

**TO: James L. App, City Manager**  
**FROM: Doug Monn, Public Works Director**  
**SUBJECT: Widen South Vine for Class II Bike Lanes:  
Adopt a Budget and Award a Construction Contract**  
**DATE: December 16, 2008**

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**NEEDS:** For the City Council to consider establishing a budget and awarding a construction contract to widen South Vine Street for Class II bike lanes.

- FACTS:**
1. South Vine, from First Street to Highway 46 is identified as a collector street in the City's Circulation Element. In addition, the City's Bikeway Plan includes Vine Street as an important link for bike paths between First Street and Highway 46.
  2. The existing road is a narrow two-lane roadway that parallels Highway 101 on the east and County residential area to the west.
  3. The existing pavement is severely deteriorated and in need of replacement.
  4. Repair of South Vine Street and installation of bike lanes was listed in 2007 as one of the City's goals.
  5. The project limits begin at First Street and will terminate at Wilmar Place. (Note: Vine Street is expected to be realigned to the east beginning at Wilmar Place as part of the 101/46 West ultimate improvements). Approximately 1400 feet of Vine Street, from Wilmar Place to Highway 46 West, will be unimproved at this time.
  6. The City initially obtained a grant from the San Luis Obispo Council of Governments (SLOCOG) in the amount of \$600,000. Since then, additional grants have been received for the project (see Fiscal Impact section).
  7. The bid documents were prepared with a Base Bid and the following bid additions:
    - Minor Landscaping (vines at fence on west side)
    - Flush concrete curbs to delineate bike lanes (in lieu of stripes)
    - Traffic Calming Bands (at six locations)
    - Keeping road open during construction
  8. The bid documents state that the contract will be awarded, if at all, to the low bidder based on prices for all items, including the additional items described above.
  9. On November 13, 2008 eight bids were received with the Basis of Bid Award amount ranging from \$2,170,000.21 to \$3,437,490:

Rockwood General Contractors.....	\$ 2,170,000.21
Papich Construction.....	2,193,505.25
R. Burke Corporation.....	2,265,458.00
Raminha Construction.....	2,351,673.00
Sousa Construction.....	2,384,935.75
Union Asphalt.....	2,515,500.25
John Madonna Construction.....	2,666,634.75
Granite Construction.....	3,437,490.00

10. On November 17, 2008, the City received a Bid Protest from Papich Construction against the apparent low bidder, Rockwood General Contractors, Inc. Rockwood filed a protest against Papich on November 20, 2008.
11. The City Attorney's office reviewed the Bid Protest and recommends that the Council reject Papich's protest, waive immaterial defects in Rockwood's bid, and award the contract to Rockwood. The defects include the following: Rockwood did not provide information the City collects to evaluate the availability of DBE subcontractors and did not list all material suppliers. These defects would not enable Rockwood to withdraw its bid and do not give the bidder any other competitive advantage. Accordingly, the City can waive those defects and accept the bid. In light of this decision, the City does not need to address Rockwood's protest of Papich's bid.

**ANALYSIS &  
CONCLUSION:**

Staff has reviewed the Bid Documents submitted by Rockwood General Contractors and determined it to be a responsive and responsible bid.

Rockwood's bid is summarized as follows:

Base Bid .....	\$ 1,849,613.71
Additive Bids:	
Landscaping.....	143,920.00
Flush concrete curbs to delineate bike lanes.....	141,358.50
(in lieu of stripes)	
Traffic calming bands .....	21,888.00
Keeping road open during construction.....	13,220.00

Due to the funding resources available (see Fiscal Impact), it is recommended that the City Council include all except the landscaping bid additives. The contract amount to Rockwood General Contractor's would be:

Base Bid .....	\$ 1,849,613.71
Flush concrete curbs .....	141,358.50
Traffic calming bands .....	21,888.00
Keeping road open during construction .....	13,220.00
Total Contract .....	\$ 2,026,080.21

**FISCAL  
IMPACT:**

The project needs a budget as follows:

Design Services .....	\$ 140,000.00
Construction Contract .....	2,026,080.20
Construction Support .....	250,000.00
Contingency .....	<u>325,919.79</u>
Total .....	\$ 2,742,000.00

Funding availability is as follows:

2007-08 Transit Enhancement Act (TEA) .....	\$ 600,000
2008-09 Transit Enhancement Act (TEA) .....	786,000
Urban State Highway Account (USHA).....	150,000
Proposition 1B (Phase 1) .....	474,713
<i>Note: The City has already received this grant.</i>	
Proposition 1B (Phase 2) .....	438,765
Proposition 42 .....	<u>292,408</u>
<i>Note: The City has already received \$73,102.49 of this grant.</i>	
Total .....	\$ 2,741,886

- OPTIONS:**
- a.** Adopt Resolution No. 08-xx, which
    - 1) appropriates a budget of \$2,741,886 to Budget No. 111.910.5452.540 (using all grants as detailed above);
    - 2) waives immaterial defects in Rockwood's bid; and
    - 3) awards a construction contract to widen South Vine Street to install Class II bike lanes to Rockwood General Contractors in the amount of \$2,026,080.21;
  - b.** Amend, modify, or reject the above option.

Prepared by: Ditas Esperanza, P.E., Capital Projects Engineer

- Attachments (2)
- 1) Resolution
  - 2) Exhibits

RESOLUTION NO. 08-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASO ROBLES  
AWARDING THE CONTRACT TO WIDEN SOUTH VINE STREET FOR CLASS II BIKE LANES  
AND AMENDING THE CIP BUDGET TO MEET THE PROJECT NEEDS

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WHEREAS, South Vine, from First Street to Highway 46 is identified as a collector street in the City's Circulation Element; and

WHEREAS, the existing road is a narrow two-lane roadway that parallels Highway 101 on the east and County residential area to the west, and the existing pavement is severely deteriorated and in need of replacement; and

WHEREAS, repair of South Vine Street and installation of bike lanes was listed in 2007 as one of the City's goals; and

WHEREAS, bid documents were prepared with a Base Bid and the following bid additions: minor landscaping (vines at fence on west side); flush concrete curbs to delineate bike lanes (in lieu of stripes); traffic calming bands (at six locations); keeping road open during construction; and

WHEREAS, the bid documents state that the contract will be awarded, if at all, to the low bidder based on prices for all items, including the additional items described above; and

WHEREAS, on November 13, 2008 eight bids were received with the Basis of Bid Award amount ranging from \$2,170,000.21 to \$3,437,490; and

WHEREAS, on November 17, 2008, the City received a Bid Protest from Papich Construction against the apparent low bidder, Rockwood General Contractors; and

WHEREAS, Rockwood General Contractors filed a protest against Papich Construction on November 20, 2008; and

WHEREAS, the City Attorney's office reviewed the Bid Protests and recommends that the Council reject Papich's protest, waive immaterial defects in Rockwood's bid, and award the contract to Rockwood. The defects include the following: Rockwood did not provide information the City collects to evaluate the availability of DBE subcontractors and did not list all material suppliers. These defects would not enable Rockwood to withdraw its bid and do not give the bidder any other competitive advantage. Accordingly, the City can waive those defects and accept the bid. In light of this decision, the City does not need to address Rockwood's protest of Papich's bid; and

WHEREAS, staff has reviewed the Bid Documents submitted by Rockwood General Contractors and determined it to be a responsive and responsible bid; and

WHEREAS, Rockwood's Basis of Bid Award amount, \$2,170,000.21 (Base Bid plus Additive Bids), is summarized as follows:

Base Bid .....	\$ 1,849,613.71
Landscaping .....	143,920.00
Flush concrete curbs to delineate bike (in lieu of stripes) lanes .....	141,358.50
Traffic calming bands .....	21,888.00
Keeping road open during construction .....	13,220.00;

and

WHEREAS, funding in the amount of \$2,741,886 is available for this project as follows:

2007–08 Transit Enhancement Act (TEA) .....	\$ 600,000
2008–09 Transit Enhancement Act (TEA) .....	786,000
Urban State Highway Account (USHA) .....	150,000
Proposition 1B (Phase 1; the City has already received this grant) .....	474,713
Proposition 1B (Phase 2) .....	438,765
Proposition 42 (the City has already received \$73,102.49 of this grant) .....	292,408;

and

WHEREAS, due to the funding resources available, staff recommends that City Council award the contract to Rockwood General Contractors, including all the Additive Bid items except landscaping, for an adjusted contract amount of \$2,026,080.21; and

WHEREAS, a total budget of \$2,742,000 is needed for the project as follows:

Design Services .....	\$ 140,000.00
Construction Contract .....	2,026,080.20
Construction Support .....	250,000.00
Contingency .....	325,919.79.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. The City Council of the City of Paso Robles does hereby appropriate a budget of \$2,741,886 to Budget No. 111.910.5452.540 (using all grants as detailed above).

SECTION 2. The City Council does hereby

- A. Deny the bid protest filed by Papich Construction;
- B. Waive the immaterial defects in Rockwood Contractors' bid; and
- C. Award a construction contract to widen South Vine Street to install Class II bike lanes to Rockwood General Contractors in the amount of \$2,026,080.21, and authorize the City Manager to execute the contact upon receipt of the bonds and evidence of insurance required by the contract documents.

PASSED AND ADOPTED by the City Council of the City of Paso Robles this 16th day of December 2008 by the following vote:

AYES:  
 NOES:  
 ABSTAIN:  
 ABSENT:

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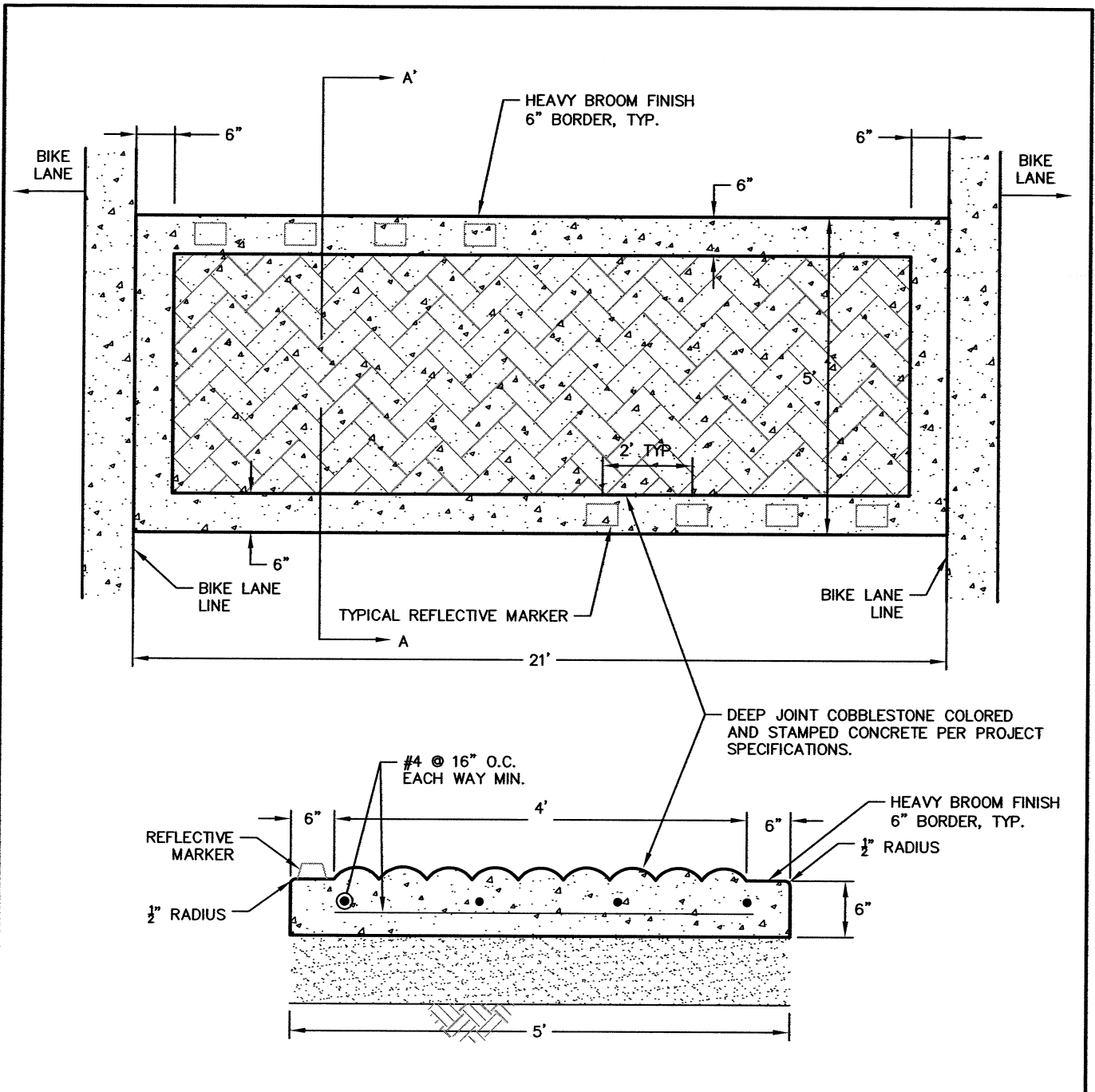
Duane Picanco, Mayor

ATTEST:

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Deborah D. Robinson, Deputy City Clerk

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**SECTION A-A'**

**TRAFFIC CALMING STRIP**

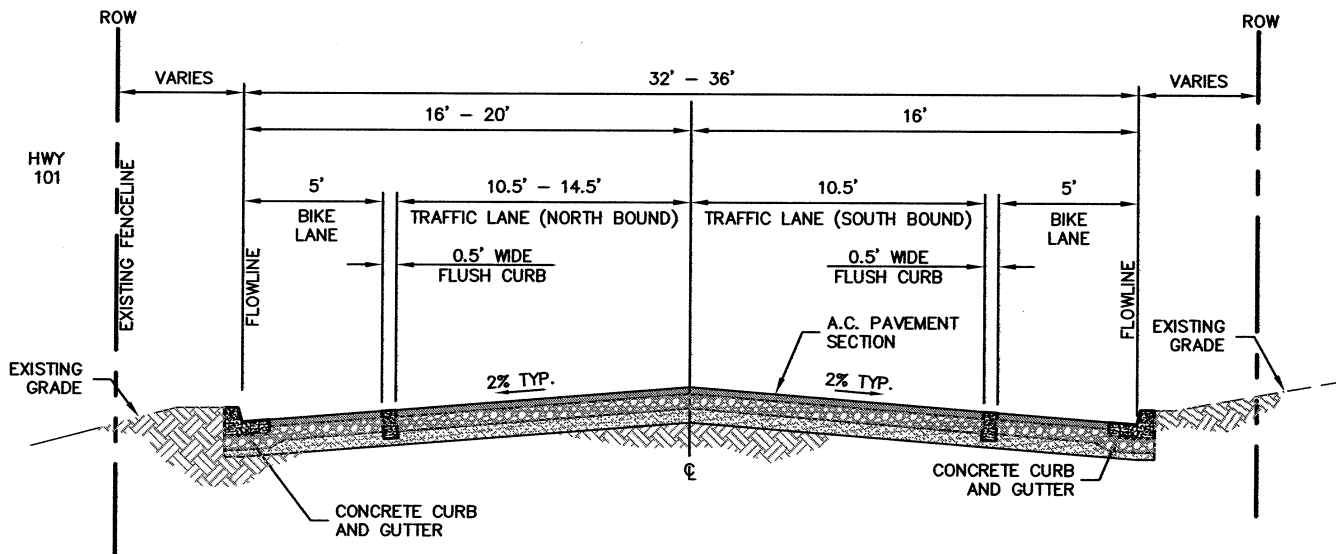
N.T.S.

1650 Southwood Drive  
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P 805.544.7407 F 805.544.3863

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<b>VINE STREET IMPROVEMENTS TRAFFIC CALMING DETAIL PASO ROBLES, CALIFORNIA</b>		
<b>DRAWN BY</b> BDW	<b>DATE</b> 11/25/08	<b>CA JOB NO.</b> 061232
<b>CHECKED BY</b>	<b>SCALE</b> N.T.S.	<b>SHEET</b> 1 of 1

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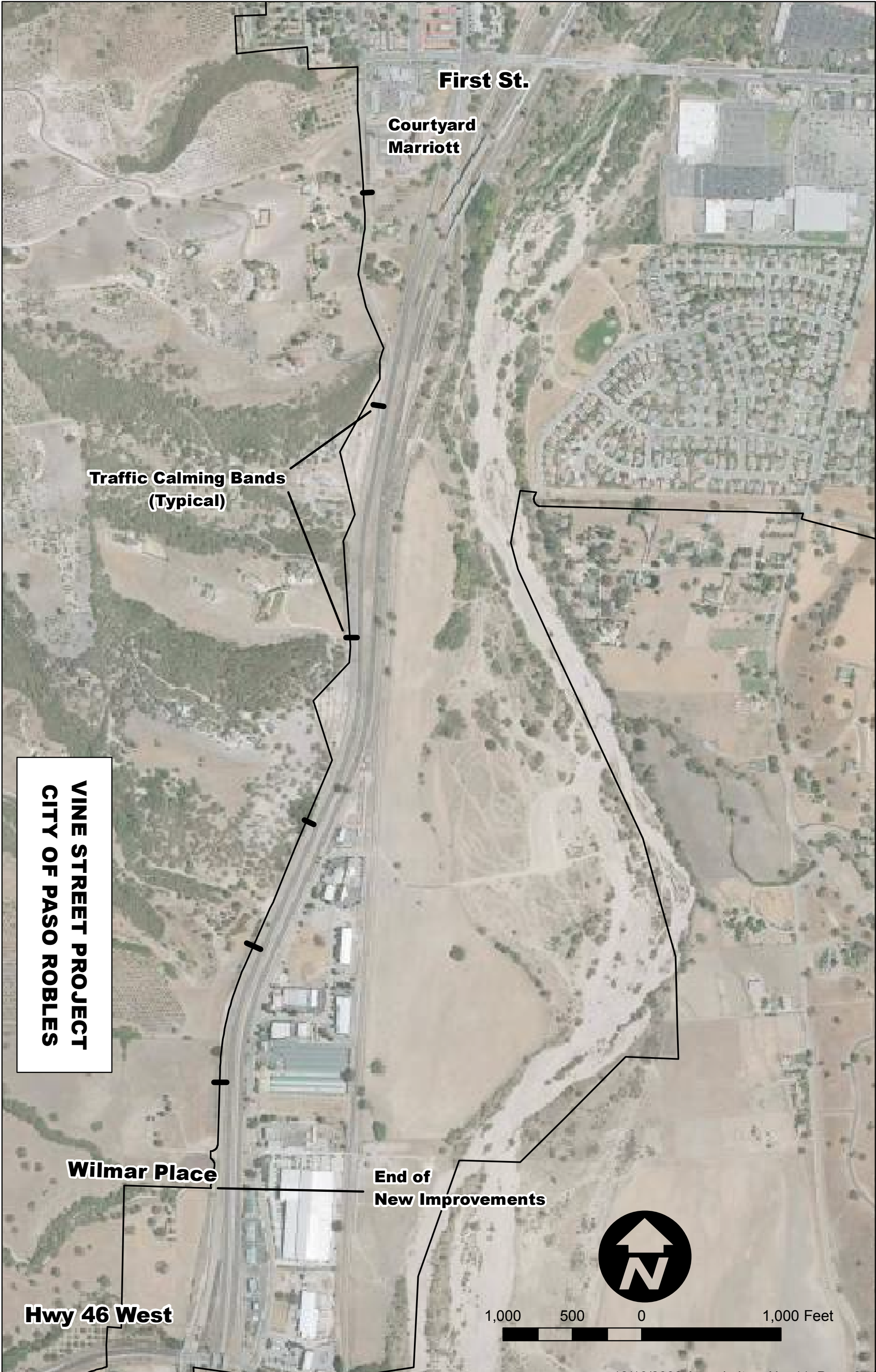
**SOUTH VINE STREET - TYPICAL STREET SECTION**

NTS

**Cannon**  
 1050 Southwood Drive  
 San Luis Obispo, CA 93401  
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<b>VINE STREET IMPROVEMENTS TYPICAL STREET SECTION PASO ROBLES, CALIFORNIA</b>		
<b>DRAWN BY</b> BDW	<b>DATE</b> 11/25/08	<b>CA JOB NO.</b> 061232
<b>CHECKED BY</b>	<b>SCALE</b> N.T.S.	<b>SHEET</b> 1 of 1



**First St.**

**Courtyard  
Marriott**

**Traffic Calming Bands  
(Typical)**

**VINE STREET PROJECT  
CITY OF PASO ROBLES**

**Wilmar Place**

**End of  
New Improvements**

**Hwy 46 West**

1,000 500 0 1,000 Feet

