

Ventura County Watershed Protection District



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October 20, 2015

Board of Supervisors
Ventura County Watershed Protection District
800 South Victoria Avenue
Ventura, California 93009

Subject: **Award a Construction Contract to Zusser Company, Inc., on the Basis of the Lowest Responsible Bid in the Amount of \$449,011 for Arroyo Simi Upstream of Madera Road Grade Stabilizer Repair; Specification No. WP16-03; Project No. 87007; Supervisorial District No. 4; WPD Zone 3**

Recommendation:

Award a contract for the Arroyo Simi Upstream of Madera Road Grade Stabilizer Repair located in Simi Valley, California, Specification No. WP16-03, Project No. 87007, to Zusser Company, Inc. of Los Angeles California, on the basis of the lowest responsible bid in the amount of \$449,011.

Fiscal Mandate/Impact:

Mandatory: No [X] Yes []
Source of Funding: Watershed Protection District Zone 3
Funding Match Required: None
Impact on Other Department(s): None

| <u>Summary of Revenue and Total Costs</u> | <u>FY 2015-16</u> | <u>FY 2016-17</u> |
|---|-------------------|-------------------|
| Revenue: | \$ 0 | 0 |
| Costs: | | |
| Direct | \$ 582,536 | 0 |
| Indirect-Agency/Dept. | \$ 29,182 | 0 |
| Indirect-County CAP | \$ 1,794 | 0 |
| Total Costs | \$ 613,512 | 0 |
| Net District Cost, Including Indirect | \$ 613,512 | |
| Recovered Indirect Costs | \$ 0 | 0 |

| <u>Current FY 2015-16 Budget Projection for Watershed Protection Zone 3 - Unit 4231</u> | | | | |
|---|----------------|-----------------|------------------|-----------------------------|
| | Adopted Budget | Adjusted Budget | Projected Budget | Estimated Savings/(Deficit) |
| Appropriations | 2,662,400 | 3,410,640 | 3,410,640 | 0 |
| Revenue | 6,571,100 | 6,571,100 | 6,571,100 | 0 |
| Net Cost | (3,908,600) | (3,160,360) | (3,160,360) | 0 |

Appropriations are available in the Zone 3 Adjusted Budget.

Discussion:

The proposed project includes removal of existing damaged concreted rock riprap bank protection, removal of existing concrete slab splash pool and removal of grade stabilizer steel armoring and protection. Repairs will include construction of 877 cubic yards of concrete rock riprap bank and grade stabilizer, 1,990 cubic yards of excavation, 1,250 cubic yards of fill and backfill, 46 cubic yards of reinforcing concrete splash pool slab, and 100 linear feet of steel armoring over the grade stabilizer crest, and appurtenances.

On October 6, 2015, Agenda Item No. 19, your Board approved the plans and specifications, authorized the Director of Public Works Agency or designee to waive minor bid irregularities, issue and approve addenda, award a contract the lowest responsive, responsible bidder whose bid does not exceed the engineer's estimate of \$288,000 by more than 15 percent, and found that the project is Categorically Exempt from the California Environmental Quality Act.

The District is returning to your Board for approval of award of this project since all bids exceeded \$331,200, or more than 15% of the previously approved authorization. Bids for the subject project were opened on October 6, 2015 at 2 PM. A copy of the abstract showing the two bids submitted is attached as Exhibit 5. The bids have been checked and are considered to be in satisfactory form. The lowest responsible bid in the amount of \$449,011 was submitted by Zusser Company, Inc. of Los Angeles, California. The low bid is 55.9 percent above the Engineer's estimate of \$288,000. Based on a discussion with one of the bidders and that there were only two bids received, it is believed that the

bidders and other plan holders had concerns about the possibility of sustaining damage and being required to redo components of the project since this work will be completed during the rainy season of a forecasted strong El Niño year.

Consideration was given to completing temporary repairs on the stabilizer as an alternative to awarding this contract and then returning after the winter to complete the permanent repairs contemplated in this contract. It was determined that the cost of the temporary repairs and removal would approximately be equal to the difference between the Engineer's estimate and the low bid and would not provide the same level of protection this winter. Due to the urgency to repair this damaged facility as early as possible, your Board is being asked to award the contract to the lowest responsive, responsible bidder.

The District has an approved groundwater discharge permit from the Regional Water Quality Control Board. The California Department of Fish and Wildlife Services, the U.S. Army Corps of Engineers, and the California Regional Water Quality Control Board have issued programmatic permits for the Watershed Protection District's Operations and Maintenance program. Any additional permits will be the responsibility of the Contractor to obtain.

The estimated total project costs are as follows:

| | |
|---------------------------|---------------|
| Preliminary Engineering: | \$ 47,600.00 |
| Construction Contract: | \$ 449,011.00 |
| Construction Engineering: | \$ 72,000.00 |
| Right of Way: | \$ 0.00 |
| Contingencies: | \$ 44,901.00 |
| Total | \$ 613,512.00 |

This letter has been reviewed by the County Executive Officer, the Auditor-Controller's Office and County Counsel.

If you have any questions regarding this item, please call the undersigned at 654-2040.

Sincerely,



Tully Clifford
Director

- Exhibit 1 – Vicinity Map
- Exhibit 2 – Plans and Specifications
- Exhibit 3 – Addendum No. 1
- Exhibit 4 – Addendum No. 2
- Exhibit 5 – Abstract of Bids