



**COUNTY OF SAN MATEO**  
Inter-Departmental Correspondence  
Public Works



**Date:** May 3, 2013  
**Board Meeting Date:** May 21, 2013  
**Special Notice / Hearing:** None  
**Vote Required:** Majority

**To:** Honorable Board of Supervisors

**From:** James C. Porter, Director of Public Works

**Subject:** Coyote Point Marina Dock 29 Replacement Project (County Project No. P22C7, Project File No. E4886)

**RECOMMENDATION:**

A) Adopt a Resolution authorizing:

- 1) An agreement with Salt River Construction Corporation, in the amount of \$1,694,600, for the Coyote Point Marina Dock 29 Replacement Project; and
- 2) The Director of Public Works to execute subsequent change orders to grant time extensions for project completion and payment up to a maximum aggregate amount not to exceed \$109,730, or approximately 5% of the agreement amount plus \$25,000 as allowed by statute; and

B) Resolution authorizing an Appropriation Transfer Request in the amount of \$31,646 from Marina Regular Salaries to Marina Capital Projects Operating Transfers.

**BACKGROUND:**

On May 25, 2010, your Board adopted Resolution No. 070788, which accepted a loan from the California Department of Boating and Waterways in the amount of \$2,184,000 for the Coyote Point Marina Dock 29 Replacement Project (Project).

On September 14, 2010, your Board adopted Resolution No. 071038, which authorized the President of your Board to execute an agreement with Blue Water Design to prepare the plans and specifications for the Project and secure all necessary permits for the Project.

On March 12, 2013, your Board adopted Resolution No. 072414, which adopted plans and specifications, including conformance with prevailing wage scale requirements and calling for sealed bids for the above-mentioned project.

**DISCUSSION:**

On Tuesday, April 16, 2013, bids were accepted for this project and subsequently referred to this office for checking and recommendation.

The first and third low bidders did not meet the subcontracting requirements of the specifications, which require the prime contractor to perform 50% or more of the work. The Department determined their bids to be non-responsive. The low bidder subsequently submitted a protest on April 23, 2013. The protest asserted that because the work of one subcontractor listed in their proposal was for manufacturing and did not include installation work, their costs should not be considered applicable to the subcontracting requirements. The Department has conferred with County Counsel and both agree that the first and third low bidders did not comply with the subcontracting requirements stated in the project specifications. Therefore, we recommend your rejection of the first and third low bids and award of the contract to:

Salt River Construction Corporation  
5643 Paradise Drive, Suite 8  
Corte Madera, CA 94925

whose bid of \$1,694,600 was the lowest responsible bid received for the work and which met the subcontracting requirements for the Project. The Engineer's Estimate was \$1,505,000.00 and all five of the bids received for this work were greater than this amount. A summary of the bids received is attached as Exhibit "A". The Department has evaluated the merits of moving forward with this project at this time and considering the limited allowable work window and the specialized nature of this work, we believe it is prudent to move forward with this project at this time.

Staff reviewed the bid documents and has determined that the Equal Employment program submitted by Salt River Construction Corporation, is in accordance with the current Equal Employment Guidelines and that the Contractor complies with the equal benefits and jury duty pay provisions of the County ordinance code.

The California Department of Boating and Waterways has reviewed and approved the project at various stages of the design and has reviewed the bid submitted by Salt River Construction Corporation, as requirements of the loan.

County Counsel has reviewed and approved the Resolution as to form.

Approval of this Resolution contributes to the Shared Vision 2025 outcome of an Environmentally Conscious Community as construction of the Coyote Point Marina Dock 29 Replacement Project helps ensure the goal to maintain and expand the recreational opportunities in County Parks.

**FISCAL IMPACT:**

The total loan amount for this Project is \$2,184,000, which includes funds for planning, environmental permitting, design, construction inspection, and construction. A total of \$1,894,684 is available for the construction phase of the project from the loan.

The total estimated cost for construction is \$1,804,330, which includes authorization for up to \$109,730 in change orders as the work is bid on a unit price basis. The total estimated project cost including project management, construction engineering and inspections is \$1,926,330.00. The total estimated project cost exceeds the available loan funds by \$31,646.00. Funding for this shortfall is available in the Marina budget in the form of salary savings – regular salaries from a position vacancy. An Appropriation Transfer Request of \$31,646 is proposed to move the salary savings to fund the shortfall for construction of the project.

The loan will be drawn from as Project expenses are incurred. Loan payments commence three years after completion of construction and the Coyote Point Marina Operating Fund is capable of making the required anticipated maximum payments of \$132,792 annually. Upon completion of the Project, revenue will be generated from the Dock 29 berths, which has not been received since the old Dock was taken out of service. Revenue amounts will depend upon the number of boats berthed at the new Dock, up to a maximum of \$125,760 the first year at full occupancy based on current rates.

There is no impact to the General Fund.

# EXHIBIT “A”

## SUMMARY OF BIDS RECEIVED

### **COYOTE POINT MARINA DOCK 29 REPLACEMENT PROJECT COUNTY PROJECT NO. P22C7 PROJECT FILE NO. E4886**

<b>Contractor Name</b>		<b>Bid Amount</b>
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1.	Salt River Construction Corp.	\$ 1,694,600.00
2.	Bellingham Marine Industries, Inc.	\$ 1,964,236.00
3.	Dutra Construction Co., Inc.	\$ 2,225,995.00
*	Vortex Marine Construction, Inc.	\$ 1,649,040.00
*	Power Engineering Construction Co.	\$ 1,724,667.08

\*Bids were non-responsive and therefore disqualified