



Office of the City Manager

CONSENT CALENDAR
June 28, 2022

To: Honorable Mayor and Members of the City Council
From: Dee Williams-Ridley, City Manager
Submitted by: Liam Garland, Director, Department of Public Works
Subject: Contract: Sposeto Engineering Inc. for FY 2022 Sidewalk Repair Project

RECOMMENDATION

Adopt a Resolution approving plans and specifications for the FY 2022 Sidewalk Repair Project; accepting the bid of Sposeto Engineering Inc. as the lowest responsive and responsible bidder; and authorizing the City Manager to execute a contract and any amendments, extensions or other change orders until completion of the project, in accordance with the approved plans and specifications in an amount not to exceed \$2,512,152.

FISCAL IMPACTS OF RECOMMENDATION

Funding in the amount of \$432,252 is available in the FY 2022 Vehicle Registration Fee Fund 133 (\$82,252) and Measure T1 Fund (\$350,000) budgets and the balance is subject to appropriation in FY 2023 from the Sidewalk Capital Improvement Program Measure BB Local Streets and Roads Fund 134, Private Party Sidewalk Fund 149 and Measure T1 Fund 511 budgets.

Measure T1 Bond (Fund 511).....	\$1,749,900.00
Private Party Sidewalks (Fund 149)	\$500,000.00
Measure BB Sales Tax (Fund 134)	\$180,000.00
Measure F Alameda County VRF ST and RD (FUND 133)	\$82,252.00
Total construction cost	\$2,512,152.00

No other funding is required, and no other projects will be delayed due to this expenditure.

Low bid by Contractor	\$2,283,775.00
10% Contingency	\$228,377.00
Total construction cost	\$2,512,152.00

CURRENT SITUATION AND ITS EFFECTS

The project was released for bids on March 28, 2022, and bids were opened on April 19, 2022 (see Attachment 3, Abstract of Bids). Five bids were received, from a low of

\$2,283,775 to a high of \$3,289,520. The engineer's estimate for the project was \$2,250,000.

Sposeto Engineering Inc. of Livermore, California was the lowest responsive and responsible bidder, with a bid of \$2,283,775.00, and their references were found to be satisfactory. This project includes an 10% contingency, which brings the total contract amount up to the requested \$2,512,152.00. Staff recommends a contract for this project be awarded to Sposeto Engineering Inc.

The FY 2022 Sidewalk Repair Project (Specification No. 22-11504-C) is a Strategic Plan Priority Project, advancing our goal to provide state-of-the-art, well-maintained infrastructure, amenities, and facilities.

BACKGROUND

In October 2011, the City established a sidewalk repair and replacement program to improve the quality of Berkeley's sidewalks. There are more than 300 total miles of concrete sidewalk within the city limits. The City currently shares sidewalk replacement costs with property owners on a 50-50 basis, irrespective of the cause of the deterioration. Concrete sidewalk replacement, however, may only occur on a "funds-available" basis, which resulted in a ten-year backlog of customers awaiting replacement. In recent years, with the increase in available funding from the Capital Improvement fund and the addition of Measure T1 funding, the projected waiting period for addresses added to the waitlist at present has been reduced from 8 to 10 years to 3 to 5 years. Additionally, the Department of Public Works has reduced the quantity of sidewalks requiring permanent replacement by deploying alternative means of repair such as concrete shaving. While the shaving process has been highly successful and cost effective, uplifts of over 2 inches require removal and replacement, and often shaving does not address the underlying issue for the uplift such as shallow tree roots. Sidewalk removal and replacement remain the most effective solution.

The project will attend to over 550 addresses that were identified as requiring removal and replacement to repair from the current backlog of approximately 1,400 sidewalk locations on the 50-50 program waiting list.

The Living Wage Ordinance does not apply to this project since Public Works construction contracts are, pursuant to City policy, subject to State prevailing wage laws. Sposeto Engineering Inc. has submitted a Certification of Compliance with the Equal Benefits Ordinance. The Community Workforce agreement applies to this project because the estimated value of the project exceeds \$500,000. As a result, the Contractor and all subcontractors will be required to sign an agreement to be bound by the terms of the Agreement.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

The City's sidewalk repair program is a component of the City's climate action plan, as well-maintained sidewalks help to facilitate safe walking, which is a healthy and clean form of transportation.

RATIONALE FOR RECOMMENDATION

This sidewalk repair program is part of the City's ongoing annual program to repair deteriorated sidewalks throughout the City. The work requires contracted services, as the City does not possess the in-house labor or equipment resources necessary to complete the project.

ALTERNATIVE ACTIONS CONSIDERED

No alternative action considered for this sidewalk repair project. The City could choose not to proceed with this project. However, the sidewalk conditions would then continue to deteriorate, affecting use by the community and others.

CONTACT PERSON

Joe Enke, Manager of Engineering, Dept. of Public Works, (510) 981-6411
Terrence Salonga, Associate Civil Engineer, Dept. of Public Works, (510) 981-6447

Attachments:

- 1: Resolution
- 2: Location Map for Project
- 3: Abstract of Bids

RESOLUTION NO. ##,###-N.S.

CONTRACT: SPOSETO ENGINEERING FOR FY 2022 SIDEWALK REPAIR
PROJECT

WHEREAS, the FY 2022 Sidewalk Repair Project is part of the City's ongoing Sidewalk Capital Improvement Program to rehabilitate deteriorated sidewalks located throughout the City; and

WHEREAS, the City has neither the labor nor the equipment necessary to undertake this FY 2022 Sidewalk Repair Project; and

WHEREAS, an invitation for bids was duly advertised and Sposeto Engineering Inc. was the lowest responsive and responsible bidder; and

WHEREAS, funding in the amount of \$432,252 is available in the FY 2022 Vehicle Registration Fee Fund 133 (\$82,252) and Measure T1 Fund (\$350,000) budgets and the balance is subject to appropriation in FY 2023 from the Sidewalk Capital Improvement Program Measure BB Local Streets and Roads Fund 134, Private Party Sidewalk Fund 149 and Measure T1 Fund 511 budgets.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the Plans and Specifications for Specification No. 22-11504-C FY 2022 Sidewalk Repair Project are approved.

BE IT FURTHER RESOLVED that the Council of the City of Berkeley authorizes the City Manager to execute a contract and any amendments, extensions or change orders, until completion of the project in accordance with the approved plans and specifications with Sposeto Engineering Inc. for the FY 2022 Sidewalk Repair Project, in an amount not to exceed \$2,512,152.00, which includes a 10% contingency for unforeseen circumstances. A record signature copy of said agreement and any amendments to be on file in the Office of the City Clerk.

FY2022 SIDEWALK REPAIR SCOPE

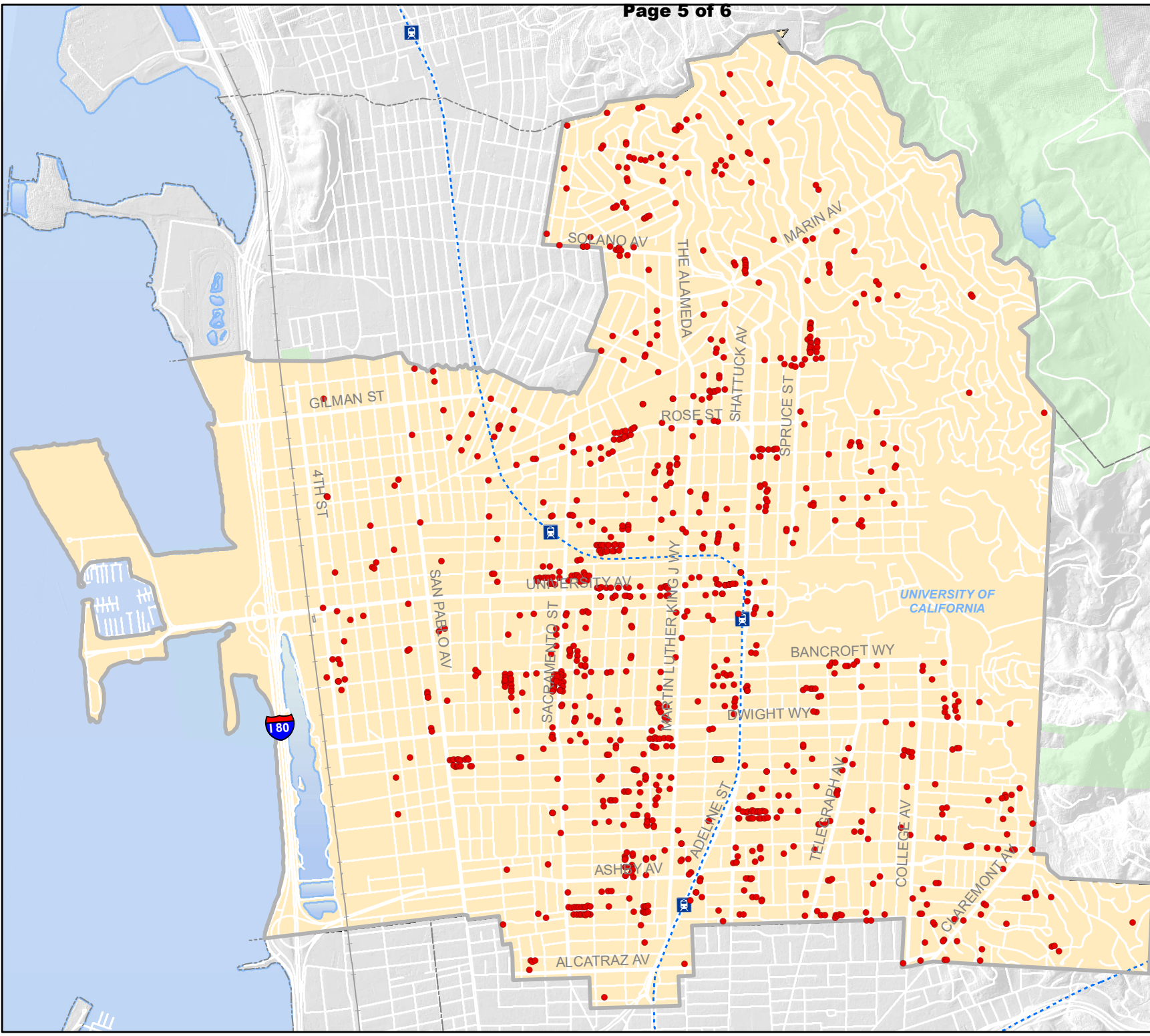
● FY2022 SIDEWALK REPAIR SCOPE

This map is representational only.
Data are not survey precise.

February 07, 2022



0 1,000 2,000
Feet





City of Berkeley
Abstract of Bid Worksheet

Finance Department
General Services Division

Spec. #

22-11504-C

Bid Date:

4/19/2022

FOR: FY 2022 Sidewalk Repair Project

required w/ bid

	Bidders	Base Bid	Alt. #1	Alt. #2	Alt. #3	Bid Bond	Addenda	SC	LW	WF	EBO	OS	NF
1	California Constructors	\$ 2,549,302.50				x	x	x			x	x	
2	JJR Construction Inc	\$ 3,108,725.50				x		x			x	x	x
3	ROSAS CONSTRUCTION	\$ 2,671,950.00				X		X			X	X	X
4	SPOSETO	\$ 2,283,775.00				X		X			X	X	X
5	PATRIOT	\$ 3,289,520.00				X		X			X	X	X
6													
7													
8													
9													
10													

Bid Recorder: _____ ROOPREET SOORMA _____

Bid Opener: _____ JOSH ROBEN _____

Project Manager: _____