



December 14, 2023

To: Transit Committee

From: Darrell E. Johnson, Chief Executive Officer

A handwritten signature in blue ink, appearing to read "Darrell Johnson", is placed over the "From:" line.

Subject: Agreement for Concrete Repairs at Irvine Sand Canyon Bus Base and Newport Transportation Center

Overview

The Irvine Sand Canyon Bus Base and the Newport Transportation Center require concrete repairs in the bus yard and bus drive areas to maintain a state of good repair. An invitation for bids was released on September 18, 2023. Bids were received in accordance with Board of Directors-approved public works procurement procedures. Board of Directors' approval is requested to execute the agreement.

Recommendations

- A. Find CT&T Concrete Paving, Inc., the apparent low bidder, as non-responsive due to failure to meet the federal requirement for Disadvantaged Business Enterprise participation.
- B. Authorize the Chief Executive Officer to negotiate and execute Agreement No. C-3-2755 between the Orange County Transportation Authority and Falkon Construction Inc., the lowest responsive, responsible bidder, in an amount of \$841,820, for the concrete repairs at the Irvine Sand Canyon Bus Base and the Newport Transportation Center.

Discussion

The Orange County Transportation Authority (OCTA) completed construction of the Irvine Sand Canyon Bus Base and the Newport Transportation Center in 1977 and 1989, respectively. Periodic concrete pavement repairs are necessary to maintain a state of good repair. Based on a recent assessment, several areas of concrete pavement at the Irvine Sand Canyon Bus Base and Newport Transportation Center in the bus yard and bus drive areas need to be replaced.

Procurement Approach

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

Invitation for Bids (IFB) 3-2755 was released on September 18, 2023, through OCTA’s CAMM NET system. The project was also advertised on September 18 and September 25, 2023, in a newspaper of general circulation. A pre-bid conference and job walk was held on September 27, 2023, and was attended by nine firms. Three addenda were issued to make available the pre-bid conference registration sheets and handle administrative issues related to the IFB. On October 23, 2023, five bids were received and publicly opened.

All bids were reviewed by staff from OCTA’s Contracts Administration and Materials Management and Facilities Engineering departments to ensure compliance with contract terms and conditions, and technical specifications. The list of bidders and bid amounts are presented below:

<u>Firm and Location</u>	<u>Bid Amount</u>
CT&T Concrete Paving, Inc. Diamond Bar, California	\$781,258
Falkon Construction, Inc. Diamond Bar, California	\$841,820
A2Z Construct, Inc. Rancho Santa Margarita, California	\$850,000
Golden Gate Steel, Inc., doing business as Golden Gate Construction Norwalk, California	\$923,120
Vicon Enterprise Anaheim, California	\$955,500

The apparent low bidder, CT&T Concrete Paving, Inc., (CT&T) was found non-responsive due to failure to meet the federal requirement for Disadvantaged Business Enterprise participation and did not demonstrate adequate good faith

efforts (GFE) as required by the United States Department of Transportation regulations, which is providing funding for this project.

The OCTA engineer's estimate for this project was \$741,000. The recommended firm's bid is 13.6 percent higher than the engineer's estimate. A bid analysis was completed to confirm that the bid submitted accounts for all elements of the scope of work and technical specifications. The increase over the engineer's estimate is attributed to risk of fluctuations in gas prices effecting material delivery prices and mitigation against risk of inflation during the construction phase, therefore the bid amount was determined to be fair and reasonable.

State law requires award to the lowest responsive, responsible bidder. As such, staff recommends award to Falcon Construction, Inc., the lowest responsive, responsible, bidder, in the amount of \$841,820, for concrete repairs at the Irvine Sand Canyon Bus Base and Newport Transportation Center.

Fiscal Impact

The project was approved in OCTA's Fiscal Year 2023-24 Budget, Capital Programs Division, Account No. 1722-7611-D3120-TX7, and is funded through Federal Transit Administration 5337 State of Good Repair Formula grant funds, Revenue Account No. 0030-6049-D3120-MNK.

Summary

Staff recommends the Board of Directors authorize the Chief Executive Officer to negotiate and execute Agreement No. C-3-2755 between the Orange County Transportation Authority and Falcon Construction, Inc., the lowest responsive, responsible bidder, in the amount of \$841,820, for concrete repairs at the Irvine Sand Canyon Bus Base and Newport Transportation Center.

Attachment

None.

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