



**Contra
Costa
County**

To: Board of Supervisors
From: Julia R. Bueren, Public Works Director/Chief Engineer
Date: August 16, 2016

Subject: Construction Contracts for the 2016 On-Call Fencing Services Contract(s) for Various Road, Flood Control and Facilities Maintenance Work, Countywide.

RECOMMENDATION(S):

(1) APPROVE the specifications for the 2016 On-Call Fencing Services Contract(s) for Various Road, Flood Control and Facilities Maintenance Work Project, Countywide. Project No. 94031A

(2) DETERMINE that Alta Fence Co., Inc. (Alta Fence), the lowest monetary bidder, has complied with the project specifications, and FURTHER DETERMINE that Alta Fence has submitted the lowest responsive and responsible bid for the contract.

(3) DETERMINE that Crusader Fence Company, Inc. (Crusader Fence), the second lowest monetary bidder, has complied with the requirements of the project specifications, and FURTHER DETERMINE that Crusader Fence has submitted the second lowest responsive and responsible bid for the contract.

(4) AWARD on-call contracts to the following two contractors in the following priority for Job Orders, as provided in the project specifications:

(A) Alta Fence, in a not to exceed amount (\$400,000.00) and the unit prices submitted in the

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

Action of Board On: **08/16/2016** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Mary N. Piepho, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: August 16, 2016

David Twa, County Administrator and Clerk of the Board of Supervisors

By: Stacey M. Boyd, Deputy

Contact: Kevin Emigh,
925-313-2233

cc:

bid (\$1,446.64 Total Unit Price).

(B) Crusader Fence, in a not to exceed amount (\$400,000.00) and the unit prices submitted in the bid (\$2,058.00 Total Unit Price).

RECOMMENDATION(S): (CONT'D)

(5) DIRECT that the Public Works Director, or designee, shall prepare the contracts.

(6) ORDER that after the contractors have signed the contracts and returned them, together with any required certificates of insurance and other required documents, and the Public Works Director has reviewed and found them to be sufficient; the Public Works Director, or designee, is authorized to sign the contracts for this Board.

(7) ORDER that, the Public Works Director, or designee, is authorized to sign any escrow agreements prepared for this project to permit the direct payment of retentions into escrow or the substitution of securities for moneys withheld by the County to ensure performance under the contract, pursuant to Public Contracts Code Section 22300.

(8) DELEGATE, pursuant to Public Contract Code Section 4114, to the Public Works Director, or designee, the Board's functions under Public Contract Code Sections 4107 and 4110.

(9) DECLARE that, should the award of the contract to Alta Fence or Crusader Fence be invalidated for any reason, the Board would not in any event have awarded the contracts to any other bidder, but instead would have exercised its discretion to reject all of the bids received. Nothing in this Board Order shall prevent the Board from re-awarding the contract to another bidder in cases where the successful bidder establishes a mistake, refuses to sign the contract, or fails to furnish required bonds or insurance (see Public Contract Code Sections 5100-5107).

FISCAL IMPACT:

The contracts, for a maximum amount of \$400,000 each, will be funded by 100% Local Road and Flood Control Funds.

BACKGROUND:

The above project was previously approved by the Board of Supervisors, specifications were filed with and approved by the Board, and bids were invited by the Public Works Director. On July 26, 2016, the Public Works Department received bids from the following contractors:

BIDDER, TOTAL UNIT AMOUNT

Alta Fence Co., Inc.: \$1,446.64 Total Unit Price

Crusader Fence Company, Inc.: \$2,058.00 Total Unit Price

Chain Link Fence & Supply, Inc.: \$4,148.25 Total Unit Price

Bailey Fence Company, Inc.: \$4,895.00 Total Unit Price

Agbayani Construction Corporation: \$7,371.53 Total Unit Price

Alta Fence submitted the lowest responsive and responsible bid, which is \$611.36 (Total Unit Price) less than the next lowest bid.

Crusader Fence submitted the second lowest responsive and responsible bid.

The Public Works Director has reported that the bids submitted by Alta Fence and Crusader Fence comply with the requirements provided in the project specifications, and recommends that contracts be awarded to Alta Fence and Crusader Fence in that order. The Public Works Director recommends that the bids submitted by Alta Fence and Crusader Fence are the lowest responsive and responsible bids and this Board so concurs and finds. As provided in the project specifications, the two on-call contracts would be awarded in the following priority for Job Orders: (1) Alta Fence; and (2) Crusader Fence.

The general prevailing rates of wages, which shall be the minimum rates paid on this project, have been filed with the Clerk of the Board, with copies to be made available to any party upon request.

CONSEQUENCE OF NEGATIVE ACTION:

The Public Works Department may be unable to complete routine road, flood control, airport or facilities maintenance work in a timely manner.