

Board of Trustees Agenda Item

Board Meeting Date: May 3, 2010

Title of Item: Award a Contract Pursuant to Bid Document 1238-142R, Soccer and Softball Complex, Foothill College

Background and Analysis:

The Foothill College Soccer and Softball Complex project includes the following work:

1. Demolition of existing multi use fields.
2. New Synthetic Turf for Softball Field including but not limited to dugouts, fencing, backstop, grandstand seating, bullpens, batting cages, retaining walls, flagpole and scoreboard.
3. Natural Turf Field for Soccer including but not limited to fencing, sidewalks, retaining walls, and scoreboards.
4. New Synthetic Turf for Soccer Practice Area including but not limited to fencing.
5. New Modular Building with Restrooms, Storage, and possible Office and Team Rooms.
6. Underground utilities associated with the Project as indicated.

Verde Design, Inc prepared the construction documents. A complete set of all bid documents are on file in the Purchasing Services Department.

At its March 8, 2010 meeting, the Board of Trustees rejected all bids for Bid 1238-142 with the intent to immediately re-bid the project. Therefore, Bid 1238-142R was legally advertised on March 10 and March 17, 2010. The "Invitation to Bid" was also sent to nine (9) builder's exchanges, advertised in the Daily Pacific Builder, and posted on "BidNet" at www.govbids.com. Bids were publicly opened and read on April 8, 2010 at 2 p.m. in Purchasing Services. Four (4) of the eight (8) pre-qualified contractors submitted bids. Bid results are below:

General Engineering Contractors	Total Bid Price incl. Additive Alternates 1 through 4
ValleyCrest Landscape Development, Inc.	\$2,587,700
Robert A. Bothman, Inc.	\$2,613,835
Swinerton Builders	\$2,660,000
O. C. Jones & Sons, Inc.	\$2,959,500

The Total Bid Price including Alternates 1 through 4 submitted by ValleyCrest Landscape Development, Inc. is \$2,587,700. This is a reduction of \$189,500 from their initial bid price of \$2,777,200 for the same scope of work. The project is well under the construction estimate of \$3,404,000 and will be funded through Measure C.

Recommendation:

Authorize the Director of Purchasing Services, Carmen Redmond, to award a contract pursuant to Bid 1238-142R in the amount of \$2,587,700 for the Base Bid and Additive Alternates 1 through 4 to ValleyCrest Landscape Development, Inc.

Submitted by:	Carmen Redmond, Director of Purchasing Services
Additional contact names:	Charles Allen, Art Heinrich, Gina Bailey
Is backup provided?	Yes

DOCUMENT 00 41 13

BID PROPOSAL

TO: **FOOTHILL-DE ANZA COMMUNITY COLLEGE DISTRICT**, a California Community College District, acting by and through its Board of Trustees ("the District").

FROM: ValleyCrest Landscape Development, Inc.
(Name of Bidder)
7043 Commerce Circle, Suite A
(Address)
Pleasanton, CA 94588
(City, State, Zip Code)
95-1590418
(Federal Tax I. D.)
925-463-0700
(Telephone/Telecopier)
jcolton@valleycrest.com
(E-Mail Address of Bidder's Representative(s))
Jeffrey Colton
(Name(s) of Bidder's Authorized Representative(s))

1. Bid Proposal

- 1.1 Base Bid Proposal Amount.** The undersigned Bidder proposes and agrees to perform the Contract including, without limitation, providing and furnishing any and all of the labor, materials, tools, equipment and services necessary to perform the Contract and complete **Soccer and Softball Complex** for the sum of TWO MILLION FOUR HUNDRED NINETY-ONE THOUSAND EIGHT HUNDRED Dollars (\$ 2,491,800). The Bidder confirms that it has checked all of the above figures and understands that neither the District nor any of its agents, employees or representatives shall be responsible for any errors or omissions on the part of the undersigned Bidder in preparing and submitting this Bid Proposal.

- 1.2 Bid Alternates.** Reference Specification Section 01 23 00 for bid alternates and enter below:

Additive Alternate (1): Furnish all labor, materials, equipment, facilities, transportation, and services to complete all work relating to the installation of the Owl Logo in centerfield of the softball facility as shown on Drawing Sheets C8.0 and D8.0 and further described by other applicable portions of the Contract Documents.

\$ 16,500.00

Additive Alternate (2): Furnish all labor, materials, equipment, facilities, transportation, and services to complete all work relating to the installation of ECONights for Sport in the Batting Cages and further described by other applicable portions of the Contract Documents.

\$ 22,500.00

Additive Alternate (3): Furnish all labor, materials, equipment, facilities, transportation, and services to complete all work relating to the installation of concrete paving in lieu of asphalt paving and edge bands as shown on Drawing Sheets C8.0 (Materials) and further described by other applicable portions of the Contract Documents.

\$ 46,300.⁰⁰

Additive Alternate (4): Furnish all labor, materials, equipment, facilities, transportation, and services to complete all work relating to the installation of Stadium-type Seat with Chair back in lieu of Fixed Bench Seating as shown on Drawing Sheets D7.0, Detail C and further described by other applicable portions of the Contract Documents.

\$ 10,600.⁰⁰

- 1.3 Determination of Lowest Bid.** Determination of the lowest responsible responsive bidder shall be accordance with Document 00 21 13, Paragraph 12 that states the lowest bid shall be the lowest total of the bid prices on the base **contract** and those additive items that were specifically identified in the bid solicitation as being used for the purpose of determining the lowest bid price pursuant to Public Contract Code Section 20103.8(b). Therefore, the District will calculate the Total Bid Price for the purpose of determining Lowest Bid as stated:

Base Bid Proposal Amount	\$ <u>2,491,800.⁰⁰</u>
Plus (+) Additive Alternate (1)	\$ <u>16,500.⁰⁰</u>
Plus (+) Additive Alternate (2)	\$ <u>22,500.⁰⁰</u>
Plus (+) Additive Alternate (3)	\$ <u>46,300.⁰⁰</u>
Plus (+) Additive Alternate (4)	\$ <u>10,600.⁰⁰</u>
TOTAL BID PRICE	\$ <u>2,587,700.⁰⁰</u>

- 1.4 Acknowledgment of Bid Amendments.** The Bidder confirms that this Bid Proposal incorporates and is inclusive of, all items or other matters contained in Bid Amendments issued by or on behalf of the District.

Amendment to the Bid Document No's. 1,2,3 have been received and acknowledged and incorporate the following Architectural Addendum No's. 1,2 into the Bid Documents. [Signature] (initial)

- 1.5 Acknowledgment of Bid Allowances.** The Bidder confirms that the Base Bid Proposal incorporates and is inclusive of, all Allowances detailed in Section 01 21 00. (None Taken)

2. **Documents Accompanying Bid.** The Bidder has submitted with this Bid Proposal the following: (a) Bid Security; (b) Proposed Subcontractors Form; (c) Non-Collusion Affidavit; and (d) Project Stabilization/Construction Careers Agreement To Be Bound and Construction Careers Program Agreement of Contractors. The Bidder acknowledges that if this Bid Proposal and the foregoing documents are not fully in compliance with applicable requirements set forth in the Notice to Contractors Calling for Bids, the Instructions to Bidders and in each of the foregoing documents, the Bid Proposal may be rejected as non-responsive.
3. **Award of Contract.** If the Bidder submitting this Bid Proposal is awarded the Contract, the undersigned will execute and deliver to the District the Agreement in the form attached hereto within five (5) working days after notification of award of the Contract. Concurrently with delivery of the executed Agreement to the District, the Bidder awarded the Contract shall deliver to the District: (a) Certificates of Insurance evidencing all insurance coverages required under the Contract Documents; (b) the Performance Bond; (c) the Labor and Material Payment Bond; (d) the Certificate of Workers' Compensation Insurance; and (e) the Drug-Free Workplace Certificate. Failure of the Bidder awarded the Contract to strictly comply with the preceding may result in the District's rescission of the award of the Contract and/or forfeiture of the Bidder's Bid Security. In such event, the District may, in its sole and exclusive discretion elect to award the Contract to the responsible Bidder submitting the next lowest Bid Proposal, or to reject all Bid Proposals.
4. **Contractor's License.** The undersigned Bidder is currently and duly licensed in accordance with the California Contractors License Law, California Business & Professions Code §§7000 et seq., under the following classification(s) (A) bearing License Number(s) B-C31-C27-A-C53, with expiration date(s) of 3/31/2012. The Bidder certifies that: (a) it is duly licensed, in the necessary class(es), for performing the Work of the Contract Documents; (b) that such license shall be in full force and effect throughout the duration of the performance of the Work under the Contract Documents; and (c) that all Subcontractors providing or performing any portion of the Work shall be so properly licensed to perform or provide such portion of the Work.
5. **Acknowledgment and Confirmation.** The undersigned Bidder acknowledges its receipt, review and understanding of the Drawings, the Specifications and other Contract Documents pertaining to the proposed Work. The undersigned Bidder certifies that the Contract Documents are, in its opinion, adequate, feasible and complete for providing, performing and constructing the Work in a sound and suitable manner for the use specified and intended by the Contract Documents. The undersigned Bidder certifies that it has, or has available, all necessary equipment, personnel, materials, facilities and technical and financial ability to complete the Work for the amount bid herein within the Contract Time and in accordance with the Contract Documents.

By: 

(Signature)

(Corporate Seal)

Jeffrey A. Colton

(Typed or Printed Name)

Title:

Senior VP & Regional Manager

END OF DOCUMENT

Department of Consumer Affairs
Contractors State License Board

Contractor's License Detail - License # 133947



DISCLAIMER: A license status check provides information taken from the CSLB license database. Before relying on this information, you should be aware of the following limitations.

CSLB complaint disclosure is restricted by law ([B&P 7124.6](#)). If this entity is subject to public complaint disclosure, a link for complaint disclosure will appear below. Click on the link or button to obtain complaint and/or legal action information.

Per [B&P 7071.17](#), only construction related civil judgments reported to the CSLB are disclosed.

Arbitrations are not listed unless the contractor fails to comply with the terms of the arbitration.

Due to workload, there may be relevant information that has not yet been entered onto the Board's license database.

License Number: 133947 **Extract Date:** 04/21/2010

Business Information: VALLEYCREST LANDSCAPE DEVELOPMENT INC

24151 VENTURA BLVD
CALABASAS, CA 91302

Business Phone Number: (818) 737-3013

Entity: Corporation

Issue Date: 10/23/1952

Expire Date: 03/31/2012

License Status: This license is current and active. All information below should be reviewed.

CLASS	DESCRIPTION
B	<u>GENERAL BUILDING CONTRACTOR</u>
C31	<u>CONSTRUCTION ZONE TRAFFIC CONTROL</u>
C27	<u>LANDSCAPING</u>
A	<u>GENERAL ENGINEERING CONTRACTOR</u>
C53	<u>SWIMMING POOL</u>

Classifications:

CONTRACTOR'S BOND

This license filed Contractor's Bond number **6207905** in the amount of **\$12,500** with the bonding company

SAFECO INSURANCE COMPANY OF AMERICA.

Effective Date: 01/01/2007

Contractor's Bonding History

BOND OF QUALIFYING INDIVIDUAL

1. The Responsible Managing Officer (RMO) RICHARD ALLEN SPERBER certified that he/she owns 10 percent or more of the voting stock/equity of the corporation. A bond of qualifying individual is **not** required.

Effective Date: 03/07/2002

Bonding:

2. This license filed Bond of Qualifying Individual number **6335847** for RICHARD MOURY JACOBY in the amount of **\$12,500** with the bonding company SAFECO INSURANCE COMPANY OF AMERICA.

Effective Date: 01/01/2007

BQI's Bonding History

3. This license filed Bond of Qualifying Individual number **6335869** for JEFFREY ADAM COLTON in the amount of **\$12,500** with the bonding company SAFECO INSURANCE COMPANY OF AMERICA.

Effective Date: 03/23/2007

NOTE: There are 4 qualifiers (with bonding information) for this license. Up to 3 are displayed on this page.