

Office of the City Manager

CONSENT CALENDAR  
July 15, 2003

To: Honorable Mayor and  
Members of the City Council  
From: Weldon Rucker, City Manager  
Subject: Contract: FY 2003 Spiral Sidewalk Project

RECOMMENDATION

Adopt a Resolution: 1) approving specifications for the FY 2003 Spiral Sidewalk Project; 2) accepting the bid of AJW Construction; and 3) authorizing the City Manager to execute a contract and any amendments, extensions, or other change orders until completion of the project in accordance with the approved specifications, in an amount not to exceed \$296,776, for the period of 90 calendar days from the Notice to Proceed.

FISCAL IMPACTS OF RECOMMENDATION

This is a budgeted infrastructure repair project for FY 2003.

Low Bid .....	\$252,800
17% Contingency .....	\$43,976
Total Construction Cost.....	\$296,776

Budget Codes:

General Capital Improvement Fund (610-5306-431.65-40-03SW01).....	\$175,000
Gas Tax Fund (366-5306-431.65-40-03SW01).....	\$21,776
Measure B Fund (390-5306-431.65-40-03SW01) .....	\$50,000
Work For Private Party Fund (642-5306-431.65-40-03SW03) .....	<u>\$50,000</u>
Total Construction Budget .....	\$296,776

Contract Management System (CMS) # J1UUG

CURRENT SITUATION AND ITS EFFECTS

At various locations throughout the City, damaged sidewalks exist that need to be repaired.

BACKGROUND:

This is the sixteenth year of the City's annual Sidewalk Repair Program, which involves the systematic reconstruction of sidewalks, driveways, curbs and gutters damaged by city tree roots. The scope of the work to be performed includes the reconstruction of 40,000 square feet of sidewalk; 5,000 square feet of driveway; 200 linear feet of curb and gutter; 300 linear feet of concrete curb only; 10 disabled access ramps; 500 square feet of concrete parking strip (removal only); and 20 water service line replacements.

This large project requires contracted services. The City does not possess the in-house labor or equipment resources to complete this project.

Project bids were opened on April 29, 2003 for Specification No. F-8991-03. Three (3) bids (two (2) local) were received from a low of \$252,800 to a high of \$568,300 (Attachment B, Bid Abstract). AJW Construction, of Oakland, California is the lowest responsive and responsible bidder, and it is recommended that a contract for this project be awarded to them. The project area is within the area shown on the attached map (Attachment C, Project Location Map). Staff recommends a 17% contingency to include work for property owners. Property owners will pay the City for any repair work performed on the sidewalk identified as property owner responsibility under this contract.

A Non-Discrimination Conference was held on June 5, 2003. References for AJW Construction were provided and checked out satisfactorily.

The Living Wage Ordinance does not apply to this project since Public Works construction contracts are subject to State prevailing wage laws. The contractor has submitted a Certification of Compliance with the Equal Benefits Ordinance.

RATIONALE FOR RECOMMENDATION

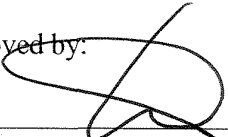
Completing the FY 2003 Spiral Sidewalk Project will greatly reduce the potential for trip-and-fall accidents, and the potential for subsequent legal claims against the City.

ALTERNATIVE ACTIONS CONSIDERED

No alternative action was considered to the FY 2003 Spiral Sidewalk Project.

CONTACT PERSON:

René Cardinaux, Director of Public Works .....981-6300  
Jeffrey L. Egeberg, Manager of Engineering .....981-6400

Approved by:   
\_\_\_\_\_  
René Cardinaux, Director of Public Works  
Attachment A – Resolution  
Attachment B – Bid Abstract  
Attachment C – Project Map Location

RESOLUTION NO.

-N.S.

APPROVING SPECIFICATIONS FOR THE FY 2003 SPIRAL SIDEWALK PROJECT; ACCEPTING THE BID OF AJW CONSTRUCTION, AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT AND ANY AMENDMENTS, EXTENSIONS, OR OTHER CHANGE ORDERS UNTIL COMPLETION OF THE PROJECT IN ACCORDANCE WITH THE APPROVED SPECIFICATIONS, IN AN AMOUNT NOT TO EXCEED \$296,776, FOR THE PERIOD OF 90 CALENDAR DAYS FROM THE NOTICE TO PROCEED

WHEREAS, there is a need to continue with the City's systematic Spiral Sidewalk Program to reduce sidewalk trip-and-fall accidents by repairing damaged sidewalks; and

WHEREAS, the City has neither the labor nor the equipment necessary to undertake the work required for the FY 2003 Spiral Sidewalk Project; and

WHEREAS, an invitation for bids was duly advertised (Specification No. F-8991-03) and AJW Construction was determined to be the lowest responsible bidder; and

WHEREAS, funds are available in the current year budget in the Spiral Sidewalk Program (budget codes 610-5306-431.65-40-03SW01, 366-5306-431.65-40-03SW01, and 390-5306-431.65-40-03SW01), and Work For Private Party Fund (budget code 642-5306-431.65-40-03SW03), and the contract was entered in the Citywide contract database with CMS number J1UUG.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that Specification No. F-8991-03, for FY 2003 Spiral Sidewalk Project, to systematically fix damaged sidewalks, is approved.

BE IT FURTHER RESOLVED, that the Council of the City of Berkeley authorizes the City Manager to execute a contract and any amendments, extensions, or change orders, until completion of the project in accordance with approved specifications, with AJW Construction, for the FY 2003 Spiral Sidewalk Project, in an amount not to exceed \$296,776, which includes a 17% contingency for unforeseen circumstances (budget codes 610-5306-431.65-40-03SW01, 366-5306-431.65-40-03SW01, 390-5306-431.65-40-03SW01, and 642-5306-431.65-40-03SW03). A record signature copy of said agreement and any amendments to be on file in the Office of the City Clerk.

**ATTACHMENT B**

**CITY OF BERKELEY**

**BID ABSTRACT**

PROJECT : FY 2003 SPIRAL SIDEWALK PROJECT, F-8891-03

BID OPENING 2P.M. 4/29/03

**BASE BID ITEMS**

ITEM NO.	DESCRIPTION	QTY	UNIT	AJW CONSTRUCTION (OAKLAND)		BERKELEY CEMENT (BERKELEY)		JA GONSALVES (NAPA)	
				UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE	UNIT PRICE	TOTAL PRICE
1	CONCRETE SIDEWALK (REG.)	40,000	SF	\$ 4.49	\$ 179,600.00	\$ 4.50	\$ 180,000.00	\$ 8.50	\$ 340,000.00
2	CONCRETE DRIVEWAY (REG.)	5,000	SF	\$ 4.99	\$ 24,950.00	\$ 4.99	\$ 24,950.00	\$ 11.10	\$ 55,500.00
3	CONCRETE CURB & GUTTER	200	LF	\$ 20.00	\$ 4,000.00	\$ 18.00	\$ 3,600.00	\$ 78.00	\$ 15,600.00
4	CONCRETE CURB ONLY	300	LF	\$ 15.00	\$ 4,500.00	\$ 17.00	\$ 5,100.00	\$ 49.00	\$ 14,700.00
5	CONSTR. DISABLED RAMP	10	EA	\$ 600.00	\$ 6,000.00	\$ 700.00	\$ 7,000.00	\$ 3,500.00	\$ 35,000.00
6	CONCRETE PARKING STRIP REMOVAL	500	SF	\$ 1.50	\$ 750.00	\$ 2.00	\$ 1,000.00	\$ 5.00	\$ 2,500.00
7	WATER SERVICE LINE REPAIR	20	EA	\$ 150.00	\$ 3,000.00	\$ 200.00	\$ 4,000.00	\$ 3,750.00	\$ 75,000.00
8	SUPPLEMENTAL WORK	1	LS	\$ 30,000.00	\$ 30,000.00	\$ 30,000.00	\$ 30,000.00	\$ 30,000.00	\$ 30,000.00

**TOTAL**

**\$252,800.00**  
(LOW BID)

**\$255,650.00**

**\$568,300.00**

VERIFIED BY:

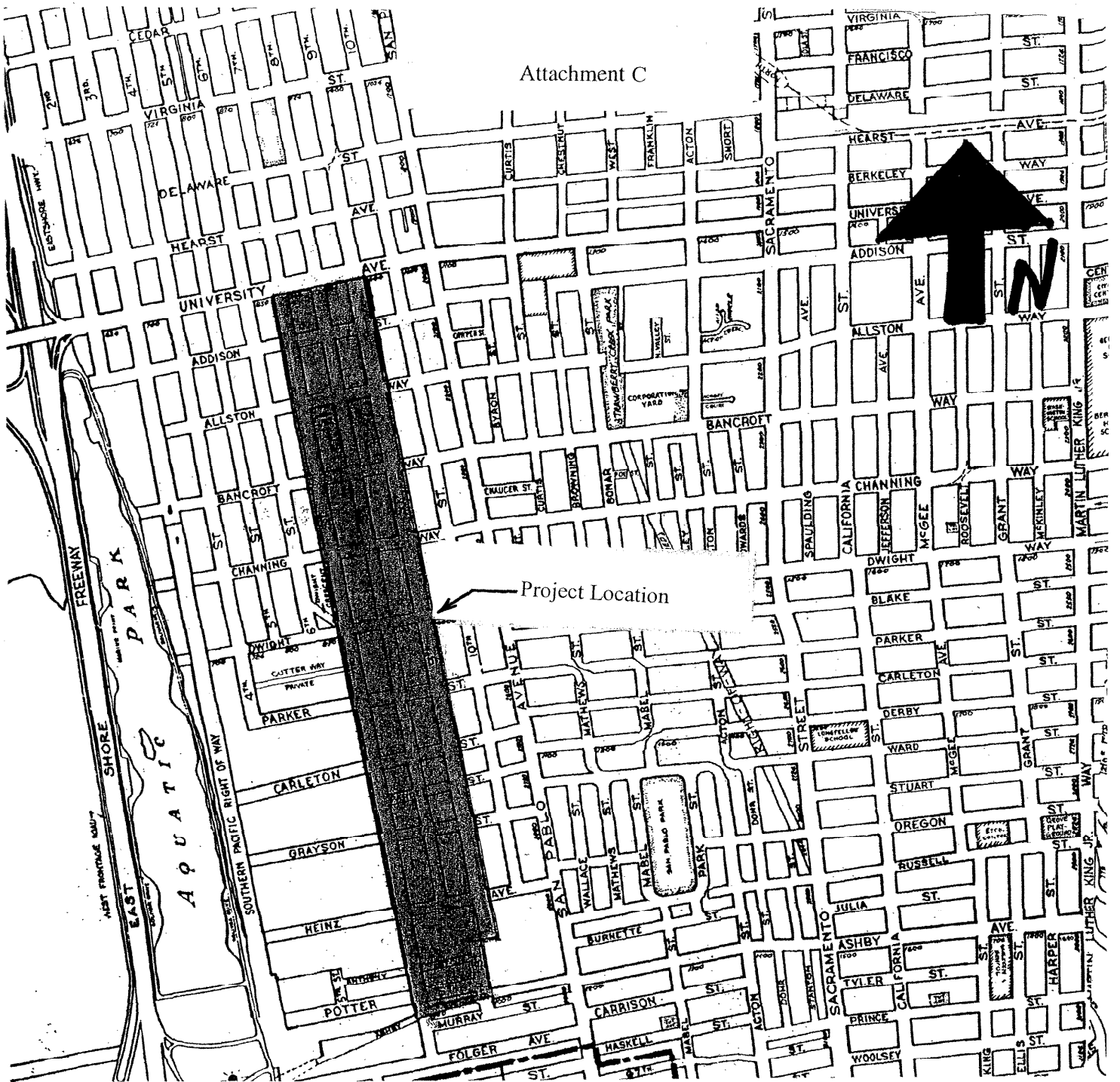
*K. King*

DATE:

*4/29/03*

ENGINEER'S ESTIMATE = \$264,250

LOW BID BY AJW CONSTRUCTION = \$252,800



PROJECT LOCATION MAP