



Legislation Details (With Text)

**File #:** 22-0322

**On agenda:** 5/17/2022

**Final action:** 5/17/2022

**Enactment date:**

**Enactment #:**

**Title:** Adopt specifications for Contract Nos. 21-09-J, 21-10-J, 21-11-J, and 21-12-J Class A (General Engineering) Job Order Contracts; and award Contract No. 21-09-J to bidder with lowest bid, Exbon Development, Inc., 13831 Newhope Street, Garden Grove, CA 92843, total not to exceed \$3,000,000; and award Contract No. 21-10-J to bidder with second lowest bid, Avison Construction, Inc., 40434 Brickyard Dr. Madera, CA 93636, total not to exceed \$3,000,000; and award Contract No. 21-11-J to bidder with third lowest bid, Emmett’s Excavation, Inc., 1477 Menlo Avenue, Clovis, CA 93611, total not to exceed \$3,000,000; and award Contract No. 21-12-J to bidder with fourth lowest bid, American Paving Co., 315 N. Thorne Avenue, Fresno, CA 93706, total not to exceed \$3,000,000; and adopt specifications for Contract Nos. 21-J-02, 21-J-03, and 21-J-04 Class B (General Building) Job Order Contracts; and award Contract No. 21-J-02 to bidder with lowest bid, Exbon Development, Inc., 13831 Newhope Street, Garden Grove, CA 92843, total not to exceed \$5,185,091.94; and award Contract No. 21-J-03, to bidder with second lowest bid, Durham Construction Company, 1025 Holland Avenue, Clovis, CA 93612, total not to exceed \$5,185,091.94; and award Contract No. 21-J-04 to bidder with third lowest bid, C&C Contracting, Inc., 10620 Southern Highland Pkwy, Suite 110-130 Las Vegas, NV 89141, total not to exceed \$5,185,091.94

**Attachments:** 1. Agenda Item, 2. Attachment A, 3. Attachment B, 4. Contract No. 21-09-J JOC Class-A 2022-23 (executed contract), 5. Contract No. 21-10-J JOC Class-A 2022-23 (executed contract), 6. Contract No. 21-11-J JOC Class-A 2022-23 (executed contract), 7. Contract No. 21-12-J JOC Class-A 2022-23 (executed contract), 8. Contract No. 21-J-02 JOC Class-B 2022-23 (executed contract), 9. Contract No. 21-J-03 JOC Class-B 2022-23 (executed contract), 10. Contract No. 21-J-04 JOC Class-B 2022-23 (executed contract)

| Date      | Ver. | Action By            | Action                     | Result |
|-----------|------|----------------------|----------------------------|--------|
| 5/17/2022 | 1    | Board of Supervisors | Consent Agenda be approved | Pass   |

**DATE:** May 17, 2022

**TO:** Board of Supervisors

**SUBMITTED BY:** Steven E. White, Director  
Department of Public Works and Planning

**SUBJECT:** Award Class A and Class B Job Order Contracts

**RECOMMENDED ACTION(S):**

- 1. Adopt specifications for Contract Nos. 21-09-J, 21-10-J, 21-11-J, and 21-12-J Class A (General Engineering) Job Order Contracts;**
- 2. Award Contract No. 21-09-J to the bidder with the lowest bid, Exbon Development, Inc., 13831 Newhope Street, Garden Grove, CA 92843, total not to exceed \$3,000,000;**
- 3. Award Contract No. 21-10-J to the bidder with the second lowest bid, Avison Construction, Inc., 40434 Brickyard Dr. Madera, CA 93636, total not to exceed \$3,000,000;**

4. **Award Contract No. 21-11-J to the bidder with the third lowest bid, Emmett's Excavation, Inc., 1477 Menlo Avenue, Clovis, CA 93611, total not to exceed \$3,000,000;**
5. **Award Contract No. 21-12-J to the bidder with the fourth lowest bid, American Paving Co., 315 N. Thorne Avenue, Fresno, CA 93706, total not to exceed \$3,000,000;**
6. **Adopt specifications for Contract Nos. 21-J-02, 21-J-03, and 21-J-04 Class B (General Building) Job Order Contracts;**
7. **Award Contract No. 21-J-02 to the bidder with the lowest bid, Exbon Development, Inc., 13831 Newhope Street, Garden Grove, CA 92843, total not to exceed \$5,185,091.94;**
8. **Award Contract No. 21-J-03, to the bidder with the second lowest bid, Durham Construction Company, 1025 Holland Avenue, Clovis, CA 93612, total not to exceed \$5,185,091.94; and**
9. **Award Contract No. 21-J-04 to the bidder with the third lowest bid, C&C Contracting, Inc., 10620 Southern Highland Pkwy, Suite 110-130 Las Vegas, NV 89141, total not to exceed \$5,185,091.94.**  
Approval of the recommended actions would allow construction services for small to medium-sized repair, remodel and maintenance projects to be provided on an on-call basis through Job Order Contract (JOC). The projects are related to requests from County departments and will be funded with the departments' adopted budget appropriations. This item is countywide.

ALTERNATIVE ACTION(S):

Your Board may elect not to approve some or all of the recommended actions, in which case, the Department will be required to spend additional staff time and resources to prepare County department projects for construction that could have been accomplished with greater expediency and efficiency using JOC.

FISCAL IMPACT:

There is no increase in Net County Cost associated with the recommended actions. Funding for work performed under the JOC will be on a per-job basis as requested by County departments in accordance with their budgeted appropriations. Funds for the work covered by the Class A (General Engineering) JOC will come primarily from Road Fund 0010. Sufficient appropriations and estimated revenues for Class A JOC are included in the Department of Public Works and Planning - Roads Org 4510 FY 2021-22 Adopted Budget. Additionally, the Class A JOC may be used and funded through other divisions and/or departments that require construction services such as parking lot maintenance and repair.

Funding for the work covered by the Class B (General Building) JOC will come from various sources as the Department's Capital Projects Division provides services to the Department and to other County departments as requested. Allocations for budgeted projects are included in the Department's -Capital Projects Org 43601150 FY 2021-22 Adopted Budget.

DISCUSSION:

A JOC is an indefinite work order quantity contract pursuant to which the awarded contractor will perform an ongoing series of individual projects at different locations throughout the County during the 12-month period. The bid document for the JOC includes a Construction Task Catalog containing detailed construction tasks with preset unit prices. All unit prices are based on local labor, prevailing wages, material and equipment prices and are for the direct cost of construction. Each contractor's bid includes adjustment factors to the established unit prices based on various funding sources, facility types, and/or normal and non-normal working hours.

Since 2015, the Department has issued annual solicitations for JOC to facilitate construction services for various road maintenance and capital improvement projects. Three JOC are recommended for award for Class B (General Building) projects and another two are recommended for Class A (General Engineering) projects based upon anticipated need in the next 12 months. Multiple JOC for each licensure type will allow the Department flexibility to respond to urgent County department project requests while being less reliant on any particular contractor's availability.

The amount of each Class A contract is \$3,000,000, and the amount of each Class B contract is \$5,185,091.94. The amounts of the Class A contracts may be increased by your Board up to the statutory limit authorized by the California Public Contract Code (PCC) Section 20128.5 at any time during the 12-month term. The maximum amount allowable under PCC Section 20128.5 for each contract is adjusted annually based on the California Consumer Price Index, and is currently \$5,185,091.94. There is no minimum value guaranteed in the JOC. A list of projects to be performed using JOC Class A (Attachment A) and JOC Class B (Attachment B) has been provided.

A bid opening was held on April 1, 2021. The Department advertised four Class A JOC and three Class B JOC for bids; four bids were received for the Class A JOC and three bids were received for the Class B JOC contracts. All bidders have been deemed responsive. Based on the anticipated need, all contractors are recommended for award, in their respective licensure class.

The bidders and their respective Award Criteria Figures are shown below:

**Class A**

| <u>Contractor</u>   |        | <u>Award Criteria Figure</u> | <u>Contract</u> |
|---------------------|--------|------------------------------|-----------------|
|                     |        | <u>Recommended for Award</u> |                 |
| Exbon Development   | 1.0975 |                              | 21-09-J         |
| Avison Excavation   | 1.1355 |                              | 21-10-J         |
| Emmett's Excavation | 1.1356 |                              | 21-11-J         |
| American Paving     | 1.2377 |                              | 21-12-J         |

**Class B**

| <u>Contractor</u>   |        | <u>Award Criteria Figure</u> | <u>Contract</u> |
|---------------------|--------|------------------------------|-----------------|
|                     |        | <u>Recommended for Award</u> |                 |
| Exbon Development   | 0.8870 |                              | 21-J-02         |
| Durham Construction | 1.0000 |                              | 21-J-03         |
| C&C Contracting     | 1.3987 |                              | 21-J-04         |

Technical specifications and the Construction Task Catalog were prepared by the Department's consultant, Gordian Group, and were reviewed by Department staff. Boilerplate specifications describing various County administrative and contractual requirements were prepared by Department staff.

ATTACHMENTS INCLUDED AND/OR ON FILE:

- Attachment A
- Attachment B

REFERENCE MATERIAL:

BAI #7, May 11, 2021

CAO ANALYST:

Ron Alexander