



Office of the City Manager

23CONSENT CALENDAR

June 11, 2019

To: Honorable Mayor and Members of the City Council

From: Dee Williams-Ridley, City Manager

Submitted by: Phillip L. Harrington, Director, Department of Public Works

Subject: Contract: Gallagher & Burk, Inc. for Measure T1 Street Improvements Project

RECOMMENDATION

Adopt a Resolution approving plans and specifications for the Measure T1 Street Improvements, Adeline Street, Hearst Avenue and Milvia Project, Specification No. 19-11278-C; accepting the bid of Gallagher & Burk, Inc. as the lowest responsive and responsible bidder; and authorizing the City Manager to execute a contract and any amendments, extensions or other change orders until completion of the project in accordance with the approved plans and specifications in an amount not to exceed \$4,065,906.

FISCAL IMPACTS OF RECOMMENDATION

Funding will be recommended for appropriation as part of the first amendment to the FY 2020 annual appropriations ordinance for the Street Capital Improvement Program budget. No other funding is required, and no other projects will be delayed due to this expenditure.

Low bid by Contractor	\$3,696,278
10% Contingency	\$369,628
Total construction cost	\$4,065,906

FY 2020 Funding	
Measure T1 Fund (511-54-623-673-0000-000-431-612310)	\$2,465,906
Measure BB Sales Tax (134-54-623-673-0000-000-431-665110)	\$1,600,000
Total construction cost	\$4,065,906

This contract has been assigned CMS No. AG4BM.

CURRENT SITUATION AND ITS EFFECTS

The Measure T1 Street improvements (Specification No. 19-11278-C) was released for bids on March 22, 2019, and bids were opened on April 18, 2019 (see Attachment 3, Abstract of Bids). Four non-local bids were received, ranging from a low of \$3,696,278 to a high of \$4,544,216. Gallagher & Burk, Inc. of Oakland, California was the lowest responsive and responsible bidder, with a bid amount of \$3,696,278, and their references were found to be satisfactory. This project includes a 10% contingency, which brings the

total contract amount up to the requested of \$4,065,906. Staff recommends a contract for this project be awarded to Gallagher & Burk, Inc.

Measure T1 Street Improvements Project is a Strategic Plan Priority Project, advancing our goal to provide state-of-the-art, well-maintained infrastructure, amenities, and facilities.

BACKGROUND

These street improvements are part of Phase 1 of the Measure T1 Bond Program adopted by the City Council on June 27, 2017 per Resolution 68,076–N.S.¹

This contract is for construction of approximately 1.25 miles of City streets and consists of the improvements on Adeline Street, between Ashby and Shattuck, Hearst Avenue, between Shattuck and Milvia, and Milvia Street, between Blake and Russell as shown in Attachment 2 (Location Map). It is anticipated that these projects will be completed by the end of 2019.

In addition to a street pavement, the project incorporates many other improvements to selected streets as part of a “complete street” approach that repairs or replaces street infrastructure such as curb ramps, curbs, sidewalks, drainage inlets and pipes, gutters, street signage, and striping. Among these incorporated complete street improvements are Bicycle Plan and Pedestrian Master Plan recommendations for protected bicycle lanes with bus boarding transit islands on Adeline Street, Hearst Avenue, and high visibility crosswalks. These non-pavement related costs represent approximately 40% of the construction costs.

The project plans and specifications have gone through planning, coordinating with outside utility companies, preliminary cost estimates, field investigations, surveys, and extensive design before being released for bid.

The project plans and specifications are on file in the Public Works Department. In accordance with the requirements of the California Environmental Quality Act (CEQA), these projects have been determined to be categorically exempt because they consist of maintenance of existing streets and do not expand their use beyond existing conditions.

The Living Wage Ordinance does not apply to this project since Public Works construction contracts are, pursuant to City policy, subject to State prevailing wage laws. Gallagher & Burk, Inc. has submitted a Certification of Compliance with the Equal Benefits Ordinance. The Community Workforce Agreement applies to this project because the estimated value of the project exceeds \$500,000. As a result, the contractor and all subcontractors will be required to sign an agreement to be bound by the terms of the Agreement.

¹ https://www.cityofberkeley.info/uploadedFiles/Parks_Rec_Waterfront/Level_3_-_General/2017-06-27%20Resolution%2068,076%20Adopt%20the%20Final%20List%20of%20Projects%20for%20Implementation%20in%20Phase%201%20of%20Measure%20T1.pdf

ENVIRONMENTAL SUSTAINABILITY

During the analysis and revision of the Five-Year Street Rehabilitation Plan, these project locations were analyzed for possible green infrastructure improvements to treat urban runoff before entering the storm drain system. Due to the underlying soil conditions and existing land use, it was determined that green infrastructure improvements would be more beneficial at alternative paving locations. The project includes rubberized hot mix asphalt treatments which will divert waste tires from local landfills.

RATIONALE FOR RECOMMENDATION

This street improvement project is part of the City's ongoing Measure T1 street improvements to rehabilitate deteriorated streets throughout the City. The work requires contracted services, as the City does not possess the in-house labor or equipment resources necessary to complete the project.

ALTERNATIVE ACTIONS CONSIDERED

No alternative actions were considered for this pavement rehabilitation project. The City could choose not to proceed with this project. However, the street pavement would then continue to deteriorate, and drainage improvements would not be made, affecting use by the community and others.

CONTACT PERSON

Nisha Patel, Manager of Engineering & City Engineer (510) 981-6406
Joe Enke, Supervising Civil Engineer (510) 981-6411

Attachments:

- 1: Resolution
- 2: Location Map
- 3: Abstract of Bids

RESOLUTION NO. ##,###-N.S.

CONTRACT: GALLAGHER & BURK, INC. FOR MEASURE T1 STREET
IMPROVEMENTS PROJECT

WHEREAS, the Measure T1 Street Improvements Project is part of the City's Phase 1 of Measure T1 Bond Program and is part of the ongoing Street Capital Improvement Program to rehabilitate deteriorated streets located throughout the City; and

WHEREAS, the City has neither the labor nor the equipment necessary to undertake this street improvements project; and

WHEREAS, an invitation for bids was duly advertised and Gallagher & Burk, Inc. was the lowest responsive and responsible bidder; and

WHEREAS, funding will be appropriated as part of the first amendment to the FY 2020 annual appropriations ordinance in the Measure T1 (Fund 511) and for Measure BB Sales Tax (Fund 134), and the contract has been entered into the Citywide contract database with CMS No. AG4BM.

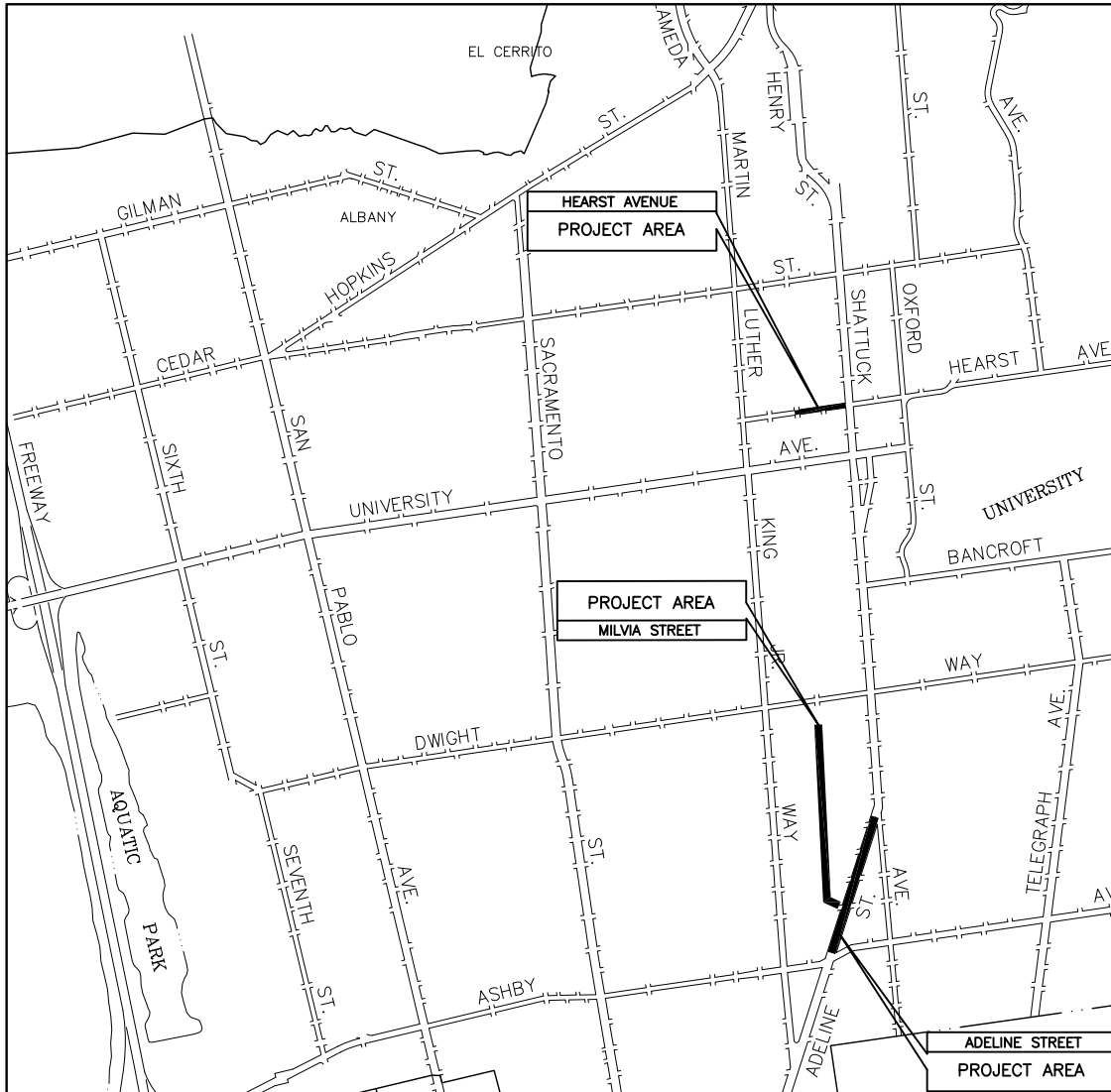
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the Plans and Specification No. 19-11278-C for the Measure T1 Street Improvements Project are approved.

BE IT FURTHER RESOLVED that the Council of the City of Berkeley authorizes the City Manager to execute a contract and any amendments, extensions or change orders, until completion of the project in accordance with the approved plans and specifications with Gallagher & Burk, Inc. for the Measure T1 Street Improvements Project, in an amount not to exceed \$4,065,906 which includes a 10% contingency for unforeseen circumstances. A record signature copy of the said agreement and any amendments to be on file in the Office of the City Clerk.

CITY OF BERKELEY
ALAMEDA COUNTY, CALIFORNIA

MEASURE T1 STREET IMPROVEMENTS
ADELINE STREET, HEARST AVENUE
AND MILVIA STREET

SPECIFICATION NO. 19-11278-C



SCALE: 1"=2400'

LOCATION MAP

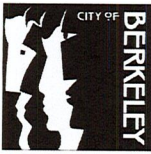
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CITY OF BERKELEY
DEPARTMENT OF PUBLIC WORKS

MEASURE T1 STREET IMPROVEMENTS
ADELINE STREET, HEARST AVENUE &
MILVIA STREET

TITLE SHEET

PLAN	8199
FILE	501-436
	TS-1
SHEET	1 OF 1



City of Berkeley
Abstract of Bids Worksheet

Finance Department
General Service Division

For: Measure T1 street Improvement Adeline, Neato + Arivia

Specification#: 19-11278-C

Engineer's Estimate: 3,500,000

Bid Date: 04/18/2019

	Bidders	Base Bid	Nuc Free	Work Force Comp	Opp. States	Living Wage	EBO	Bid Bond	Addenda
1	<u>Interstate paving &</u>	<u>3,828,717.70</u>	<u>/</u>		<u>/</u>		<u>/</u>	<u>/</u>	
2	<u>Bay Cities Paving & Grading</u>	<u>4,544,216.10</u>	<u>/</u>		<u>/</u>		<u>/</u>	<u>/</u>	
3	<u>Fallogher & Burk Inc.</u>	<u>3,696,278.00</u>	<u>/</u>		<u>/</u>		<u>/</u>	<u>/</u>	
4	<u>Ghislotte Company</u>	<u>3,888,149.60</u>	<u>/</u>		<u>/</u>		<u>/</u>	<u>/</u>	
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10									

Bid Recorder: [Signature]

Bid Opener: [Signature] SD 4/18/19

Project Manager: [Signature] 04/18/19