



**Resource Management  
Agency  
COUNTY OF TULARE  
AGENDA ITEM**

**BOARD OF SUPERVISORS**

KUYLER CROCKER  
District One  
PETE VANDER POEL  
District Two  
AMY SHUKLIAN  
District Three  
EDDIE VALERO  
District Four  
DENNIS TOWNSEND  
District Five

**AGENDA DATE:** August 18, 2020

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>

CONTACT PERSON: Celeste Perez    PHONE: 559-624-7010

**SUBJECT:** Award Contract for Construction of Farm 2 Market Routes 2.0 Project 1

**REQUEST(S):**

That the Board of Supervisors:

1. Approve and award the contract to the lowest responsive and responsible bidder, Don Berry Construction Incorporated of Kingsburg, California, in the amount of \$6,035,126.66 for construction of the Farm 2 Market Routes 2.0 Project 1, effective upon approval by the Board of Supervisors; and
2. Authorize the Chair of the Board of Supervisors to sign the contract after review and approval as to form by County Counsel and upon receipt of certificates of insurance, bonds and evidence that the contractor possesses a valid State Contractors License; and
3. Allow funds for contingencies in the amount \$314,256 to cover unexpected construction conditions; and
4. Authorize the Director of the Resource Management Agency or designee to approve contract change orders up to the amount of allowed funds for contingencies.

**SUMMARY:**

The Farm 2 Market Routes 2.0 Project 1 (the Project) is a road maintenance project consisting of the repair of asphalt materials on multiple segments of existing County roads throughout Tulare County. The Project is intended to enhance the safety and security of the public by providing well maintained public roadways. The work to be

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done consists, in general, of a combination of isolated pavement repairs followed by the installation of new (replacement) asphalt surfacing, as well as full-depth pulverization of existing asphalt materials followed by the application of new (replacement) asphalt surfacing. All project locations will include corrective work to be performed on the shoulders of the roadways. In addition, all newly resurfaced roadways will receive new traffic stripes and pavement markings. The Project does not include any new travel lanes or any expansion to the existing roadways.

The Project includes three of the six locations identified under the overall Farm 2 Market Program 2.0 as approved by your board on October 15, 2019 (Resolution No. 2019-0885). These locations account for over 15 miles of roadway rehabilitation. In an effort to reduce project mobilization and overall construction costs, the Project strategically included one location from the 2020 Road Repair and Accountability Act Project (Road 192 from Avenue 96 to Avenue 120) (Resolution No. 2019-0264), and three (3) intersections identified as part of the 2020 Intersection Improvement Program (approved as part of the 2019/2020 County Transportation Improvement Program (CTIP)). The Intersection Improvement Program prioritizes repairs intersections that require additional surface maintenance due to increase loading from vehicular braking and acceleration.

Provided below is a summary of the Farm 2 Market Routes 2.0 Project 1 locations:

- Location 1 – Road 204 between Avenue 280 and Avenue 296
- Location 2 – Road 96 between Avenue 120 and Avenue 160
- Location 3 – Road 192 between Avenue 56 and Avenue 120
- Location 4 – Intersection of Road 112 and Avenue 152
- Location 5 – Intersection of Road 144 and Avenue 48
- Location 6 – Intersection of Road 252 and Avenue 128

On March 31, 2020, the Board of Supervisors authorized the Environmental Assessment Office, or designee, to sign and file the Notice of Exemption with the County Clerk.

**Construction Bids:**

The Project was authorized to bid by the Board of Supervisors (Resolution No. 2020-0225) May 5, 2020. Bids were opened on July 16, 2020 and eight (8) bids were received, summarized as follows:

<b>Contractor</b>	<b>Total Bid</b>
Don Berry Construction Inc.	\$6,035,126.66
A. Teichert & Son, Inc.	\$6,200,500.00
Yarbs Grading and Paving Inc.	\$6,312,706.10
Avison Construction Inc.	\$6,389,980.00
Agee Construction	\$6,455,848.00

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Cal Valley Construction	\$6,499,880.50
Granite Construction Company	\$6,556,14.64
Papich Construction	\$6,962,132.76
<i>Engineer's Estimate</i>	<i>\$7,570,456.00</i>

The lowest bid (the basis of award) of \$6,035,126.66 was submitted by Don Berry Construction Inc. of Kingsburg, CA. This bid is approximately 20 percent lower than the Engineer's Estimate. The highly competitive bids came in lower than the Engineer's Estimate due to the low oil prices and the current competitive bidding environment being experienced. Based on staff's analysis of the bids, the reduced project cost came mainly as a result of lower than estimated costs for Hot Mix Asphalt (Type A) compared to the Engineer's Estimate.

It is Resource Management Agency (RMA) staff's recommendation that the Board award the contract to Don Berry Construction Inc., the lowest responsive and responsible bidder. Don Berry Construction Inc. has satisfactorily performed similar projects, where they demonstrated that they (1) have adequate financial resources to perform the contract, (2) are able to comply with the associated legal or regulatory requirements, (3) have or can obtain necessary data, equipment, and facilities, and (4) is otherwise eligible and qualified to receive award.

If awarded, construction is anticipated to begin in September 2020.

**Project Funding and Preliminary Schedule**

Staff is concurrently requesting (in a separate Agenda Item) the Board of Supervisors' approval of the Measure R Program Supplement to the Cooperative Agreement, retroactive to October 15, 2019. Once this agreement is executed by the County and TCAG, the County can begin requesting reimbursement from TCAG for the costs already incurred for this project.

**FISCAL IMPACT/FINANCING:**

No Net County Cost to the General Funds.

The Farm 2 Market Routes 2.0 Project 1 will be funded through a combination of funds consisting of the \$10 million advance in Measure R (MR) Local Program funds (RMA staff is concurrently requesting the Board of Supervisors' approval of the MR Program Supplement for the advancement of MR funds), State Road Maintenance and Rehabilitation Account (RMRA) funds (i.e. Senate B 1 funds), and Road Funds.

A summary of the total project cost for the Farm 2 Market Routes 2.0 Project 1 is as follows:

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Engineering Design:	\$100,000
Construction:	\$6,035,126.66
Contingencies:	\$314,256
Construction Engineering:	\$200,000
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<b>Total:</b>	<b>\$6,649,382.66</b>

The Funding Source is as follows:

Measure R Advance Funds:	\$4,910,077.66
Senate Bill 1:	\$1,350,000
Road Funds:	\$389,305
<hr/>	
<b>Total:</b>	<b>\$6,649,382.66</b>

The six (6) project locations identified in the Farm 2 Market Program 2.0 (the Program) has an estimated total project cost of \$11 million. The MR Program Supplement (pending Board of Supervisors' approval) will provide a total allocation of \$10 million in MR Local Program funds to the County to (retroactively) fund the design and construction phases of the six (6) projects identified in the Program. As detailed in the Fiscal Year 20/21 County Transportation Improvement Program (CTIP), the County programmed \$1 million in County Road Funds to cover the additional funds needed to complete the projects identified in the Program.

Three (3) of the project locations from the Program included in the Project had an estimated project cost of \$6 million (as detailed in the MR Program Supplement). Having received favorable bids, the total cost for these project locations is now estimated at \$4.9 million resulting in a net savings of approximately \$1.1 million from the \$10 million advance in MR Local Program funds.

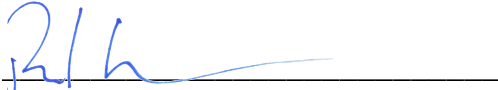
Should the County continue to receive favorable bids for the other projects identified in the Program, it is anticipated that the \$10 million advance in MR Local Program funds will fully fund all project locations identified in the Program. This will allow for flexibility in the utilization of the additional \$1 million in County Road Funds, previously allocated as a supplement to the Farm 2 Market Program 2.0, for other road maintenance activities.

**LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:**

This project will enhance the safety and security of the public by improving the transportation infrastructure for both the general population in the region and the motorists using this facility.

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**ADMINISTRATIVE SIGN-OFF:**



Reed Schenke, P.E.  
Director

cc: County Administrative Office

Attachment(s) Attachment A – Vicinity Map

# BEFORE THE BOARD OF SUPERVISORS COUNTY OF TULARE, STATE OF CALIFORNIA

IN THE MATTER OF AWARD ) Resolution No. \_\_\_\_\_  
CONTRACT FOR CONSTRUCTION ) Agreement No. \_\_\_\_\_  
OF FARM 2 MARKET ROUTES 2.0 )  
PROJECT 1 )

UPON MOTION OF SUPERVISOR \_\_\_\_\_, SECONDED BY  
SUPERVISOR \_\_\_\_\_, THE FOLLOWING WAS ADOPTED BY THE  
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD AUGUST 18, 2020, BY  
THE FOLLOWING VOTE:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST: JASON T. BRITT  
COUNTY ADMINISTRATIVE OFFICER/  
CLERK, BOARD OF SUPERVISORS

BY: \_\_\_\_\_  
Deputy Clerk

\* \* \* \* \*

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3. Allowed funds for contingencies in the amount \$314,256 to cover unexpected construction conditions; and
4. Authorized the Director of the Resources Management Agency or designee to approve contract change orders up to the amount of allowed funds for contingencies.

## **Attachment A**

### **Vicinity Map**

