



## Legislation Details (With Text)

**File #:** 24-321      **Version:** 1      **Name:**  
**Type:** Consent Item      **Status:** Passed  
**File created:** 3/27/2024      **In control:** City Council/Public Finance and Economic Development Authority/Parking Authority/Successor Agency to the Redevelopment Agency  
**On agenda:** 4/15/2024      **Final action:** 4/15/2024

**Title:** SUBJECT: Award Bid to Tosted Asphalt, Inc. for the R St Sidewalk Replacement Childs Avenue to 13th Street, Project No. CP220024, for the Base Bid Amount of \$116,479.12, and Bid Alternate Amount of \$63,063.91, for a Total Award of \$179,543.03

### REPORT IN BRIEF

Considers awarding a Construction Contract to the Lowest Responsive Bidder, Tosted Asphalt, Inc., for the base bid amount of \$116,479.12, and bid alternate amount of \$63,063.91, for the Project CP220024 - R St. Sidewalk Replacement Childs Avenue To 13th Street Project.

### RECOMMENDATION

City Council - Adopt a motion:

A. Awarding the R St. Sidewalk Replacement Childs Avenue To 13th Street, Project No. CP220024 to Tosted Asphalt, Inc, in the award amount of \$179,543.03; and,

B. Authorizing the City Manager to execute the necessary documents and to approve change orders not to exceed 10% of the total contract; and,

C. Authorizing the Finance Officer to make necessary budget adjustments.

### Sponsors:

### Indexes:

### Code sections:

**Attachments:** 1. Bid Results.pdf, 2. Location Map.pdf, 3. Construction Contract.pdf

Date	Ver.	Action By	Action	Result
4/15/2024	1	City Council/Public Finance and Economic Development Authority/Parking Authority/Successor Agency to the Redevelopment Agency	approved	Pass

*Report Prepared by: A Vang, Engineer Technician IV, Engineering Department*

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## RECOMMENDATION

### City Council - Adopt a motion:

- A. Awarding the R St. Sidewalk Replacement Childs Avenue To 13<sup>th</sup> Street, Project No. CP220024 to Tosted Asphalt, Inc, in the award amount of \$179,543.03; and,
- B. Authorizing the City Manager to execute the necessary documents and to approve change orders not to exceed 10% of the total contract; and,
- C. Authorizing the Finance Officer to make necessary budget adjustments.

## ALTERNATIVES

- 1. Approve, as recommended by staff; or,
- 2. Approve, subject to conditions other than recommended by staff (identify specific findings and/or conditions amended to be addressed in the motion); or,
- 3. Deny; or,
- 4. Refer to staff for reconsideration of specific items (specific items to be addressed in the motion); or,
- 5. Continue to a future meeting (date and time to be specified in the motion).

## AUTHORITY

Charter of the City of Merced, Article II, Section 200 - Powers, City of Merced and Article XI, Section 1109 - Contracts on Public Works.

Merced Municipal Code, Chapter 3.04, Article IV - Public Works Contracts.

## CITY COUNCIL PRIORITIES

As provided for in the FY 2023-24 Adopted Budget.

## DISCUSSION

In June 2021, Council adopted a motion to approve a project list for the Road Repair Accountability Act (SB1), Local Streets and Roads Funding. At that time Council allocated \$150,000 for R Street Sidewalks Replacement (Childs-13<sup>th</sup>) for sidewalk and curb & gutter replacement. At that time, Council also allocated \$1,000,000 for 18<sup>th</sup> Street (R St to V St) for roadway and sidewalks rehabilitation.

This project consists of replacing sidewalks on R Street from Child's Avenue to 13<sup>th</sup> Street. The scope of work includes, but is not limited to, removal of existing sidewalk, curb and gutter, asphalt concrete, and a diseased 30" diameter tree. The contractor shall install new sidewalk, curb and gutter, paint the new curb red, and new asphalt concrete.

Staff prepared plans and specifications and put project out to bid on February 1, 2024. The bid was split into a base bid consisting of sidewalk replacement from Childs Avenue to North of 4<sup>th</sup> Street (approximately around 526 R St), and a bid alternate that consisted of sidewalk replacement from North of 526 R Street to 13<sup>th</sup> Street. Bids were opened on February 29, 2024, with the following results for the base bid:

Base Bid (Child's Avenue to North of 4<sup>th</sup> Street)

1	Tosted Asphalt, Inc.	\$116,479.12
2	RF General Engineering Inc.	\$121,574.49
3	Fortis General Construction	\$123,149.90
4	Bianchi Concrete	\$129,758.80
5	Redstone Construction Inc.	\$132,185.00
6	B&M Builder Inc.	\$143,692.00
7	J Badillo Construction	\$162,715.00
8	TBS Contractors Inc.	\$176,774.27
9	Rolfe Construction Inc.	\$200,721.00
10	Arrow Construction	\$208,782.00
11	United Pavement Maintenance Inc.	\$242,895.00

The lowest responsive bidder on the Base Bid was Tosted Asphalt. Due to the Bid Alternates coming in at a higher amount of \$80,001.60, the contractor adjusted their prices on the Bid Alternate to \$63,063.91 so that both the base bid and bid alternate could be awarded.

Bid Alternate (North of 4<sup>th</sup> Street to 13<sup>th</sup> Street)

1	Tosted Asphalt, Inc.	\$63,063.91
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The Engineer's Estimate was \$90,000 - \$110,000 for the project. Currently the project only contains sufficient funding for the base bid. Staff is requesting to supplement SB1 funding from Project #CP200003 (18<sup>th</sup> Street R - V) to award the bid alternate as well.

The following is the proposed budget containing the base bid and bid alternate for the project:

Construction	\$ 179,543.03
Contingency	\$ 17,954.30
Engineering, Testing & Inspection	\$ 35,000.00
TOTAL:	\$ 232,497.33

**IMPACT ON CITY RESOURCES**

Project CP220024 is established as a Capital Improvement Project and contains sufficient funding to cover the base bid. A budget transfer of \$82,498 from Project CP200003 (18<sup>th</sup> Street R - V), will be initiated after Council approval to cover the funding for the bid alternate.

**ATTACHMENTS**

1. Bid Results
2. Location Map
3. Construction Contract