

CITY OF YUBA CITY
STAFF REPORT

Date: April 7, 2020

To: Honorable Mayor & Members of the City Council

From: Public Works Department

Presentation by: Diana Langley, Interim City Manager

Summary

Subject: Franklin Avenue Improvements Project Award

Recommendation: Adopt a Resolution awarding a construction contract to Darren Taylor Construction, Inc. of Anderson, CA in the amount of their total bid \$1,178,143.22 and authorizing the City Manager to execute the contract on behalf of the City, subject to review and approval as to legal form by the City Attorney.

Fiscal Impact:

- \$1,378,143.22 – Total Project Cost
 - \$666,333.09 - CIP Account No. 1242 (Franklin Avenue Pedestrian Improvements)
 - \$ 72,650.00 - CIP Account No. 1093 (Replacement and Major Maintenance of Water Lines)
 - \$102,251.00 - CIP Account No. 1104 (Recurring Collection or Rehabilitation System Projects)
 - \$270,255.24 - CIP Account No. 1220 (ADA Public Facilities Sidewalk Improvements)
 - \$266,653.89 - CIP Account No. 1255 (Road Maintenance and Rehabilitation Account)

- \$1,378,143.22 – Total Construction Cost
 - \$1,178,143.22 - Contract Award Amount
 - \$150,000.00 - (11%) Construction Contingency
 - \$50,000.00 - (4%) Construction Management

Purpose:

To rehabilitate roadways and utilities for City residents and provide safer pedestrian and bicyclist travel routes for students.

Background:

The City has obtained \$376,200 in federal funds through a Congestion Mitigation and Air Quality (CMAQ) Grant, administered by the Federal Highway Administration and facilitated through the Sacramento Area Council of Governments (SACOG) and the California Department of Transportation (Caltrans), for the Franklin Avenue Improvements Project.

The project location is along Franklin Avenue between S. Palora Avenue and Gray Avenue. The existing roadway is in poor condition, storm drainage only exists for a portion of the project limits, and pedestrians and bicyclists do not have a safe designated area for travel. Additionally, certain residents do not have access to City water or sewer services. The project design proposes to install sewer laterals to all lots within the project limits, install storm drainage improvements throughout the project area, rehabilitate the roadway surface, and widen the roadway to allow for installation of bike lanes, landscaped parkway strips, ADA-compliant curb ramps, and sidewalks. Water service will be coordinated and installed by the City's Water Distribution Division prior to the start of construction.

This portion of Franklin Avenue is utilized heavily by Yuba City High School students. The construction of the improvements will increase safety for the pedestrians and bicyclists who utilize the route, providing a safer route to and from the high school.

On July 16, 2019, City Council approved the plans and specifications for the Franklin Avenue Improvements Project and authorized the Public Works Department to advertise for bids.

Analysis:

The Franklin Avenue Improvements Project was advertised for bids beginning March 2, 2020. Plans and specifications were provided to local builder/contractor exchanges. On March 26, 2020, seven (7) bids were received and opened by the City Clerk. A list of the bids received and the Engineer's Estimate are shown below.

<u>Company</u>	<u>Total Bid</u>
Darren Taylor Construction, Inc.	\$1,178,143.22
North Star Construction, Inc.	\$1,287,450.00
All-American Construction, Inc.	\$1,354,345.50
McGuire and Hester	\$1,379,710.70
Knife River Construction	\$1,459,014.29
Newland Entities, Inc.	\$1,575,617.75
Lamon Construction Co., Inc.	\$1,620,026.53
<i>Engineer's Estimate</i>	<i>\$1,240,000.00</i>

Darren Taylor Construction, Inc. is the low, responsible, and responsive bidder.

Contract administration and inspection of the project will be performed by Public Works Department staff. Project construction is expected to begin in June 2020 and continue through August 2020.

Fiscal Impact:

The estimated total construction cost for the project is approximately \$1,378,143.22, which consists of the following components:

Construction Contract:	\$ 1,178,143.22
Construction Contingency:	\$ 150,000.00
Construction Management:	\$ 50,000.00
Total:	\$ 1,378,143.22

Staff is requesting a contingency of \$150,000 and construction management of \$50,000. This equates to approximately 11% construction contingency and 4% construction management funds. There are a number of potentially unpredictable variables associated with this project, such as construction and tie-in of utilities with unique properties, and potential conflicts with the many utilities and concrete street section underneath Franklin Avenue.

The project will be funded as follows:

CMAQ funds through Account No. 1242:	\$376,200.00
Streets and Roads funds through Account No. 1242:	\$290,133.09
CDBG funds through Account No. 1220:	\$270,255.24
Water funds through Account No. 1093:	\$ 72,650.00
Wastewater funds through Account No. 1104:	\$102,251.00
<u>SB1 funds through Account No. 1255:</u>	<u>\$266,653.89</u>
Total:	\$1,378,143.22

The City will be receiving reimbursement from Sutter County for the cost of work within Sutter County right-of-way. The County will contribute up to \$106,828 for construction costs, plus up to \$16,024 for construction management/contingency. The reimbursement agreement with Sutter County was approved by Council on May 21, 2019 and approved by the Sutter County Board of Supervisors on June 25, 2019. The reimbursement from Sutter County will be based on actual bid prices and amounts of material installed within the County portions of the project. In anticipation of reimbursement by the County, construction costs will be covered temporarily by Account No. 1255 (Road Maintenance and Rehab). Once reimbursement is received, the funds will be returned to the Streets and Roads fund.

Environmental:

Through the preliminary engineering processes associated with federal funding, the City completed all necessary environmental documents required by Caltrans and the U.S. Department of Housing and Urban Development (HUD). Caltrans determined that the project has no significant impacts on the environment through the NEPA process, and is excluded under 23 CFR 771.117(c): activity (c)(3). Through the HUD environmental review process, City staff determined that the project is categorically excluded under 24 CFR 50.20(a)(1), special projects directed to the removal of material and architectural barriers that restrict the mobility of accessibility to elderly and persons with disabilities.

Additionally the City performed a preliminary environmental assessment of the project and determined that it falls within the Class 1 Categorical Exemption set forth in CEQA Guidelines Section 15304(h), minor alterations to land. The City filed a CEQA Notice of Exemption for the project. Further, none of the exceptions to Categorical Exemptions set forth in CEQA Guidelines 15300.2 apply to this project.

Alternatives:

Reject the bids and delay/cancel the project. This will result in a loss of available CMAQ funds and a potential loss of CDBG funding.

Recommendation:

Adopt a resolution awarding a construction contract to Darren Taylor Construction, Inc. of Anderson, CA in the amount of their total bid \$1,178,143.22 and authorizing the City Manager to

execute the contract on behalf of the City, subject to review and approval as to legal from by the City Attorney.

Attachments:

1. Resolution
 - a. (Draft) Agreement – Contract 18-01
2. Project Exhibit

Prepared by:

/s/ Josh Wolfe
Josh Wolfe
Assistant Engineer

Submitted by:

/s/ Diana Langley
Diana Langley
Interim City Manager

Reviewed by:

Department Head

DL

Finance

SM

City Attorney

SLC by email

ATTACHMENT 1

RESOLUTION NO. _____

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUBA CITY
AWARDING A CONSTRUCTION CONTRACT TO DARREN TAYLOR CONSTRUCTION,
INC. IN THE AMOUNT OF THEIR TOTAL BID \$1,178,143.22 AND AUTHORIZING THE CITY
MANAGER TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY, SUBJECT TO
REVIEW AND APPROVAL AS TO LEGAL FORM BY THE CITY ATTORNEY**

WHEREAS, the City of Yuba City advertised for bids for the City of Yuba City's Franklin Avenue Improvements Project; and,

WHEREAS, in response to the advertisement, the City received seven bids for the Franklin Avenue Improvements Project in the following bid amounts:

Darren Taylor Construction, Inc.	\$1,178,143.22
North Star Construction, Inc.	\$1,287,450.00
All-American Construction, Inc.	\$1,354,345.50
McGuire and Hester	\$1,379,710.70
Knife River Construction	\$1,459,014.29
Newland Entities, Inc.	\$1,575,617.75
Lamon Construction Co, Inc.	\$1,620,026.53; and

WHEREAS, the City Public Works Department has reviewed the seven bids, and examined Darren Taylor Construction, Inc. and its bid response, found it to be both the lowest qualified responsive and responsible bidder, and has recommended it for award of this project; and,

WHEREAS, the City desires to award the bid to Darren Taylor Construction, Inc. of Anderson, CA and enter into an agreement with Darren Taylor Construction, Inc. to construct the Franklin Avenue Improvements Project.

NOW, THEREFORE, be it resolved by the City Council of Yuba City as follows:

The City Council of the City of Yuba City does hereby accept the seven bids received as noted above, finds that Darren Taylor Construction, Inc. is the lowest responsive and responsible bidder, and awards the construction contract to Darren Taylor Construction, Inc. in the total amount bid of \$1,178,143.22 for the Franklin Avenue Improvements Project. Said contract agreement shall substantially comply with the terms and conditions presented in the draft agreement attached to this Resolution, shall be subjected to review and approval as to legal form by the City Attorney, and the City Manager shall be authorized to execute the same on behalf of the City of Yuba City

The foregoing resolution was duly and regularly introduced, passed, and adopted by the City Council of the City of Yuba City at a regular meeting thereof held on the 7th day of April 2020.

AYES:

NOES:

ABSENT:

Shon Harris, Mayor

ATTEST:

Terrel Locke, Deputy City Clerk

APPROVED AS TO FORM
COUNSEL FOR YUBA CITY:

Shannon Chaffin, City Attorney
Aleshire & Wynder, LLP

Attachment(s):

A. (Draft) Agreement – Contract 18-01

ATTACHMENT A

**CITY OF YUBA CITY
PUBLIC WORKS DEPARTMENT**

CONTRACT AGREEMENT

**FRANKLIN AVENUE IMPROVEMENTS
CONTRACT NO. 18-01**

THIS AGREEMENT, made and concluded this ____ day of _____ 20____, between the City of Yuba City, party of the first part, and **Darren Taylor Construction, Inc.**, Contractor, party of the second part.

ARTICLE I. – WITNESSETH, that for and in consideration of the payments and agreements hereinafter mentioned to be made and performed by the said party of the first part under the conditions expressed in the two bonds bearing even date with these presents and hereunto annexed, the said party of the second part agrees with the said party of the first part, at his own proper cost and expense, to do all the work and furnish all the materials, except such as are mentioned in the specifications to be furnished by said party of the first part, necessary to construct and complete in a good, workmanlike and substantial manner and to the satisfaction of the Public Works Department, construction on various roads, all in accordance with the Special Provisions hereto annexed and also in accordance with the Standard Specifications of the State of California Department of Transportation dated May 2010, the Standard Plans dated May 2010, the “Labor Surcharge” and “Equipment Rental Rates” in effect on the date the work is accomplished, and the “General Prevailing Wage Rates” of the State of California Department of Transportation, which said Special Provisions, Standard Plans, Standard Specifications are hereby specially referred to and by such reference made a part hereof.

The Special Provisions and the project plans for the work to be done are entitled:

FRANKLIN AVENUE IMPROVEMENTS

Which are hereby made part of this contract.

ARTICLE II. – The said Contractor agrees to receive and accept the following prices as full compensation for furnishing all materials and for doing all the work contemplated and embraced in this Agreement; also for all loss or damage arising out of the nature of the work aforesaid, or from the action of the elements, or from any unforeseen difficulties or obstructions which may arise or be encountered in the prosecution of the work until its acceptance by the City of Yuba City and for all risks of every description connected with the work; also for all expenses incurred by or in consequence of the suspension or discontinuance of work and for well and faithfully completing the work, and the whole thereof, in the manner and according to the plans and specifications and the requirements of the Engineer under them, to wit.

ARTICLE III. – The said party of the first part hereby promises and agrees with the said Contractor to employ, and does hereby employ, the said Contractor to provide the materials and to do the work according to the terms and conditions herein contained and referred to, for the

prices hereinafter set forth, and hereby contracts to pay the same at the time, in the manner and upon the conditions above set forth; and the said parties for themselves, their heirs, executors, administrators, successors and assigns, do hereby agree to the full performance of the covenants herein contained.

ARTICLE IV. – By my signature hereunder, as Contractor, I certify that I am aware of the provisions of Section 3700 of the Labor Code which requires every employer to be insured against liability for Workers Compensation or to undertake self-insurance in accordance with the provisions of that Code, and I will comply with such provisions before commencing the performance of the work of this contract.

ARTICLE V. – It is further expressly agreed by and between the parties hereto that should there be any conflict between the terms of this instrument and the bid or proposal of said Contractor, then this instrument shall control and nothing herein shall be considered as an acceptance of the said terms of said proposal conflicting herewith.

ARTICLE VI. – The City of Yuba City hereby employs Contractor to provide material and to do the work according to the terms and conditions herein contained and referred to for the following prices to be paid at the time, in the manner and upon the conditions hereinafter set forth.

ARTICLE VII. – The improvement contemplated in the performance of this contract is an improvement over which the City of Yuba City shall exercise general supervision.

ARTICLE VIII. – The statement of prevailing wages appearing in the General Prevailing Wage Rates is hereby specifically referred to and by this reference is made a part of this contract. It is further expressly agreed, by and between the terms of this instrument and the bid or proposal of said Contractor, that this instrument shall control and nothing herein shall be considered as an acceptance of the said terms of said proposal conflicting herewith.

**FRANKLIN AVENUE IMPROVEMENTS
CONTRACT NO. 18-01**

Bid Item	Item Description	Estimated Quantity	Unit of Measure	Item Price	Total Amount
1	Traffic Control	1	LS	\$ 119,384.00	\$ 119,384.00
2	Mobilization/Demobilization	1	LS	\$ 69,048.00	\$ 69,048.00
3	Construction Area Signs	1	LS	\$ 4,576.00	\$ 4,576.00
4	Clearing and Grubbing	1	LS	\$ 5,000.00	\$ 5,000.00
5	Tree Removal	6	EA	\$ 3,500.00	\$ 21,000.00
6	Remove Concrete Curb, Gutter, and Sidewalk	1,370	SF	\$ 9.56	\$ 13,097.20

7	Roadway Excavation	836	CY	\$ 38.72	\$ 32,369.92
8	Cold Plane Asphalt/ Concrete (Depth Varies)	58,155	SF	\$ 0.76	\$ 44,197.80
9	Minor Concrete (5' Sidewalk and Curb Ramps, YC ST8, YC ST9, YC ST3)	4,410	SF	\$ 11.41	\$ 50,318.10
10	Minor Concrete (6" Barrier Curb and Gutter, YC ST4)	1,336	LF	\$ 49.86	\$ 66,612.96
11	Minor Concrete (6" Barrier Curb and Gutter for Heavy Duty Driveway, YC ST11)	248	LF	\$ 53.02	\$ 13,148.96
12	Minor Concrete (Heavy Duty Driveway, YC ST11)	5	EA	\$ 6,900.00	\$ 34,500.00
13	Minor Concrete (Standard Driveway, YC ST10)	8	EA	\$ 2,511.00	\$ 20,088.00
14	Adjust AT&T Manhole to Grade	3	EA	\$ 1,000.00	\$ 3,000.00
15	Adjust AT&T Vault Box Grade, Match Sidewalk Orientation	1	EA	\$ 750.00	\$ 750.00
16	12" Class 4 RCP Storm Drain	156	LF	\$ 290.00	\$ 45,240.00
17	18" Class 4 RCP Storm Drain	97	LF	\$ 286.00	\$ 27,742.00
18	Storm Drain Manhole (YC DR1)	4	EA	\$ 6,200.00	\$ 24,800.00
19	Install DI (YC DR3)	5	EA	\$ 3,500.00	\$ 17,500.00
20	Remove DI	2	EA	\$ 1,100.00	\$ 2,200.00
21	Install Junction DI (YC DR4)	2	EA	\$ 5,750.00	\$ 11,500.00
22	Adjust Storm Drain Manhole to Grade	3	EA	\$ 1,275.00	\$ 3,825.00
23	8" VCP Sewer	367	LF	\$ 158.00	\$ 57,986.00
24	4" Sanitary Sewer Service Lateral (YC SS1 & SS3)	7	EA	\$ 4,750.00	\$ 33,250.00
25	6" Sanitary Sewer Service Lateral (YC SS1 & SS3)	1	EA	\$ 5,325.00	\$ 5,325.00
26	Sanitary Sewer Cleanout (YC SS4)	1	EA	\$ 1,895.00	\$ 1,895.00
27	Adjust Sanitary Sewer Manhole to Grade	3	EA	\$ 1,265.00	\$ 3,795.00
28	Excavation, Shoring, and Backfill for Water Services	9	EA	\$ 5,850.00	\$ 52,650.00
29	Fire Hydrant Installation (YC W1)	1	EA	\$ 12,500.00	\$ 12,500.00
30	Adjust Water Valve Lids to Grade	10	EA	\$ 750.00	\$ 7,500.00
31	Planter Excavate, Scarify & Backfill with Top Soil (Select material generated from excavation)	2,400	SF	\$ 1.05	\$ 2,520.00
32	Landscaping Installation - Decomposed Granite for Planting Areas (3" Depth)	2,400	SF	\$ 3.92	\$ 9,408.00
33	Landscaping Installation - 1" Backflow Preventer	1	EA	\$ 5,346.00	\$ 5,346.00
34	Landscaping Installation - 1" Remote Control Valves	4	EA	\$ 528.55	\$ 2,114.20

35	Landscaping Installation - Hunter Node 600-Battery Operated Irrigation Controller	1	EA	\$ 1,857.90	\$ 1,857.90
36	Landscaping Installation - Hunter Rain Klik	1	EA	\$ 482.90	\$ 482.90
37	Landscaping Installation - Drip Irrigation Flush Valves	4	EA	\$ 80.58	\$ 322.32
38	Landscaping Installation - Drip Tree Ring	24	EA	\$ 35.52	\$ 852.48
39	Landscaping Installation - Drip Shrub Ring	90	LF	\$ 50.65	\$ 4,558.50
40	Landscaping Installation - 1.5" Gate Valves	3	EA	\$ 422.77	\$ 1,268.31
41	Landscaping Installation - 3/4" Irrigation Lateral Line - PVC Schedule 40	550	LF	\$ 5.56	\$ 3,058.00
42	Landscaping Installation - 1" Irrigation Lateral Line - PVC Schedule 40	1,750	LF	\$ 6.07	\$ 10,622.50
43	Landscaping Installation - 1.5" Irrigation Mainline - PVC Schedule 40	450	LF	\$ 5.23	\$ 2,353.50
44	Landscaping Installation - 6" Pipe Sleeve - PVC Schedule 40	750	LF	\$ 21.93	\$ 16,447.50
45	Landscaping Installation - Packet Fertilizer	300	EA	\$ 0.19	\$ 57.00
46	Landscaping Installation - Tree (15 gal)	24	EA	\$ 229.44	\$ 5,506.56
47	Landscaping Installation - Shrubs (1 gal)	90	EA	\$ 17.69	\$ 1,592.10
48	Landscaping Installation - Soil Amendments	1	LS	\$ -	\$ -
49	Landscaping Installation - Tree Root Barriers	300	LF	\$ 14.63	\$ 4,389.00
50	Class II 3/4" Aggregate Base (Under Roadway, Sidewalks, Curb & Gutter, Driveways)	1,214	TON	\$ 47.55	\$ 57,725.70
51	Roadway Subgrade Reinforcement Triax TX7 Geogrid or Equivalent	970	SY	\$ 11.11	\$ 10,776.70
52	Pavement Reinforcing Fabric	7,431	SY	\$ 1.08	\$ 8,025.48
53	Asphalt Concrete (HMA Type A)	1,425	TON	\$ 126.76	\$ 180,633.00
54	Signal Detector Loop Type A Replacement	1	EA	\$ 2,200.00	\$ 2,200.00
55	Signal Detector Loop Type C Replacement	2	EA	\$ 3,850.00	\$ 7,700.00
56	Thermoplastic Detail 12	276	LF	\$ 0.61	\$ 168.36
57	Thermoplastic Detail 22	645	LF	\$ 1.93	\$ 1,244.85
58	Thermoplastic Detail 32	841	LF	\$ 3.03	\$ 2,548.23
59	Thermoplastic Detail 38	258	LF	\$ 2.20	\$ 567.60
60	Thermoplastic Detail 39	1,387	LF	\$ 1.27	\$ 1,761.49

61	Thermoplastic Detail 39A	500	LF	\$ 1.27	\$ 635.00
62	Thermoplastic Detail 41	67	LF	\$ 3.30	\$ 221.10
63	Thermoplastic Pavement Marking, Type I Arrow (White)	2	EA	\$ 115.50	\$ 231.00
64	Thermoplastic Pavement Marking, Type IV Arrow (15 SF) (White)	16	EA	\$ 71.50	\$ 1,144.00
65	Thermoplastic Pavement Marking, Bike Lane Symbol (7 SF) (White)	7	EA	\$ 60.50	\$ 423.50
66	Thermoplastic Pavement Marking, Bike Lane Arrow (7 SF) (White)	7	EA	\$ 60.50	\$ 423.50
67	Thermoplastic Pavement Marking, "Stop" Legend (White)	6	EA	\$ 121.00	\$ 726.00
68	12" White Thermoplastic	579	LF	\$ 4.40	\$ 2,547.60
69	24" Yellow Thermoplastic	301	LF	\$ 4.40	\$ 1,324.40
70	Install Bike Lane Sign R81 (CA), 18"X24"	3	EA	\$ 385.00	\$ 1,155.00
71	Install No Parking Sign with City Provided Verbiage, 18"X 24"	5	EA	\$ 385.00	\$ 1,925.00
72	Relocate Sign	4	EA	\$ 770.00	\$ 3,080.00
73	Remove Sign	1	EA	\$ 220.00	\$ 220.00
74	Relocate Mailbox	6	EA	\$ 770.00	\$ 4,620.00
75	Prepare SWPPP (File NOI, File NOT, & SMARTS Reporting)	1	LS	\$ 6,060.00	\$ 6,060.00
76	Implementation of Erosion Control Practices	1	LS	\$ 2,500.00	\$ 2,500.00
TOTAL AMOUNT BID =					\$ 1,178,143.22

Approved as to legal form:

City Attorney
City of Yuba City

CITY OF YUBA CITY

Diana Langley
Interim City Manager

Date

CONTRACTOR

Company Name

By and Title (signature)

Date

By and Title (printed)

Address

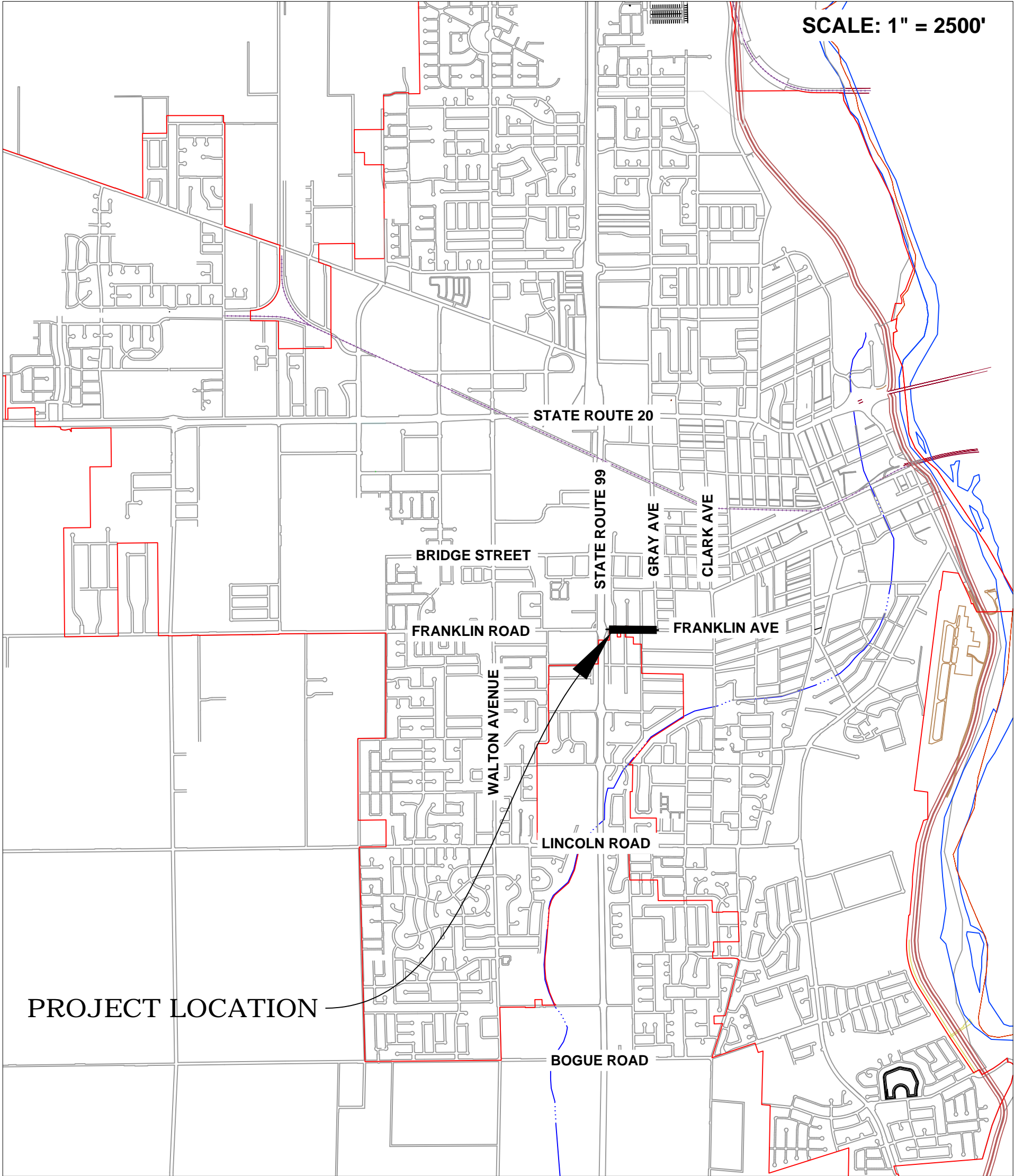
Telephone Number

ATTACHMENT 2

CITY OF YUBA CITY FRANKLIN AVENUE IMPROVEMENTS PROJECT LOCATION MAP



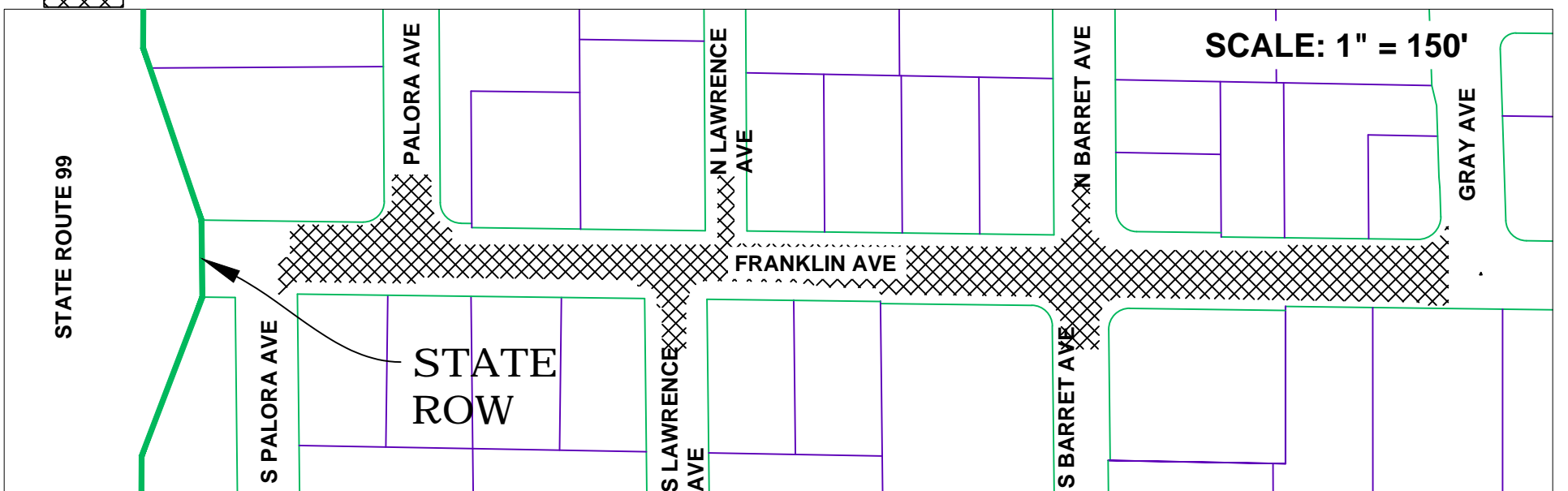
SCALE: 1" = 2500'



PROJECT LOCATION

CONSTRUCTION AREA

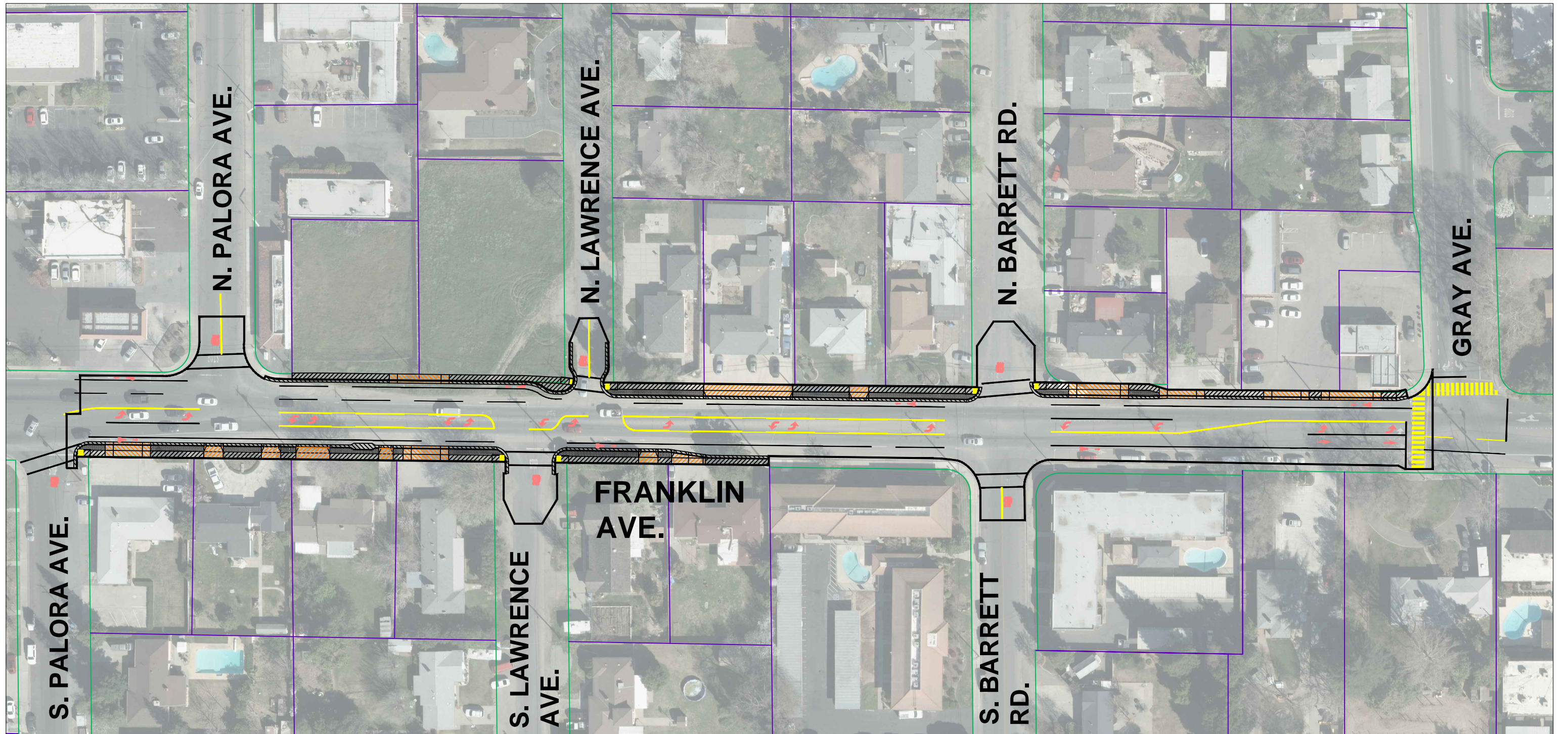
SCALE: 1" = 150'



STATE ROUTE 99

STATE ROW

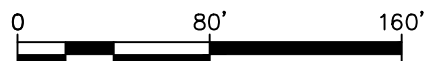
FRANKLIN AVE



FRANKLIN AVENUE IMPROVEMENTS PROJECT LAYOUT MAP

LEGEND:

- ROADWAY IMPROVEMENT BOUNDARY
- 5' SIDEWALKS AND CURB RAMPS
- CURB AND GUTTER
- PARKWAY STRIP
- DRIVEWAY



SCALE: 1" = 80'