



City of Santa Ana
20 Civic Center Plaza, Santa Ana, CA 92701
Staff Report
December 20, 2022

TOPIC: First Street Slope Stabilization Project (Revive Santa Ana)

AGENDA TITLE

Award a Construction Contract to EverLevel Holdings, LLC. in the Amount of \$4,482,892 for the First Street Slope Stabilization FY 2021-22 Project with an Estimated Construction Delivery Cost of \$5,600,000 (Project No. 22-1341) (Non-General Fund) (**Revive Santa Ana Program**).

RECOMMENDED ACTION

1. Reject all bids received on February 15, 2022, for construction of the First Street Slope Stabilization Project, due to changes in the scope of work.
2. Reject all bids received on April 5, 2022, for construction of the First Street Slope Stabilization Project, due to changes in the project specifications.
3. Approve an amendment to the Fiscal Year 2022-23 Capital Improvement Program to include \$5,600,000 of American Rescue Plan Act (ARPA) funds for the First Street Slope Stabilization Project (22-1341).
4. Award a construction contract to EverLevel Holdings, LLC., the lowest responsible bidder, in accordance with the base bid in the amount of \$4,482,892, for construction of the First Street Slope Stabilization Project, for the term beginning December 6, 2022 and ending upon project completion, and authorize the City Manager to execute the contract subject to non-substantive changes approved by the City Manager and the City Attorney.
5. Approve the Project Cost Analysis for a total estimated construction delivery cost of \$5,600,000, which includes \$4,482,892 for the construction contract, \$667,108 for contract administration, inspection and testing, and a \$450,000 project contingency for unanticipated or unforeseen work.

DISCUSSION

First Street is a major arterial street and gateway to Downtown Santa Ana. The railroad undercrossing along First Street, between Standard Avenue and Grand Avenue, consists of four dirt slopes. The dirt slopes are severely degraded and eroded, which leads to the

discharge of sediment into the street and City stormdrain system during rain events. Additionally, encampments that form at the top of the slopes lead to the discharge of trash and debris.

The First Street Slope Stabilization Project (Exhibit 1) includes the installation of decorative concrete along the slopes near the railroad undercrossing, new security fencing, and a stormwater treatment device. The goal of the project is to improve water quality and address stormwater pollution via the stabilization of the dirt slopes, elimination of trespassing and encampments, and installation of a stormwater treatment device. The project will also significantly enhance the aesthetics of this important gateway to Downtown Santa Ana.

Public Outreach and Contractor Participation

During the project design phase, City staff presented four decorative concrete design options to the City's Environmental and Transportation Advisory Commission (ETAC). ETAC provided design input and voted on their preferred decorative concrete design, which was used in the final design of the project (Exhibit 6).

This project was originally advertised for bid on January 24, 2022, with bids due on February 15, 2022, however the project was rebid due to a change in the scope of work. The project was advertised for rebid on March 15, 2022, with bids due on April 5, 2022, however the project was rebid again due to a required change to the project specifications. The project was advertised for a second rebid on September 26, 2022, with bids due on October 18, 2022. The second rebid is being recommended for construction contract award to the lowest responsible bidder, EverLevel Holdings, LLC.

To provide an opportunity for local vendors to submit bids, the City notified 322 regional vendors via PlanetBids, many of which are Santa Ana based. Two vendors requested bidding documents, and a total of two bids were received. No bids were received from Santa Ana contractors.

As legally required, a Notice Inviting Bids was advertised in the Orange County Register newspaper on September 26, 2022, October 3, 2022, and October 10, 2022. The project was also advertised in PlanetBids from September 26, 2022 through October 18, 2022. Bids were received electronically via PlanetBids on October 18, 2022.

Second Rebid Results Summary

RANK	BIDDER'S NAME	LOCATION	BASE BID
1	EverLevel Holdings, LLC	Chino Hills	\$4,482,892
2	Excel Paving Co	Long Beach	\$5,738,850

A total of two bids were received, both of which were deemed responsive. EverLevel Holdings, LLC. submitted the lowest responsive base bid in the amount of \$4,482,892 (Exhibit 2). As specified in the bid documents, the lowest bid shall be determined by the Base Bid.

In the past five years, EverLevel Holdings, LLC. has not performed any work for the City. Based on the bid analysis and a contractor reference check, staff recommends awarding the construction contract to EverLevel Holdings, LLC. in the amount of the Base Bid, totaling \$4,482,892 (Exhibit 3).

Project Delivery

To deliver a complete project, in addition to the construction contract, the estimated total project delivery cost includes construction administration, inspection and testing, along with an allowance for contingencies to account for unexpected or unforeseen conditions. Construction administration and inspection includes construction management, implementation of the City's Community Workforce Agreement requirements, inspection of the Contractor's work to ensure contract compliance, workmanship and quality, and materials testing. As indicated in the Cost Analysis (Exhibit 4) and as summarized in the table below, the estimated total construction delivery cost of the project is \$5,600,000.

Project Item	Total
Construction Contract	\$ 4,482,892.00
Construction Administration, Inspection, Testing	\$ 667,108.00
Contingencies	\$ 450,000.00
TOTAL CONSTRUCTION DELIVERY COST	\$ 5,600,000.00

On August 2, 2022, the Santa Ana City Council approved the Revive Santa Ana Spending Plan that included a \$5,000,000 allocation of American Rescue Plan Act (ARPA) funds for the First Street Pedestrian Safety Project. Subsequently, \$600,000 was reallocated from the Addition of Park/Open Space ARPA project to close the funding gap for this project. Approval of the amendment to the FY 2022-23 Capital Improvement Program (Exhibit 5) will officially incorporate the additional funding for the project into the CIP program.

ENVIRONMENTAL IMPACT

In accordance with the California Environmental Quality Act, the recommended actions are exempt from further review. Categorical Exemption Environmental Review No. ER-2021-119 was filed for the project.

FISCAL IMPACT

The total estimated construction delivery cost of \$5,600,000, which includes construction, contract administration, inspection, testing, and an authorized contingency.

The following table summarizes the funds budgeted and available for expenditure to deliver this project.

Fiscal Year	Accounting Unit - Account No. (Project No.)	Fund Description	Accounting Unit - Account No. Description	Amount
Current Available Funding				
2022-23	18117013-66220 (Proj. 22-1341)	American Rescue Plan Act (ARPA)	ARPA-PWA - Improvements Other Than Building	\$5,000,000
Project Budget Reallocation				
2022-23	18117013-66220 (From Proj. 22-1342 to Proj. 22-1341)	American Rescue Plan Act (ARPA)	ARPA_PWA – Improvements Other Than Building	\$600,000
Total				\$5,600,000

EXHIBIT(S)

1. Location Map
2. Bid Proposal
3. Construction Contract
4. Cost Analysis
5. FY 2022-23 CIP Sheet
6. Concrete Design

Submitted By: Nabil Saba, P.E., Executive Director – Public Works Agency

Approved By: Kristine Ridge, City Manager