



# City of Sunnyvale

## Agenda Item-No Attachments (PDF)

---

File #: 24-0414, Version: 1

---

### REPORT TO COUNCIL

#### **SUBJECT**

Award of Contract to Graham Contractors, Inc. in the Amount of \$781,840.41 for Slurry Seal 2024 B-SB1 Project No. ST-23-07 and Finding of Categorical Exemption from the California Environmental Quality Act (CEQA) Pursuant to CEQA Guidelines Section 15301(c)

#### **REPORT IN BRIEF**

Approval is requested to award a construction contract in substantially the same form as Attachment 2 to this report, in the amount of \$781,840.41 to Graham Contractors, Inc. of San Jose for Slurry Seal 2024 B-SB1, and approval of a 10% construction contingency in the amount of \$78,184.

#### **EXISTING POLICY**

Pursuant to Section 2.09.040 of the Sunnyvale Municipal Code, City Council approval is required for awards of public works contracts exceeding \$250,000.

Pursuant to Section 2.09.140(b) of the Sunnyvale Municipal Code, the City Council may reject bids or proposals received in response to formal competitive bid solicitations.

#### **ENVIRONMENTAL REVIEW**

This project is exempt under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301(c), for the repair, maintenance, or minor alteration of existing facilities, including highways, streets and similar facilities, involving negligible or no expansion of use beyond that which presently exists.

#### **BACKGROUND AND DISCUSSION**

The Slurry Seal 2024 B-SB1 Project (Public Works Project No. ST-23-07) consists of the installation of slurry seal along portions of Hollenbeck Avenue, Arques Avenue, and Morse Avenue (see Attachment 5 to the report). This Project also includes installing thermoplastic pavement striping, markings, legends, green bike lanes and raised pavement markers.

An invitation for bids was posted on the City's DemandStar public procurement network, distributed to local Bay Area Builder's Exchanges, and published on the City's website on January 12, 2024. Twenty-three (23) contractors requested bid documents with six (6) sealed bids publicly opened on January 31, 2024. Graham Contractors, Inc. of San Jose was deemed the lowest responsive and responsible bid in the amount of \$781, 840.41 (see Attachment 1).

A bid submitted by VSS International Inc. was deemed non-responsive because the submission did not contain a bid form. A bid summary is contained in Attachment 1 to this report.

### **FISCAL IMPACT**

Budgeted funds are available in Project 825290 - Pavement Rehabilitation using Road Maintenance & Rehab Act (RMRA) funds.

### **PUBLIC CONTACT**

Public contact was made by posting the Council meeting agenda on the City's official notice bulletin board at City Hall, at the Sunnyvale Public Library and in the Department of Public Safety Lobby. In addition, the agenda and this report are available at the NOVA Workforce Services reception desk located on the first floor of City Hall at 456 W. Olive Avenue (during normal business hours), and on the City's website.

### **RECOMMENDATION**

Take the following actions:

- Award a contract in substantially the same form as Attachment 2 to the report in the amount of \$781,840.41 to Graham Contractors, Inc. of San Jose;
- Approval of a 10% construction contingency in the amount of \$78,184;
- Authorize the City Manager to execute the contract when all necessary conditions have been met; and
- Make a finding of a categorical exemption from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15301(c).

Prepared by: David Battaglia, Purchasing Officer

Reviewed by: Tim Kirby, Director of Finance

Reviewed by: Chip Taylor, Director of Public Works

Reviewed by: Jaqui Guzmán, Deputy City Manager

Approved by: Kent Steffens, City Manager

### **ATTACHMENTS**

1. Bid Summary
2. Draft General Construction Contract
3. Project 825290 - Slurry Seal Budget Summary Sheet
4. Slurry Seal Locations
5. Streets Map