



**City of Santa Ana**  
**20 Civic Center Plaza, Santa Ana, CA 92701**  
**Staff Report**  
**June 6, 2023**

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**TOPIC:** Pedestrian and Mobility Improvements Phase I

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**AGENDA TITLE**

Award a Construction Contract to Towo Enterprise, Inc., in the amount of \$319,320, for the Pedestrian and Mobility Improvement Phase I for an Estimated Project Delivery Cost of \$416,000 (Project No. 22-1405) (**Revive Santa Ana Program**)

**RECOMMENDED ACTION**

1. Authorize the City Manager to reject the bid submitted by EBS General Engineering Inc. as non-responsive and award a construction contract to Towo Enterprise, Inc., the lowest responsive bidder, in accordance with the base bid in the amount of \$319,320, for construction of the Pedestrian and Mobility Phase I, for the term beginning June 6, 2023 and ending upon project completion, subject to non-substantive changes approved by the City Manager and the City Attorney.
2. Approve the Project Cost Analysis for a total estimated construction delivery cost of \$416,000, which includes \$319,320 for the construction contract, \$47,898 for contract administration, inspection, and testing, and \$48,782 project contingency for unanticipated or unforeseen work.
3. Determine these actions are exempt from further review in accordance with the California Environmental Quality Act as Categorical Exemption Environmental Review No. ER-2023-04 was filed for the project.

**DISCUSSION**

The Public Works Agency (PWA) received American Rescue Plan Act (ARPA) - Coronavirus State and Local Fiscal Recovery Funds (SLFRF) funding to enhance pedestrian traffic safety, accessibility, and mobility within qualified census tract areas (Exhibit 1). This project meets the intent of the funding source by constructing new wheelchair ramps, Rectangular Rapid Flashing Beacon (RRFB), and enhancing pedestrian crossings through implementation of new signage and striping. Once these pedestrian and mobility improvements are completed, it will increase traffic safety for pedestrians and all road users. Scope of work includes installation/removal of asphalt concrete pavement, portland cement concrete, signage, striping, and traffic signal systems.

#### Public Outreach and Contractor Participation

As legally required, a Notice Inviting Bids was advertised in the Orange County Register newspaper on March 8 and March 15, 2023. The project was also advertised in PlanetBids from March 8, 2023 through March 28, 2023. Bids were received electronically via PlanetBids on March 28, 2023.

To provide an opportunity for local vendors to submit bids, the City notified a total of 360 regional vendors via PlanetBids, many of which are Santa Ana based. A total of five bids were received; however, no bids were received from any Santa Ana contractors.

#### Bid Results Summary

<b>Rank</b>	<b>Bidder's Name</b>	<b>Location</b>	<b>Base Bid</b>
1	Towo Enterprise, Inc.	Fullerton, CA	\$319,320
2	Excel Paving Co.	Long Beach, CA	\$358,811
3	Vido Samarzich, Inc.	Rancho Cucamonga, CA	\$378,126
4	Calpromax Engineering, Inc.	Placentia, CA	\$429,486
NR	EBS General Engineering, Inc.	Corona, CA	Non-Responsive

A total of five bids were received. Four bids were responsive and one bid was deemed non-responsive. Towo Enterprise, Inc. submitted the lowest responsive base bid in the amount of \$319,320 (Exhibit 2). As specified in the bid documents, the lowest bid shall be determined on the basis of the Base Bid. Based on the circumstances outlined above and a contractor's reference check, staff recommends awarding the construction contract to Towo Enterprise, Inc., in the amount of the base bid totaling \$319,320 (Exhibit 3). Towo Enterprise Inc. has not performed any work in the City of Santa Ana within the past five years.

#### 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 the following: construction management; 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 \$416,000.

<b>Project Item</b>	<b>Total</b>
Construction Contract	\$319,320
Construction Administration, Inspection, Testing	\$47,898
Contingencies	\$48,782
<b>TOTAL CONSTRUCTION DELIVERY COST</b>	<b>\$416,000</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-2023-04 was filed for the project.

### **FISCAL IMPACT**

As indicated in the Cost Analysis, the estimated total construction delivery cost of the project is \$416,000 which includes construction, contract administration, inspection, testing, and an authorized contingency. Project No. 22-1405 is the number assigned to the funding for tracking of all expenditures to deliver the construction of this project (Exhibit 5).

The following table summarizes the funds budgeted (after the appropriation adjustment) and available 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>
2022-23	18117013-66220 (22-1405)	ARPA	ARPA – PWA, Improvements Other Than Buildings	\$416,000
<b>Total</b>				<b>\$416,000</b>

Any remaining balances not expended at the end of the Fiscal Year will be presented to the City Council for approval of carry-overs to FY 2023-24.

### **EXHIBIT(S)**

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

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

Approved By: Kristine Ridge, City Manager