



## Legislation Details (With Text)

**File #:** 23-223      **Version:** 1

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**File created:** 3/2/2023      **In control:** City Council/Public Financing Authority

**On agenda:** 3/21/2023      **Final action:**

**Title:** Accept bid and authorize execution of a construction contract with Aguilar & Calderon Corporation in the amount of \$887,541.50 for the Le Bard Park Improvements Project, CC-1668

**Attachments:** 1. Att #1 - CC1668 Le Bard Park - Vicinity Map, 2. Att #2 - Le Bard Park - Presentation

Date	Ver.	Action By	Action	Result
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## REQUEST FOR CITY COUNCIL ACTION

**SUBMITTED TO:** Honorable Mayor and City Council Members

**SUBMITTED BY:** Al Zelinka, City Manager

**VIA:** Sean Crumby, Director of Public Works

**PREPARED BY:** Brian Polivka, Capital Project Administrator

### Subject:

**Accept bid and authorize execution of a construction contract with Aguilar & Calderon Corporation in the amount of \$887,541.50 for the Le Bard Park Improvements Project, CC-1668**

### Statement of Issue:

On March 2, 2023, bids were received for the Le Bard Park Improvements Project, CC-1668. Following a review of the bids, it is requested that the City Council award a construction contract to Aguilar & Calderon Corporation, the lowest responsive and responsible bidder.

### Financial Impact:

Total construction cost for the project, including the base bid, contingency and supplemental expenses is \$1,065,050. Sufficient funds are budgeted in the FY 2022-2023 Operating Budget; \$786,661 is available in the Park Development Impact Fee account number 22845017.82900 and \$278,389 is available in Infrastructure Fund account number 31440005.82800 for the project.

### Recommended Action:

- A) Accept the lowest responsive and responsible bid submitted by Aguilar & Calderon Corporation in the amount of \$887,541.50; and,
- B) Authorize the Mayor and City Clerk to execute a construction contract in a form approved by the City Attorney.

**Alternative Action(s):**

Reject staff recommendation and direct staff to:

A) Reject all bids and rebid the project, or

B) Revise the proposed contract award to Aguilar & Calderon Corporation to increase the project scope to also include the Add Alternate No. 1. This would increase the total project cost to a total of \$1,160,945.40. Additional unidentified funding would be required.

**Analysis:**

The Le Bard Park Improvements Project will replace tennis courts and remove the existing clubhouse building at the park adjacent to the Santa Ana River at Indianapolis Ave. Prior efforts at the park have renovated playground equipment and baseball field facilities. Current project scope includes repair and replacement of the existing tennis court fencing, windscreen, concrete slab, netting, clubhouse building demolition and replacement with park greenspace and renovations to adjacent park landscaping. The project was designed and bid with a base scope and two add alternatives for budget consideration. Add Alternate No. 1 includes a concrete pad with table seating in lieu of an open green space replacing the clubhouse building after demolition. Add Alternate No. 2 includes replacement of an existing post piling park fence with a new lodge-pole fence.

Bids were opened on March 2, 2023 and are listed in ascending order below. Basis of award for the project is the price for the base bid and add alternate No. 1 and add alternate No. 2.

	<b>Bidder</b>	<b>Submitted Bid</b>
1	Green Giant Landscape Inc	\$ 832,550.00
2	Aguilar & Calderon Corporation	\$ 999,879.50
3	Klassic Engineering & Construction Inc.	\$ 1,035,103.50
4	Elegant Construction Inc.	\$ 1,045,580.70
5	C.S. Legacy Construction, Inc.	\$ 1,095,578.00
6	KASA Construction, Inc.	\$ 1,226,743.75
7	Armstrong Cal Builders Inc.	\$ 1,253,498.00
8	JT Construction Group Inc	\$ 1,277,659.48
9	MBC Enterprises Inc.	\$ 1,288,621.70
10	Legion Contractors, Inc.	\$ 1,375,269.55
11	Rhome Profile Construction	\$ 1,376,461.24
12	M.S Construction Management Group	\$ 1,377,296.70

The low apparent bidder at time of bid opening was Green Giant Landscape, Inc.; however, this firm did not possess the necessary licensing as noted to be required per the project specifications at time of bid opening. Therefore, Green Giant Landscape, Inc. is deemed non-responsive. The lowest responsive and responsible bidder for the project is Aguilar & Calderon Corporation as outlined below:

Base Bid	\$ 887,541.50
Add Alternate No. 1	\$ 79,913.00 (concrete pad w/ table seating)
Add Alternate No. 2	\$ 32,425.00 (lodge-pole fence)
Total Bid (Basis of Award)	\$ 999,879.50

The total project cost with Alternative Action B) scope including add alternative No. 1 is \$1,160,945.40 as outlined below:

Base Bid	\$ 887,541.50
Add Alternate No. 1	\$ 79,913.00
10% Construction Contingency	\$ 96,745.45 (concrete pad w/ table seating)
Construction Administration	\$ 96,475.45
Total Project Cost	\$1,160,945.40

The total cost of the proposed project excluding add alternates No.1 and No. 2 is \$1,065,049.80 as outlined below:

Award	\$ 887,541.50
10% Construction Contingency	\$ 88,754.15
Construction Administration	\$ 88,754.15
Total Project Cost	\$1,065,049.80

Since the original conceptual approval of the project and CIP budget allocation, construction costs have increased significantly. During the design phase, an engineer's estimate was received at approximately \$800,000. Additional funding was expected to be needed to support the project and has been identified via the Schroeder Park Improvements project Infrastructure Funds account number 31440005.82800. The Schroeder Park Improvement project is currently in design. Therefore to stay within budget and available funding staff is recommending awarding the contract for \$1,065,049.80 which excludes Add Alternates 1 and 2.

**CIAB/Public Works Commission Action:**

The CIAB/Public Works Commission recommended this project on January 18, 2023, by a vote of 7-0.

**Environmental Status:**

This project is Categorically Exempt pursuant to the California Environmental Quality Act, Section 15301.

**Strategic Plan Goal:**

Infrastructure & Parks

**Attachment(s):**

1. Vicinity Map
2. PowerPoint Presentation