



Agenda Report

Fullerton City Council

MEETING DATE: MAY 4, 2021

TO: CITY COUNCIL / SUCCESSOR AGENCY

SUBMITTED BY: CITY MANAGER'S OFFICE

PREPARED BY: MEG McWADE, PUBLIC WORKS DIRECTOR
DAVID GRANTHAM, PRINCIPAL CIVIL ENGINEER
NICK ESPOSITO, ASSISTANT ENGINEER

SUBJECT: BROOKHURST ROAD STREET IMPROVEMENTS

SUMMARY

Award \$1,337,668.50 construction contract to PALP Inc DBA Excel Paving for Brookhurst Road Street Improvements (Orangethorpe Avenue to Commonwealth Avenue) Project.

RECOMMENDATION

1. Approve plans and specifications for Brookhurst Road Street Improvements Project.
2. Approve the following appropriations:
 - Transfer \$1,250,000 from General Fund (Fund 10) Project 44400 Annual Arterial Street Program to CIP Fund (Fund 74) Project 44044 Brookhurst Road Street Improvements.
 - Transfer \$70,000 from General Fund (Fund 10) Project 44043 Brea Boulevard Reconstruction Project to CIP Fund (Fund 74) Project 44044 Brookhurst Road Street Improvements.
 - Transfer \$65,750 from Capital Drainage Fund (Fund 36) Project 52591 Annual Miscellaneous Storm Drain Repair to CIP Fund (Fund 74) Project 44044 Brookhurst Road Street Improvements.
 - Transfer \$188,000 from Project 51419 Annual Sewer Replacement Program to Project 44044 Brookhurst Road Street Improvements within Sewer Enterprise Fund (Fund 47).

- Transfer \$18,000 from Project 53250 Water Main System Replacement and Upgrade to 44044 Brookhurst Road Street Improvements within Water Fund (Fund 44).
3. Award \$1,337,668.50 construction contract for Brookhurst Road Street Improvements Project to Palp Inc DBA Excel Paving in a form approved by the City Attorney.
 4. Authorize Public Works Director to approve any future change orders for construction and professional engineering construction support services within approved project budget.

PRIORITY POLICY STATEMENT

This item matches the following Priority Policy Statements:

- Infrastructure and City Assets.

FISCAL IMPACT

The City received five bids on April 14, 2021 for the Brookhurst Road Street Improvements Project. Palp Inc DBA Excel Paving of Long Beach, CA submitted the lowest responsible bid in the amount of \$1,337,668.50, which is approximately 1.65% above the engineer's \$1,315,766.25 estimate. Staff has reviewed the bid documents considers them acceptable.

Staff requests the recommended budget transfers and adjustments to sufficiently fund this project. The following budget transfers would establish sufficient funds to complete the project:

- \$1,250,000 General Fund (Fund 10) from Project 44400 Annual Arterial Street Program
- \$70,000 General Fund (Fund 10) from Project 44043 Brea Boulevard Reconstruction Project
- \$65,750 Capital Drainage Fund (Fund 36) from Project 52591 Annual Miscellaneous Storm Drain Repair
- \$188,000 Sewer Enterprise Fund (Fund 47) from Project 51419 Annual Sewer Replacement Program
- \$18,000 Water Fund (Fund 44) from Project 53250 Water Main System Replacement and Upgrade.

Staff has attached a Budget Data Sheet / Summary of Bids for reference (Attachment 2).

DISCUSSION

On April 2, 2019, City Council approved the use of one-time revenue (Meridian and Rule 20A sale) for specific street improvements. The specific streets approved by City Council included Brookhurst Road from Orangethorpe Avenue to Commonwealth Avenue at an approximate length of 0.75 mi.

This roadway segment is an ideal candidate for rehabilitation per The Orange County Transportation Authority and its Pavement Management Program (PMP) guidelines. The current Pavement Condition Index (PCI) scores for the proposed roadway segments range from 27 - 47 (Very Poor to Poor).

In addition to the pavement rehabilitation, the Sewer Maintenance Division will address the existing sewer main. The Brookhurst Road Street Improvements Project involves:

- Abandonment of functionally obsolete sewer lines
- Sewer manhole upgrades
- Damaged storm drain pipe replacement and associated catch basins reconstruction
- Roadway pavement rehabilitation from Orangethorpe Avenue to Commonwealth Avenue, including deteriorated and damaged curb, gutter, sidewalk, cross gutter and spandrel replacement and new ADA access ramp construction.

Bidding Process and Award Recommendation

The City issued an Invitation to Bid on March 29, 2021 for this project. In California, public works projects, with few exemptions for emergency work, minor project and other defined issues, must have competitive bidding. Competitive bidding laws eliminate favoritism, fraud and corruption in award of public works projects. Bidders must meet requirements before awarding the bid. With rare exception, the City can only award the project to the lowest responsible bidder submitting a responsive bid.

Responsive bids must comply with all bid procedures set forth in the bid documents requirements and the bidder must have the ability to provide the services. A responsible bidder must be a licensed contractor not barred from government contracts for prior misconduct and has the equipment and skills necessary to perform the work. A bidder may employ a subcontractor with particular skills needed for a responsive bid. If the City deems a bidder non-responsive or not responsible, the City can choose to award the bid to the next lowest bidder.

Staff found the PALP Inc DBA Excel Paving bid both responsive and responsible along positive reference checks. PALP Inc DBA Excel Paving has performed the following projects for the City:

- 54023 Woodcrest Park Improvements – Phase 1 (Frontage Road)
- 44011 Berkeley Ave Reconstruction – Harbor to Lemon
- 44008 Commonwealth Reconstruction – Brookhurst to Basque.

The following table lists the four top bidders. The Budget Data Sheet/Summary of Bids (Attachment 2) includes a complete list of bidders.

| <i>Firm</i> | <i>Bid Amount</i> |
|---------------------------|--------------------------|
| PALP Inc DBA Excel Paving | \$ 1,337,668.50 |
| Sequel Contractors Inc. | \$ 1,397,177.50 |
| Hardy and Harper Inc. | \$ 1,450,000.00 |

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|----------------------|-----------------|
| All American Asphalt | \$ 1,580,021.25 |
|----------------------|-----------------|

Staff anticipates construction will begin in June 2021 and conclude in September 2021. This will be the first major road project with fiber facilities installed.

Staff has prepared an environmental assessment in accordance with the California Environmental Quality Act Guidelines and determined the project is categorically exempt.

Attachments:

- Attachment 1 – Presentation
- Attachment 2 – Budget Data / Summary of Bids
- Attachment 3 – Project Location Map
- Attachment 4 – Bid Schedule
- Attachment 5 – Standard Contract/Agreement