

# **R-35**

April 5, 2022

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

## **RECOMMENDATION:**

Adopt Plans and Specifications No. R-7177 and award a contract to All American Asphalt, of Corona, CA, for the Market Street Pedestrian and Streetscape Project, in an amount of \$7,394,311, authorize a 12.5 percent contingency in the amount of \$924,289, for a total contract amount not to exceed \$8,318,600; and authorize the City Manager, or designee, to execute all documents necessary to enter into the contract, including any necessary subsequent amendments;

Increase appropriations in the Capital Projects Fund Group in the Public Works Department by \$6,071,837, offset by \$2,838,000 of State Local Partnership Program Funds (LPP) and \$3,233,837 of Federal Congestion Mitigation and Air Quality Improvement Program (CMAQ) funds;

Increase appropriations in the Capital Projects Fund Group in the Public Works Department by \$6,071,837, offset by transfer of \$2,838,000 State Local Partnership Program Funds and \$3,233,837 of Federal Congestion Mitigation and Air Quality Improvement Program funds from the Capital Projects Grant Fund; and,

Accept Categorical Exemption CE 21-100. (District 8)

## **DISCUSSION**

City Council approval is requested to enter into a contract with All American Asphalt, for the construction of the Market Street Pedestrian and Streetscape Project (Project).

The Project will implement a series of pedestrian and streetscape improvements along the 2.2-mile length of Market Street, from the Los Angeles River to 800 feet east of Cherry Avenue. These improvements include new and upgraded decorative street lighting, parkway landscape and hardscape, new street trees, high visibility crosswalks, transit stop enhancements, curb bulb-outs, ADA-compliant curb ramps, sidewalk repairs, driveway repairs, utility relocations, new street furniture, new fiber optic facilities, wayfinding signage, and roadway pavement rehabilitation.

Lane narrowing and roadway reconfiguration between Los Angeles River and Cherry Avenue will slow vehicle speeds and allow for Class II/III/IV bike lanes and enhanced pedestrian safety. Additional improvements include rectangular rapid flashing beacons, traffic signal upgrades,

green-painted conflict zones, and bike signing and striping. The Project is consistent with, and was identified in, the City of Long Beach (City) Bicycle Master Plan.

### **Complete Streets Assessment**

Pursuant to Assembly Bill 1358 (the California Complete Streets Act), and as part of the implementation of the Mobility Element of the Long Beach General Plan, the City's practice is to conduct a complete streets assessment for roadway construction projects. The project site is located in North Long Beach and zoned for mixed-use, community commercial automobile-oriented, and multi-family residential. The Project will generally consist of complete street improvements including Class II/III/IV bike lanes and other new bike/pedestrian facilities, bulb-outs, wayfinding signage, crosswalk, and transit stop enhancements, construction and reconstruction of curb ramps for ADA compliance, new and upgraded decorative lighting, flashing beacons, landscaping, and street trees, removing and relocating obstructions and utilities, and street furniture. This infrastructure encourages the use of multi-modes of transportation by motorists, bicyclists, public transit passengers, and pedestrians of all ages and abilities.

This bid was advertised in the Long Beach Press-Telegram on January 28, 2022, and 204 potential bidders specializing in construction services, materials, and supplies were notified of the bid opportunity. Of those bidders, 71 downloaded the bid via the City's electronic bid system. The bid announcement was made available from the Purchasing Division, located on the sixth floor of City Hall, and the Division's website at [www.longbeach.gov/purchasing](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 43 local, minority, and women-owned business groups. There were four bids received on March 2, 2022. Of those four bidders, none were Minority-owned Business Enterprises (MBEs), none were Women-owned Business Enterprises (WBEs), one was a certified Small Business Enterprises (SBE), and one was a Long Beach vendor (Local). All American Asphalt, of Corona, CA, was the lowest responsive and responsible bidder.

### **Local Business Outreach**

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 PlanetBids database to download the bid specifications. Through outreach, 11 Long Beach vendors were notified to submit bids, of which 1 downloaded and 1 submitted a bid. The Purchasing Division is committed to continuing to perform outreach to local vendors to expand the bidder pool.

This matter was reviewed by Deputy City Attorney Erin Weesner-McKinley and Budget Management Officer Nader Kaamous on March 18, 2022, and by Purchasing Agent Michelle Wilson on March 15, 2022.

### **SUSTAINABILITY**

The project will improve the overall mobility and safety along the 2.2-mile corridor for North

Long Beach, providing residents with more recreational and health benefits achieved by walking or cycling. The project will also allow for residents to use bicycles as an alternate mode of transportation, resulting in less vehicle usage and a reduction of air pollution harmful to the environment.

In conformance with the California Environmental Quality Act, Categorical Exemption CE-21-100 was issued for this project on October 12, 2021 (Attachment B), which the Department of Public Works (Public Works) is asking City Council to accept.

### TIMING CONSIDERATIONS

City Council action to adopt Plans and Specifications No. R-7177 and award a contract concurrently is requested on April 5, 2022, to ensure the contract is in place to start construction expeditiously.

### FISCAL IMPACT

The total amount of the contract will not exceed \$8,318,600, inclusive of a 12.5 percent contingency. The total project cost is estimated at \$11,153,381, inclusive of the requested contract, design, construction, construction management, labor compliance, project oversight, and inspections. The project is currently supported by \$2,653,163 from the Federal Surface Transportation program (STPL) funding from California Department of Transportation (Caltrans) approved by Los Angeles County Metropolitan Transportation Authority (Metro), \$107,451 from AB 2766, \$21,000 from Proposition A, \$799,930 from Proposition C, \$500,000 from Measure R, \$200,000 from Measure M, \$500,000 from Gas Tax, and \$300,000 from Transportation Development Act (TDA), which are currently budgeted in the Capital Projects Fund Group in the Public Works Department. In addition, \$2,838,000 in Local Partnership Program Funds (LLP) and \$3,233,837 from Federal Congestion Mitigation and Air Quality Improvement Program (CMAQ), of which are being requested within this recommendation. The CMAQ funding requires a 20 percent local match; the STPL funding requires a 33.52 percent local match on construction and no match on construction engineering; and the LLP funding requires a 50 percent match of any other funds in the project. All match requirements are covered by the comprised sources listed previously.

An appropriation increase in the amount of \$12,143,674 is requested in the Capital Projects Fund Group in the Public Works Department. Of this amount, \$2,838,000 will be offset with LLP and \$3,233,837 with CMAQ. The remaining \$6,071,837 is a technical appropriation to allow for the transfer of \$2,838,000 LLP funds and \$3,233,837 CMAQ funds from the Capital Projects Fund Group.

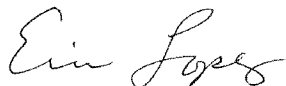
The Public Works' Public Services Bureau will be responsible for ongoing landscape maintenance including irrigation, landscaping, and debris management. Operations and maintenance costs will be absorbed in the existing Public Service Bureau's operating budget. This recommendation has no staffing impact beyond the normal budgeted scope of duties

and is consistent with existing City Council priorities. The number of additional local jobs created by this project will not be known until the contractors have completed their hiring and construction has commenced.

**SUGGESTED ACTION:**

Approve recommendation.

Respectfully submitted,



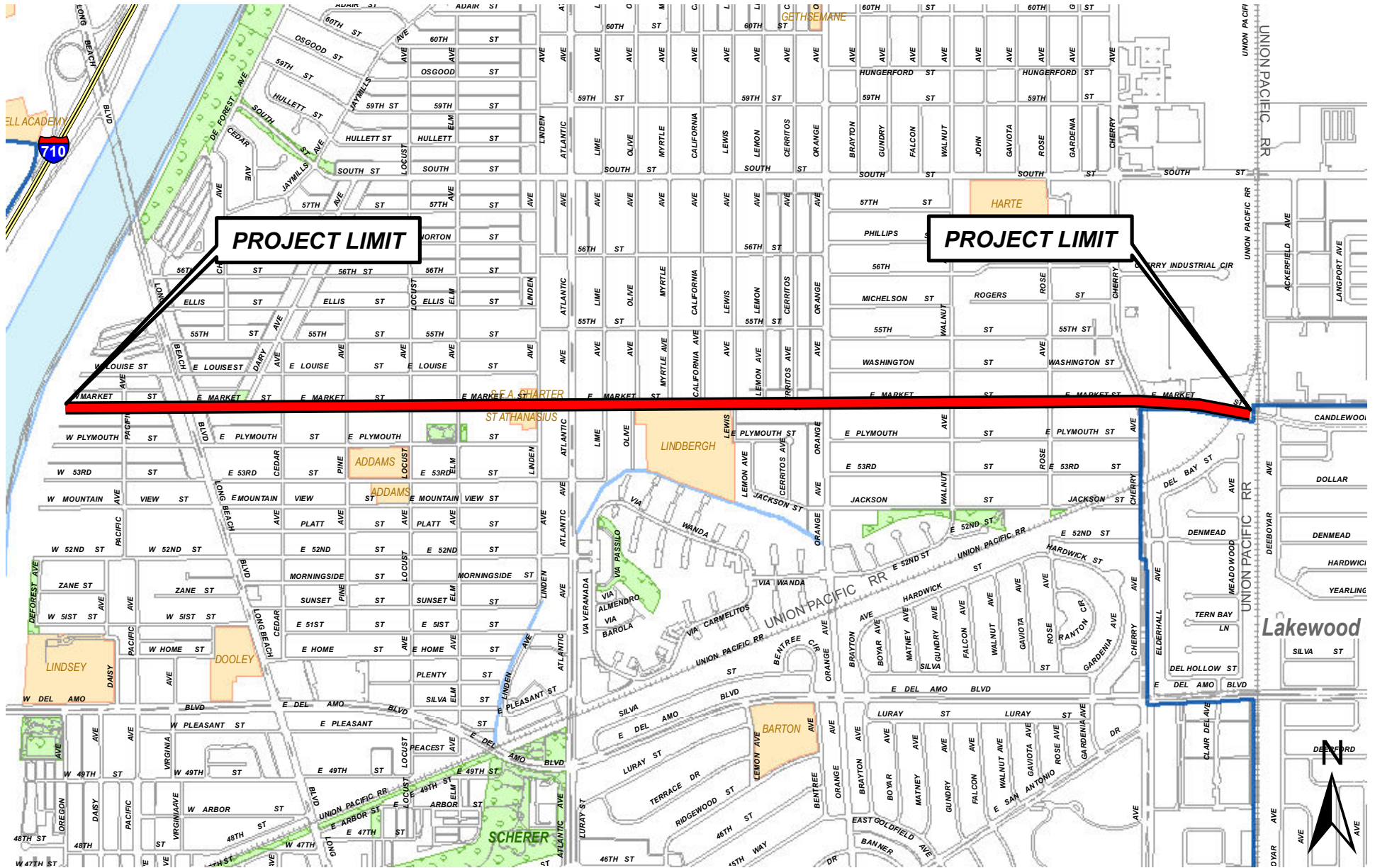
**ERIC LOPEZ**  
**DIRECTOR OF PUBLIC WORKS**

**APPROVED:**



**THOMAS B. MODICA**  
**CITY MANAGER**

ATTACHMENTS: A – VICINITY MAP  
B – CATEGORICAL EXEMPTION No. CE-21-100



**CITY OF LONG BEACH**

**MARKET ST PEDESTRIAN & STREETScape ENHANCEMENT PROJECT**  
**FROM THE LOS ANGELES RIVER TO EASTERLY CITY BOUNDARY**



**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, 3<sup>rd</sup> Floor  
Long Beach, CA 90802

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



THIS NOTICE WAS POSTED

ON October 12 2021UNTIL November 12 2021

Dean C. Logan, Registrar - Recorder/County Clerk

Electronically signed by MAXINE CARRASCO

REGISTRAR - RECORDER/COUNTY CLERK

Exemption Number: CE-21-100Project Title (Application Number): Market Street Bicycle and Pedestrian Streetscape Enhancement ProjectProject Location - Specific: Market Street Right-of-Way from LA River to 700 ft east of Cherry Avenue (see attached map)Project Location - City/County: **City of Long Beach, Los Angeles County, California**

Description of Nature, Purpose and Beneficiaries of Project:

The project will consist of complete street improvements including Class II/III/IV bike lanes and new bike/pedestrian facilities, bulbouts, crosswalk and transit stop enhancements, construction/reconstruction of curb ramps for ADA compliance, pedestrian lighting, traffic signal upgrades, flashing beacon, landscaping and street trees, removing/relocating obstructions and utilities, street furniture. All work will be within the existing public right-of-way.

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) Statutory Exemption. State code number: \_\_\_\_\_

Reasons why project is exempt:

The project includes the alteration of existing public right-of-way for the addition of bicycle and pedestrian facilities. The project would not create additional automobile lanes within the existing right-of-way. The proposed project is consistent with the State's Technical Advisory on Evaluating Transportation Impacts under CEQA (OPR, December 2018) and City of Long Beach Traffic Impact Analysis Guidelines (June 2020). Therefore, based on this approved guidance, the proposed project is unlikely to result in a substantial or measurable increase in Vehicle Miles Traveled (VMT), and the transportation impact for the purposes of CEQA would be less than significant.

**Lead Agency**Contact Person: Maryanne Cronin *for Henrik* Contact Phone: (562)570-5683Signature: *Maryanne Cronin* Date: 8/18/21 Title: Planner

**ATTACHMENT B**

LICENSED CONTRACTORS DECLARATION				WORKER'S COMPENSATION DECLARATION			
I hereby affirm that I am licensed under provisions of Chapter 9 (Commencing with Section 7000) of Division 3 of the Business and Professional Code, and my license is  License _____ License _____ Date _____ Contract _____				I have and will maintain workers' compensation insurance, as required by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued. My workers' compensation insurance carrier and policy number are: Carrier _____ Policy _____  (This Section need not be completed if the permit is for one hundred dollars (\$100) or less.) I certify that in the performance of the work for which this permit is issued, I shall not employ any person in any manner so as to become subject to the workers' compensation laws of California, and agree that if I should become subject to the workers' compensation provisions of Section 3700 of the Labor Code, I shall  Date _____ Applica _____  WARNING: FAILURE TO SECURE WORKERS' COMPENSATION COVERAGE IS UNLAWFUL, AND SHALL SUBJECT AN EMPLOYER TO CRIMINAL PENALTIES AND CIVIL FINES UP TO ONE HUNDRED THOUSAND DOLLARS, IN ADDITION TO THE COST OF COMPENSATION DAMAGES AS PROVIDED FOR IN SECTION  I hereby state that there is a construction lending agency for the performance of the work for which this permit is issued (Sec.3907, Civ. C.).  Lender's _____ Lender's _____  I certify that I have read this application and state that the above information is correct. I agree to comply with all City and State laws relating to the building construction, and hereby authorize representatives of this city to enter upon the  _____ Signature of Owner or Contractor <span style="float:right">Date</span>			
OWNER-BUILDER DECLARATION							
I hereby affirm that I am exempt from the Contractors License Law for the following reason (Sec.7031 California Business and Professional Code: Any City which requires a permit to construct, alter, improve, demolish or repair any structure prior to its issuance also requires the applicant for such permit to file a signed statement that he is a licensed contractor pursuant to the provisions of the Contractors License Law (Ch.9) (Commencing with Sec.7000 of Div.3 of the B. & P. C.) or that he is exempt therefrom and the basis for the alleged exemption. Any violation of Sec.7031.5 by any applicant for a permit subjects the applicant to a civil penalty of not more than five hundred dollars (\$500.00): • I as owner of the property, or my employees with wages as their sole compensation, will do the work and the structure is not intended or offered for sale (Sec.7044, B. & P. C. : The Contractors License Law does not apply to an owner of property who builds or improves thereon, and who does such work himself or through his own employees, provided that such improvements are not intended or offered for sale. If, however, the building or improvements is sold within one year of completion, the owner-builder will have burden of proving that he did not build or improve for the  • I am exempt under _____, B. & P. C. for this _____ Date _____ Owner _____  - IMPORANT - Application is hereby made to the Superintendent of Building and Safety for a permit subject to the conditions and restrictions set forth on the front faces of this application 1. Each person upon whose behalf this application is made and each person at whose benefit work is performed under or pursuant to any permit issued as a result of this application agrees to and shall indemnify and hold harmless the City of Long Beach its officers, agents, and employees from any liability arising out of the issuance of any permit from this application. 2. Any permit issued as a result of this application becomes null and void if work is							
JOB ADDRESS		RECEIPT NO.		DATE		PROJECT NO.	
5412 LONG BEACH BLVD		03950192		8/23/21		PLNE50902	
JOB DESCRIPTION						AREA	
The project will consist of complete street improvements including Class II/III/IV bike lar						0	
OWNER		OCCUPANCY		PLANNING			
ADDRESS		ASSESSOR NO.		ZONE			
CITY	STATE	ZIP CODE	FSB	S	RSB	CENSUS TRACT	
						0	
APPLICANT							
TONY AN							
CONTRACTOR							
ADDRESS							
CITY		STATE	ZIP CODE	PHONE NO.			
STATE LICENSE NO.				CITY LICENSE NO.			
ARCHITECT/ENGINEER				LICENSE NO.			
ADDRESS							
CITY		STATE	ZIP CODE	PHONE NO.			
VALUATION	PRESENT BLDG USE	PROPOSED BLDG USE	BLDG HEIGHT	TYPE OF CONSTRUCTION			
0.00			0				
LEGAL DESCRIPTION							

Paid by: PUBLIC WORK

**2021 222480**



FILED  
Oct 12 2021

\$518.22 Hansen Escrow (HE)

ATTACHMENT B

22735239	15.77	Surcharge General Plan
22735240	415.00	Categorical Exemption
22735241	12.45	Surcharge Technology
22735242	75.00	County Recorder Fee

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518.22

ESCROW

2021 222480  
  
FILED  
Oct 12 2021

Denn C. Logan, Registrar - Recorder/County Clerk

Electronically signed by MAXINE CARRASCO

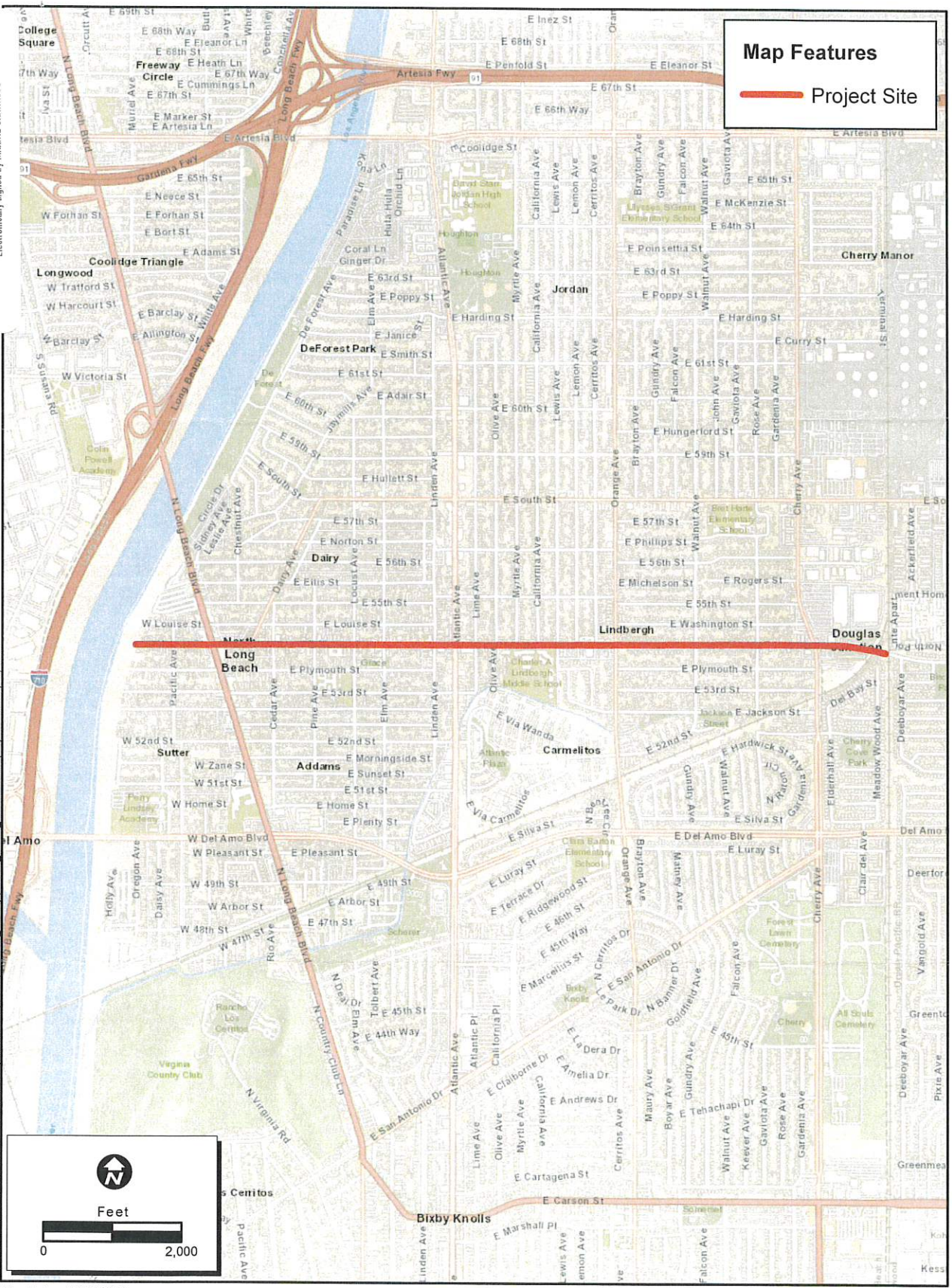


ATTACHMENT B

2021 222480  
FILED  
Oct 12 2021

Dean C. Logan, Registrar - Recorder/County Clerk  
Electronically signed by MAXINE CARRASCO

Location: N:\2019\2019-059 Market Street Improvements\MAPS\Location\_Vicinity\Market\_Street\_Location.mxd (44)-tr01ellm 5/20/2020



Map Date: 5/20/2020  
 Service Layer Credits: Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, (c) OpenStreetMap contributors, and the GIS User Community



Figure 2. Project Location

2019-059 Market Street Pedestrian & Streetscape Enhancements Projects