

DATE SUBMITTED 08/26/2020  
 SUBMITTED BY COMMUNITY DEVELOPMENT DIRECTOR  
 DATE ACTION REQUIRED 09/02/2020

COUNCIL ACTION (X)  
 PUBLIC HEARING ( )  
 REQUIRED RESOLUTION ( )  
 ORDINANCE 1<sup>ST</sup> READING ( )  
 ORDINANCE 2<sup>ND</sup> READING ( )  
 CITY CLERK'S INITIALS 

**IMPERIAL CITY COUNCIL  
AGENDA ITEM**

SUBJECT: DISCUSSION/ACTION:  
 2020 OVERLAY IMPROVEMENTS PROJECT AT THE INTERSECTION OF ATEN BOULEVARD AND CLARK ROAD (BID NO. 2020-09)

1. TO REVOKE PREVIOUS ACTION WHICH AWARDED A CONSTRUCTION CONTRACT TO LC PAVING & SEALING, INC.
2. TO WAIVE MINOR BID IRREGULARITY.
3. AWARD CONSTRUCTION CONTRACT TO PYRAMID CONSTRUCTION AND AGGREGATES, INC. IN THE AMOUNT OF \$456,678.88
4. AUTHORIZE 15% CONTINGENCY.

DEPARTMENT INVOLVED: COMMUNITY DEVELOPMENT DEPARTMENT

BACKGROUND/SUMMARY:

The Community Development Department was directed by City Council to conduct a competitive BID process for the construction of a right turn lane pocket, curb and gutter, upgrading existing traffic signal hardware by installing new pedestrian countdown signal heads, accessible pedestrian signal push buttons, asphalt road resurfacing, and ADA ramps and crosswalk striping at the intersection of Aten Boulevard and Clark Road. See attached Exhibit A.

The following five (5) bids were received during the formal bidding process:

LC Paving & Sealing, Inc. _____	\$480,605.43
Pyramid Construction and Aggregates, Inc. _____	\$456,678.88
Rove Engineering _____	\$597,083.00
Hazard Construction _____	\$482,835.00
Granite Construction _____	\$764,948.00

See attached Exhibit 1 ("BID Opening Act") for details.

After a process reviewing of all bids submitted, staff recommended the project to be awarded to LC Paving & Sealing, Inc., the apparent lowest responsive and responsible bidder. On 08/05-20 City Council acted after reviewing said recommendation awarding the contract to LC Paving & Sealing, Inc.

Staff recommendation was based upon a determination that the Pyramid Construction & Aggregates, Inc. Bid was not responsive; having failed to acknowledge Addendum number 2. Staff later received a bid protest from Pyramid and, upon a further review, it was discovered that Pyramid had submitted the dully executed signature page, but not the first page of the addendum. Staff believes inclusion of the signature page is the critical document, and failure to include the first page did not afford them an unfair advantage in the bid process and is an irregularity that can be waived.

<p>FISCAL IMPACT: \$302,678.88 from LTA Measure D and                  \$154,000 from SB1 Local Partnership Program (LPP)                  Total = \$456,678.88</p>	<p>ADMIN SERVICES SIGN INITIALS</p>	
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STAFF RECOMMENDATION:

Staff recommends:

- a) To revoke previous action which awarded a construction contract to LC Paving & Sealing, Inc.
- b) To waive minor Bid irregularity.
- c) Award construction contract to Pyramid Construction and Aggregates, Inc. in the amount of \$456,678.88
- d) To authorize 15% Contingency.

Or, as an alternative, reject all the bids and start the bid process over again.

DEPT. INITIALS

OM

MANAGER'S RECOMMENDATION:

approve

CITY  
MANAGER'S  
INITIALS

OTM

MOTION:

SECONDED:

AYES:

NAYES:

ABSENT:

APPROVED ( )

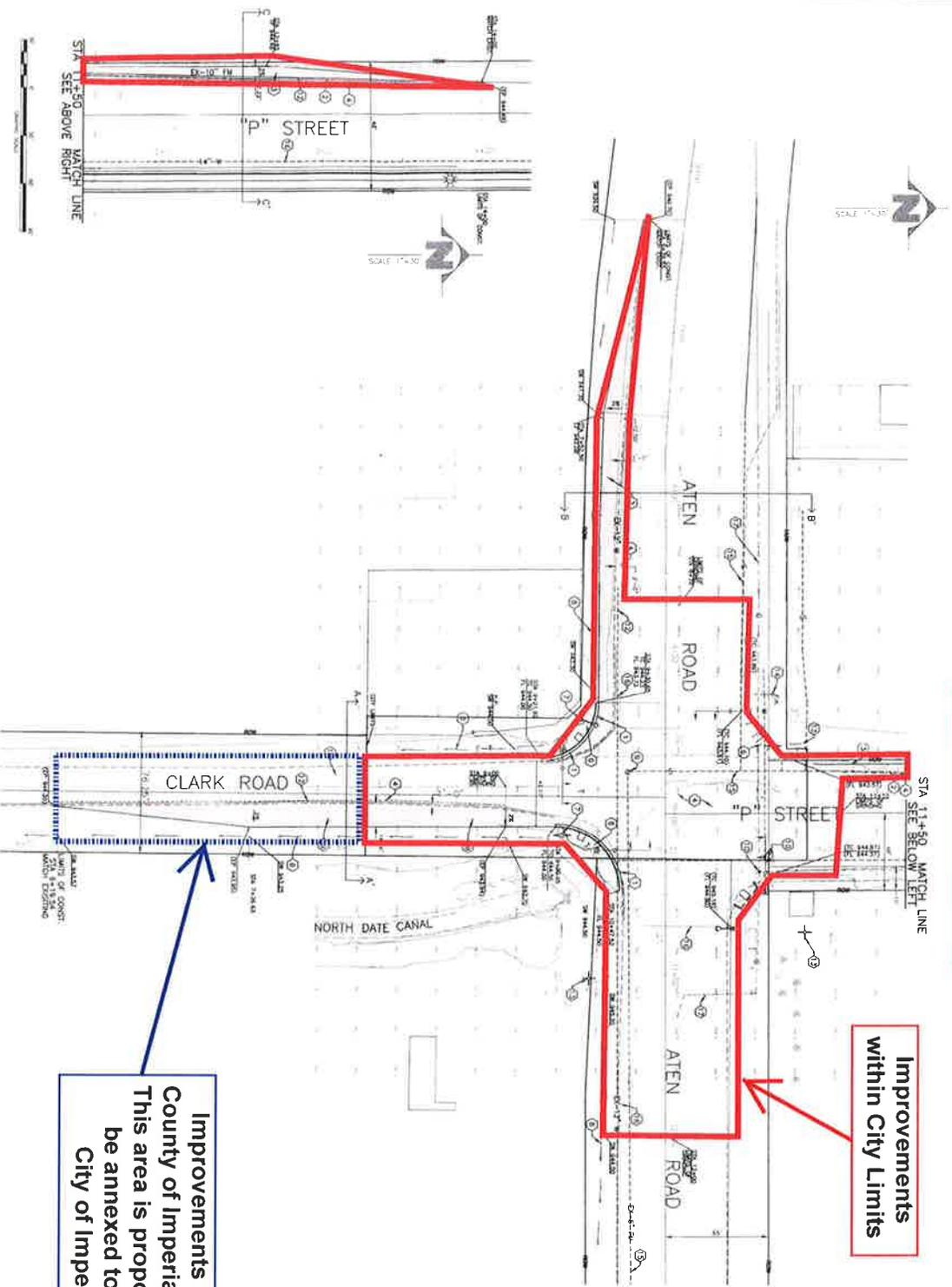
DISAPPROVED ( )

REFERRED TO:

REJECTED ( )

DEFERRED ( )

# Exhibit A



**Improvements within City Limits**

**Improvements within County of Imperial Limits. This area is proposed to be annexed to the City of Imperial.**

- CONSTRUCTION NOTES:**
1. SEE PLAN FOR CITY OF IMPERIAL CHANGING DATA, NO. 11
  2. SEE PLAN FOR COUNTY OF IMPERIAL CHANGING DATA, NO. 11
  3. SEE PLAN FOR COUNTY OF IMPERIAL CHANGING DATA, NO. 11
  4. SEE PLAN FOR COUNTY OF IMPERIAL CHANGING DATA, NO. 11
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  17. SEE PLAN FOR COUNTY OF IMPERIAL CHANGING DATA, NO. 11
  18. SEE PLAN FOR COUNTY OF IMPERIAL CHANGING DATA, NO. 11
  19. SEE PLAN FOR COUNTY OF IMPERIAL CHANGING DATA, NO. 11

	No. 1 IMPROVEMENTS WITHIN COUNTY OF IMPERIAL - PUBLIC WORKS DEVELOPMENT AND LAND DEVELOPMENT	BY: [Signature] DATE: 06/29/20	Approved by DIRECTOR OF PUBLIC WORKS CITY OF IMPERIAL, CA DATE: 06/29/20	No. 2 IMPROVEMENTS WITHIN COUNTY OF IMPERIAL - PUBLIC WORKS DEVELOPMENT AND LAND DEVELOPMENT	BY: [Signature] DATE: 06/29/20	Approved by DIRECTOR OF PUBLIC WORKS COUNTY OF IMPERIAL, CA DATE: 06/29/20	No. 3 IMPROVEMENTS WITHIN COUNTY OF IMPERIAL - PUBLIC WORKS DEVELOPMENT AND LAND DEVELOPMENT	BY: [Signature] DATE: 06/29/20	Approved by DIRECTOR OF PUBLIC WORKS COUNTY OF IMPERIAL, CA DATE: 06/29/20	No. 4 IMPROVEMENTS WITHIN COUNTY OF IMPERIAL - PUBLIC WORKS DEVELOPMENT AND LAND DEVELOPMENT	BY: [Signature] DATE: 06/29/20	Approved by DIRECTOR OF PUBLIC WORKS COUNTY OF IMPERIAL, CA DATE: 06/29/20
	No. 5 IMPROVEMENTS WITHIN COUNTY OF IMPERIAL - PUBLIC WORKS DEVELOPMENT AND LAND DEVELOPMENT	BY: [Signature] DATE: 06/29/20	Approved by DIRECTOR OF PUBLIC WORKS COUNTY OF IMPERIAL, CA DATE: 06/29/20	No. 6 IMPROVEMENTS WITHIN COUNTY OF IMPERIAL - PUBLIC WORKS DEVELOPMENT AND LAND DEVELOPMENT	BY: [Signature] DATE: 06/29/20	Approved by DIRECTOR OF PUBLIC WORKS COUNTY OF IMPERIAL, CA DATE: 06/29/20	No. 7 IMPROVEMENTS WITHIN COUNTY OF IMPERIAL - PUBLIC WORKS DEVELOPMENT AND LAND DEVELOPMENT	BY: [Signature] DATE: 06/29/20	Approved by DIRECTOR OF PUBLIC WORKS COUNTY OF IMPERIAL, CA DATE: 06/29/20	No. 8 IMPROVEMENTS WITHIN COUNTY OF IMPERIAL - PUBLIC WORKS DEVELOPMENT AND LAND DEVELOPMENT	BY: [Signature] DATE: 06/29/20	Approved by DIRECTOR OF PUBLIC WORKS COUNTY OF IMPERIAL, CA DATE: 06/29/20
	No. 9 IMPROVEMENTS WITHIN COUNTY OF IMPERIAL - PUBLIC WORKS DEVELOPMENT AND LAND DEVELOPMENT	BY: [Signature] DATE: 06/29/20	Approved by DIRECTOR OF PUBLIC WORKS COUNTY OF IMPERIAL, CA DATE: 06/29/20	No. 10 IMPROVEMENTS WITHIN COUNTY OF IMPERIAL - PUBLIC WORKS DEVELOPMENT AND LAND DEVELOPMENT	BY: [Signature] DATE: 06/29/20	Approved by DIRECTOR OF PUBLIC WORKS COUNTY OF IMPERIAL, CA DATE: 06/29/20	No. 11 IMPROVEMENTS WITHIN COUNTY OF IMPERIAL - PUBLIC WORKS DEVELOPMENT AND LAND DEVELOPMENT	BY: [Signature] DATE: 06/29/20	Approved by DIRECTOR OF PUBLIC WORKS COUNTY OF IMPERIAL, CA DATE: 06/29/20	No. 12 IMPROVEMENTS WITHIN COUNTY OF IMPERIAL - PUBLIC WORKS DEVELOPMENT AND LAND DEVELOPMENT	BY: [Signature] DATE: 06/29/20	Approved by DIRECTOR OF PUBLIC WORKS COUNTY OF IMPERIAL, CA DATE: 06/29/20

**GRADING AND PAVING PLAN**

**CITY OF IMPERIAL**  
 PROPOSED IMPROVEMENTS  
 ATEN ROAD & CLARK RD  
 100% SUBMITTAL

**LC ENGINEERING CONSULTANTS INC.**  
 1100 S. MAIN ST., SUITE 200  
 EL CENTRO, CALIFORNIA 92521  
 DATE: 06/29/20  
 ENGINEER: SET SHEET NO. 1

**SHEET 4 OF 14 SHEETS**  
 C:\9034-00



# BID Opening Act

**EXHIBIT "1"**

BID No. 2020-09

2020 OVERLAY IMPROVEMENTS PROJECT AT THE INTERSECTION OF ATEN BOULEVARD AND CLARK ROAD

Bids received by: Debra Jackson 3:07 pm

Were opened at 400 S Imperial Ave Suite 101 on 7/27/2020

By: Debra Jackson - City Clerk

Witnessed by:

Signature

Othon Mora  
Jesus VILLEGAS  
ARMANDO ABUILAR

COMPANY	BID AMOUNT	BID BOND
<u>LC Paving</u>	<u>\$ 480,605.43</u>	<u>10%</u>
<u>Pyramidal Construction</u>	<u>\$ 456,678.88</u>	<u>10%</u>
<u>Rae Engineering</u>	<u>\$ 597,053.00</u>	<u>10%</u>
<u>Hazard Construction</u>	<u>\$ 482,835.00</u>	<u>10%</u>
<u>Granite Construction</u>	<u>\$ 764,948.00</u>	<u>10%</u>

BIDS WERE GIVEN TO Othon Mora FOR STUDY AND RECOMMENDATION TO CITY COUNCIL.

DEBRA JACKSON  
CITY CLERK

7-27-2020  
DATE