



AGENDA REPORT

Department: Engineering and Public Works
Prepared by: Luca Zappiello, Associate Engineer - Civil
Meeting Date: Tuesday, November 19, 2024
Approved by: Benjamin A. Martinez, City Manager

SUBJECT:

Awarding a Contract to Martin Marietta San Diego Aggregates LLC dba ATP General Engineering Contractors for the FY24 and FY25 Pavement Rehabilitation Project, CIP NO. 23-15.

RECOMMENDATION:

Adopt a Resolution Entitled, "Resolution of the City Council of the City of National City, California, 1) Rejecting All Bids Received on May 21, 2024 for the FY24 and FY25 Pavement Rehabilitation Project, CIP No. 23-15; 2) Awarding a Contract to Martin Marietta San Diego Aggregates, LLC dba ATP General Engineering Contractors in the Not-to-Exceed Amount of \$5,732,474 for the FY24 and FY25 Pavement Rehabilitation Project, CIP No. 23-15; 3) Authorizing a 10% Contingency in the Amount of \$573,247 for any Unforeseen Changes; and 4) Authorizing the Mayor to Execute the Contract."

BOARD/COMMISSION/COMMITTEE PRIOR ACTION:

Not Applicable.

EXPLANATION:

The FY24 and FY25 Pavement Rehabilitation Project, CIP No. 23-15 will perform pavement rehabilitation through mill and overlay methods, as well as a Type II slurry seal at various locations (refer to Exhibit A). The improvement areas were prioritized based on a previous pavement conditions survey, field investigations, and requests from the public. Staff also applied an equitable approach to developing the project by ensuring improvements were proposed throughout the City, rather than limiting improvements to one or two geographic areas.

The City-Wide Pedestrian Safety Enhancement Project, CIP No. 22-16, which is funded in part by a Highway Safety Improvement Program (HSIP) grant, was included with the bid package to take advantage of competitive pricing typically realized when quantities for similar line items of work increase.

On April 26, 2024, the bid solicitation was posted on PlanetBids, a free public electronic bidding system for contractors, in accordance with the City's Project Labor Agreement (PLA) provisions, in addition to advertising in the local newspaper.

On May 21, 2024, two (2) bids were received by the 5:00 p.m. deadline, both of which significantly exceeded the engineer's estimate. Consequently, on June 6, 2024, staff informed both bidders that the City was rejecting all submitted bids. Staff also indicated that adjustments would be made to the project scope to better align future bids with current budget allocations, after which the project would be rebid.

As a result of this outcome, on August 19, 2024, staff re-advertised the project on PlanetBids, in accordance with the City's PLA provisions, in addition to advertising in the local newspaper. On September 13, 2024, four (4) bids were received by the 5:00 p.m. deadline. RAL Investment Corporation was the apparent lowest bidder with a total bid amount of \$6,269,983.11.

After reviewing all submitted documents, RAL Investment Corporation's bid was determined to be non-responsive and was rejected due to the bidder's failure to sign the Verification and Execution document. The non-responsive bid notice was sent to RAL Investment Corporation on October 4, 2024. Consequently, staff reviewed the documents submitted by the second lowest bidder, Martin Marietta San Diego Aggregates, LLC, dba ATP General Engineering Contractor (ATP), who submitted a total bid amount of \$6,745,176.10. Upon review, the bid from ATP was deemed responsive, making their bid the lowest, responsive bid. ATP is also the lowest responsible bidder qualified to perform the work as outlined in the project specifications.

After reviewing the bid submitted by ATP, it was determined that costs proposed for the City-Wide Pedestrian Safety Enhancement Project, CIP No. 22-16 were significantly higher than the amount of grant funds available to pay for construction. As a result, staff decided to remove the City-Wide Pedestrian Safety Enhancement Project from the scope of work, which was ultimately accepted by ATP. With the removal of the City-Wide Pedestrian Safety Enhancement Project from the contract scope of work, the total contract amount was reduced to \$5,732,474.

Staff intends to make adjustments to the scope of work for the City-Wide Pedestrian Safety Enhancement Project to better align future bids with current budget allocations, after which the project will be rebid separately.

Attached are the bid opening summary sheet (Exhibit B) and a line item summary of the three lowest bidders (Exhibit C) for reference. Also attached is the Owner-Contractor Agreement (Exhibit D).

Staff recommends awarding a contract to Martin Marietta San Diego Aggregates LLC dba ATP General Engineering Contractor in the not-to-exceed amount of \$5,732,474 and authorizing a 10% contingency in the amount of \$573,247 to address any unforeseen conditions that may arise.

Construction is estimated to start in January 2025 and be completed by August 2025. Updates will be provided on the City's CIP website at: <http://nationalcityprojects.com>.

FINANCIAL STATEMENT:

Contract Award

\$3,070,000 (funds available through prior appropriations - SB1-RMRA Gas Tax)
Expenditure Account No. 109-10-18-18500-7598-6035109 (Street Resurfacing)

\$2,662,474 (funds available through prior appropriations - TransNet)
Expenditure Account No. 307-10-18-18500-7598-6035307 (Street Resurfacing)

10% Contingency

\$573,247 (funds available through prior appropriations - TransNet)
Expenditure Account No. 307-10-18-18500-7598-6035307 (Street Resurfacing)

RELATED CITY COUNCIL 2020-2025 STRATEGIC PLAN GOAL:

Transportation Choices and Infrastructure

ENVIRONMENTAL REVIEW:

Notice of Exemption was filed with the County Recorder's Office on October 24, 2024.

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 – Location Map

Exhibit B – Bid Opening Summary

Exhibit C – Three Lowest Bidders Summary

Exhibit D – Owner-Contractor Agreement

Exhibit E – Resolution