

**ALL CELL PHONES AND ELECTRONIC DEVICES MUST BE
TURNED OFF IN THE COUNCIL CHAMBERS**

**A G E N D A
REEDLEY CITY COUNCIL **SPECIAL** MEETING**

6:00 P.M.

MONDAY, July 29, 2013

**Meeting Held In the Council Chambers,
845 "G" Street, Reedley, California**

The Council Chambers are accessible to the physically disabled. Requests for additional accommodations for the disabled, including auxiliary aids or services, should be made one week prior to the meeting by contacting the City Clerk at 637-4200 ext. 212.

Any document that is a public record and provided to a majority of the City Council regarding an open session item on the agenda will be made available for public inspection at City Hall, in the City Clerk's office, during normal business hours. In addition, such documents may be posted on the City's website.

City of Reedley's Internet Address is www.reedley.ca.gov

Robert O. Beck, Mayor

Ray Soleno, Mayor Pro Tem
Mary Fast, Council Member

Anita Betancourt, Council Member
Henry Rodriguez, Council Member

ROLL CALL

ADMINISTRATIVE BUSINESS

1. APPROVE RESOLUTION NO. 2013-071 AWARDING A CONSULTING SERVICES CONTRACT TO QUINCY ENGINEERING INC. FOR THE CONSTRUCTION MANAGEMENT AND INSPECTIONS OF THE MANNING BRIDGE REPLACEMENT PROJECT AND AUTHORIZING THE CITY MANAGER AND/OR DESIGNEE TO NEGOTIATE AND EXECUTE A PROFESSIONAL SERVICES AGREEMENT. - Report, discussion and/or other Council action to approve, modify, and/or take other action as appropriate. (Engineering)
Staff Recommendation: Approve

ADJOURNMENT

I hereby certify under penalty of perjury, under the laws of the State of California that the foregoing agenda was posted in accordance with the applicable legal requirements. Dated this 25th day of July 2013.


Sylvia B. Plata, City Clerk



REEDLEY CITY COUNCIL

- Consent
- Regular Item
- Workshop
- Closed Session
- Public Hearing

ITEM NO: 1

DATE: 29
7/30/2013

TITLE: APPROVE RESOLUTION NO. 2013-071 AWARDING A CONSULTING SERVICES CONTRACT TO QUINCY ENGINEERING INC FOR THE CONSTRUCTION MANAGEMENT AND INSPECTIONS OF THE MANNING BRIDGE REPLACEMENT PROJECT AND AUTHORIZING THE CITY MANAGER AND/OR DESIGNEE TO NEGOTIATE AND EXECUTE A PROFESSIONAL SERVICES AGREEMENT

SUBMITTED: Noé Martinez, P.E. *NM*
City Engineer

APPROVED: Nicole Zieba *NZ*
City Manager

RECOMMENDATION

That the City Council approve Resolution No. 2013-071 awarding a consulting services contract to Quincy Engineering Inc. (QEI) for the construction management and inspections of the Manning Bridge Replacement Project and authorizing the City Manager and/or designee to negotiate and execute a professional services agreement.

EXECUTIVE SUMMARY

Staff requests that Council award the Manning Bridge Replacement construction management and inspection services contract and authorize the City Manager to execute the consulting services agreement with QEI subject to the successful negotiation of a contract scope and fee, submittal of required insurance certificates, passing of Caltrans' audit, and the use of contract terms and provisions, all acceptable by and to the satisfaction of the City Engineer and City Attorney.

BACKGROUND

Recently, the City received Caltrans' authorization to proceed with construction for the Manning Bridge Replacement Project using funds from the Highway Bridge Program (HBP). Subsequently, City staff conducted the bid advertisement for the construction contract and received bids on July 18, 2013. City staff will soon present the construction contract for City Council approval at a forthcoming council meeting for an amount ranging from \$14,975,704 to \$16,112,045. Concurrently, City staff conducted a request for proposals (RFP) for the

construction management (CM) and inspection services for the construction of this project.

On June 10, 2013, Staff initiated the advertisement for the CM services RFP for the Manning Bridge Replacement Project. To comply with Federal funding regulations, the RFP was advertised for a period of more than five weeks in the Fresno Bee newspaper. The advertisement period concluded on July 11, 2013, at which time sealed proposals and cost fees were received at the office of the City Engineer. A pre-proposal meeting was conducted and one addendum issued to further clarify the requirements of the project. Many consultants, both local and out of the area, showed interest in the RFP but only three submitted proposals for this project.

On July 23, 2013, Staff conducted oral interviews with the three consulting firms and ranked each based on a set of selection criteria. The interview panel consisting of City of Reedley Department Directors and staff selected QEI as the most qualified and responsive firm for this project. QEI demonstrated a vast experience with similar services, best approach to conduct services and best understanding the project requirements including technical expertise, field conditions, permitting, funding, and needs of the City. The three firms were ranked as follows:

- 1) Quincy Engineering Inc.
- 2) Biggs Cardoso Associates
- 3) California Associates

In addition to being the most qualified, QEI submitted a cost proposal based on a reduced overhead rate for this project. They were cognizant of the available funding for these services per Federal funding regulations and wanted to ensure the City got a reasonable price for this contract at the expense of their firm's overhead costs. City staff is currently working with representatives from QEI on the final scope and fee for the proposed consulting contract. Staff is continuing negotiations with this firm and recommends that an agreement be approved not to exceed \$1,905,985. This agreement would include services for project management, inspections, materials testing, construction surveying, contract administration, submittal reviews, record keeping and documentation, managing project schedule, labor compliance, monitoring of Disadvantage Business Enterprise participation and Federal Apprenticeship Program, and public outreach.

To comply with the Federal funding requirements for this project, the City must ensure that this proposed CM services contract clears an audit review. Caltrans' Headquarters Office customarily conducts these reviews and will similarly conduct the review for QEI's proposed contract. Any findings requiring attention will be addressed by City staff prior to accepting and executing the agreement. City staff expects QEI's proposed agreement to clear Caltrans' audit review but in the event it does not, City staff recommends that the City Council approve a contingency contract with the next most qualified firm from the list above not to exceed the previously mentioned contract amount.

It should be noted that QEI is also the designer for the Manning Bridge Replacement Project. Federal regulations mandate that when the project designer also performs the construction management role for the same project, safeguards be in place to mitigate the potential for conflicts of interest in completing the construction work. City staff is cognizant of this Federal requirement and fully understands the concerns with the proposed designer-construction manager arrangement for this project. Accordingly, staff is working on developing policies and procedures that address these concerns pursuant to the Federal requirements. Once

complete, City staff will present these policies and procedures to the City Council for consideration and approval.

FISCAL IMPACT

This proposed consultant contract will be funded from various sources including HBP federal share, Measure C local match and Development Impact Fees non-participating funds. Federal funding regulations allow only 15% of construction costs to be used on construction engineering expenses inclusive of the fees for this construction management and inspections services contract. Based on the anticipated construction costs for this project, the construction engineering budget is estimated between \$2,246,355 and \$2,416,806. Even at the lower range, approval of this contract fee would still leave approximately \$340,000 available in construction engineering funds to be used primarily for staff time reimbursement of project costs.

COMMITTEE/COMMISSION REVIEW/ACTIONS: N/A

PRIOR COUNCIL ACTIONS:

The project budget was formerly approved by the City Council on January 22, 2013 by Resolution No. 2013-007. This project budget was subsequently adopted again with the City appropriations for fiscal year 2013-2014 approved by the City Council on June 25, 2013 per Resolution No. 2013-054. The CEQA for this project was certified by City Council on August 25, 2009, by Resolution No. 2009-060.

ATTACHMENTS

1. Resolution No. 2013-071

RESOLUTION NO. 2013-071

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REEDLEY AWARDING A CONSULTING SERVICES CONTRACT TO QUINCY ENGINEERING INC FOR THE CONSTRUCTION MANAGEMENT AND INSPECTIONS OF THE MANNING BRIDGE REPLACEMENT PROJECT AND AUTHORIZING THE CITY MANAGER AND/OR DESIGNEE TO NEGOTIATE AND EXECUTE A PROFESSIONAL SERVICES AGREEMENT

WHEREAS, the City of Reedley is currently completing the replacement of the Manning Avenue Bridge over the Kings River; and

WHEREAS, the City of Reedley is currently in the construction phase of said Manning Bridge project and desires to procure the services of a consulting firm to assist with the completion of the project; and

WHEREAS, the City of Reedley issued a Request for Proposals for the construction management and inspections services for the proposed Manning Bridge Replacement Project; and

WHEREAS, the City received three proposals from qualified construction management firms experienced in these type of services; and

WHEREAS, City staff reviewed the proposals, conducted oral interviews, ranked the proposals and selected Quincy Engineering Inc. as the preferred construction management firm best suited to fulfill the requirements of the project; and

WHEREAS, the City of Reedley is using Federal funds from the Federal Highway Administration, Highway Bridge Replacement Program, to construct this project and therefore subject to Federal regulations to which this project has adhered to in the procurement for these consulting services; and

WHEREAS, the award of the design contract is contingent upon successful negotiations with the successful firm, approval of an acceptable agreement by the City Attorney, and passing of the required Caltrans' audit review; and

WHEREAS, if the agreement with Quincy Engineering Inc. is not consummated for this project, the City Council approves awarding a contingency contract for the next most qualified firm from the list below by rank:

- 1) Quincy Engineering Inc.
- 2) Biggs Cardosa Associates
- 3) California Associates.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Reedley as follows:

1. That the consulting contract for construction management and inspection services for the Manning Bridge Replacement is hereby awarded to Quincy Engineering Inc. for an estimated fee of \$1,905,985.

2. That the City Manager or designee is hereby authorized to negotiate the scope of work and consulting fee for the construction management and inspections services.
3. That the City Manager is hereby authorized to execute a consulting contract with Quincy Engineering or any of the other qualified firms above if necessary, subject to award conditions herein.
4. That the City Manager or designee is hereby authorized to execute contract amendments if needed for the successful completion of the project.
5. The funds for this contract will be provided from an HBP grant and City of Reedley Measure C local match and Development Impact Fees non-participating funds.

The foregoing resolution was passed, approved and adopted by the City Council of the City of Reedley this 30th day of July, 2013, by the following roll call vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Robert O. Beck, Mayor

ATTEST:

Sylvia B. Plata, City Clerk