

AGENDA ITEM NO.	1 E
COUNCIL MEETING	5/21/2009
APPROVED BY	
	
DEPARTMENT DIRECTOR	
CITY MANAGER	

May 21, 2009

FROM: PATRICK N. WIEMILLER, Director  
Public Works Department

BY: EFREN BAÑUELOS, Assistant Director   
Public Works Department, Capital Management Division

LALKUMAR GOONAWARDENA, PE, Design Services Manager   
Public Works Department, Capital Management Division

SUBJECT: 1. COUNCIL ADOPT CEQA NOTICE OF EXEMPTION NO. E200810000420  
2. AWARD A CONTRACT IN THE AMOUNT OF \$357,035.50 TO DAWSON-MAULDIN CONSTRUCTION, INC. OF SELMA, FOR THE TEAGUE ELEMENTARY SCHOOL IMPROVEMENTS, POLK AVENUE FROM ACACIA AVENUE TO GETTYSBURG AVENUE FILE NO. 2902 (LOCATED IN COUNCIL DISTRICT 1)

**KEY RESULT AREA**

Financial Management/Customer Service/Employee Satisfaction, KRA Code 0101001000

**RECOMMENDATIONS**

Staff recommends that the Council:

1. Adopt CEQA Notice of Exemption Document No. E200810000420
2. Award a contract for \$357,035.50 to Dawson-Mauldin Construction, Inc. of Selma, for the Teague Elementary School improvements, Polk Avenue from Acacia Avenue to Gettysburg Avenue.

**EXECUTIVE SUMMARY**

Children walking or riding bikes to the Teague Elementary school campus currently have to share the road with vehicular traffic. In 2006 the City was awarded a grant under the 6<sup>th</sup> cycle of the Safe Routes to School grant program to provide a safe walking route for the students. This project is to construct frontage improvements and install a flashing beacon to provide a safe route for the children walking or riding bikes to Teague Elementary School campus.

Staff recommends that Council awards a construction contract in the amount of \$357,035.50 to Dawson-Mauldin Construction, Inc. of Selma, for Teague Elementary School improvements and authorize the Public Works Director, or his designee to sign the contract on behalf of the City. This project is located within the boundaries of City Council District 1.

### **KEY OBJECTIVE BALANCE**

This project best balances the three Key Objectives of Customer Satisfaction, Employee Satisfaction, and Financial Management. Customer Satisfaction is achieved by construction of the sidewalk, bike lanes, and a safe crossing point with a flashing beacon. Employee Satisfaction is by implementing a project that had faced numerous setbacks due to utility company issues. Financial Management is achieved by preparing quality plans and specifications and advertising in a timely manner to obtain good bids for the project.

### **BACKGROUND**

This project is located at Polk Avenue, between Acacia Avenue and Gettysburg Avenue along the Teague Elementary School frontage. In 2007 Public Works staff prepared a grant application in a partnership with the Central Unified School District in pursuit of a grant to install concrete improvements along the school frontage, to widen the west side of the street and install a flashing beacon.

Public Works staff prepared Plans and Specifications and a Notice Inviting Bids was published in the Business Journal on April 8, 2009, posted on the City's website and faxed to ten builder exchanges. The specifications were distributed to 23 prospective bidders. The apparent low bid price was 22.1% below the Engineer's Estimate. Ten bid proposals were received and opened in a public bid opening on April 30, 2009. Bid proposal prices ranged between \$357,035.50, and \$466,306.00.

Dawson-Mauldin Construction, Inc. bid in the amount of \$357,035.50 is considered to be the lowest responsive and responsible bidder. The total bid amount of \$357,035.50 is 22.1% below the project construction estimate. Staff recommends that the City Council award a contract in the amount of \$357,035.50 to Dawson-Mauldin Construction, Inc. Bids are valid for 62 days from the date of the bid opening.

Staff determined that this project fits with the definition stipulated in Section 15061(b) (3) of the CEQA guidelines and filed a Notice of Exemption with the Fresno County Recorders office pursuant to 15061(b) (3) of the CEQA guidelines.

The Council may:

A. Adopt Categorical Exemption pursuant to CEQA guidelines.

Award a contract for \$357,035.50 to Dawson-Mauldin Construction, Inc. of Selma, for Teague Elementary School improvements on Polk Avenue from Acacia Avenue to Gettysburg Avenue; or

REPORT TO THE CITY COUNCIL  
Award Dawson-Mauldin-Construction, Inc.  
May 21, 2009  
Page 3

B. Reject all bids.

The project will be completed within 60 working days from the date of the Notice to Proceed.

However, in the event all bids are rejected a minimum of 60 days is required to rebid this project.

### **FISCAL IMPACT**

This project is funded with 6<sup>th</sup> cycle Safe Routes to School grant funds (\$210,600.00), \$141,000.00 contribution from the Central Unified School District and \$66,000.00 of Measure C funds.

PNW/EB/LG/eam  
Adopt CEQA Notice of Exempt & Awd Contract Teague Elem Sch 5-21-09

Attachments: Bid Evaluation  
Fiscal Impact Statement  
Notice of Exemption

**EVALUATION OF BID PROPOSALS**

FOR: TEAGUE ELEMENTARY SCHOOL IMPROVEMENTS (POLK AVE. FROM ACACIA TO GETTYSBURG) FEDERAL AID PROJECT: SR2SL – 5060 (140)

Bid File No. 2902  
Bid Opening: April 30, 2009

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<b>BIDDER'S</b>	<b>TOTAL NET BID AMOUNT</b>
1. Dawson-Mauldin-Construction, Inc. 1025 E. Nebraska Ave. Selma, CA 93662	\$357,035.50
2. American Paving, Inc. 315 N. Thorne Ave. Fresno, CA 93706	\$369,284.70
3. Tri-County Grading and Paving, Inc. 1200 Sunnyside, Suite B Clovis, CA 93611	\$371,910.00
4. Dave Christian Construction Co., Inc. 2233 S. Minnewawa Ave Fresno, CA 93727-6317	\$386,750.52
5. Doug Ross, Inc. dba. Central Valley Asphalt 23494 Road 196 Lindsay CA 93247	\$417,199.45
6. Granite Construction Company P. O. Box 50085 Watsonville, CA 95077	\$436,818.00
7. Witbro, Inc. Dba Seal Rite Paving 959 Clovis Ave. Clovis, CA 93612	\$444,083.00
8. Garcia Paving Company, Inc. 2951 S. Elm Ave. Fresno, CA 93706	\$451,780.30
9. Lockwood General Engineering, Inc. 10533 W. Goshen Ave. Visalia, CA 93291	\$502,702.20
10. Mass X, Inc. 2878 E. Garland Ave. Fresno, CA 93727	\$466,306.00

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For this contract to be awarded under the provisions set forth in the bidding document, you must complete the following sections and return this bid evaluation to the Purchasing Division at the latest by Wednesday, May 6, 2009, 5:00 P.M.

The Engineer's Estimate for this expenditure is \$458,793.00. The contract price is 22.1% below the Engineer's Estimate. If the overage is greater than 10% or only one bid was received, give explanation:

**EVALUATION OF BID PROPOSALS**

FOR: TEAGUE ELEMENTARY SCHOOL IMPROVEMENTS (POLK AVE. FROM ACACIA TO GETTYSBURG) FEDERAL AID PROJECT: SR2SL – 5060 (140)

Bid File No. 2902  
Bid Opening: April 30, 2009

**BACKGROUND OF PROJECT** (To be completed by Evaluating Department/ Division. Explain need for project/equipment):

Children walking or riding bikes to the Teague Elementary school campus currently have to share the road with vehicular traffic. In 2006 City was awarded a grant under the 6<sup>th</sup> Cycle of the Safe Route to School grant program to provide a safe walking route for the students. This project is to construct frontage improvements and install a flashing beacon to provide a safe route for the children walking or riding bikes to Teague Elementary School campus

**DEPARTMENT CONCLUSIONS AND RECOMMENDATION:**

Award a contract in the amount of \$357,035.50 to Dawson-Mauldin-Construction, Inc. of Selma as the lowest responsive and responsible bidder.

Remarks:

Reject all bids. Reason:

Department Head Approval

Efren Samuels  
Title Asst. Dir. of Public Works  
Date 5/6/2009

- |  |  |
|--|--|
| <input checked="" type="checkbox"/> Approve Dept. Recommendation | <input type="checkbox"/> Approve GSD/Purchasing Recommendation |
| <input type="checkbox"/> Disapprove                              | <input type="checkbox"/> Disapprove                            |
| <input type="checkbox"/> See Attachment                          |  |

GENERAL SERVICES DEPARTMENT

CITY MANAGER

Jason B. MacDonald 5/11/09  
Purchasing Manager Date

[Signature] 5/11/09  
City Manager or Designee Date

[Signature] 5/11/09  
Director Date

## FISCAL IMPACT STATEMENT

PROGRAM: PW00444 TEAGUE ELEMENTARY SCHOOL SAFE ROUTES TO SCHOOL GRANT

<u>RECOMMENDATION</u>	<u>TOTAL OR CURRENT</u>	<u>ANNUALIZED COST</u>
Direct Cost	<u>\$357,035.50</u>	_____
Indirect Cost	<u>\$ 66,000.00</u>	_____
<b>TOTAL COST</b>	<u><b>\$423,035.50</b></u>	_____
Additional Revenue or Savings Generated	_____	_____
Net City Cost	_____	_____
Amount Budgeted (If none budgeted, identify source)	\$ _____	_____

Indirect costs consist of the following:

Construction Engineering: (Const. Mgmt., Surveying, Inspection, Contract Compliance)	\$35,000.00
Contract Engineering Support:	\$ 5,000.00
Contract Contingencies:	\$15,000.00
Project Closeout and Safety Prog..0:	<u>\$11,000.00</u>
<b>TOTAL</b>	<u><b>\$66,000.00</b></u>

Notice of Exemption

To \_\_\_\_\_ Office of Planning and Research  
1400 Tenth Street, Room 121  
Sacramento, CA 95814

From (Public Agency) City of Fresno  
2600 Fresno Street, 4<sup>th</sup> Floor  
Fresno, CA 93721  
Address

County Clerk  
County of Fresno

FILED

OCT 23 2008

FRESNO COUNTY CLERK  
By Marsha Allen  
DEPUTY

Project Title Teague Elementary SR2S

Project Location-Specific Polk Avenue from Gettysburg Ave. to Acacia Ave.

Project Location- City of Fresno Project Location-County Fresno

Description of Nature, Purpose, and Beneficiaries of Project This project consists of constructing curb, gutter, sidewalk, trees, pavement section, safety lighting and a flashing beacon to eliminate the existing "bottle neck" and provide pedestrian a suggested route to school. All business and residents in the area will benefit from the improvements.

Name of Public Agency Approving Project City of Fresno

Name of Person or Agency Carrying Out Project City of Fresno, Department of Public Works

Exempt Status (check one)

- Ministerial (Sec. 15073)
- Declared Emergency (Sec. 15071(a))
- Emergency Project (Sec. 15071(b) and (c))
- Categorical Exemption. State type and section number.

Reasons why project is exempt The project has no potential to adversely impact air quality or any other environmental area, therefore, it is exempt from CEQA pursuant to CEQA Guidelines 15061 (b) (3).

Lead Agency Contact Person Cher Yang Area Code / Telephone / Extension (559) 621-8790

If filed by applicant

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project?  Yes  No

Cher Yang 10/17/08  
 \_\_\_\_\_  
 Signature Date Title

Signed by lead Agency  Signed by Applicant Date received for filing at OPR: