



## AGENDA REPORT

**Meeting Date:** September 17, 2007

**Item Number:** F-6

**To:** Honorable Mayor & City Council

**From:** Ara Maloyan, Deputy City Engineer

**Subject:** **RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS AWARDED A CONTRACT TO THE LOWEST RESPONSIBLE BIDDER, ALL AMERICAN ASPHALT, FOR 2007-2008 STREET RESURFACING – VARIOUS LOCATIONS IN THE AMOUNT OF \$1,494,828 AND APPROVING THE PLANS AND SPECIFICATIONS THEREFOR; AND**

**APPROVE ISSUING A PURCHASE ORDER TO AMERICAN ASPHALT IN THE AMOUNT OF \$1,794,828 FOR THE PROJECT**

**Attachments:**

1. Resolution
2. Agreement
3. Categorical Exemption
4. Vicinity Map

---

### **RECOMMENDATION**

Staff recommends the City Council: 1) Award the contract to All American Asphalt in the amount of \$1,494,828 to facilitate the resurfacing of several streets at various locations throughout the City; 2) Authorize a contingency amount of \$300,000 to make minor changes to the contract as needed; and 3) Approve issuing a purchase order in the amount of \$1,794,828.

### **INTRODUCTION**

This report is a request for City Council approval to award a contract to the lowest responsible bidder for the resurfacing of several streets at various locations City-wide. Candidate streets were identified from the draft Pavement Management Program Report 2007 and chosen based on the latest field investigations conducted by Staff. The street list is as follows:

1. La Cienega - Olympic Blvd. to Clifton Way
2. Elevado Ave. - Elm Dr. to Palm Dr.
3. Whitworth Dr. - Robertson Blvd. to Beverly Dr.
4. Hillgreen Dr. - #522 to Southernly End of Roadway
5. Doheny Dr. – Burton Way to Wilshire Blvd.

6. Swall Dr. - Wilshire Blvd. to Burton Way
7. Park Way - Rodeo Dr. to Crescent Dr.
8. Elevado Ave. - Beverly Dr. to Canon Dr.
9. McCarty Dr. - Olympic Blvd. to Wilshire Blvd.
10. Spalding Dr. - just north of Moreno Dr. to Wilshire Blvd.
11. Gregory Way - Spalding Dr. to Beverly Dr.
12. Dayton Way - Clark Dr. to Robertson Blvd.
13. Peck Dr. - Olympic Blvd. to 136 South Peck Dr.
14. Camden Dr. - Wilshire Blvd. to Charleville Blvd.
15. Clark Dr. - Burton Way To Wilshire Blvd.
16. Lomas - Canon Dr. to Alpine Dr.

**DISCUSSION**

This project is being implemented to repair various streets that are badly deteriorated, but are not in need of total reconstruction. On August 28, 2007, bids were opened after public advertising. Seven bids were received as follows:

All American Asphalt	\$ 1,494,828.00
Griffith Company	\$ 1,611,522.00
PALP, Inc. dba Excel Paving Company	\$ 1,744,331.00
Sully-Miller Contracting Co.	\$ 1,797,627.00
Sequel Contractors, Inc.	\$ 1,807,079.16
Hardy & Harper, Inc.	\$ 2,128,000.00
Elite Bobcat Service, Inc.	\$ 2,357,030.00

These amounts were tabulated using unit prices which take precedence over the submitted total bid amounts. All documents submitted by all the bidders were in order, and the apparent low bidder is All American Asphalt. The Engineer's Estimate was \$2 million. Staff recommends that the lowest bid be accepted and awarded.

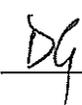
**FISCAL IMPACT**

A contingency allowance in the amount of \$300,000 has been included in the total purchase order amount of \$1,794,828. Any change orders that require expenditures from this allowance shall be made only upon written request in accordance with the Administration Regulation regarding change orders.

Funds for this project are provided as follows:

DEPT	FUND	PROJECT NUMBER	SUB-PROJECT NUMBER	FUNDING SOURCE	AMOUNT
35	06	0195	35-06-0195	Infrastructure Fund	\$ 1,200,000.00
35	12	195	35-12-0195	Streets & Highways State Gas Fund	\$ 800,000.00
<b>TOTAL</b>					<b>\$ 2,000,000.00</b>

  
 \_\_\_\_\_  
 Scott Miller  
 Finance Approval

  
 \_\_\_\_\_  
 David Gustavson  
 Approved By

**RESOLUTION NO. 07-R-\_\_\_\_\_**

**RESOLUTION OF THE COUNCIL OF THE CITY OF  
BEVERLY HILLS AWARDING A CONTRACT TO THE  
LOWEST RESPONSIBLE BIDDER, ALL AMERICAN  
ASPHALT, FOR 2007-2008 STREET RESURFACING  
VARIOUS LOCATIONS IN THE AMOUNT OF \$1,494,828  
AND APPROVING THE PLANS AND SPECIFICATIONS  
THEREFOR**

The Council of the City of Beverly Hills does hereby resolve as follows:

Section. 1. The plans and specifications for 2007-2008 Street Resurfacing Various Locations dated November, 2006, copies of which are on file in the office of the City Engineer, are hereby adopted and approved with respect to design criteria.

Section. 2. Upon reviewing the bids submitted for the work to be performed pursuant to the contract and said specifications, the City Council hereby finds that All American Asphalt, hereinafter "said Contractor", is the lowest responsible bidder for such work. The bid of said Contractor is hereby accepted in the amount of \$1,494,828.00, and a contract for the performance of such work dated \_\_\_\_\_, and identified as Contract No. \_\_\_\_\_ a copy of which is on file in the office of the City Clerk, is hereby approved and awarded to said Contractor.

Section. 3. The Mayor is authorized and directed to execute said agreement with said Contractor on behalf of the City, and City Clerk is directed to attest hereto.

Section. 4. The City Manager or his designee shall administer the terms of the agreement on behalf of the City.

Section. 5. The City Clerk shall furnish a copy of said agreement after it has been approved and fully executed by the City, along with a copy of this resolution, to: All American Asphalt, P.O. Box 2229, Corona, CA 92878-2229.

Section. 6. The City Clerk shall certify to the adoption of this resolution and shall cause this resolution and his certification to be entered in the Book of Resolutions of the Council of this City.

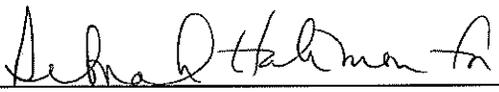
Adopted:

\_\_\_\_\_  
JIMMY DELSHAD  
Mayor of the City of  
Beverly Hills, California

ATTEST:

\_\_\_\_\_  
(SEAL)  
BYRON POPE  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
LAURENCE S. WIENER  
City Attorney

APPROVED AS TO CONTENT:

  
\_\_\_\_\_  
DAVID D. GUSTAVSON  
Director of Public Works & Transportation

  
\_\_\_\_\_  
KARL KIRKMAN  
Risk Manager

**AGREEMENT**

THIS AGREEMENT, made and entered into this 17<sup>th</sup> day of September, 2007, by and between the CITY OF BEVERLY HILLS, a municipal corporation, hereinafter referred to as "City", and

All American Asphalt  
P.O. Box 2229  
Corona, CA 92878-2229

hereinafter referred to as "Contractor";

WITNESSETH

In this consideration of their covenants the parties hereto agree as follows:

1. Contractor shall furnish all labor, materials and equipment necessary to perform the following work in the City of Beverly Hills, California, strictly in accordance with the Notice to Bidders, Proposal form, Plans and Specifications for such improvement, Standard Contractual Requirements and inclusive of Addendums, each of which documents are made a part of this Contract as though fully set forth herein:

**2007-2008 STREET RESURFACING – VARIOUS LOCATIONS**

2. In consideration of such work City agrees to pay Contractor and Contractor agrees to accept the sum of **One Million, Four Hundred Ninety-four Thousand, Eight Hundred Twenty-eight Dollars and No Cents (\$1,494,828.00)** in the manner provided in subject Plans and Specifications and subject to adjustment provided therein.

3. Concurrently with the execution of this Contract, Contractor shall file with the City the bonds and certificates of insurance specified in said Standard Contractual Requirements.

4. This Contract shall not be assigned without the written permission of the City Council.

IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

ATTEST:

CITY OF BEVERLY HILLS,  
A municipal corporation

\_\_\_\_\_  
BYRON POPE, City Clerk

\_\_\_\_\_  
JIMMY DELSHAD, Mayor

APPROVED AS TO CONTENT:

CONTRACTOR: All American Asphalt

\_\_\_\_\_  
RODERICK WOOD, City Manager

\_\_\_\_\_  
KARL KIRKMAN, Risk Manager

\_\_\_\_\_  
DAVID D. GUSTAVSON, Director  
Of Public Works & Transportation

APPROVED AS TO FORM:

FUNDS AVAILABLE:

\_\_\_\_\_  
LAURENCE WIENER, City Attorney

\_\_\_\_\_  
SCOTT MILLER, Director of Administrative Services/Chief  
Financial Officer

CITY OF BEVERLY HILLS

DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT

Categorical Exemption

NAME OF PROJECT 2007-08 Street Resurfacing - Various Locations

LOCATION Various locations, City-wide.

TYPE OF BUSINESS (IF COMMERCIAL) \_\_\_\_\_

PROJECT DESCRIPTION Mill and overlay asphalt paving.

APPLICANT'S NAME City of Beverly Hills PHONE (310) 285-1000

APPLICANT'S ADDRESS 455 North Rexford Drive

CITY Beverly Hills, CA ZIP 90210

IF DIFFERENT, PROVIDE:

AGENT'S NAME \_\_\_\_\_ PHONE \_\_\_\_\_

AGENT'S ADDRESS \_\_\_\_\_

CITY \_\_\_\_\_ ZIP \_\_\_\_\_

The undersigned, having received this project for processing, has reviewed it for environmental impact and concluded that the project qualifies for a categorical exemption under the procedures adopted by the City of Beverly Hills and no further environmental assessment is necessary.

Applicable Exemption Class 1 (c)

COMMENTS Maintenance of existing public facility (streets) with no expansion of use.

Reviewed by Georgina Micaela Date 9.10.07

Fee (\$20.80) \_\_\_\_\_

# 2007-2008 STREET RESURFACING PROJECT

