



AGENDA REPORT

Department: Engineering
Prepared by: Ricardo Rodriguez, Assistant Engineer-Civil
Meeting Date: Tuesday, November 19, 2024
Approved by: Benjamin A. Martinez, City Manager

SUBJECT:

Awarding a Contract to Metrocell Construction, Inc., for the 8th St. Mobility Hub for the FRANC NEV Shuttle project, CIP No. 22-25.

RECOMMENDATION:

Adopt a Resolution Entitled, "Resolution of the City Council of the City of National City, California, 1) Awarding a Contract to Metrocell Construction, Inc. in the Not-to-Exceed Amount of \$386,125 for the 8th St. Mobility Hub for the FRANC NEV Shuttle Project, CIP No. 22-25; 2) Authorizing a 15% Contingency in the Amount of \$57,919 for any Unforeseen Changes; and 3) Authorizing the Mayor to Execute the Contract."

BOARD/COMMISSION/COMMITTEE PRIOR ACTION:

Not Applicable.

EXPLANATION:

The Clean Mobility Options (CMO) Voucher Pilot Program is an initiative of the California Air Resources Board funded by the California Climate Investment Program. Its primary goal is to provide funding for zero-emission shared mobility options to underserved communities in California.

On August 3, 2021, the City Council adopted Resolution No. 2021-104 authorizing the City's participation in the CMO Voucher Pilot Program from the California Air Resources Board for the Free Ride Around National City (FRANC) Neighborhood Electric Vehicle (NEV) Shuttle Program (the "FRANC").

On December 6, 2022, the City Council adopted Resolution No. 2022-196 thereby appropriating \$999,996 from the CMO Voucher Pilot Program for the FRANC, which is intended to provide first and last mile connections for the trolley station as well as connections to other origins and destinations in Downtown and Westside National City.

On June 20, 2023, the City Council adopted Resolution No. 2023-83 awarding an agreement with Circuit Transit, Inc. to provide the FRANC, and Resolution No. 2023-89 authorizing an appropriation in the amount of \$400,000 for funding from the San Diego Port District for the FRANC program.

The City of National City submitted a grant request in late 2023 for a Mobility Hub and program at the 8th Street Trolley Station and was notified in Spring of 2024 of the intent to award along with 19 other projects in California.

On March 19, 2024, the City Council adopted Resolution No. 2024-16 approving a railroad right-of-way license agreement and a right of entry permit with San Diego Metropolitan Transit System for the purpose of using a portion of the 8th Street Transit Center parking lot for the construction and use of a solar powered storage area for the FRANC shuttle operation.

The 8th St. Mobility Hub for the FRANC NEV Shuttle Project, CIP No. 22-25, is for the construction of a storage facility to securely store and charge the FRANC shuttles, consisting of a fenced in area and electric vehicle chargers powered by solar panels, which will be constructed at the 8th Street Transit Center parking lot.

On April 3, 2024, bid solicitation was posted on PlanetBids, a free public electronic bidding system for contractors. On April 6 and 13, 2024, the bid solicitation was advertised in local newspapers. On May 30, 2024, one (1) bid was received by the 1:00 p.m. deadline and Metrocell Construction, Inc. was the apparent lowest bidder with a total bid amount of \$299,000.

Subsequent to the bid opening, MTS determined that the railroad right-of-way license agreement provided to the City was the wrong agreement template and, instead, a Construction and Maintenance Agreement (CMA) that includes a license and access rights was the appropriate agreement for the uses contemplated. Therefore, the previous railroad right-of way license and right of entry permit approved by the City Council on March 19, 2024 is not applicable and was not executed by MTS. Concurrently with this agenda report, the final CMA that will need to be executed with MTS is included as an item for consideration and approval on the November 19, 2024 City Council Agenda.

Since the low bidder, Metrocell Construction, Inc. was unwilling to maintain their bid until such time as a CMA could be executed between the City and MTS, the City could not proceed with awarding the contract for the 8th St. Mobility Hub for the FRANC NEV Shuttle Project to Metrocell Construction, Inc.

After agreeing to terms with MTS on the CMA, staff re-advertised the project on PlanetBids on September 24, 2024, as well as in the local newspaper on September 28, 2024 and October 4, 2024. On October 17, 2024, three (3) bids were received by the 2:00 pm deadline and Metrocell Construction, Inc. was the apparent lowest bidder with a total bid amount of \$386,125. Upon review of all documents submitted, Metrocell Construction, Inc.'s bid was deemed responsive and they are the lowest responsible bidder qualified to perform the work as described in the project specifications.

Staff recommends awarding a contract to Metrocell Construction, Inc. in the not-to-exceed amount of \$386,125 and authorizing a 15% contingency in the amount of \$57,919 to address any unforeseen conditions that may arise.

Attached is the bid opening summary (Exhibit A) and a line-item summary of the three (3) lowest bidders (Exhibit B). Also attached is the Owner-Contractor Agreement (Exhibit C).

FINANCIAL STATEMENT:

Contract Award: \$386,125

Expenditure Account No.: 296-10-18-18500-7598-6613296 (FRANC)

15% Contingency: \$57,919

Expenditure Account No.: 296-10-18-18500-7598-6613296 (FRANC)

RELATED CITY COUNCIL 2020-2025 STRATEGIC PLAN GOAL:

Transportation Choices and Infrastructure

ENVIRONMENTAL REVIEW:

This is a project under CEQA subject to a Categorical Exemption – Class 1 Section 15311 Accessory Structures. A Notice of Exemption has been submitted to the State of California Department of Fish and Wildlife, and filed at the San Diego County Assessor/Recorder/County Clerk offices as required.

PUBLIC NOTIFICATION:

The Agenda Report was posted within 72 hours of the meeting date and time in accordance with the Ralph M. Brown Act.

ORDINANCE:

Not Applicable

EXHIBITS:

Exhibit A – Bid Opening Summary
Exhibit B – Summary of Bid Items
Exhibit C – Owner-Contractor Agreement
Exhibit D – Resolution