2, 2008
To: Honorable Mayor & Members of the City Council
From: Department of Public Works
Presentation by: George Musallam, Public Works Director

Summary

Subject: CDBG Sidewalk Improvements Project 2008

Recommendation:

- a. Accept letter from Walberg Inc. withdrawing their bid from the CDBG Sidewalk Improvements 2008 Project.
- b. Award Contract No. 08-27, CDBG Sidewalk Improvements 2008 to C & C Construction of Rocklin, CA in the amount of their bid of \$237,773.50.
- c. Authorize the City Manager to execute the contract on behalf of the City, following approval by the City Attorney.

Fiscal Impact: \$285,328.20 – to be broken down as follows:
Account No. 961073 (King Av Elem Area SW Imp)
 \$66,245.50 – construction
 \$13,249.10 – contingency
Account No. 961074 (Park Av Elem Area SW Imp)
 \$113,562.00 – construction
 \$22,712.40 – contingency
Account No. 961075 (Franklin Av Area SW Imp)
 \$57,966.00 – construction
 \$11,593.20 – contingency

Background:

The CDBG Sidewalk Improvements Project 2008 is a part of the City's ongoing program to provide accessibility to all pedestrians using City streets through the Community Development Block Grant (CDBG) program. This project includes the installation or upgrade of 25 pedestrian access ramps in the King Avenue Elementary Area in addition to 19 pedestrian access ramps in the Park Avenue Elementary Area. The project also involves the construction of sidewalk, curb and gutter to connect existing facilities on Franklin Avenue near Yuba City High School and in the Park Avenue Elementary Area.

On October 21, 2008, Council approved the plans and specifications for this project and also authorized the Public Works Department to advertise for bids.

Analysis:

The CDBG Sidewalk Improvements Project 2008 was advertised for bid in October and November 2008. Plans and specifications were provided to local builder/contractor exchanges and purchased by 22 contractors/suppliers. On November 20, 2008, 20 bids were received and opened in the City Clerk's office. The bid results are as follows:

<u>Contractor</u>	<u>Bid Amount</u>
Walberg Inc. of Corning, CA	\$236,953.82
C & C Construction of Rocklin, CA	\$237,773.50
Newland Entities of Yuba City, CA	\$258,796.50
Golden Bay Construction, Inc. of Hayward, CA	\$269,550.25
Gold Valley Construction, Inc. of Rocklin, CA	\$273,999.00
Martin General Engineering of Rancho Cordova, CA	\$280,062.00
Maxicrete, Inc. of Fairfield, CA	\$282,428.00
FBD Vanguard Construction, Inc. of Livermore, CA	\$282,948.50
Nor Cal Concrete of Suisun, CA	\$286,096.40
North Coast Resource Management of Walnut Grove, CA	\$298,267.60
Altman General Engineering of Yuba City, CA	\$305,373.00
Franklin Construction of Chico, CA	\$328,234.50
PBM Construction, Inc. of Roseville, CA	\$333,333.00
McGuire and Hester of Oakland, CA	\$337,512.90
Unified Building Contractors, Inc. of Chico, CA	\$351,516.54
American Engineering & Asphalt of Rocklin, CA	\$353,392.75
EK Concrete of Penryn, CA	\$360,774.00
Knife River Construction of Chico, CA	\$364,349.80
Teichert Construction of Roseville, CA	\$394,522.60
Sierra National Construction, Inc. of Carmichael, CA	\$516,342.00
Engineer's Estimate	\$305,000.00

When the bids were originally opened, C & C Construction was the apparent low bidder for the project. While staff was checking each bid for correctness, Walberg Inc.'s bid contained a mathematical error. Per the Special Provisions, the total bid amount is determined by the unit prices bid. When using the unit prices to determine Walberg Inc.'s total amount bid, their bid became the lowest of all bids submitted at \$236,953.82 rather than the written bid of \$284,804.00. Walberg Inc. was contacted and notified of this finding and was given the option to accept the correct bid amount or withdraw their bid. Walberg Inc. chose to withdraw the bid because they are unable to perform the contract at the correct bid amount submitted.

C & C Construction of Rocklin, CA is the low bidder. Contract administration and inspection of the project will be performed by Public Works Department staff. Project construction is expected to begin in January.

Fiscal Impact:

In the Fiscal Year 2008-09 Capital Improvement Program, there are sufficient Community Development Block Grant funds budgeted through Account Nos. 961073 (King Av Elem Area SW Imp), 961074 (Park Av Elem Area SW Imp), and 961075 (Franklin Av Area SW Imp) to cover the estimated \$285,328.20 required for this project.

The project funding is broken down as follows:

Account No. 961073 (King Av Elem Area SW Imp)
\$66,245.50 – construction
\$13,249.10 – contingency

Account No. 961074 (Park Av Elem Area SW Imp)
\$113,562.00 – construction
\$22,712.40 – contingency

Account No. 961075 (Franklin Av Area SW Imp)
\$57,966.00 – construction
\$11,593.20 – contingency

Due to the low bid received, staff requests that Council authorize a contingency amount of 20% instead of the standard 10% to allow for construction of additional sidewalk improvements similar in project scope.

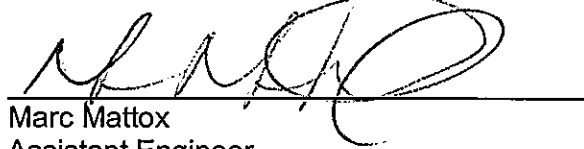
Alternatives:

Do not award the contract and reject all bids.

Recommendation:

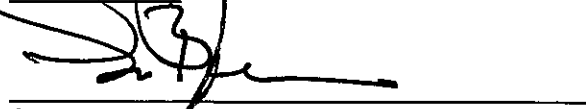
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Prepared by:



Marc Mattox
Assistant Engineer

Submitted by:

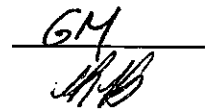


Steven R. Jepsen
City Manager

Reviewed by:

Department Head

Finance



MB

Walberg Inc.

California Contractor's License Number 898860

To: City of Yuba
Department of Public Works
1201 Civic Center Boulevard
Yuba City, CA 95993

November 20, 2008

Re: CDBG Sidewalk Improvements 2008
Contract No. 08-27

Attention: Marc Mattox

Walberg Inc. bid the CDBG Sidewalk Improvement 2008 project today November 20, 2008 at 12:00 a.m. this morning. Our total bid was for \$284,804.00 dollars. Unfortunately due to a miscalculation of our unit prices while filling out the bid documents our total bid came out below the bid amount that we were submitting. We are giving the City of Yuba written notice that Walberg Inc. must withdraw our bid due to the mistake. Walberg Inc. cannot do the project for the unit prices submitted because they do not equal our total bid amount. We apologize for any inconvenience this may have caused you. Please contact us with any further information or documentation that you may need.

Thank You-



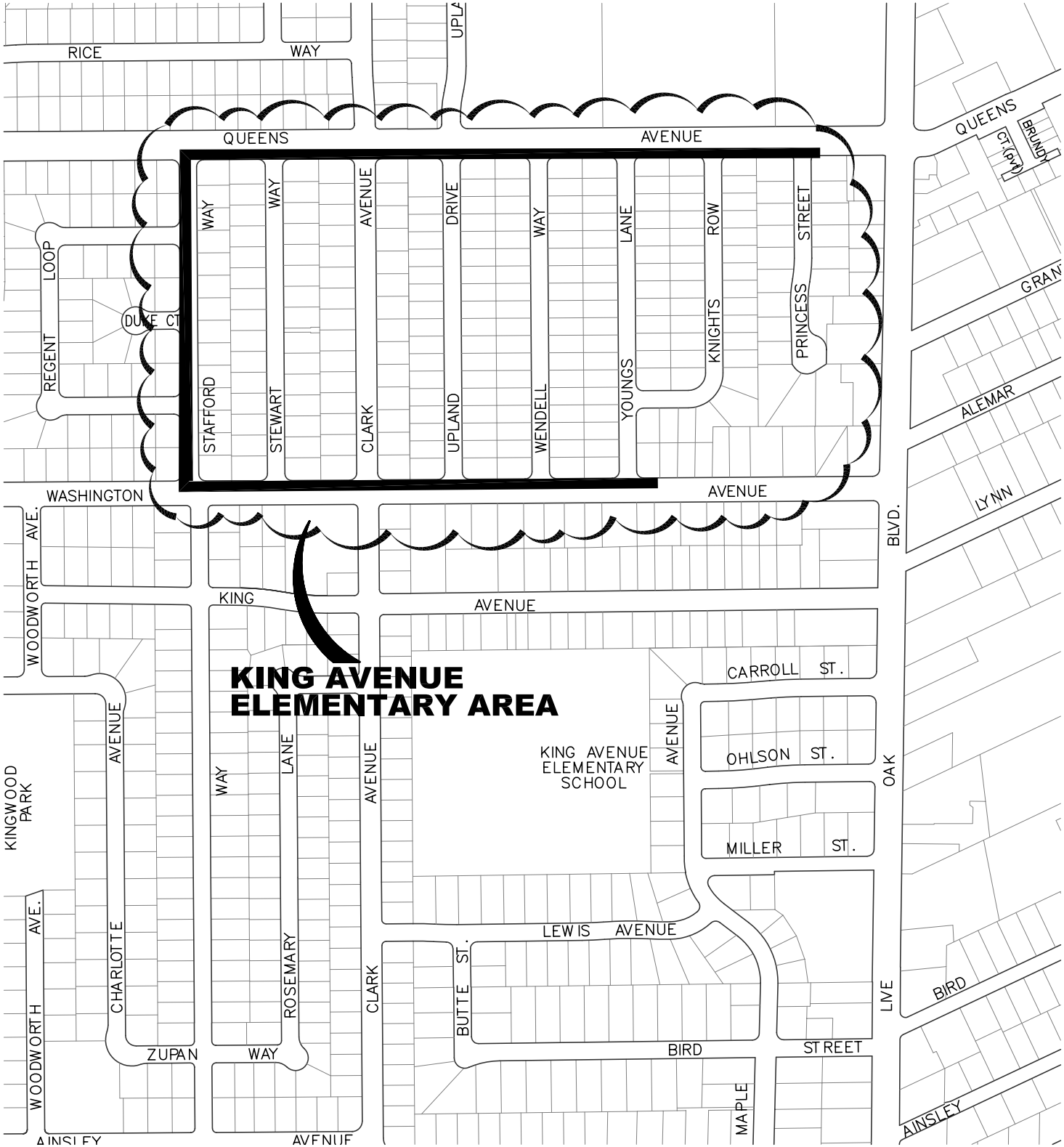
Bud Walberg
President
Walberg Inc.

EXHIBIT A



SCALE: 1" = 400'

CDBG SIDEWALK IMPROVEMENT PROJECT 2008



KING AVENUE ELEMENTARY AREA

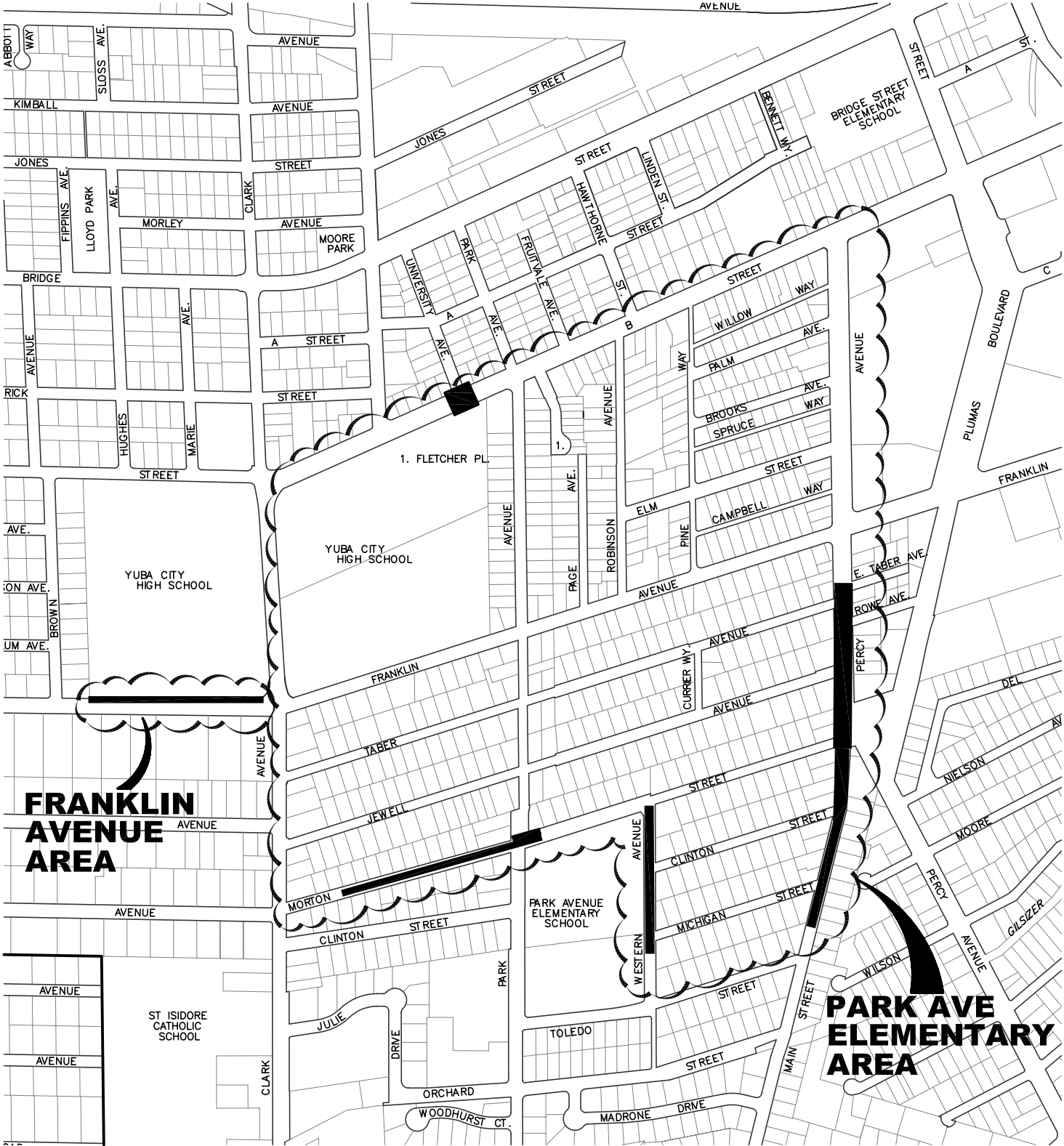
KING AVENUE ELEMENTARY SCHOOL

EXHIBIT B



SCALE: 1" = 600'

CDBG SIDEWALK IMPROVEMENT PROJECT 2008



FRANKLIN AVENUE AREA

PARK AVE ELEMENTARY AREA