



AGENDA REPORT

Meeting Date: February 18, 2014

Item Number: E-15

To: Honorable Mayor & City Council

From: Mark Cuneo, City Engineer
Anne Zaworski, Principal Civil Engineer

Subject: AWARD OF A CONTRACT TO THE LOWEST RESPONSIBLE BIDDER, BALI CONSTRUCTION, INC., FOR THE PROJECT "RESERVOIR NO. 4A NEW OVERFLOW PIPELINE AND STAIRS" IN THE AMOUNT OF \$435,843; APPROVAL OF THE PLANS AND SPECIFICATIONS THEREFORE; AND APPROVAL OF ISSUANCE OF A PURCHASE ORDER IN THE AMOUNT OF \$500,843 FOR THE PROJECT

Attachments:

1. Agreement
2. Categorical Exemption

RECOMMENDATION

Staff recommends the City Council move to: approve the award of a contract to the lowest responsible bidder, Bali Construction, Inc. for the Reservoir No. 4A New Overflow Pipeline and Stairs Project (Job #10103) in the amount of \$435,843; approve the plans and specifications for the Project, dated December 2013, which are adopted and approved with respect to design criteria; approve a construction contingency in the amount of \$65,000 and delegate the authority to approve change orders to the Director of Capital Assets as authorized by the Municipal Code; and approve the issuance of a purchase order in the amount of \$500,843.

INTRODUCTION

Reservoir 4A, located at 1135 Miradero Road, is a partially buried reinforced concrete tank constructed in 1954 with a total water storage capacity of 2.2 million gallons. Reservoir 4A, in conjunction with Reservoir 4B on Loma Vista Drive, provides water for domestic use and fire protection to the northern area of the City between Coldwater Canon Drive and the western City limits. The existing reservoir overflow pipeline must be replaced with a new overflow pipeline in order to operate the reservoir in accordance with the Department of Public Health current requirements. This project will construct a new overflow pipeline and

replace the existing ladder with stairs to provide improved maintenance access to the roof of the reservoir.

DISCUSSION

In December 2013, KEC Engineers, Inc., completed the design and bidding documents for a new steel overflow pipeline sized to safely handle the rate of flow into the reservoir from downstream pumps to avoid over-filling the tank. In addition, a new set of stairs was designed to replace the existing ladder thereby improving safety and maintenance accessibility at the site. The City has been issued a temporary operating permit to use the south chamber (one-half of the total capacity) of Reservoir 4A until the new overflow pipeline is designed and constructed.

On December 6 and 12, 2013, a Notice to Bidders for the overflow pipeline construction project was published in the Beverly Hills Courier and Beverly Hills Weekly, respectively, and on the City's web site. Bid documents were provided to seven plan rooms and sixteen contractors requested bid documents. On January 14, 2014, six bids were received and publicly read. Staff tabulated and reviewed all submitted bids to determine the lowest responsible bidder. One bid was determined to be non-responsive by staff in consultation with the City Attorney's Office since the submitted bid bond was on an improper form which contained substantive differences from the form required by the City. The project specifications specifically required that bidders must submit cash, or cashier's check, or a certified check in favor of the City of Beverly Hills, in an amount equal to at least ten percent (10%) of the total bid, or a bid bond for said amount on a form furnished by the City.

Therefore, the final bid results are as follows:

Bali Construction, Inc.	\$ 435,843
316 Engineering	\$ 445,840
Williams Pipeline Contractors	\$ 477,550
Green Building Corporation	\$ 497,000
MMC, Inc.	\$ 583,950

The Engineer's Estimate was \$550,000.

All documents submitted by the remaining bidders were in order, and the lowest responsible bidder is Bali Construction, Inc. Staff recommends that the lowest bid be accepted and a contract awarded to Bali Construction, Inc. The work under this contract is scheduled to be completed within 30 working days of issuance of the notice to proceed. In the last three years, Bali Construction, Inc. has satisfactorily completed several similar projects including projects for the Los Angeles Department of Water and Power and Metropolitan Water District.

Residents in the area surrounding the project worksite will be notified two weeks in advance of starting work. Notifications will include a description of the work, construction schedule and contact information for the City's Project Manager and Contractor.

FISCAL IMPACT

A construction contingency allowance in the amount of \$65,000 has been included in the total purchase order amount of \$500,843. This amount is budgeted in the current year Capital Improvement Program.

Funds for this project are provided as follows:

DEPT	FUND	PROJECT NUMBER	SUB-PROJECT NUMBER	FUNDING SOURCE	AMOUNT
35	80	0796	35-80-0796	Water Enterprise	500,843.00
TOTAL \$					500,843.00

Don Rhoads

Finance Approval



David Lightner

Approved By



Attachment 1

AGREEMENT

THIS AGREEMENT, made and entered into this **18** day of **February, 2014**, by and between the CITY OF BEVERLY HILLS, a municipal corporation, hereinafter referred to as "City", and

**BALI CONSTRUCTION INC.
9852 EAST JOE VARGAS WAY, SOUTH EL MONTE, CA. 91733**

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 Addenda, each of which documents are made a part of this Contract as though fully set forth herein:

RESERVOIR NO. 4A NEW OVERFLOW PIPELINE AND STAIRS

2. In consideration of such work City agrees to pay Contractor and Contractor agrees to accept the sum of **FOUR HUNDRED AND THIRTY FIVE THOUSAND, EIGHT HUNDRED AND FORTY THREE DOLLARS (\$435,843.00)** 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

JOHN A. MIRISCH, Mayor

APPROVED AS TO CONTENT:

CONTRACTOR: BALI CONSTRUCTION INC.

JEFFREY KOLIN, City Manager

KARL KIRKMAN, Risk Manager

DAVID LIGHTNER, Deputy City Manager/ Director
of Capital Assets

APPROVED AS TO FORM:

FUNDS AVAILABLE:

LAURENCE WIENER, City Attorney

Don Rhoads, Director of Administrative Services/Chief
Financial Officer

Attachment 2



BeverlyHills.org

CITY OF BEVERLY HILLS
COMMUNITY DEVELOPMENT DEPARTMENT- PLANNING DIVISION
455 North Rexford Drive
Beverly Hills, CA 90210-4817
(310) 285-1123
FAX: (310) 858-5966

Categorical Exemption

Name of Project Reservoir 4A New Overflow Pipeline and Stairs Replacement

Location 1135 Miradero Road, Beverly Hills, CA 90210

Type of Business (if commercial)

Project Description Abandon existing 8" overflow pipeline and install new 12" overflow pipeline (on slope and underground in Bridle Path) and remove existing external reservoir ladder and replace with new stairs.

Applicant's Name Department of Public Works and Transportation Phone (310) 285-2467

Applicant's Address 345 Foothill Road

City Beverly Hills 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 - Class 2 (c)

Comments: The proposed project involves the replacement of parts of the existing water reservoir utility system with no increase or a negligible increase in capacity.

Reviewed by Georgiana Millican Date January 21, 2014