



Council Agenda Report

From: David LaCaro, Stormwater Manager
Dick McKinley, Public Works Director

Subject: Award Contract to United Storm Water, Inc. for the Citywide Storm Drainage Maintenance

Date: April 4, 2017

Facts

1. The City is regulated by the Statewide General Permit for Stormwater Discharges from Small Municipal Separate Storm Sewer Systems (General Permit). The General Permit requires Paso Robles to maintain its storm drainage system, which includes drain inlets, catch basins, bubble ups, and culverts, among other drainage features.
2. In accordance with the General Permit, the City maintains a *Storm Drain System Assessment and Prioritization Plan* that prioritizes areas that: 1) accumulate a significant amount of sediment and/or other debris; 2) collect a large volume of runoff; 3) collect runoff from areas that do not receive frequent street sweeping; 4) collect runoff from areas with exposed or disturbed soils; or 5) receive citizen complaints/reports.
3. Paso Robles is required to maintain its storm drain system (catch basins, culverts, pipes, bubble ups) on an annual basis. Long-term management of the drainage system is vital for reducing the potential flood risk to adjacent private properties as well as protecting public infrastructure. Maintenance activities would involve a combination of handwork and small equipment to the use of vacuum trucks and jet trucks to remove accumulated sediment and other debris. Maintenance activities would occur annually during the dry season (May 1st through October 1st).
4. A designated City representative shall conduct a pre-maintenance inspection at each location to determine and prioritize maintenance needs. Maintenance will vary from location to location. The method of maintenance will be up to the contractor depending on the situation encountered. In addition, the contractor will be required to submit a maintenance completion report once all locations are completed. The report will document activities completed, if any locations require repair, any signs of contamination, as well as other tracking items.
5. Historically, the City has maintained areas identified on the prioritization list on an annual basis. The current prioritization list contains 45 different locations (catch basins, drain inlets, culverts, and bubble ups) throughout the City and is contracting for this part of the required annual maintenance.
6. In order to provide routine annual maintenance on the 45 prioritized areas, the City prepared and advertised bid documents on February 1, 2017 with a second advertising on February 8, 2017. The City provided a non-mandatory pre-bid tour on February 17, 2017.
7. The City's insurance authority recommended that an add-alternate be included increasing Commercial General Liability policy to \$2,000,000 for each occurrence and \$4,000,000 as a general aggregate.
8. The terms of the maintenance contract spans a two-year period and may be extended by written amendment at the mutual consent of the City and Contractor for an additional two-year period, but the term may not be extended more than two times (for a total of six years).

9. The City received 5 bids, The bids were opened on March 16, 2017 and include the following:

| Company | Base Bid | Add Alternate |
|-----------------------------|-----------------|----------------------|
| DeAngelo Brothers, Inc. | \$16,000 | \$0 |
| United Storm Water, Inc. | \$29,250 | \$0 |
| ABI General Engineering | \$32,490 | \$15,120 |
| MGE Underground, Inc. | \$149,535 | \$0 |
| Dave Spurr Excavating, Inc. | \$579,465 | \$7,500 |

Options

1. Take no action.
2. Award a maintenance contract for the annual citywide storm drainage maintenance to the lowest responsive and responsible bidder.
3. Direct an alternative approach to meet the required maintenance needs of the City.

Analysis and Conclusions

City staff reviewed the bid submitted by DeAngelo Brothers, Inc. (DBI) and, based on review and input from Kevin Wang of BBK, determined that the bid was non-responsive. The DBI bid did not include a completed and signed *Public Works Contractor Registration Certification Form* and the *Contractors Certificate Regarding Workers Compensation Form*, which are mandatory forms that all bidders were required to submit with their bid. City staff provided written notice to DBI of staff's intent to recommend rejection of their bid as non-responsive.

Staff is recommending the next bid submitted by United Storm Water, Inc. as the lowest responsive and responsible bid. Their bid included the mandatory bid documents, demonstrated applicable qualifications, and a base bid amount that is within the project budget.

If the City chooses not to take action, then identified storm drainage areas may accumulate sediment and other debris resulting in a greater maintenance effort in the long-term and greater risk of localized flooding in some areas.

Fiscal Impact

City Council increased the funding for drainage maintenance in the General Fund from FY 15/16 to FY16/17 by approximately \$100,000 to allow for additional funding assistance in annual storm drainage maintenance. No additional funding is necessary at this time.

Recommendation

1. Reject DeAngelo Brothers, Inc. bid as non-responsive.
2. Authorize the City Manager to enter into a maintenance agreement for citywide storm drainage maintenance in the amount of \$29,250.
3. Authorize the City Manager and City Attorney to make minor adjustments to the agreement, if necessary, remaining fully consistent with the Council's intent.

Attachments

None