



## **CITY OF MENIFEE**

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SUBJECT: Bid Award and Agreement with Roadway Engineering & Construction Corp. for Construction Services for Normandy Road Pedestrian Improvements Project, CIP 22-08

MEETING DATE: June 21, 2023

TO: Mayor and City Council

PREPARED BY: Diego Guillen, Associate Engineer

REVIEWED BY: Nick Fidler, Public Works Director

APPROVED BY: Armando G. Villa, City Manager

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### **RECOMMENDED ACTION**

1. Award and authorize the City Manager to execute an Owner-Contractor Agreement with Roadway Engineering & Construction Corp. to perform construction services for the Normandy Road Pedestrian Improvement Project, Capital Improvement Project No. 22-08, in an amount not-to-exceed \$411,819.

### **DISCUSSION**

The Normandy Road Pedestrian Improvements Project, Capital Improvement Project (CIP) No. 22-08 proposes the construction of an approximately 1,400 foot long, eight foot wide, asphalt pedestrian trail along the north side of the existing Normandy Road across the Salt Creek Channel and replace the collapsed existing storm drain inlets located approximately mid-point of the project with new inlets and a concrete headwall. The Project would close the pedestrian gap between the existing sidewalks on both sides of the channel, ultimately providing connectivity between the existing Salt Creek Trail, local parks, and nearby schools. The Project would also provide construction of a head wall, replace the collapsed inlets, and update signage and striping to separate the new pedestrian path and existing vehicle lanes. The Project is located west of Murrieta Road and north of Newport Road.

On June 1, 2022, City Council awarded a bid and entered into an Owner-Contractor Agreement with Roadway Engineering & Construction Corporation for construction of the Project in the amount of \$445,499. As a result of a pre-biological study prior to construction activities commencing, it was determined that additional studies and permits would be required prior to construction activity beginning. At the time, the awarded Contractor was unable to commit to holding their bid pricing for the timeline needed to complete the environmental requirements which were anticipated to take 6 months. On October 19, 2022, City Council approved and authorized the City Manager to terminate the Agreement with the Contractor in order to re-bid the Project once environmental requirements had been met.

The environmental requirements associated with the portion of the Project that impacts jurisdictional waters and are now anticipated to take longer than initially expected due to the timelines set by the state and federal agencies that manage the environmental requirements. The timeline is also extended due to the requirement of purchasing environmental mitigation credits. Because the Project is considered a high priority, an alternative design option was developed which would allow construction activities to be phased in order to move the Project forward timely. The alternative design option would avoid impacts on jurisdictional waters by adjusting the existing alignment and implementing tapers. Since the alternative design option does not impact jurisdictional waters, this phase of the Project is exempt from the California Environmental Quality Act (CEQA). This alternative design will address the pedestrian connectivity and gap issue, but it does not address the existing storm drain issues.

Once the required permits are approved through the regulatory agencies and the required purchase of mitigation credits are executed, the remaining phase of the Project, which will install a headwall and replace the culverts would be completed through a future, separate project. Staff anticipates receiving required environmental permits by the end of the calendar year.

Staff administered a competitive bid process separating the phase of the Project that is CEQA exempt as a base bid, and it was legally advertised in accordance with the California Public Contract Code. An electronic bid opening was held on May 30, 2023, and one bid was received, as summarized in Table 1 below.

**Table 1- Bid Result Summary**

<b>Engineer's Estimate</b>			<b>\$421,700.00</b>	
<b>Firm Name</b>	<b>Base Bid Amount</b>	<b>Additive "A" Bid Amount</b>	<b>Total Bid Amount</b>	<b>Lowest Responsible Bidder</b>
<b>Roadway Engineering &amp; Construction Corp.</b>	<b>\$411,819.00</b>	<b>\$210,472.00</b>	<b>\$622,291.50</b>	<b>X</b>

Staff reviewed the apparent lowest bid and determined that Roadway Engineering & Construction Corp. met the requirements for recommendation as the lowest responsive and responsible bidder.

The total cost for the base bid is \$411,819. The additive bid will not be awarded at this time due to budget constraints and would be completed in the next phase of the Project once budget becomes available. Materials testing services were previously secured. Construction management and inspection would be provided by City staff. Labor compliance services are currently being procured and would increase the total construction costs. The total anticipated construction costs for the Project are \$471,766. Existing project budgets are available to cover the total anticipated construction costs.

If approved by the City Council, the tentative Project schedule would be as follows:

Construction Start:	July 2023
Construction End:	August 2023
<u>City Council Acceptance:</u>	<u>September 2023</u>

*The timeline above assumes no delays due to weather or unforeseen conditions.*

### **Environmental Impact**

The work proposed under this contract has been determined to be Categorically Exempt (“Existing Facilities”) under CEQA and CEQA Guidelines, Section 15301. Class 1 consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency’s determination. The Project is for the expansion of an eight-foot-wide paved shoulder and all improvements are within the existing City right-of-way. The proposed improvements are a negligible expansion of the existing use and are considered minor alterations to existing streets. The Project is also exempt under the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. There is no possibility that the activity in question will have a significant effect on the environment because the proposed Project is occurring in an area that is already heavily disturbed and is not environmentally sensitive.

### **STRATEGIC PLAN OBJECTIVE**

Safe and Vibrant Community

### **FISCAL IMPACT**

The total anticipated construction costs for the Project are \$471,766. The funding required to support the award of the proposed construction contract for the Project is \$411,819. There is existing funding in the current Fiscal Year 2022/2023 Budget for this Project as summarized in Table 2 below.

**Table 2-** Existing Project Funding

Fund	Project	Account Number	Available Budget	Anticipated Cost
<b>Capital Projects</b>	Normandy Road	320-4555-58125	\$49,810	\$49,810
<b>Measure A</b>	Normandy Road	220-4555-58125	\$184,442	\$184,442
<b>Measure DD</b>	Normandy Road	105-4555-58125	\$216,100	\$177,567
<b>General Fund</b>	Normandy Road	100-4555-58125	\$26,750	\$0
<b>Total</b>			<b>\$477,102</b>	<b>\$411,819</b>

### **ATTACHMENTS**

1. Project Location Map
2. Owner-Contractor Agreement