

REPORT

To the Honorable Mayor and City Council
From the City Manager

December 15, 2008

SUBJECT

Award of Contract – Hoover Park Renovation Project

RECOMMENDATION

Approve, by motion, the contract documents and award the contract for the Hoover Park Renovation Project to the lowest responsible and responsive bidder, Joseph J. Albanese, Inc. of Santa Clara, for their responsive and responsible low base bid of \$485,272.00 and authorize the City Manager to increase the contract amount up to 10% of the amount awarded if necessary.

BACKGROUND

The renovation of certain park facilities and the replacement of the existing restrooms are proposed for Hoover Park. Staff requests Council consideration of the contract for the restroom replacement portion of the work via a separate companion report.

This project is part of the ongoing renovation effort to keep our park system functional and attractive. Some of the facilities in Hoover Park are in need of updating or replacing. This project will replace the outdated handball court with a basketball court. Playground equipment that is no longer compliant with playground equipment standards will be replaced. Some walkway areas will be widened and resurfaced to provide improved access for maintenance vehicles. Improvements will also be made to the lighting and the entrance of the Boys and Girls Club.

Six (6) bids were received at the bid opening on November 19, 2008 and are summarized below.

Bidder	Bid Amount
ESR Construction, Inc.	\$484,100.00
Jos. J. Albanese, Inc.	\$485,272.00
Top Grade Construction, Inc.	\$549,770.00
Suarez & Munoz Construction, Inc.	\$540,748.00
Trinet Construction, Inc.	\$649,400.00
A & A Construction	\$730,300.00
Engineer's Estimate	\$575,000.00
<u>Recommended Bidder:</u> Jos. J. Albanese, Inc.	
<u>Substantiation:</u> Jos. J. Albanese, Inc. is the lowest responsive and responsible bidder	

The City Attorney has determined that defects contained in the lowest bid received of \$484,100.00 from ESR Construction, Inc. are substantive and not waivable. ESR Construction, Inc. failed to correctly sign the bid form and the bid bond. As a result,

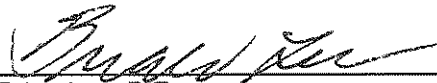
ESR's bid is considered non-responsive and staff recommends award of the contract for this project to Joseph J. Albanese, Inc. as the lowest responsive and responsible bidder. The bid received from Joseph J. Albanese, Inc. is 16% lower than the engineer's estimate of \$575,000.00. Staff attributes this variance to a very competitive bidding environment. Staff believes that the lowest responsive and responsible bid of \$485,272.00 is reasonable and recommends awarding the contract to Joseph J. Albanese, Inc.

ALTERNATIVES

Council may choose not to approve the contract documents for this project or direct staff to redesign and rebid this project.

FISCAL IMPACT

Funds for the Hoover Park projects have been approved and appropriated in the Capital Projects Fund budget, "Hoover Park Renovation and Restrooms", which has an available balance of \$698,732.00.



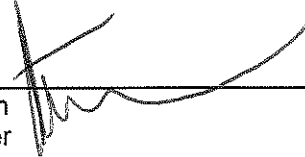
Brian Lee, P.E.
Senior Civil Engineer



S. Peter Vorametsanti, P.E., Acting Manager
Engineering and Construction Division



Chu Chang, P.E., Acting Director
Community Development Department



Peter Ingram
City Manager

ATTACHMENTS

None

RELATED DOCUMENTS IN CITY CLERK'S OFFICE

1. Contract Documents
2. Bid Documents