

**COUNTY OF SAN LUIS OBISPO BOARD OF SUPERVISORS  
AGENDA ITEM TRANSMITTAL**

(1) DEPARTMENT Public Works	(2) MEETING DATE 9/18/2012	(3) CONTACT/PHONE Jeff Werst, Design Division Manager (805) 781-4480	
(4) SUBJECT Submittal of bid opening report for Maria Vista Estates, Phase 3 Improvements, Nipomo, to award the subject contract to T. Simons Co., Inc., the lowest responsible bidder, in the amount of \$544,427.16, Contract No. 300435. District 4.			
(5) RECOMMENDED ACTION In accordance with applicable State Law, it is our recommendation that your Honorable Board: 1. Award the subject contract to T. Simons Co., Inc., the lowest responsible bidder, at \$544,427.16, and 2. Authorize the Public Works Director or his designee to approve change orders for a contingency amount up to \$54,000.00 plus an additional amount of \$54,000.00 for traffic control and supplemental work, for a final total construction amount of \$652,427.16.			
(6) FUNDING SOURCE(S) Performance Bond Settlement	(7) CURRENT YEAR FINANCIAL IMPACT Project Estimate = \$937,161.00	(8) ANNUAL FINANCIAL IMPACT N/A	(9) BUDGETED? Yes
(10) AGENDA PLACEMENT <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Presentation <input type="checkbox"/> Hearing (Time Est. _____) <input type="checkbox"/> Board Business (Time Est. _____)			
(11) EXECUTED DOCUMENTS <input type="checkbox"/> Resolutions <input type="checkbox"/> Contracts <input type="checkbox"/> Ordinances <input checked="" type="checkbox"/> N/A			
(12) OUTLINE AGREEMENT REQUISITION NUMBER (OAR) 19001205		(13) BUDGET ADJUSTMENT REQUIRED? BAR ID Number: N/A <input type="checkbox"/> 4/5th's Vote Required <input type="checkbox"/> N/A	
(14) LOCATION MAP Attached	(15) BUSINESS IMPACT STATEMENT? No	(16) AGENDA ITEM HISTORY <input type="checkbox"/> N/A Date 4/27/10, A-5; 7/17/12, #1	
(17) ADMINISTRATIVE OFFICE REVIEW			
(18) SUPERVISOR DISTRICT(S) District 4 -			

Reference: 12SEP18-C-4

# County of San Luis Obispo



TO: Board of Supervisors  
FROM: Public Works  
Jeff Werst, Design Division Manager  
Glenn Marshall, Project Manager  
VIA: Dave Flynn, Deputy Director of Public Works  
DATE: 9/18/2012

SUBJECT: Submittal of bid opening report for Maria Vista Estates, Phase 3 Improvements, Nipomo, to award the subject contract to T. Simons Co., Inc., the lowest responsible bidder, in the amount of \$544,427.16, Contract No. 300435. District 4.

## **RECOMMENDATION**

In accordance with applicable State Law, it is our recommendation that your Honorable Board:

1. Award the subject contract to T. Simons Co., Inc., the lowest responsible bidder, at \$544,427.16, and
2. Authorize the Public Works Director or his designee to approve change orders for a contingency amount up to \$54,000.00 plus an additional amount of \$54,000.00 for traffic control and supplemental work, for a final total construction amount of \$652,427.16.

## **DISCUSSION**

In accordance with direction from your board, bids for the subject contract were opened on Thursday, August 23, 2012.

Twelve bids were received. They are as follows:

Engineer's Estimate	\$762,723.00
T. Simons Co., Inc.	\$544,427.16
Raminha Construction, Inc.	547,186.00
Whitaker Construction Group, Inc.	574,399.00
Rockwood General Contractors, Inc.	588,724.30
CalPortland Construction	605,325.85
John Madonna Construction Co., Inc.	620,218.00
G. Sosa Construction, Inc.	634,669.90
Vernon Edwards Constructors, Inc.	644,493.67
Maino Construction Company, Inc.	659,810.00
Souza Construction, Inc.	700,914.95
J & P Construction	738,827.46
Arthurs Contracting, Inc.	783,781.25

The low bid received was 29% below the Engineer's Estimate. We have reviewed the submittal from T. Simons Co, Inc. and verified that they are the lowest responsive, responsible bidder.

All but one of the twelve bids received were below the Engineer's Estimate with most bids well below the Engineer's Estimate. The Engineer's Estimate contained some high unit prices for bid items, such as asphalt concrete removal, asphalt dike construction and chain link fence construction, which contributed to the magnitude of the difference between the low bid amount and the total amount of the Engineer's Estimate.

### Project Background Information

The Maria Vista Estates residential cluster subdivision (Tracts 1802 and 1856), located near the Community of Nipomo has defaulted on the completion of improvements as conditioned with the approval of their Tentative Maps. In a Performance Bond claim settlement budget adjustment, approved by your Board on April 27, 2010, bond proceeds became available to reimburse County expenses incurred by the development and to complete the remaining improvements to the satisfaction of the Department.

The project improvements identified in this bid package document are the final work efforts of a three phased construction schedule and are intended to complete the remaining onsite subdivision improvements.

The first phase of work was comprised of offsite improvements including the reconstruction of the Hutton Road southbound right turn lane at Vista del Rio and drainage improvements at this same intersection. Your Board executed a Notice of Completion for Phase 1 improvements on June 21, 2011 (Resolution No. 2011-182).

The second phase of work was comprised of onsite drainage improvements including minor grading for basin slope repair, basin fencing and other drainage improvements. Your Board executed a Notice of Completion for Phase 2 work on April 5, 2011 (Resolution No. 2011-100).

This third phase of work is intended to complete the subdivision improvements and includes reconstruction of a failed portion of Vista del Rio (the main access road); installation of sidewalks, driveway aprons, curb ramps; miscellaneous pavement repairs due to structural failures along portions of the onsite roads; completion of electrical conduits; and completion of the sanitary sewer improvements.

### **OTHER AGENCY INVOLVEMENT/IMPACT**

County Counsel negotiated the performance bond claim settlement which secured funding for completing this Project. Each respective utility has been contacted in consideration of project impacts to their facilities.

### **FINANCIAL CONSIDERATIONS**

This is the third phase of the Maria Vista Estates Improvement Project and is budgeted in the 2012-2013 FY Development Services Budget. This final phase of the work is estimated at \$937,161. Funding for the project will come from the Performance Bond proceeds as approved by your Board on April 27, 2010.

Please see Exhibit "A" for an estimated cost breakdown of the project.

## **RESULTS**

The immediate result of the recommended action will be the construction of this project, which will improve the road for the safety of the motoring public. This, in turn, will result in a safer, more livable community.

File: Contract No. 300435

c: Accounting Officer  
Resident Engineer  
Construction Engineer  
T. Simons Co., Inc., Contractor

Reference: 12SEP18-C-4

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## **ATTACHMENTS**

1. Vicinity Map
2. Exhibit A - Project Cost Estimates