

RESOLUTION NO. 2024 -

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) AWARDED 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.

WHEREAS, the FY24 and FY25 ADA Improvements project, CIP No. 24-04 (“Project”) will construct various concrete improvements for Americans with Disabilities Act compliance including, but not limited to, removal/disposal and replacement of sidewalk, curb and gutter, driveways, cross gutters, and curb ramps; and

WHEREAS, limits of Project 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; and

WHEREAS, the Project also includes concrete and drainage improvements at the cul-de-sac on the 1900 Block of E. 17th St; and

WHEREAS, on April 26, 2024, the bid solicitation for the Project was posted on PlanetBids, a free public electronic bidding system for contractors; and

WHEREAS, on May 1st and May 3rd, 2024, the bid solicitation was advertised in the local newspaper; and

WHEREAS, on May 17, 2024, seven (7) bids were received by the 5:00 p.m. deadline; and

WHEREAS, all bidders submitted proposals that significantly exceeded the engineer’s estimate and, consequently, staff informed all bidders that the City intended to re-advertise the Project, which would include adjustments to the Project scope to align the bids with the budget allocations, after which the Project would be rebid; and

WHEREAS, as a result of the excessive cost of the earlier bids, on August 19, 2024 staff re-advertised the Project on PlanetBids with a revised Project scope in order to receive bids within the budget allocations; and

WHEREAS, on September 5th and September 9th, 2024, the bid solicitation was advertised in the local newspaper; and

WHEREAS, on September 20, 2024, six (6) bids were received by the 5:00 p.m. deadline; and

WHEREAS, E-4 Construction Inc. was the apparent lowest bidder with a total base bid amount of \$857,614.20 but, upon review of all documents submitted, staff rejected the bid as non-responsive due to the failure to provide a properly executed bid bond; and

WHEREAS, consequently, staff reviewed the documents submitted by the second lowest bidder, Aster Construction Services, and Aster Construction Services' bid in the total bid amount of \$990,715.60 was deemed responsive, making them the lowest responsible bidder qualified to perform the work as described in the Project specifications; and

WHEREAS, City staff recommends 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.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

Section 1: That the City Council hereby rejects all bids received on May 17, 2024, for the FY24 and FY25 ADA Improvements Project, CIP No. 24-04.

Section 2: That the City Council hereby authorizes the Mayor to execute the contract with Aster Construction Services in the not-to-exceed amount of \$990,716 for the FY24 and FY25 ADA Improvements Project, CIP No. 24-04.

Section 3: That the City Council hereby authorizes a 15% contingency in the amount of \$148,607 for any unforeseen changes.

Section 4: That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED and ADOPTED this 19th day of November, 2024.

Ron Morrison, Mayor

ATTEST:

Shelley Chapel, MMC, City Clerk

APPROVED AS TO FORM:

Barry J. Schultz, City Attorney