



# TOWN OF FAIRFAX

## STAFF REPORT

April 5, 2017

**TO:** Mayor and Town Council

**FROM:** Garrett Toy, Town Manager *GT*

**SUBJECT:** Adoption of a resolution to award contract for construction of Class I Bike Lane from Glen Drive to White Hill Middle School's athletic field (Lefty Gomez) along Sir Francis Drake Blvd. (completion of the Fairfax Bicycle Spine Project) to Maggiora & Ghilotti in an amount not to exceed \$284,906.

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### RECOMMENDATION

- 1) Adopt a resolution authorizing the Town Manager to award the contract to Maggiora & Ghilotti for the construction of the Class I Bike Lane to complete of the Fairfax Bicycle Spine Project in an amount not to exceed \$284,906.
- 2) Allocate a project contingency reserve of \$30,000 to be used by the Town Manager to cover unforeseen project costs.
- 3) Appropriate \$40,000 from General Fund Reserves to Fund 51-875 (Bike Spine Class I Bike Lane)

### BACKGROUND

In March 2015, the Transportation Authority of Marin ("TAM") approved the Town's grant application to complete the Bike Spine route from Glen Drive to the White Hill Middle School athletic field. The project is a Class I separated bike pathway for the final 700 feet of the Bike Spine. The initial Bike Spine project installed signage and street markings for identified bicycle routes to schools and was completed in October 2013. The Council may recall that the Town did not install bike route signs along Shemran Court, instead opting to wait until the route could be completed.

The TAM grant allows the Town to complete the Bike Spine project. Students would be able to travel back and forth to the school along the pathway. A high visibility crosswalk would be installed at Glen Drive to allow users to safely access the bike lane on the other side of Sir Francis Drake.

In May 2015, the Council awarded a contract to Parisi Transportation Consulting ("Parisi") to design the Class I bike lane. The Council reviewed the design at its May 2016 meeting. In June 2016, the project was bid out, but only one bid was received by the Town. The received bid was approximately \$125,000, or 55%, greater than the Engineer's Estimate of \$225,000. As a result, the Town Council rejected all bids due to the prohibitive cost and staff indicated that we would rebid the project early in the construction season for 2017. The construction schedule would be modified to require construction during the summer, thus giving contractors ample time to complete the project. We would anticipate these changes will result in the receipt of more competitive bids.

### DISCUSSION

This project was rebid in March 2017. Based on our prior experience and concerns that the bids would be significantly higher than engineer's estimate of \$250,000, we structured the bid to

request a base bid with an additive alternate. The additive alternative is, in essence, the widening of the bike path from Shemran Ct. to the ballfield.

Per the Town’s “Notice of Inviting Bids”,

“If the Town elects to award a contract for performance of the project, the contract will be awarded to the responsible bidder submitting a responsive bid with the **lowest total bid price for the base bid without consideration of the bid price for any additive or deductive items.**”

The Town received the following five bids, opened on March 23, 2017 at 2:00 pm:

<b>BIKE SPINE COMPLETION PROJECT</b>			
<b>NAME</b>	<b>BASE BID</b>	<b>ALTERNATE</b>	<b>TOTAL</b>
Maggiora & Ghilotti	\$ 225,225.00	\$ 59,681.00	\$ 284,906.00
AAA Concrete Construction	\$ 238,548.75	\$ 31,321.00	\$ 269,869.75
FBD Vanguard	\$ 249,714.10	\$ 75,705.50	\$ 325,419.60
Team Ghilotti	\$ 257,016.76	\$ 71,402.00	\$ 328,418.76
Ghilotti	\$ 259,127.00	\$ 40,862.00	\$ 299,989.00

Maggiora & Ghilotti (M&G) were the low bidders on the base bid. While M&G’s total inclusive of the additive item is higher than AAA Concrete’s total, the Town must award to the lowest responsible bidder based on the base bid amount. The Town’s consulting engineer has confirmed that M&G are the lowest responsible bidder. Staff is recommending the Town award the bid for both the base bid and additive work. Conversely, the Council may reject all bids and rebid the project with a revision that the bid award will be based on total project cost (i.e., base bid plus alternate work), but there is no guarantee the same bidders will bid and/or that bids will be the same or lower.

**FISCAL IMPACT**

The CIP budget estimated a total project cost of \$363,000: \$88,000 for design and construction management and \$275,000 for construction including contingencies. The funding sources are: a \$350,000 TAM grant and \$13,000 in matching local Measure J funds.

The low bid of approximately \$285,000 plus a \$30,000 contingency (approx. 10%) is \$40,000 higher than the budgeted amount. Please note if no unforeseen circumstances arise, the total project costs would be less than 3% (approx. \$10,000) above initial estimates.

**Attachments:** Resolution

RESOLUTION 17-\_\_

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FAIRFAX  
AWARDING THE CONSTRUCTION CONTRACT FOR THE "BIKE SPINE PROJECT"  
FOR THE CONSTRUCTION OF A CLASS I BIKE LANE FROM GLEN DRIVE TO  
WHITE HILL MIDDLE SCHOOL'S ATHLETIC FIELD (LEFTY GOMEZ) ALONG SIR  
FRANCIS DRAKE BOULEVARD**

**WHEREAS**, the Town adopted the FY 2016–2017 Capital Improvement Plan (CIP) which includes the Bike Spine Project as a funded project; and

**WHEREAS**, the Bike Spine Project provides for the construction of a Class I separated bike pathway from Glen Drive to White Hill Middle School's athletic field (Lefty Gomez) along Sir Francis Drake Boulevard to complete the Fairfax Bike Spine Project; and

**WHEREAS**, in June 2016, the project was bid out, but Town Council rejected all bids for the Bike Spine Project due to the only bid received being 55% greater than the Engineer's Estimate; and

**WHEREAS**, this project was rebid in March 2017 structured to request a base bid with an additive alternate; and

**WHEREAS**, the Town's "Notice of Inviting Bids" specified the contract will be awarded to the responsible bidder submitting a responsive bid with the lowest total bid price for the base bid without consideration of the bid price for any additive or deductive items," and

**WHEREAS**, on March 23, 2017, at 2:00 p.m., the Town Clerk opened and examined the sealed bids for the Bike Spine Project; and

**WHEREAS**, based on information supplied by the bidder named below and the examination conducted by the Town's Engineering Consultant, Parisi Transportation Consulting, the Town Council finds said bidder to be the lowest responsible bidder for the base bid; and

**WHEREAS**, the Town is including an approximate ten (10) percent contingency to the project construction costs in the amount of thirty thousand dollars (\$30,000) to the lowest bid amount; and

**NOW, THEREFORE, BE IT HEREBY RESOLVED**, that the Town Council of the Town of Fairfax: (a) awards the construction contract for the Bike Spine Completion Project in the amount of \$284,906 which includes the base bid of \$225,225.00 and

\$59,681.00 for the bid alternate to Maggiora & Ghilotti, the lowest responsible bidder based on the base bid; (b) allocates a project contingency reserve of \$30,000 (approx. 10%) to be used by the Town Manager to cover unforeseen project costs, (c) appropriates \$40,000 from General Fund Reserves to Fund 51-875 (Bike Spine Class I Bike Lane), and (d) authorizes the Town Manager to do everything necessary and appropriate to execute all agreements and expend funds.

The foregoing Resolution was duly introduced and adopted at a meeting of the Town Council of the Town of Fairfax held in said Town on the 5th day of April 2017, by the following vote, to wit:

AYES:

NOES:

ABSENT:

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John Reed, Mayor

Attest:

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Michele Gardner, Town Clerk