



# Staff Report

July 5, 2022 Council Regular Meeting

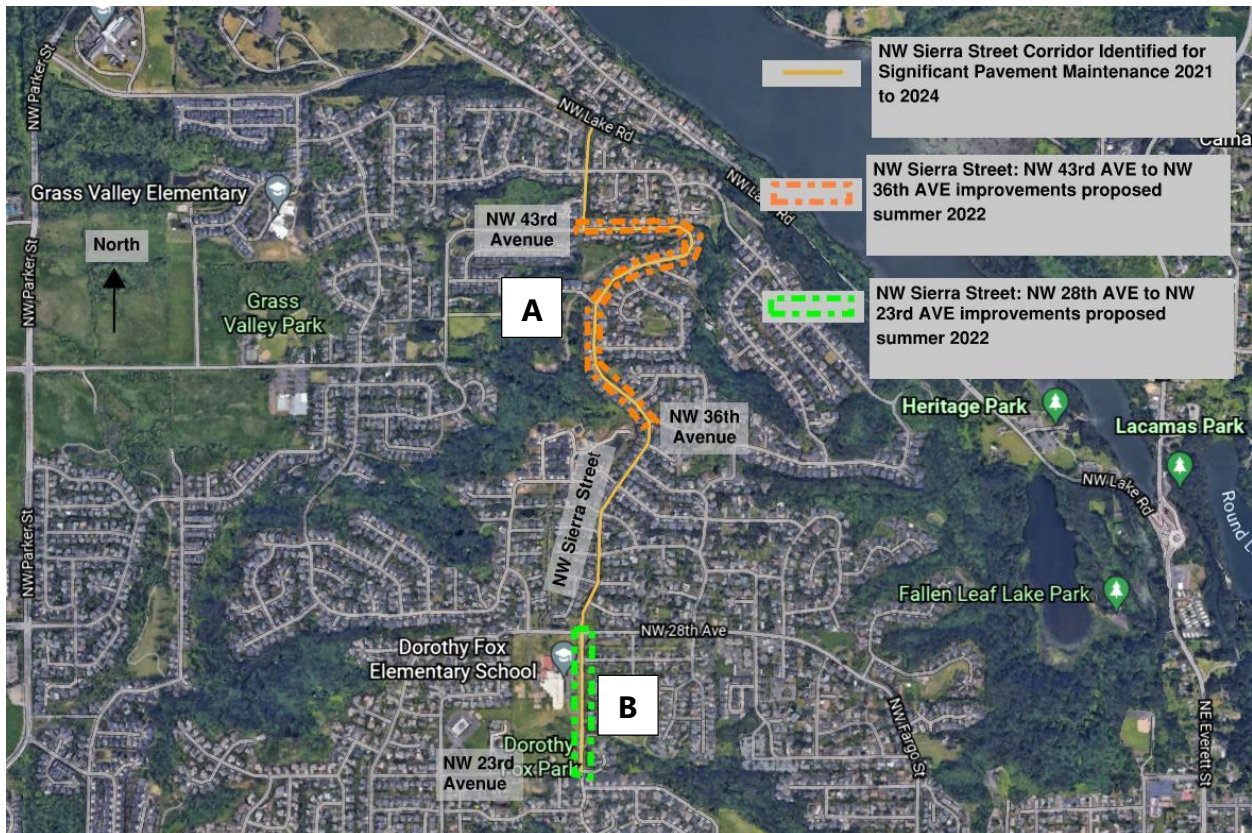
NW Sierra Street Pavement and ADA Improvements Bids

Presenter: James Carothers, Engineering Manager

Time Estimate: 10 Minutes

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**BACKGROUND:** In February of 2022 Engineering Staff notified council that two segments of NW Sierra Street (Segment "A": NW 43<sup>rd</sup> Avenue to NW 36<sup>th</sup> Avenue and Segment "B": NW 28<sup>th</sup> Avenue to NW 23<sup>rd</sup> Avenue) have been identified for new asphalt surfacing utilizing Pavement Preservation fund. The City retained HHPR, INC. to complete a Plan, Specification, and Estimate (PSE) package for bid advertisement.



**SUMMARY:** On June 22, 2022 bids were opened for NW Sierra Street Paving Project. A total of three bids were received with the apparent low bidder being Clark and Sons Excavating, Inc. and the second low bidder being Advanced Excavation Specialists (AES), LLC. Both bidders had bid irregularities that require a determination from Council.

Clark and Sons neglected to provide a signed Addendum Acknowledgment Form and Bid Bond Acknowledgement Form. Clark and Sons did submit a signed Bid Bond in the correct amount and their Proposal was signed which incorporated the terms of the Addenda at issue.

AES also neglected to provide a signed Bid Bond Acknowledgement Form but did submit a signed Bid Bond in the correct amount with their proposal.

Council will be asked to decide whether Clark and Sons bid proposal has minor or major irregularities. If Council deems Clark and Sons bid to have major irregularities, Clark and Sons bid must be rejected. If Council rules these irregularities are minor, Council must decide whether to accept or reject Clark and Sons bid. The City attorney will be available to provide additional information.

The basis of award was the combined schedules of Segment "A" and Segment "B", allowing the City the option to complete one or both segments dependent on the bid price and available budget.

The City received a total base bid of \$1,256,131.75 from Clark and Sons for NW Sierra Street Segment "A" and Segment "B". Should council decide to award the bid to Clark and Sons, staff recommends award of Segment "A" work only in the amount of \$759,235.75. This recommendation is based on prior commitments to the Pavement Preservation Fund.

### **EQUITY CONSIDERATIONS:**

What are the desired results and outcomes for this agenda item?

Maintain Citywide Pavement System through annual Preservation Projects.

What's the data? What does the data tell us?

Repairs to NW Sierra Street need to be completed

How have communities been engaged? Are there opportunities to expand engagement?

Communities will be engaged prior to construction

Who will benefit from, or be burdened by this agenda item?

Citizens will benefit from this improvement

What are the strategies to mitigate any unintended consequences?

Engineering staff will closely monitor and manage construction

Does this agenda item have a differential impact on underserved populations, people living with disabilities, and/or communities of color? Please provide available data to illustrate this impact.

No

Will this agenda item improve ADA accessibilities for people with disabilities?

Yes

What potential hurdles exist in implementing this proposal (include both operational and political)?

Price increases have resulted in lack of funding to complete Schedule "B"

How will you ensure accountabilities, communicate, and evaluate results?

Engineering staff closely monitors and manages construction. Results will be reported to council.

How does this item support a comprehensive plan goal, policy or other adopted resolution?

Supports comprehensive Streets goal T-1 "Streets will function for all users..." and Street Policy T-1.2 " Support the need for regular street maintenance...".

**BUDGET IMPACT:** NW Sierra Street Paving project is funded through Pavement Preservation Fund. Adequate funding exists to complete Segment "A" NW Sierra from NW 43<sup>rd</sup> Avenue to NW 36<sup>th</sup> Avenue.

**RECOMMENDATION:** Council will need to determine if the bid irregularities are minor or major in nature. If determined to be minor irregularities and Council waives the irregularities, Staff recommends Council award the bid to Clark and Sons Excavating Inc. for the schedule "A" bid price of \$759,235.75 with up to 10% change order authorization.