

**City of Culver City, California
Agenda Item Report**

Meeting Date: 06/27/2011		Item Number: C-8	
AGENDA ITEM: Award of a Construction Contract to Atlas Allied, Inc., as the Lowest Responsive and Responsible Bidder, for the Construction of the Bristol Sewer Pump Station Improvements and Jasmine, Mesmer, and Overland Sewer Pump Stations Emergency Bypass Improvements Project P-521			
Contact Person/Dept.: Elaine Jeng/PW, Andy O'Connell/PW		Phone Number: 310-253-5621/310-253-5606	
Fiscal Impact: Yes ☒ No ☐		General Fund: Yes ☐ No ☒	
Public Hearing: ☐		Action Item: ☐ Attachments: ☐	
Public Notification: (E-Mail) Agenda and Meetings – City Council (06/22/11); (Email) [Atlas Allied, Inc.] (6/20/2011)			
Department Approval: Charles D. Herbertson(06/16/11)		City Attorney Approval: Carol Schwab (by H. Baker) (06/22/11)	
Chief Financial Officer Approval: Jeff Muir (by K. Marsden) (06/22/11)		City Manager Approval: John M. Nachbar (06/22/11)	
<u>RECOMMENDATION:</u> Staff recommends that the City Council award a construction contract to Atlas Allied, Inc., as the lowest responsive and responsible bidder, in an amount not to exceed \$290,640.00 for the construction of the Bristol Sewer Pump Station Improvements and Jasmine, Mesmer, and Overland Sewer Pump Stations Emergency Bypass Improvements Project, P-521 and authorize staff to approve change orders in an amount not to exceed \$72,674.00 (25% of the bid amount). <u>BACKGROUND:</u> On March 7 and 28, 2011, the City Council approved the final plans and specifications and authorized staff to publish a notice inviting bids for the Jasmine, Mesmer and Overland Sewer Pump Stations Emergency Bypass Improvements and Bristol Sewer Pump Station Improvements, respectively. Jasmine, Mesmer, and Overland pump stations emergency bypass improvements include the installation of a new bypass piping intended to prevent spillage/overflow and provide continuous sewage flow through a mobile sewer pump in the event the permanent sewer pump at the pump station fails. The Bristol Pump Station is proposed to be improved with new concrete pavement, a storm drainage system, a seven feet high perimeter block wall, a new steel sliding gate and a new sewer bypass line. Because of the similarity of the work at all pump stations, staff combined the two projects and, on May 16, 2011, jointly advertised for bids as one project. The non-			

City of Culver City, California
Agenda Item Report

mandatory pre-bid meeting/job walk was held on June 6, 2011 during which potential bidders had the opportunity to visit the project sites.

DISCUSSION:

On June 9, 2011, the City Clerk's Office publicly opened the bids. Five Contractors responded with the following bid amounts:

	Contractor	Bid Amounts
1	Advanced Building & Electronic Control Systems, Inc. (ABECS, Inc.)	\$255,527.00
2	Atlas Allied, Inc.	\$290,694.00
3	Excel Paving Company	\$305,396.00
4	4-Con Engineering, Inc.	\$337,695.00
5	Garcia Juarez Construction, Inc.	\$395,620.00

Staff reviewed the bid proposals and determined the apparent lowest bidder, ABECS, Inc., did not acknowledge all four addenda that were issued prior to the bid opening as required by Section C-2 of the project specifications. Also, the prior work experience of ABECS, Inc. did not include work on sewer pump stations. It is staff's opinion that the bid submitted by ABECS, Inc. should be rejected, but the errors in the bid do not rise to the level that the City should enforce the bid guaranty.

Staff reviewed the bid proposal of the second lowest bidder, Atlas Allied, Inc., and found their bid documents responsive and complete. The bid bond, license, qualifications, and worker's compensation insurance submitted by Atlas Allied, Inc. meet City requirements. The listed references were checked, and staff determined that other agencies found their work to be satisfactory.

Construction inspection and testing services are being solicited from the City Council approved list of on-call general civil engineering firms. The project will be managed by in-house Engineering Division staff.

Staff recommends a 25% change order authority for unforeseen conditions that may arise during the contract.

FISCAL ANALYSIS:

There are sufficient funds available in account number 20400521 (P521), Sewer pump station improvements, for the construction of this project.

**City of Culver City, California
Agenda Item Report**

Proposed Project Budget	
Funding Source	Amount
Sewer Pump Station Improvements, P521	\$510,000
Total	\$510,000

Estimated Project Expenses	
Construction Contract	\$290,694.00
25% Contingency	\$72,674.00
Construction Inspection and Testing Services	\$43,604.00 – 15% of contract
Total Estimated Project Expenses	\$406,972.00

MOTIONS:

That the City Council:

- 1) Reject the bid submitted by Advanced Building & Electrical Control Systems, Inc. (ABECS, Inc.) as being non-responsive; and,
- 2) Award a construction contract to Atlas Allied, Inc., as the lowest responsive and responsible bidder, in the amount of \$290,694.00 for the Bristol Sewer Pump Station Improvements and Jasmine, Mesmer and Overland Sewer Pump Station Emergency Bypass Improvements Project, P-521; and,
- 3) Authorize the Public Works Director/City Engineer to approve change orders, if necessary, for a total not-to-exceed amount of \$72,674.00; and,
- 4) Authorize the City Attorney to review/prepare the necessary documents; and,
- 5) Authorize the City Manager to execute such documents on behalf of the City.
- 6)