



CITY OF LONG BEACH

DEPARTMENT OF PUBLIC WORKS

333 WEST OCEAN BOULEVARD • LONG BEACH, CA 90802 • (562) 570-6383 • FAX (562) 570-6012

May 10, 2016

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Rescind the November 10, 2015 action of authorizing award of Contract No. 34145 to Ford E.C., Incorporated, of Los Angeles, CA, for the development of the DeForest Wetlands (per California Public Contracting Code section 5101, the bidder is requesting relief);

Adopt Plans and Specifications No. R-7055 for the DeForest Wetlands Restoration; award a contract to C.W. Crosser Construction, Inc., of Anaheim, CA, in the amount of \$4,971,287, and authorize a 15 percent contingency in the amount of \$745,693, for a total contract amount not to exceed \$5,716,980; authorize the City Manager, or designee, to execute all documents necessary to enter into the contract, including any necessary amendments thereto; affirm Categorical Exemption #115-115 (15301, Class 1);

Authorize the City Manager to accept \$623,600 in Los Angeles County Regional Park and Open Space District grant funds for the implementation of Phase 2 of the DeForest Wetlands project; and

Increase appropriations in the Capital Projects Fund (CP) in the Public Works Department (PW) by \$623,600. (Districts 8, 9)

DISCUSSION

On November 10, 2015, the City Council awarded a contract to Ford E.C., Incorporated, for the development of the DeForest Wetlands located within the East Basin of the Los Angeles River between Del Amo Boulevard and Osgood Street (map attached). The project was awarded in the amount of \$4,872,567, with a 20 percent contingency of \$974,513, for a total contract amount not to exceed \$5,847,080.

On February 29, 2016, Ford E.C., Incorporated, sent a letter to the City requesting a release from the contract, citing loss of subcontractors and cost escalations while waiting to receive notice to proceed with construction from the City.

After careful consideration of all available options, the Department of Public Works rebid the project on March 29, 2016, and opened bids on April 20, 2016. The Department of Public Works recommends that Contract No. 34145 between the City and Ford E.C., Incorporated, be rescinded and a new contract be awarded to the lowest responsive bidder, C.W. Crosser Construction, Inc., of Anaheim, CA.

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The project site is a flood control detention and storage basin owned and operated by the Los Angeles County Flood Control District. The project would, with the existing Dominguez Gap Basin Wetlands south of Del Amo Boulevard, create almost three miles of recreated wetland and related habitat along the Los Angeles River. The DeForest and Dominguez Gap Basin projects together would constitute the largest habitat restoration projects to date along the Los Angeles River, and a very significant step in completing the 52-mile Los Angeles River Greenway.

The proposed project's habitat design focuses on recreating historical floodplain habitats of the lower Los Angeles River watershed. The project would remove non-native trees from DeForest Park in the northern portion of the DeForest Basin. Wetland areas would be created in this area using existing low-flow runoff from local storm drains. These wetland areas act to treat and improve the cleanliness of water before being discharged to the Los Angeles River. Other project elements in this area would consist of trails, including boardwalks, an entrance gate, and interpretive displays focusing on the historical ecology of the region. In the southern portion of the basin, rare historic habitat types such as vernal pools, native grasslands, coastal scrub, and oak-sycamore woodlands would be developed or enhanced. Trails for pedestrians, bicyclists and equestrians would be constructed, as well as a bicycle staging area beneath the Long Beach Boulevard overpass to connect the park with the adjoining Los Angeles River Bikeway (LARIO) on the levee next to the Los Angeles River.

The bid was re-advertised in the Press-Telegram on March 29, 2016, and 4,377 potential bidders specializing in ecological restoration were notified of the bid opportunity. Of those notified, 125 downloaded the bid via the electronic bid system. The bid document was made available from the Purchasing Division, located on the 7th Floor of City Hall, and the Division's website at <http://www.longbeach.gov/purchasing>. A bid announcement was also included in the Purchasing Division's weekly update of Open Bid Opportunities, which is sent to 22 local, minority and women-owned business groups. Three bids were received on April 20, 2016. Of those three bidders, two were Minority-owned Business Enterprises (MBEs), none were Women-owned Business Enterprises (WBEs), two were certified Small Business Enterprises (SBEs), two were Disadvantaged Business Enterprises (DBEs), and one was a Long Beach-based business (Local). C.W. Crosser Construction, Inc., of Anaheim, CA (an MBE, SBE and DBE), was the lowest responsible bidder.

Local Business Outreach

In an effort to align with the City's outreach goal, Long Beach businesses are encouraged to submit bids for City contracts. The Purchasing Division also assists businesses with registering on the Bids Online database to download bid specifications. Through outreach, 390 Long Beach vendors were notified to submit bids, of which 14 downloaded and one submitted a bid. The Purchasing Division is committed to continuing to perform outreach to local vendors to expanding the bidder pool.

This matter was reviewed by Deputy City Attorney Gary J. Anderson on April 21, 2016 and by Budget Management Officer Victoria Bell on April 26, 2016.

SUSTAINABILITY

Wetlands creation carries with it several sustainable benefits. Wetlands play an important role in recharging of groundwater and in the filtration and breakdown of fertilizers, pesticides, motor oil and other harmful substances that could be contained in runoff that flows downstream to neighboring rivers, lakes, and oceans. Wetlands also reduce the impacts from storm drainage and flooding, store carbon, help stabilize climatic conditions, and control pests. Needed habitat for numerous wildlife species, including endangered birds and mammals is also created. In addition, wetlands support recreational, equestrian and tourist activities.

In accordance with the California Environmental Quality Act (CEQA), this project has been determined to be categorically exempt, pursuant to Title 14, California Code of Regulations Chapter 3, Article 19, Section 15301 (attached).

TIMING CONSIDERATIONS

City Council action to rescind Contract No. 3415 with Ford E.C., Incorporated, adopt Plans and Specifications No. R-7055, and award a contract to C.W. Crosser Construction, Inc., is requested on May 10, 2016, to allow commencement of this Public Works project. It is anticipated that construction will begin in July 2016 and end in May 2017.

FISCAL IMPACT

The total cost for this project is estimated at \$8,365,492, which includes the construction contract award of \$5,716,980, and the cost for design, project labor agreement compliance, permitting, engineering support and inspections. Of the total project cost, \$7,741,892 was previously appropriated. An appropriations increase for the new grant award from the Los Angeles County Regional Parks and Open Space District is requested in the amount of \$623,600 in the Capital Projects Fund (CP) in the Public Works Department (PW).

Total project costs are supported by the following grants that require no matching funds:

- \$623,600 from the Los Angeles County Regional Park and Open Space District
- \$217,580 from the California State Coastal Conservancy
- \$2,500,000 from the Los Angeles County Proposition A Excess Funds Program
- \$2,500,000 from the California Resources Agency River Parkways Program
- \$1,000,000 from the San Gabriel and Lower Los Angeles Rivers and Mountains Conservancy
- \$1,500,000 from the California State Coastal Conservancy

In addition to grant funding, \$24,312 was reallocated from closed projects and is appropriated for project support.

The Parks, Recreation and Marine Department will be responsible for maintenance of the DeForest Wetlands for a period of 20 years, consistent with grant requirements. The annual General Fund cost for grounds maintenance of the 39-acre parcel is estimated at \$180,000 for the first two years and \$144,000 thereafter. Funding for this cost has not been identified, and will be reviewed as part of the FY 17 budget process. Approval of this recommendation will result in a positive local job impact.

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May 10, 2016
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SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



CRAIG BECK
DIRECTOR OF PUBLIC WORKS



MARIE KNIGHT
DIRECTOR OF PARKS, RECREATION & MARINE



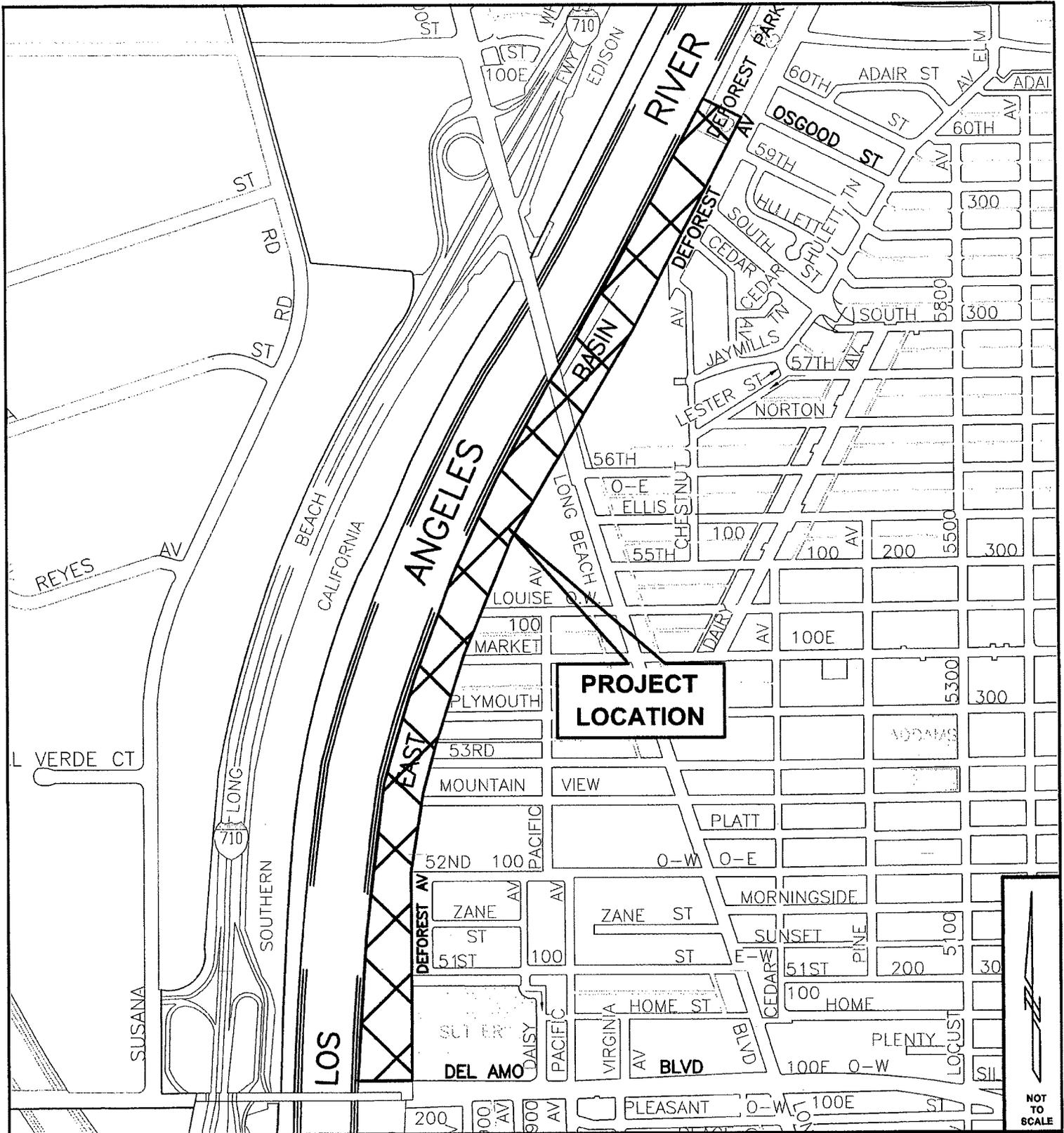
JOHN GROSS
DIRECTOR OF FINANCIAL MANAGEMENT

APPROVED:


PATRICK H. WEST
CITY MANAGER

P/CL/R-7055 DEFOREST WETLANDS RESTORATION.DOCX
CB:JMM:JMM

ATTACHMENT: VICINITY MAP
CATEGORICAL EXEMPTION 15-115



CITY OF LONG BEACH - CALIFORNIA
DEPARTMENT OF PUBLIC WORKS, ENGINEERING BUREAU

VICINITY MAP FOR DEFOREST WETLAND RESTORATION ALONG THE
EAST BASIN OF THE LOS ANGELES RIVER
BETWEEN DEL AMO BOULEVARD AND OSGOOD STREET



NOTICE of EXEMPTION from CEQA

DEPARTMENT OF DEVELOPMENT SERVICES
333 W. OCEAN BLVD., 5TH FLOOR, LONG BEACH, CA 90802
(562) 570-6194 FAX: (562) 570-6068
lbs.longbeach.gov

Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

TO: Office of Planning &
FROM: Department of Development Services
333 W. Ocean Blvd, 5th Floor
Long Beach, CA 90802

L.A. County Clerk
Environmental Fillings
12400 E. Imperial Hwy. 2nd Floor, Room 2001
Norwalk, CA 90650

2015 228558

FILED
Sep 03 2015

Dean C. Logan, Registrar - Recorder/County Clerk

Electronically signed by MISTI BROOKS

Categorical Exemption CE-15-115

Project Location/Address: East detention & storage basin of the Los Angeles River between Del Amo Boulevard & Osgood Street

Project/Activity Description: Ecological restoration of approximately 39 acres of the Los Angeles County Flood Control District detention & storage basin on the east side of the Los Angeles River, including earthwork to modify grade including export of excess material, improving hydraulics from existing storm drains through sediment removal & regrading low flow channel, wetland creation, grading a floodplain area where feasible with habitat enhancements, providing instream structures for grade control and habitat including step pool and water control weir structures, removing (see attached sheet for continuance)

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

Applicant Name: Jorge M. Magana

Mailing Address: City of Long Beach - Public Works, 333 W. Ocean Blvd., 9th Fl. Long Beach CA 90802

Phone Number: (562) 570-6678

Applicant Signature: *Jorge M. Magana*

BELOW THIS LINE FOR STAFF USE ONLY

THIS NOTICE WAS POSTED

ON September 03 2015

UNTIL October 05 2015

Application Number: _____ Planner's Initials: _____

Required Permits: _____

REGISTRAR - RECORDER/COUNTY CLERK

THE ABOVE PROJECT HAS BEEN FOUND TO BE EXEMPT FROM CEQA IN ACCORDANCE WITH STATE GUIDELINES SECTION 15301, Class 1, Existing Facilities

Statement of support for this finding: Maintenance and repair of existing public facility

Contact Person: Craig Chalfant Contact Phone: 562-570-6368

Signature: *Craig Chalfant* Date: 8/17/15

Project/Activity Description (continued):

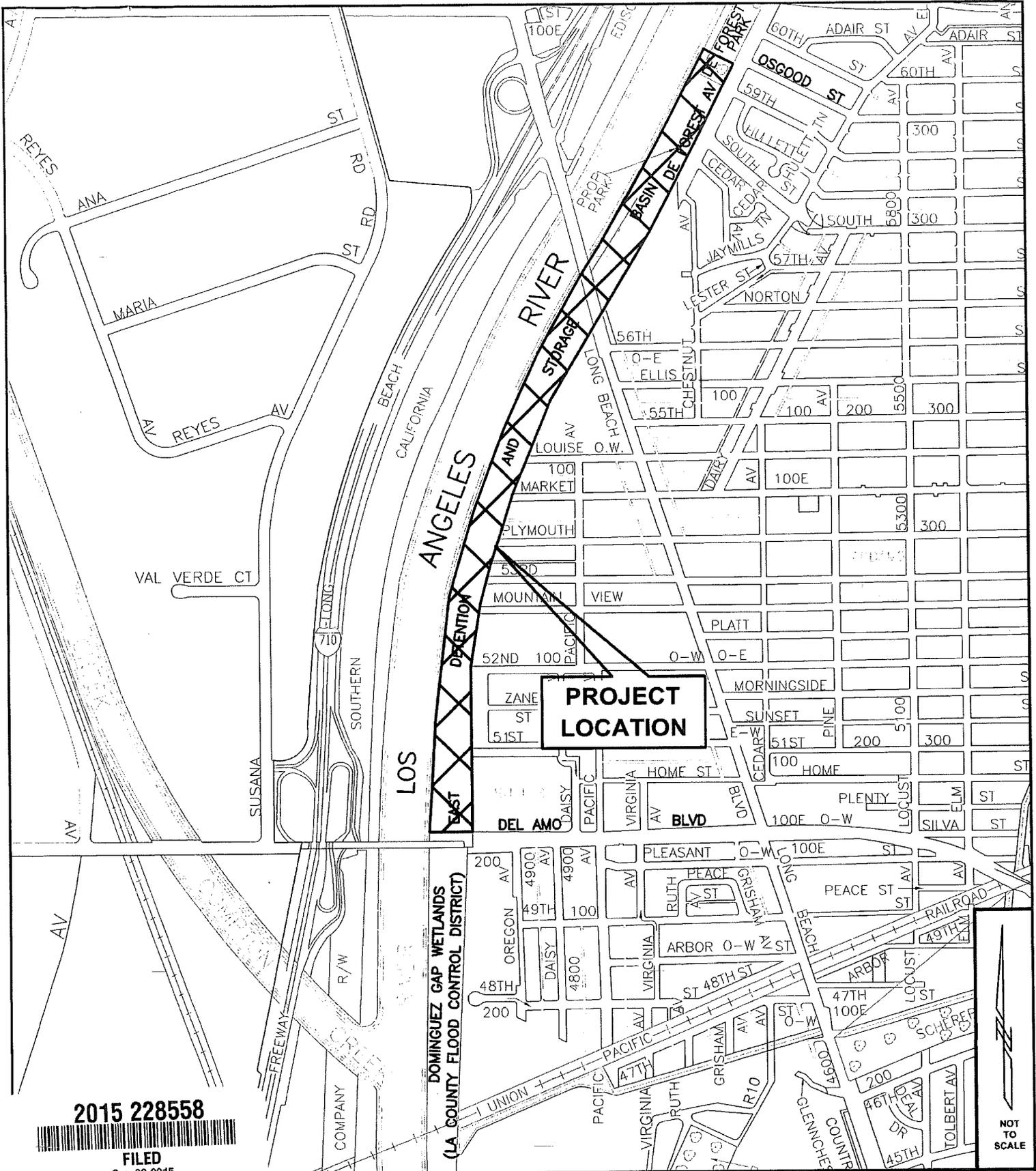
non-native vegetation, creating ephemeral ("vernal") pools including grading and installation of pond liners, procuring container stock plants and maintaining for planting with native species, planting native species, hydroseeding and hand seeding, designing and installing irrigation system, and soil testing.

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 DEPARTMENT OF PUBLIC WORKS, ENGINEERING BUREAU

VICINITY MAP FOR DEFOREST WETLAND RESTORATION ALONG THE
EAST DETENTION & STORAGE BASIN OF THE LOS ANGELES RIVER
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