

TO: James L. App, City Manager
FROM: Meg Williamson, Interim Public Works Director
SUBJECT: Award a Construction Contract for Installation of Equipment to Control the Flow of a Sulfur Spring at City Hall Parking Lot
DATE: May 4, 2004

NEEDS: For the City Council to consider awarding a construction contract for the installation of equipment to control the flow of a sulfur spring at City Hall parking lot.

FACTS:

1. At the April 20 2004 City Council meeting the Council instructed staff to clarify the discrepancy of two bid items on the sulfur spring bid proposals. The two bid items were mobilization and casing installation costs.
2. Staff reviewed the bid items with Maggiora Bros. Drilling who explained that they included additional funds in the mobilization bid item to cover uncertain casing installation costs. Associated Pacific Constructors included the cost of a grade beam in the "valve and fittings" bid item rather than on the separate grade beam bid item, which accounted for the discrepancy in their materials cost.
3. The Council also instructed staff to call the low bidder's references. Staff called the references and all responses were favorable relating to work schedules, work quality and overall working relationship with the contractor's clients.

**ANALYSIS
AND**

CONCLUSION: Contractors were invited to submit their proposals by Friday, April 3, 2004.

The City received only two bids: one from Maggiora Bros. Drilling for \$180,500 and another at from Associated Pacific Constructors for \$70,953. Because of the uncertainty of the project, Maggiora included additional labor, equipment, and material costs in their mobilization bid item rather than on the per linear foot casing installation bid item.

Staff finds that the low bid received from Associated Pacific Constructors, Inc. in the amount of \$70,953 is a responsive bid. Associated Pacific's references were called and all respondents gave very favorable recommendations related to Associated Pacific's project time schedules, work quality, and overall working relationships.

POLICY

REFERENCE: Adopted Purchasing Policy

FISCAL

IMPACT: Costs to repair these facilities will be reimbursed by FEMA.

OPTIONS:

- a. Adopt Resolution No. 04-xx awarding a construction contract for the installation of equipment to control the flow of a sulfur spring at City Hall parking lot to Associated Pacific Constructors, Inc. in the amount of \$70,953
- b. Amend, modify or reject the above option.

Attachments (2)

- 1) Resolution
- 2) Bid Schedules & Contractor's Experience & Financial Qualifications (each contractor)

RESOLUTION NO. 04-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES
AWARDING A CONSTRUCTION CONTRACT FOR THE INSTALLATION OF
EQUIPMENT TO CONTROL THE FLOW OF SULPHUR SPRING AT
CITY HALL PARKING LOT

WHEREAS, the December 22, 2003, earthquake ruptured a thermal sulfur spring underground that surfaced in the City Hall parking lot; and

WHEREAS, in accordance to the City's adopted Purchase Policy and Uniform Public Construction Cost Accounting Act (UPCCAA), bid documents for a construction contract for the installation of equipment to control the flow of sulphur spring at City Hall parking lot were prepared and put out to bid; and

WHEREAS, at the deadline to submit a proposal, one proposal was received in the amount of \$180,500 and another at \$70,953. City staff reviewed the two bids and determined that the bid received from Associated Pacific Contractors, Inc. in the amount of \$70,953 is a responsive bid.

WHEREAS, per City Council direction of April 20, 2004, staff reviewed both bids to clarify discrepancies in Maggiora Bros. materials costs and called the low bidders references, all with favorable results.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. The City Council of the City of El Paso de Robles does hereby accept staff's recommendation to award the construction contract for the installation of equipment to control the flow of sulphur spring at City Hall parking lot.

SECTION 2. The City Council of the City of El Paso de Robles does hereby authorize the City Manager to enter a contract with Associated Pacific Contractors, Inc. in the amount of \$70,953 under Budget No. 100.820.5452.260.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 4th day of May 2004 by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Frank R. Mecham, Mayor

ATTEST:

Sharilyn M. Ryan, Deputy City Clerk

BID SCHEDULE

**EARTHQUAKE REPAIRS FOR CITY HALL/PARKING LOT
DPW PROJECT NO. 04-12**

Pursuant to INVITATION TO BID, and INFORMATION TO BIDDERS, the undersigned hereby purposes and agrees that on award by the City of Paso Robles in accordance with the provisions of the Contract Documents, to execute the Agreement, with necessary bonds, to furnish and install any and all transportation, materials, equipment, tools, excavation, utilities, sheeting, shoring, bracing and supports, plant and other facilities, and all management, superintendence, permits, labor and services for **EARTHQUAKE REPAIRS FOR CITY HALL/PARKING LOT, Project No. 04-12**, in accordance with the Contract Documents therefore Oadopted and on file with the City of Paso Robles, within the time hereinafter set forth and at the price or prices set forth in this Bid as follows:

ITEM NO. QTY	DESCRIPTION	EST. QTY.	UNIT PRICE	EXTENDED PRICE
1.	Mobilization	LS		\$ 150,000.00
2a.	Casing installation	60 L.F.	\$100.00/L.F.	\$ 6,000.00
2b.	Pile driving	60 L.F.	\$200.00/L.F.	\$ 12,000.00
3.	Temporary grade beam	L.S.		\$ 5,000.00
4.	Valves and fittings	L.S.		\$ 2,500.00
5.	Development of flow	L.S.		\$ 5,000.00
GRAND TOTAL				\$ 180,500.00

TOTAL BID: All work incidental thereto and connected therewith:
\$ 180,500.00 (In Figures)
 One hundred eighty thousand
five hundred 00/100----- (In Words)

Bid amount of each of the above bid items must be filled in and completed in ink.

Signature of Bidder: *Mark B. Maggiora*

Company Name (printed): Maggiora Bros. Drilling, Inc.

The total amount bid represents the total price bid to provide the work as shown in the Contract Documents. If there is a conflict between the figures or the written (in words) amount, the written (in words) amount shall govern.

CONTRACTOR'S EXPERIENCE AND FINANCIAL QUALIFICATIONS

The following statements as to the experience and financial qualifications of the bidder are to be submitted with the Contract Proposal, as a part thereof. The truthfulness and accuracy of the information is guaranteed by the bidder.

The bidder has been engaged in the contracting business, under the present business name, for 42 years. Experience in work of a nature similar to that covered in the Proposal extends over a period of 42 years.

The bidder, as a contractor, has successfully completed at least two (2) projects of like magnitude, comparable difficulty and rates of progress to the work, including: (list two or more projects).

We have not completed any projects dealing with springs, however, we have completed wells under artesian flow and capped wells under artesian flow.

The bidder, as a contractor, has never failed to satisfactorily complete a contract awarded to the Contractor, except as follows: (name any and all exceptions and reasons therefor).

None

The bidder has satisfactorily completed the following contracts in the last three years, for the owner indicated, and to whom reference is made (list five contracts). (Provide a contact person and telephone number for each project.)

YEAR	TYPE OF WORK	CONTRACT AMOUNT	CONTACT
2003	Water Well Construction	\$289,276.49	Mike Maaser
2003	Pump replacement	\$55,768.76	Mike Maaser

The names of all persons interested in the foregoing proposals as principals are as follows: (NOTE: If Bidder or other interested person is a corporation, state the legal name of the corporation, along with the names of the president, secretary, treasurer, and manager thereof; if a general partnership, state true name of the firm, also the names of all individual partners composing the firm; if a limited partnership, the names of all general partners and limited partners; and if Bidder or other interested person is an individual, state first and last names in full.)

Maggiore Bros. Drilling, Inc.

David T. Maggiore - President Michael F. Maggiore - Secretary

Mark D. Maggiore - Treasurer Ronald W. Albers Manager

Contractor's License Number: 249957

License Renewal Date: 09-30-05

BID SCHEDULE

**EARTHQUAKE REPAIRS FOR CITY HALL/PARKING LOT
DPW PROJECT NO. 04-12**

Pursuant to INVITATION TO BID, and INFORMATION TO BIDDERS, the undersigned hereby purpuses and agrees that on award by the City of Paso Robles in accordance with the provisions of the Contract Documents, to execute the Agreement, with necessary bonds, to furnish and install any and all transportation, materials, equipment, tools, excavation, utilities, sheeting, shoring, bracing and supports, plant and other facilities, and all management, superintendence, permits, labor and services for **EARTHQUAKE REPAIRS FOR CITY HALL/PARKING LOT, Project No. 04-12**, in accordance with the Contract Documents therefore Oadoted and on file with the City of Paso Robles, within the time hereinafter set forth and at the price or prices set forth in this Bid as follows:

ITEM NO. QTY	DESCRIPTION	EST. QTY.	UNIT PRICE	EXTENDED PRICE
1.	Mobilization	LS		\$ <u>13502.00</u>
2a.	Casing installation	60 L.F.	\$ _____ /L.F.	\$ <u>34490.00</u>
2b.	Pile driving	60 L.F.	\$ _____ /L.F.	\$ <u>8000.00</u>
3.	Temporary grade beam	L.S.		\$ _____
4.	Valves and fittings	L.S.		\$ <u>944.00</u>
5.	Development of flow	L.S.		\$ <u>5520.00</u>

*SEE ATTACHED
BID QUOTE*

GRAND TOTAL

\$ 70953.00

TOTAL BID: All work incidental thereto and connected therewith:

\$ _____ (In Figures)

_____ (In Words)

Bid amount of each of the above bid items must be filled in and completed in ink.

Signature of Bidder: *Jay Shaw, CFO*

Company Name (printed): ASSOCIATED PACIFIC CONSTRUCTORS, INC.

The total amount bid represents the total price bid to provide the work as shown in the Contract Documents. If there is a conflict between the figures or the written (in words) amount, the written (in words) amount shall govern.

CONTRACTOR'S EXPERIENCE AND FINANCIAL QUALIFICATIONS

The following statements as to the experience and financial qualifications of the bidder are to be submitted with the Contract Proposal, as a part thereof. The truthfulness and accuracy of the information is guaranteed by the bidder.

The bidder has been engaged in the contracting business, under the present business name, for 25 years. Experience in work of a nature similar to that covered in the Proposal extends over a period of 25 years.

The bidder, as a contractor, has successfully completed at least two (2) projects of like magnitude, comparable difficulty and rates of progress to the work, including: (list two or more projects).

See attached

The bidder, as a contractor, has never failed to satisfactorily complete a contract awarded to the Contractor, except as follows: (name any and all exceptions and reasons therefor).

NONE

The bidder has satisfactorily completed the following contracts in the last three years, for the owner indicated, and to whom reference is made (list five contracts). (Provide a contact person and telephone number for each project.)

YEAR	TYPE OF WORK	CONTRACT AMOUNT	CONTACT
<i>See attached</i>			

The names of all persons interested in the foregoing proposals as principals are as follows: (NOTE: If Bidder or other interested person is a corporation, state the legal name of the corporation, along with the names of the president, secretary, treasurer, and manager thereof; if a general partnership, state true name of the firm, also the names of all individual partners composing the firm; if a limited partnership, the names of all general partners and limited partners; and if Bidder or other interested person is an individual, state first and last names in full.)

ASSOCIATED PACIFIC CONSTRUCTORS, INC

PRESIDENT - REG WHIBLEY

SEC/TREAS. - JUDY STRAW

Contractor's License Number: 394886

License Renewal Date: 11/30/04

Associated Pacific Constructors
 495 Embarcadero
 Morro Bay, CA 93442

CONTRACTORS'S EXPERIENCE AND FINANCIAL QUALIFICATIONS
 Earthquake Repairs for City Hall/Parking Lot
 Project No. 04-12

YEAR	TYPE OF WORK	CONTRACT AMOUNT	CONTACT
2004	Pile Driving, Seacliff Pier	328,027	Dept. of Parks and Recreation 303 N. Big Tree Road Felton, CA 95018 Jack Kirchner 831-335-6389
2002	K-Dock Sheet Piles, Concrete Dock, Pile Driving	2,832,923	Moss Landing Harbor District Mark Davis 831-634-0444
2002	Fuel Dock, Pile Driving	657,430	City of Santa Cruz 135-5 th Ave Santa Cruz, CA 95062 831-475-6161
2002	24" Offshore Pipeline Removal	2,374,076	Southern Cal Edison 2244 Walnut Grove Rosemead, CA 91770 Jack Peterson 626-302-3756
2002	Creek Rock Work	117,223	Zanoli, Charles 2021 Sky Lark Way San Luis Obispo, CA
2003	Offshore Pipeline Removal	938,871	Inshore Divers 3059 Cattery Ln Rio Vista, CA 94571 925-439-7227

*Very diff
Good work
project*

Paso robles earthquake 2004

*Fred
McNichole*