



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

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**TOPIC:** Safe Routes to School Davis Elementary Access Compliance

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**AGENDA TITLE**

Award a Construction Contract to Palp, Inc. DBA Excel Paving Company in the Amount of \$5,558,420 for the Safe Routes to School Davis Elementary Access Compliance Project with an Estimated Total Delivery Cost of \$6,948,025 (Project Nos. 19-6951 and 22-1404) (Non-General Fund) (**Revive Santa Ana Program**)

**RECOMMENDED ACTION**

1. Approve an amendment to the Fiscal Year 2021-22 Capital Improvement Program to include \$2,114,025 of funding in American Rescue Plan Funds for the Safe Routes to School Davis Elementary Access Compliance project.
2. Award a construction contract to Palp, Inc. DBA Excel Paving Company, the lowest responsible and responsive bidder, in accordance with the base bid in the amount of \$5,558,420, for construction of the Safe Routes to School Davis Elementary Access Compliance Project, for a term beginning December 20, 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.
3. Approve the Project Cost Analysis for a total estimated construction delivery cost of \$6,948,025, which includes \$5,558,420 for the construction contract, \$833,000 for contract administration, inspection and testing, and a \$556,605 project contingency for unanticipated or unforeseen work.

**DISCUSSION**

The Safe Routes to School Davis Elementary Access Compliance project will make improvements for pedestrians traveling in the vicinity of Davis Elementary School. The project will take place in the French Court neighborhood, with improvements planned along French Street, Spurgeon Street, Washington Avenue, Penn Way, Bush Street, Poinsettia Street, 14<sup>th</sup> Street, 15<sup>th</sup> Street, 16<sup>th</sup> Street, and 17<sup>th</sup> Street (Exhibit 1). The purpose of the project is to increase safety and convenience for pedestrians that utilize this corridor, primarily students. Work activities include removing and replacing

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driveways, sidewalks, and curb ramps, and removing some asphalt roadway sections to build concrete build-outs to encourage slower traffic speeds.

The construction scope of work includes installation of bulb-outs at crossings adjacent to Davis Elementary School, reconstruction and installation of curb ramps, sections of sidewalks, curb and gutter, water quality BMPs, signing & striping, construction of PCC pavement, AC pavement and driveways along the safe routes to school (Exhibit 2).

### Public Outreach and Contractor Participation

To provide an opportunity for local vendors to submit bids, the City notified a total of 33 regional vendors via PlanetBids, many of which are Santa Ana based. A total of three bids were received however, no bids were received from any Santa Ana contractors.

As legally required, a Notice Inviting Bids was advertised in the Orange County Register newspaper on September 6<sup>th</sup> and 13<sup>th</sup>, 2022. The project was also advertised in PlanetBids from September 7<sup>th</sup>, 2022 through October 5<sup>th</sup>, 2022. Bids were received electronically via PlanetBids on October 5<sup>th</sup>, 2022. No formal bid protest was submitted by any bidders during the bid protest period.

### Bid Results Summary

RANK	BIDDER'S NAME	LOCATION	BASE BID
1	Palp, Inc DBA Excel Paving Company	Long Beach	\$5,558,420.00
2	Hardy & Harper, Inc.	Lake Forest	\$6,500,000.00
NR	Klassic Engineering and Construction, Inc.	Orange	Non-Responsive

A total of three bids were received and of the three bidders, Klassic Engineering and Construction, Inc. was non-responsive. Palp, Inc. DBA Excel Paving Company submitted the lowest responsive base bid in the amount of \$5,558,420 (Exhibit 3). As specified in the bid documents, the lowest bid shall be determined on the basis of the Base Bid. Based on the bid analysis and a contractor's reference check, staff recommends awarding the construction contract to Palp, Inc. DBA Excel Paving Company, in the amount of the base bid totaling \$5,558,420 (Exhibit 4). Palp, Inc. DBA Excel Paving Company, has performed the following work in the City of Santa Ana within the past 5 years: Misc. Storm Drain Repairs (Project No. 21-6458), Bush Street Bicycle Blvd. from Civic Center to 17<sup>th</sup> St. (Project No. 18-9002), Traffic Signal and Bulb-Outs at Bishop-Pacific-Shelton Bicycle Improvements (Project No. 15-6848), 3<sup>rd</sup> Street Traffic Calming from Birch to Spurgeon (Project No. 15-6606) and Residential Street Repair FY 14/15 Project No. 15-6836).

**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 federal labor requirements; inspection of the Contractor’s work to ensure contract compliance, workmanship, and quality; and materials testing.

As indicated in the Cost Analysis (Exhibit 5) and as summarized in the table below, the estimated total construction delivery cost of the project is \$6,948,025.

Project Item	Total
Construction Contract	\$5,558,420.00
Construction Administration, Inspection, Testing	\$833,000.00
Project Contingencies	\$556,605.00
<b>TOTAL CONSTRUCTION DELIVERY COST</b>	<b>\$6,948,025.00</b>

**ENVIRONMENTAL IMPACT**

In accordance with the California Environmental Quality Act, the recommended actions are exempt from further review. Categorical Exemption Environmental Review No. ER-2019-38 was filed for the project 19-6951. NEPA Categorical Exemption per Section 23 USC 326 on May 2, 2019. NEPA Categorical Exemption revalidated on January 28, 2022.

**FISCAL IMPACT**

On August 2, 2022, the City Council approved the Revive Santa Ana Spending Plan that reflected the entire American Rescue Plan Act (ARPA) allocation of local fiscal recovery funds. A \$2,114,025 cost savings was subsequently identified from Project 22-1342 and redirected, by the City Manager’s authorization, to the Safe Routes to School Davis Elementary Access Compliance project, a critical infrastructure, pedestrian and mobility improvement project.

As indicated in the Cost Analysis, the estimated total construction delivery cost of the project is \$6,948,025, which includes construction, contract administration, inspection and testing, and authorized contingencies of \$1,389,605. All funds are available for expenditure in Fiscal Year 2022-23, however any remaining balances not expended at the end of the fiscal year will be carried forward into FY 2023-24.

The following table summarizes the funds budgeted for expenditure to deliver construction of this project:

<b>Fiscal Year</b>	<b>Accounting Unit - Account No. (Project No.)</b>	<b>Fund Description</b>	<b>Accounting Unit - Account No. Description</b>	<b>Amount</b>
<b>Additional Funds:</b>				
2022-23	18117013-66220 (To: 22-1404 From: 22-1342)	American Rescue Plan Act	ARPA-PWA Improvements Other Than Building	\$2,114,025
<b>Existing Budget:</b>				
2019-20	14817614-66220 (19-6951)	ATP	Active Transportation Program, Improvements Other Than Building	\$4,834,000
<b>Total</b>				<b>\$6,948,025</b>

**EXHIBIT(S)**

1. Location Map
2. CIP Sheet
3. Bid Proposal
4. Construction Contract
5. Cost Analysis

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

Approved By: Kristine Ridge, City Manager