



*May 13, 2021*

**To:** Transit Committee

**From:** Darrell E. Johnson, Chief Executive Officer

**Subject:** Agreement for Americans with Disabilities Act Access Improvements and Parking Lot Pavement Replacement at Fullerton Park-and-Ride

### **Overview**

The Fullerton Park-and-Ride requires Americans with Disabilities Act-prescribed access improvements and pavement replacement to maintain a safe environment for users and state of good repair. Bids were received in accordance with Board of Directors-approved procedures for public works projects. Board of Directors' approval is requested to execute the necessary agreement.

### **Recommendation**

Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-1-3294 between the Orange County Transportation Authority and Onyx Paving Company, Inc., the lowest responsive, responsible bidder, in the amount of \$525,000, for the construction of Americans with Disabilities Act-prescribed access improvements and parking lot pavement replacement at the Fullerton Park-and-Ride.

### **Discussion**

The Orange County Transportation Authority (OCTA) completed construction of the Fullerton-Park-and Ride facility in 1981. OCTA needs to improve Americans with Disabilities Act (ADA) access at the site and replace a portion of deteriorated asphalt pavement in the parking lot. The project will add ADA-compliant curb ramps, parking stalls, signage, and pavement markings, as well as replace asphalt pavement in three parking bays, which includes removal of existing asphalt pavement, preparing subgrade material, placement of aggregate base and new asphalt pavement, striping, traffic control, safety compliance, and related work. The project is necessary for state of good repair compliance and to maintain the Fullerton Park-and-Ride for public use.

***Procurement Approach***

This procurement was handled in accordance with OCTA's Board of Directors (Board)-approved procedures for public works projects. These procedures, which conform to both federal and state requirements, require that contracts are awarded to the lowest responsive, responsible bidder after a sealed bidding process.

Invitation for Bids (IFB) 1-3294 was electronically released on March 8, 2021, through OCTA's CAMM NET system. The project was advertised on March 9 and 15, 2021, in a newspaper of general circulation. A pre-bid conference was held on March 17, 2021 and was attended by six firms. Four addenda were issued to provide the pre-bid conference registration sheets, respond to bidders' questions, and handle administrative issues related to the IFB. On April 5, 2021, five bids were received and publicly opened.

All bids were reviewed by staff from both the Contracts Administration and Materials Management and Facilities Engineering departments to ensure compliance with the contract terms and conditions, as well as technical specifications. The list of bidders and bid amounts is presented below:

Onyx Paving Company, Inc. Anaheim, California	\$525,000
Asphalt, Fabric and Engineering, Inc. Signal Hill, California	\$648,988
Access Pacific, Inc. Pasadena, California	\$730,636
CT&T Concrete Paving, Inc. Diamond Bar, California	\$767,069
EBS General Engineering, Inc. Corona, California	\$795,237

The engineer's estimate for this project was \$800,000, and the recommended firm's bid is 34 percent below the engineer's estimate. The bidder indicated that it will be self-performing a majority of the work, which accounts for the aggressive pricing by the bidder due to minimal subcontractor markups. It appears that the bidder is considering the use of recycled asphalt and aggregate base products, which is allowed pursuant to the specifications but not considered in the

independent cost estimate. The bidder is a licensed general engineering contractor and has been in business for over 30 years. References received from neighboring jurisdictions noted successful delivery of recent work. The bid includes all the required work components and has been determined to be fair and reasonable. The recommended firm's bid met the requirements of the IFB, as well as all federal and state requirements.

State law requires award to the lowest responsive, responsible bidder. As such, staff recommends award to Onyx Paving Company, Inc., the lowest responsive, responsible bidder, in the amount of \$525,000, for the construction of ADA-prescribed access improvements and parking lot pavement replacement at the Fullerton Park-and-Ride.

#### **Fiscal Impact**

The project was approved in OCTA's Fiscal Year 2020-21 Budget, Capital Programs Division, Account No. 1722-9022-D3139-0W1, and is funded through Federal Transit Administration Section 5337 State of Good Repair grant funds, Revenue Code 0030-6041-D3139-MJK.

#### **Summary**

Based on the information provided, staff recommends the Board of Directors authorize the Chief Executive Officer to negotiate and execute Agreement No. C-1-3294 between the Orange County Transportation Authority and Onyx Paving Company, Inc., the lowest responsive, responsible bidder, in the amount of \$525,000, for the Americans with Disabilities Act-prescribed access improvements and parking lot pavement replacement at the Fullerton Park-and-Ride.

***Attachment***

None.

**Prepared by:**



George Olivo, P.E.  
Program Manager  
(714) 560-5872



Pia Veasapen  
Director, Contracts Administration and  
Materials Management  
(714) 560-5619

**Approved by:**



James G. Beil, P.E.  
Executive Director, Capital Programs  
(714) 560-5646