

THIS PRINT COVERS CALENDAR ITEM NO. : 10.3

**SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY**

DIVISION: Capital Programs & Construction

BRIEF DESCRIPTION:

Authorizing the Director of Transportation to execute San Francisco Municipal Transportation Agency (SFMTA) Contract No. 1269, Bayview Opera House Plaza Improvements Project, with Con-Quest Contractors, Inc., located at 290 Toland Street, San Francisco, CA 94124, as the lowest responsive and responsible bidder, in the amount of \$769,950, and for a term of 122 calendar days.

SUMMARY:

- On October 8, 2013, the Director of Transportation notified the SFMTA Board of Directors that he had authorized a bid call for Contract No. 1269, Bayview Opera House Plaza Improvements Project.
- The scope of work includes demolition of existing paving, wall, a portion of the fencing, and the sidewalk, steps, planters and trees at the site. The contractor will construct rough grading, a new retaining wall, a new commemorative plaza, and bulb-outs, as well as modifying existing fencing along the site perimeter. The contractor will install new site drainage and replace a street light.
- Five bids were received and publicly opened on November 12, 2013.
- Staff recommends awarding Contract No. 1269 to Con-Quest Contractors, Inc. as the lowest responsive and responsible bidder, in the amount of \$769,950.
- This contract is funded by the Federal Transit Administration (FTA), the San Francisco Arts Commission, and other local funds.

ENCLOSURES:

1. SFMTAB Resolution
2. Project Budget & Financial Plan

APPROVALS:

DATE

DIRECTOR _____ 12/18/13

SECRETARY _____ 12/18/13

ASSIGNED SFMTAB CALENDAR DATE: January 7, 2014

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PURPOSE

The purpose of this calendar item is to award SFMTA Contract No. 1269, Bayview Opera House Improvements Project, to the lowest responsive and responsible bidder, Con-Quest Contractors, Inc., in the amount of \$769,950, and for a term of 122 calendar days.

GOAL

Contract No. 1269 would assist in the implementation of the following goals, objectives and initiatives in the SFMTA Strategic Plan:

Goal 1: Create a safer transportation experience for everyone.

Objective 1.3 Improve the safety of the transportation system.

Goal 2: Make transit, walking, bicycling, taxi, ridesharing & car sharing the preferred means of travel.

Objective 2.1 Improve customer service and communications

Goal 3: Improve the environment and quality of life in San Francisco

Objective 3.2 Increase the transportation system's positive impact to the economy

DESCRIPTION

Background

Originally funded by a Metropolitan Transportation Commission (MTC) for federal Transportation for Livable Communities (TLC) Planning Grant, the "Bayview Connections Project" was initiated in March 1999 to bring city staff and community members together to design pedestrian and streetscape improvements that will connect transit to retail, service, cultural and residential uses in the heart of the community. The interdisciplinary project team of City employees included staff from the former S.F. Redevelopment Agency, the Department of Public Works, SFMTA, and the Planning Department. The Bayview Connections effort proceeded to win two TLC Capital Grants, the first of which funded the recently completed Mendell Plaza project at Third Street and Oakdale Avenue. The second TLC grant was awarded to fund the renovation of the Bayview Opera House Plaza.

For many years, the residents, community organizations, and business people of Bayview Hunters Point have been working together with their elected representatives, the Bayview Hunters Point Project Area Committee, the former S.F. Redevelopment Agency, and staff members in City government, toward the physical and economic revitalization of their community. *The Bayview Hunters Point Community Revitalization Concept Plan* serves as the physical and economic blueprint for revitalization of the Bayview Hunters Point neighborhood. The Concept Plan calls for the creation of an improved Bayview Opera House Plaza, transit center and pedestrian improvements in the center of the community at this key transit node.

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Scope of Work

The scope of work includes demolition of existing paving, wall, a portion of the fencing, and the sidewalk, steps, planters and trees at the site. The contractor will construct rough grading, a new retaining wall, a new commemorative plaza, and bulb-outs, as well as modifying existing fencing along the site perimeter. The contractor will also install new site drainage and replace a street light.

The time allotted to substantially complete construction of the project is 122 calendar days from the date of the written Notice to Proceed for the work. Liquidated damages are \$5,000 per calendar day for failure to complete the work on time and \$1,000 per calendar day of delay to complete the remaining work.

Bid Opening & Bids Received

On November 12, 2013, SFMTA's Capital Programs and Construction Division received and publicly opened the following five bid proposals.

	Bidders	Bid Amount
1	Con-Quest Contractors, Inc. 290 Toland Street San Francisco, CA 94124	\$769,950
2	Suarez & Munoz Construction, Inc. 20975 Cabot Blvd., Hayward, CA 94545	\$817,785
3	Esquivel Paving & Grading, Inc. 918 Ingerson Avenue San Bruno, CA 94124	\$945,700
4	Bauman Landscaping, Inc. 1255 Battery St., Suite 400 San Francisco, CA 94111	\$965,139
5	Anvil Builders, Inc. 1475 Donner Ave., San Francisco, CA 94124	\$977,850

A review of the bid documents indicated that the bid received from Anvil Builders, Inc. failed to include appropriate Buy America Certificates as required by the bid call and the FTA and was therefore rejected as non-responsive.

On December 13, 2013, SFMTA received a protest from Suarez & Munoz Construction, Inc. against the bid submitted by Con-Quest Contractors, Inc. SFMTA investigated the allegations and found the protest to be without merit.

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The engineer's estimate for the work was \$826,000.

The Contract Compliance Office reviewed the bid proposals and confirmed that Con-Quest Contractors, Inc. will meet the SBE set-aside requirements for this contract and will commit to meeting the Non-discrimination Equal Employment Requirements of the contract. Con-Quest Contractors, Inc. is in compliance with Chapter 12B, the Equal Benefits Provision of the San Francisco Administrative Code.

Contract documents are not attached to this Calendar Item but are available for review at the Board Secretary's Office located at One South Van Ness Ave. Seventh Floor, San Francisco, CA 94103.

Subcontractors

The bid submitted by Con-Quest Contractors, Inc. listed the following subcontractors for performance of this work:

Subcontractor	Scope	Status
J.J.R. Construction 1120 9 th Ave. San Mateo, CA 94402	Concrete (Partial) flatwork	SBE
Titan Services, Inc. 18444 N. 25 th Ave., Suite 420 Phoenix, AZ 85023	Electrical	SBE

FUNDING IMPACT

Funding for the project comes from an FTA TLC grant, the San Francisco Arts Commission, and other local funds. All funding for this project has been secured.

The budget and financial plan for this project is presented in Enclosure 2 of the calendar item.

OTHER APPROVALS RECEIVED OR STILL REQUIRED

The City Attorney has reviewed this report.

No other approvals from any other agency are required for the execution of this contract.

RECOMMENDATION

Staff recommends that the SFMTA Board of Directors authorize the Director of Transportation to execute SFMTA Contract No. 1269, Bayview Opera House Plaza Improvements Project, to Con-Quest Contractors, Inc., as the lowest responsive and responsible bidder, for a contract amount of \$769,950 and for a term of 122 calendar days.

SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY
BOARD OF DIRECTORS

RESOLUTION No. _____

WHEREAS, San Francisco Municipal Transportation Agency (SFMTA) Contract No. 1269, Bayview Opera House Plaza Improvements Project, is identified in the latest SFMTA Short Range Transit Plan under Infrastructure - Rehabilitation of the Capital Investment Program; and,

WHEREAS, The work to be performed under this project will make landscape and hardscape improvements to the Bayview Opera House Plaza; and,

WHEREAS, On Nov 12, 2013, the SFMTA received and publicly opened five bid proposals in response to its invitation for bids; and,

WHEREAS, The SFMTA determined that Con-Quest Contractors, Inc., located at 290 Toland Street, San Francisco, CA 94124, is the lowest responsive and responsible bidder, in the amount of \$769,950; and,

WHEREAS, The SFMTA Contract Compliance Office reviewed the bid proposals and confirmed that Con-Quest Contractors, Inc. will meet the SBE set-aside requirements for this contract and will commit to meeting the Non-discrimination Equal Employment Requirements of the contract; and

WHEREAS, The project is funded by an Transportation for Livable Communities grant through the Metropolitan Transportation Commission using Federal Transportation Administration funds, the San Francisco Arts Commission, and other local funds; now, therefore, be it

RESOLVED, That the SFMTA Board of Directors authorizes the Director of Transportation to execute SFMTA Contract No. 1269, Bayview Opera House Plaza Improvements Project, to Con-Quest Contractors, Inc., as the lowest responsive and responsible bidder, in an amount of \$769,950, and for a term of 122 calendar days.

I certify that the foregoing resolution was adopted by the San Francisco Municipal Transportation Agency Board of Directors at its meeting of January 7, 2014.

Secretary to the Board of Directors
San Francisco Municipal Transportation Agency

ENCLOSURE 2

Contract No. 1269

**Bayview Opera House Plaza Improvements Project
Project Budget and Financial Plan**

PROJECT BUDGET

Category	Budget
Conceptual Engineering Phase Staff Support (SFMTA and Other Dept. Services)	\$0
Detail Design Phase Staff Support (SFMTA and DPW)	\$230,354
Construction Phase Construction Contract, Contingency and Staff Support	\$1,190,000
Total Cost	\$1,420,354

FINANCIAL PLAN

Project Funding Source	Amount
FTA TLC	\$1,060,000
San Francisco Art's Commission	\$210,354
Other Local Funds	\$150,000
Total	\$1,420,354