



Item No. 11 Town of Atherton

CITY COUNCIL STAFF REPORT – CONSENT AGENDA

**TO: HONORABLE MAYOR AND CITY COUNCIL
GEORGE RODERICKS, CITY MANAGER**

THROUGH: ROBERT OVADIA, PUBLIC WORKS DIRECTOR

FROM: DAVID HUYNH, PW MAINTENANCE MANAGER

DATE: MARCH 17, 2021

**SUBJECT: AWARD OF CONTRACT FOR THE 2021 OVERLAY PROJECT,
PROJECT NUMBER 56096**

RECOMMENDATION

Award the construction contract for 2021 Overlay Project, project number 56096 to the lowest responsive bidder, G. Bortolotto & Co. of San Carlos for \$377,777.77 and authorize change orders up to \$35,000; direct the City Attorney to prepare the contract; and authorize the City Manager to execute the contract on behalf of the Town.

BACKGROUND

Pavement maintenance is budgeted annually in the Town's Capital Improvement budget. The 2021 Overlay Project is included in the FY 2020-21 Capital Improvement Program and consists and consists of milling 2" of asphalt, grinding and replacing pavement failures, performing crack sealing and repaving asphalt per Town specifications.

Striping and pavement marking installation is also included in this project. Bicycle route markers (sharrows), if any, will be replaced with paint versus thermoplastic.

ANALYSIS

Public Works staff administered a publicly noticed bid for the 2021 Overlay Project. Bids were opened on March 3, 2021. Eight (8) bids were received for the 2021 Overlay Project as follows:

<u>CONTRACTOR</u>	<u>LOCATION</u>	<u>BID</u>
Radius Earthworks	San Jose	\$364,648.75
G. Bortolotto & Co., Inc.	San Carlos	\$377,777.77
O'Grady Paving, Inc.	Mountain View	\$409,068.75

QA Constructor	San Francisco	\$422,835.00
Sunrise Grading and Paving	Brentwood	\$425,220.00
Silicon Valley Paving	San Jose	\$442,600.00
Tri-Valley Excavation	Sunol	\$444,554.00
Interstate Grading & Paving, Inc.	So. San Francisco	\$450,799.50

The Engineer's Estimate for the 2021 Overlay Project is \$426,103.

Radius Earthworks, Inc. of San Jose, California, was the lowest apparent bidder. After review of the documentation provided with their proposal, the bid schedule was not properly filled out; there was a calculation error on their bid schedule, the bid requires the bidder to provide "at least" four previous projects for reference. Radius only provided three references and left the space for the fourth blank. Additionally, the project requires grinding of the existing pavement prior to pavement repairs and resurfacing the street. Radius Earthworks has not demonstrated the ability to conduct pavement grinding nor listed a subcontractor in their bid documents. The Public Contract Code requires listing of subcontractors as part of the bid documents at the time of the bid opening when subcontracted work exceeds 0.5% or \$10,000, whichever is greater. The Contractor's bid for the required milling 2" of AC is \$82,650, greater than \$10,000 and is approximately 22.67% of their bid.

Staff recommends that the Council declare the bid from Radius Earthworks non-responsive and award a contract to the next lowest bidder and authorize staff to process construction change orders up to \$35,000 as during construction areas of pavement failure must be fully remediated and the actual limits of the failed areas cannot be determined until grinding of the surface has been completed.

COMMUNITY NOTIFICATION

A map of the area affected of the project is currently on the Town's website. A construction schedule will be added to the Town's website and distributed via the Town's electronic news network.

Neighborhood Notifications and Performance

Staff will widely publicize the overlay program through a multi-media approach using the Town's website and the Town's electronic news flash notification system. The contractor's responsibilities include door-hanger notifications, signage, and the placement of barricades at 100-foot maximum intervals on each street at least forty-eight hours prior to work being performed. These barricades will include no parking signs and road closure schedules along with contact information. A list and map of the areas affected and timing of the project will be added to the Town's website and distributed via the Town's electronic news network.

The contractor's efforts will also include construction signage (4FTx6FT) at the ends of each street segment stating the road closure date and time and the contractor's contact information.

POLICY FOCUS

The project will provide a pavement repairs and resurfacing that will extend the life cycle of the roadway. This project will include milling of asphalt, patching of failed pavement sections, crack sealing, and repaving asphalt. The selected streets were identified via the Town’s Pavement Management Program and field verification of conditions.

FISCAL IMPACT

SB1, Special Parcel Tax, and Measure A Funds in the amount of \$475,000 are budgeted for this project in FY 2021-21.

PUBLIC NOTICE

Public notification was achieved by posting the agenda, with this agenda item being listed, at least 72 hours prior to the meeting in print and electronically. Information about the project is also disseminated via the Town’s electronic News Flash and Atherton Online. There are approximately 1,200 subscribers to the Town’s electronic News Flash publications. Subscribers include residents as well as stakeholders – to include, but be not limited to, media outlets, school districts, Menlo Park Fire District, service providers (water, power, and sewer), and regional elected officials.

COMMISSION/COMMITTEE FEEDBACK/REFERRAL

This item ___ has or X has not been before a Town Committee or Commission.

- ___ Audit/Finance Committee (meets every other month)
- ___ Bicycle/Pedestrian Committee (meets as needed)
- ___ PMC & Civic Center Advisory Committee (meets as needed)
- ___ Environmental Programs Committee (meets every other month)
- ___ Park and Recreation Committee (meets each month)
- ___ Planning Commission (meets each month)
- ___ Rail Committee (meets every other month)
- ___ Transportation Committee (meets every other month)

ATTACHMENTS

1. Map of Street Overlay Location

