



# 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

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**SUBJECT:**

Awarding a Contract to Aster Construction Services for the FY24 and FY25 ADA Improvements Project CIP No. 24-04.

**RECOMMENDATION:**

Adopt a Resolution Entitled, "Resolution of the City Council of the City of National City, California, 1) Rejecting All Bids Received on May 17, 2024 for the FY24 and FY25 ADA Improvements Project, CIP No. 24-04; 2) Awarding a Contract to Aster Construction Services in the Not-to-Exceed Amount of \$990,716 for the FY24 and FY25 ADA Improvements Project, CIP No. 24-04; 3) Authorizing a 15% Contingency in the Amount of \$148,607 for any Unforeseen Changes; and 4) Authorizing the Mayor to Execute the Contract."

**BOARD/COMMISSION/COMMITTEE PRIOR ACTION:**

Not Applicable.

**EXPLANATION:**

The FY 24 and FY 25 ADA Improvements project, CIP 24-04, will construct various concrete improvements for Americans with Disabilities Act (ADA) compliance, including but not limited to removal/disposal and replacement of sidewalk, curb and gutter, driveways, cross gutters, and curb ramps. Limits of work include L Ave. from 16th to 30th, E. 4th St. from Highland Ave. to the I-805 bridge, G Ave. from E. 28th Ave. north approximately 150', J Ave. from E. 24th Ave. to E. 25th Ave., I Ave. from E. 18th St. to E. 24th St., and Olive Ave. from E. 8th to E. Plaza Blvd. The project also includes concrete and drainage improvements at the cul-de-sac on the 1900 Block of E. 17th St.

On April 26, 2024, the bid solicitation was posted on PlanetBids, a free public electronic bidding system for contractors, in addition to advertising in the local newspaper. On May 17, 2024, seven (7) bids were received by the 5:00 p.m. deadline. All of the bidders submitted proposals that significantly exceeded the engineer's estimate. Consequently, on June 6, 2024, staff informed all bidders that the City intended to readvertise the project. Staff also indicated that adjustments would be made to the project scope to align the bids with the 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 addition to advertising in the local newspaper. On September 20, 2024, six (6) bids were received by the 5:00 p.m. deadline. E-4 Construction Inc. was the apparent lowest bidder with a total base bid amount of \$857,614.20.

After reviewing all submitted documents, E-4 Construction Inc's. bid was determined to be non-responsive and was rejected due to the absence of a properly executed bid bond. The non-responsive bid notice was sent to E-4 Construction Inc. on October 17, 2024. Consequently, staff reviewed the documents submitted by the second lowest bidder, Aster Construction Services, which submitted a total base bid amount of \$990,715.60. Upon review, the bid from Aster Construction Services was deemed responsive, making their bid the lowest, responsive bid. Aster Construction Services is also the lowest responsible bidder qualified to perform the work as outlined in the project specifications.

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 Aster Construction Services in the not-to-exceed amount of \$990,716 and authorizing a 15% contingency in the amount of \$148,607 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

\$500,000 (funds available through prior appropriations - TransNet)

Expenditure Account No. 307-10-18-18500-7598-6035307 (Street Resurfacing / ADA)

\$490,716 (funds available through prior appropriations – General Fund)

Expenditure Account No. 100-10-18-18500-7598-6573100 (Transportation Improvements CIP)

15% Contingency

\$148,607 (funds available through prior appropriations - General Fund)

Expenditure Account No. 100-10-18-18500-7598-6573100 (Transportation Improvements CIP)

**RELATED CITY COUNCIL 2020-2025 STRATEGIC PLAN GOAL:**

Public Safety

**ENVIRONMENTAL REVIEW:**

A 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 – Contract Agreement

Exhibit E – Resolution