

R-12

February 9, 2021

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt Specifications No. RFP PW20-084 and award contracts to Bitech Construction, Inc., of Buena Park, CA, EBS General Engineering, Inc., of Corona, CA, and Sully-Miller Contracting Company, of Brea, CA, for design-build services for curb ramps, in an annual aggregate amount not to exceed \$15,000,000, for a period of two years, with the option to renew for two additional one-year periods, at the discretion of the City Manager; and, authorize the City Manager, or designee, to execute all documents necessary to enter into contracts including any necessary amendments; and,

Accept Categorical Exemption CE-20-142. (Citywide)

DISCUSSION

City Council approval is requested to enter into contracts with Bitech Construction, Inc., EBS General Engineering, Inc., and Sully-Miller Contracting Company, for engineering design and construction services for curb ramps and concrete-related improvements, such as repair and replacement of sidewalks, driveways, curbs, gutters, alley entrances, and bus stop pads.

The design-build contracts include design and construction based on individual workorders issued by the City and does not include any guaranteed minimum payment or retainer fee. Payment to the contractors will be based on workorders issued by the City and fully completed by the design-builders. Measure A has made additional funding available for curb ramps and related improvements needed to comply with the terms of the City's Americans with Disabilities Act (ADA) Settlement Agreement and Transition Plan.

California Assembly Bill 2932 (AB 2932), approved by California's Governor on September 9, 2020, authorizes the City of Long Beach (City) to use the design-build contracting process to award contracts for curb ramps that are compliant with the ADA. AB 2932 is essential for the City to expedite the construction of curb ramps and related improvements required to meet the deadlines set in the City's ADA Settlement Agreement.

The Request for Proposals (RFP) was advertised in the Long Beach Press-Telegram on October 24, 2020, and 68 potential proposers specializing in engineering services and street construction services were notified of the RFP opportunity. Of those proposers, 59 downloaded the RFP via the City's electronic bid system. The RFP document was made available on the Purchasing Division's website at www.longbeach.gov/purchasing. An RFP announcement was also included in the Purchasing Division's weekly update of Open Bid Opportunities, which is sent to 35 local, minority-owned, and women-owned business groups. Five proposals were received on December 8, 2020. Of those five proposers, two were Minority-owned Business Enterprises (MBEs), none were a Women-owned Business Enterprise (WBE), one was a certified Small Business Enterprise (SBE), one was a Disadvantaged Business Enterprise (DBE), and none were Long Beach businesses (Local).

A selection committee composed of a multi-department panel determined that the best fit to provide design-build services to the City were Bitech Construction, Inc., of Buena Park, CA (MBE, SBE, and DBE), EBS General Engineering, Inc., of Corona, CA, and Sully-Miller Contracting Company, of Brea, CA. The three design-builders were the most qualified to provide the services for the City based on their display of a full understanding of the complex design-build process, ability to provide examples of successful projects completed, and identification of an experienced project team.

Local Business Outreach

In an effort to align with the City's outreach goal, Long Beach businesses are encouraged to submit proposals for City contracts. The Purchasing Division also assists businesses with registering on the PlanetBids database to download RFP specifications. Through outreach, six Long Beach vendors were notified to submit proposals, of which four downloaded and zero submitted a proposal. The Purchasing Division is committed to continuing to perform outreach to local vendors to expand the bidder pool.

In conformance with the California Environmental Quality Act, Categorical Exemption No. CE-20-142 was issued for this project (Attachment A).

This matter was reviewed by Deputy City Attorney Amy R. Webber on January 7, 2021, Business Services Bureau Manager Tara Yeats on January 13, 2021, and by Budget Management Officer Rhutu Amin Gharib on January 24, 2021.

TIMING CONSIDERATIONS

City Council action to adopt Specifications No. RFP PW20-084 and award contracts concurrently is requested on February 9, 2021, to ensure the contracts are in place expeditiously to meet the deadlines set in the City's ADA Settlement Agreement. Failure to meet the requirements of the City's ADA Settlement Agreement may expose the City to potential future litigation.

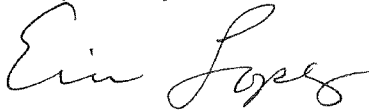
FISCAL IMPACT

The recommendation requests an annual aggregate contract authority of \$15,000,000, for an amount not to exceed \$30,000,000 for a period of two years, with the option to renew for two additional one-year periods. The contract authority amount is estimated based on current projects within the Public Works Department and AB 2932. Any work not currently budgeted will only proceed at such time that appropriations have been approved by the City Council. Each workorder will be funded prior to the workorder being issued to the contractor. This recommendation has no staffing impact beyond the normal budgeted scope of duties and is consistent with existing City Council priorities. The number of additional local jobs created by the award of these contracts will not be known until the contractors complete hiring and construction has commenced.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



ERIC LOPEZ
DIRECTOR OF PUBLIC WORKS

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ATTACHMENT A – CATEGORICAL EXEMPTION CE-20-142

APPROVED:



THOMAS B. MODICA
CITY MANAGER

CEQA Notice of Exemption

TO: Office of Planning & Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

FROM: Department of Development Services
411 W. Ocean Blvd, 3rd Floor
Long Beach, CA 90802

L.A. County Clerk
Environmental Fillings
12400 E. Imperial Hwy., Room 1201
Norwalk, CA 90650

Exemption Number: CE-20-142

Project Title (Application Number): Curb Ramps and Related Improvements

Project Location – Specific: Various Locations throughout the City (public right-of-way)

Project Location – City/County: **City of Long Beach, Los Angeles County, California**

Description of Nature, Purpose and Beneficiaries of Project:

Design-Build Contract for Curb Ramps and Improvements - involves design and construction of curb ramps and related improvements such as repair and replacement of sidewalks, driveways, curbs, gutters, alley entrances, and bus pads.

Public Agency Approving Project: **City of Long Beach, California**

Person or Agency Carrying Out Project: City of Long Beach, Department of Public Works (Tony An)

Exempt Status: **(Check One)**

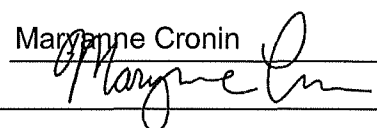
- Ministerial (Sec 21080(b)(1); 15268);
- Declared Emergency (Sec 21080(b)(3); 15269(a));
- Emergency Project (Sec 21080(b)(4); 15269(b)(c));
- Categorical Exemption. State type and section number: 15301 (Existing Facilities) and 15302 (Replacement or Reconstruction)
- Statutory Exemption. State code number: _____

Reasons why project is exempt:

This project consists of the repair, restoration, or replacement of existing curb ramps, sidewalks, curbs, gutters, and related improvements to meet Americans with Disabilities Act (ADA) standards. There would be no expansion of use for these facilities and all improvements would bring existing facilities up to code requirements. The improvements would be entirely within the public right-of-way.

Lead Agency

Contact Person: Marganne Cronin Contact Phone: (562) 570-5683

Signature:  Date: 12/28/20 Title: Planner