



ACTION	TYPE OF ITEM
<input type="checkbox"/> Approved Recommendation	<input checked="" type="checkbox"/> Info/Consent
<input type="checkbox"/> Ord. No(s). _____	<input type="checkbox"/> Report
<input type="checkbox"/> Res. No(s). _____	<input type="checkbox"/> Public Hearing (Info/consent)
<input type="checkbox"/> Other _____	<input type="checkbox"/> Other _____

Prepared By: Lou Balderrama, City Engineer Agenda Item No. I-19
 Reviewed By: City Manager [Signature] City Attorney [Signature] Finance [Signature] Public Works [Signature]

DATE: July 27, 2012

TO: City Council

FROM: Rob Roshanian, Interim Public Works Director
Public Works [Signature]

SUBJECT: Award of Contract No. A-7519 for PW12-13 Hueneme Road
Recycled Water Pipeline Project

RECOMMENDATION

That City Council:

1. Approve and authorize the Mayor to execute Contract No. A-7519 with Mladen Buntich Construction Company, Inc. in the amount of \$5,695,900 for the scope of work detailed in Specification PW 12-13, Hueneme Road Recycled Water Backbone System Phase 1A, from Perkins Road to Olds Road, contingent upon receipt of required bonds, licenses, and insurance documents.
2. Approve a Special Budget Appropriation (SBA) in the amount of \$5,695,900 to the Recycled Water Backbone Phase I Hueneme Road Project No. 126002, that includes reappropriation of \$3,200,748 from the Fifth Street Utility Improvement Project No. 116502; \$2,455,792 from the Recycled Water Backbone System Phase I Project No. 096002; and \$39,360 from the Ventura Road Utility Improvement Project No. 106503.

DISCUSSION

On March 6, 2012 City Council approved the plans and specifications for the PW12-13 Hueneme Road Recycled Water Pipeline Project and authorized staff to solicit bids for the project. A pre-bid meeting was conducted on June 13, 2012. Seven bids were received by the close of the bid period and all bids were publicly opened on July 11, 2012. Staff has reviewed the bids, verified the totals, and has determined that the lowest responsible bidder is Mladen Buntich Construction Company, Inc. (Mladen Buntich). Staff recommends that Council approve the award of the contract in the amount of \$5,695,900 to Mladen Buntich. The award is contingent upon the contractor securing the required bonds, licenses, and insurance for the project.

The project involves the installation of a recycled water pipeline on East Hueneme Road, from Perkins Road to Olds Road. This recycled water line along East Hueneme Road is part of the City's Groundwater Recovery Enhancement and Treatment (GREAT) Program Recycled Water Backbone

**Award of Contract No. A-7519 for PW12-13 Hueneme Road
Recycled Water Pipeline Project**

July 27, 2012

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System that will convey recycled water to industrial and landscape irrigation recycled water customers in the south and east portions of the City, and to agricultural irrigation recycled water customers to the east of the City. The recycled water may also be used for future groundwater recharge and a seawater intrusion barrier. The use of recycled water within the City will offset the use of potable water for existing and new water customers, and conserve the potable water resource. The use of recycled water outside the City will generate groundwater conservation credits, that can be used by the City's potable water system.

This component of the recycled water backbone system consists of the installation of approximately 10,700 feet of 42-, 36-, and 30-inch diameter welded steel pipe along East Hueneme Road, from the Advanced Water Purification Facility (AWPF) located at 5700 Perkins Road, and heading east to Olds Road. The pipe material selected by the design team is welded steel. Welded steel is an excellent material for large diameter pipelines and specifically suited for this application, but requires a long lead time for fabrication.

The City was awarded a Title XVI U.S. Bureau of Reclamation (BOR) grant in the amount of \$20 million. Up to 25% of the costs of this project are reimbursable under the BOR grant, if the costs are incurred by December 31, 2012. In order to shorten the construction schedule, the City purchased the pipe for this project under a separate solicitation, in order to start its fabrication concurrently with the solicitation of bids for the pipeline construction. The contractor will be required under this contract to accept and coordinate delivery of the City purchased pipe and provide the equipment, tools and labor for its installation. Staff seeks to award this contract at this time to allow the contractor to perform as much work as possible through December 31, 2012.

FINANCIAL IMPACT

The RWBS Phase I is a planned component of the City's GREAT Program. The contract will be funded by Water Revenue Bonds 2010 Series in amount of \$4,272,150 and Bureau of Reclamation Title XVI Grant in amount of \$1,423,750. The attached SBA reallocates the available balance of the 2010 Water Bonds and BOR Title XVI Grant funds of \$3,200,748 from the Fifth Street Utility Improvement Project, \$2,455,792 from the Recycled Water Backbone System Phase I Project, and \$39,360 from the Ventura Road Utility Improvement Project to the Recycled Water Backbone Hueneme Road Phase I Project to cover the cost for construction and installation of the pipeline.

The Hueneme Road Project will provide for the maximum use of recycled water. Funding for the Fifth Street project will be identified at a future date as needed.

Attachment #1 - Contract No. A-7519

#2 - Special Budget Appropriation

#3 - Project Site Map

**CITY OF OXNARD
PUBLIC WORK CONTRACT**

DATE OF CONTRACT: September 11, 2012
SPECIFICATION NUMBER: PW12-13
NAME OF CONTRACTOR: Mladen Buntich Construction Co., Inc.
ADDRESS: 1500 West 9th Street
Upland, CA 91786
Phone: 909-920-9977 Fax: 909-920-9905

PROJECT DESCRIPTION: Hueneme Road Recycled Water Pipeline –The project work scope consists of the installation of 42-inch and 36-inch welded steel pipe (WSP) transmission system with capacity to convey recycled water from the Advanced Water Purification Facility (AWPF); and includes all associated valves, fittings and appurtenances.

This is a contract for Public Work, as defined in Chapter 1 of Part 7 of Division 2 of the Labor Code, to which Labor Code Section 1771 applies. In providing services under this Contract, Contractor shall comply with all applicable laws, ordinances and regulations, including the laws contained in Sections 1720 through 1861 of the California Labor Code. Contractor shall pay prevailing wages to all workers employed to provide services under this Contract.

This contract is made at Oxnard, California, as of this 11th day of September, 2012, between the City of Oxnard, called herein the “City”, and the above-named Contractor for the construction of the Capital Improvement Project described herein. The parties hereto agree as follows:

1. CONTRACT PRICE

Contractor shall perform the work described and the City shall pay the Contractor, in full payment for said work, the following sums for the following items:

See attached proposal bid schedule, which is made a part of this contract.

Total: \$5,695,900.00

The above sums include all taxes and the costs of any required bonds.

2. PAYMENT SCHEDULE

The City will pay the Contractor the contract price in accordance with Section 9.3 of the Standard Specifications for Public Works Construction or in accordance with the following schedule if specified.

**CITY OF OXNARD
PUBLIC WORK CONTRACT**

The Contractor may replace any payments retained by the City with securities in the same amount and the Contractor shall be the beneficial owner of said securities and interest earned (See Public Contract Code, Section 22300).

City shall make the final payment to Contractor by releasing amounts retained from progress payments made to Contractor. Such payment shall be made no earlier than 35 days, and no later than 60 days, after the project completion date indicated on the Notice of Completion for the Project. City shall withhold from such payment 125% of amounts claimed in stop notices filed in connection with the Project and 150% of amounts in dispute between City and Contractor.

3. THE WORK

Contractor shall furnish all tools, equipment, apparatus, facilities, labor and materials necessary to, and shall perform and complete in a good, safe and workmanlike manner, the work generally described as follows:

The Hueneme Road Recycled Water Pipeline includes installation of approximately 10,700 feet of recycled water pipeline starting at intersection of Perkins Road and Hueneme Road and running along Hueneme Road to Olds Road. Pipeline consist of both 42-inch and 36-inch pipe and all related valves, fittings and various other transmission and distribution turnouts and appurtenances; installation will use open cut and microtunneling methods of construction. The City will supply part of the materials required for project including 42 and 36-inch welded steel pipe and 42 and 36-inch butterfly valves.

4. CONTRACT DOCUMENTS

The complete contract consists of all the following which are specifically incorporated herein by reference:

- (A) The Notice Inviting Bids
- (B) This Contract - Number A-7519
- (C) Addenda – Numbers Two (2)
- (D) Specification Number PW12-13
- (E) Plans or Drawing Number 12-07A
- (F) Contractor's Bid Proposal and List of Subcontractors
- (G) Performance and Payment Bonds as required by the specifications and applicable law. Unless otherwise specified, each such bond shall be 100 percent (100%) of the contract price.
- (H) Insurance as required by the specifications and applicable law
- (I) All applicable wage determinations, safety and health regulations, non-discrimination provisions and labor standards, including, but not limited to, such

**CITY OF OXNARD
PUBLIC WORK CONTRACT**

items enumerated in the specifications and addenda thereto. If this Contract is federally assisted, attached HUD Form 4010 shall apply.

The Contractor by signing hereunder acknowledges he has reviewed all the foregoing documents and agrees with the requirements, conditions and covenants contained therein.

5. NOTICE OF THIRD PARTY CLAIM

Within five days of the date that the Contractor receives any third-party claim relating to this contract, the Contractor shall provide written notice thereof and a copy of the claim to the City's Public Works Director.

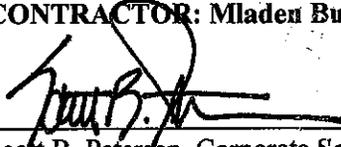
6. TIME OF COMPLETION

The time limit for the completion of the work is 180 calendar days beginning 15 days after the Notice to Proceed is mailed or otherwise given to the Contractor.

CITY OF OXNARD

CONTRACTOR: Mladen Buntich Construction

DR. THOMAS E. HOLDEN, MAYOR



Scott B. Peterson, Corporate Secretary

ATTEST

APPROVED AS TO INSURANCE:

DANIEL MARTINEZ, CITY CLERK



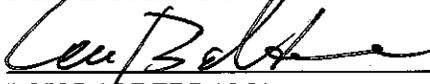
JAMES CAMERON
RISK MANAGER

APPROVED AS TO FORM:



ALAN HOLMBERG
CITY ATTORNEY

DEPARTMENTAL APPROVAL AS TO CONTENT AND AMOUNT:



LOU BALDERRAMA
PUBLIC WORKS, CITY ENGINEER



ROB ROSHANIAN
INTERIM PUBLIC WORKS DIRECTOR

**CITY OF OXNARD
SPECIFICATION NUMBER PW12-13**

**CERTIFICATE OF COMPLIANCE
STATE AND LOCAL REQUIREMENTS**

The following certifications are required by city ordinance or state law and must be filed with the City **prior to final execution of the contract**. The contractor shall submit original signed copies of certifications for the contractor and all covered sub-contractors.

1. CERTIFICATION OF NON-SEGREGATED FACILITIES – (REQUIRED FOR ALL CONTRACTS EXCEEDING \$10,000 AND FOR ALL FEDERALLY-FINANCED PROJECTS).

I certify that I do not and will not maintain or provide for my employees any segregated facilities at any of my establishments, and that I do not and will not permit my employees to perform their services at any location, under my control, where segregated facilities are maintained. I agree that a breach of this certification is a violation of the equal opportunity clause of this contract. As used in this certification, the term "segregated facilities" means any waiting rooms, work area, rest rooms and wash rooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing facilities provided for employees which are segregated by explicit directive or are in fact segregated on the basis of race, creed, color, or national origin, because of habit, local custom, or otherwise. I agree that (except where I have obtained identical certifications from proposed contractors for specific time periods) I will obtain identical certifications from proposed subcontractors prior to the award of subcontracts exceeding \$10,000 which are not exempt from provisions of the equal opportunity clause, and that I will retain a copy of these certifications in my files.

2. CERTIFICATION REGARDING WORKERS'S COMPENSATION

I am aware of the provisions of Section 3700 of the Labor Code which requires every employer to be insured against liability for worker's compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the work of this contract.

MILAGN BUNICH CONST. CO. INC.
FIRM/COMPANY NAME


SIGNATURE OF
AUTHORIZED REPRESENTATIVE

SCOTT B. PETERSON CORP. SECRETARY
NAME AND TITLE OF
AUTHORIZED REPRESENTATIVE

7.27.12
DATE OF EXECUTION

REQUEST FOR SPECIAL BUDGET APPROPRIATION

Department: Public Works
 Project/Program
 Manager: Rob Roshanian

Date: July 31, 2012
 Phone: 7956

Reason for Appropriation:

To re-allocate funds from available balances of Fifth Street Utility Improvement Project, the Recycled Water Backbone System Phase I Project and from the Ventura Road Utility Improvement Project to the Recycled Water Backbone System Hueneme Road Project Phase I for the construction of and installation of a section of Phase 1A of the Recycled Water Backbone System along Hueneme Road, from Perkins Road to Olds Road.

Accounts and Descriptions **AMOUNT**

Fund: AMERICAN RECOVERY AND REINVESTMENT ACT (276)

Expenditures

Fifth Street Utility Improvement Project No. 116502		
276-6555-821-8209	SERVICES - OTHER PROFESSIONAL	(119,396)
276-6555-821-8604	IMPROVEMENT NOT BUILDING - NEW	(660,000)
Recycled Water-Backbone Phase 1 Project No. 096002		
276-6556-821-8201	SERVICES - ARCHITECT/ENGINEER	(31,138)
276-6556-821-8209	SERVICES - OTHER PROFESSIONAL	(224,367)
276-6556-821-8604	IMPROVEMENT NOT BUILDING - NEW	(345,889)
276-6556-821-8606	MACHINERY AND EQUIPMENT - NEW	(3,600)
Ventura Road Utility Improvement Project No. 106503		
276-6555-821-8209	SERVICES - OTHER PROFESSIONAL	(39,360)
Water Backbone System Hueneme Phase I Project No. 126002		
276-6556-821-8606	MACHINERY AND EQUIPMENT - NEW	1,423,750

Sub-total Expenditures 0

Fund: WATER REVENUE BONDS 2010 SERIES (609)

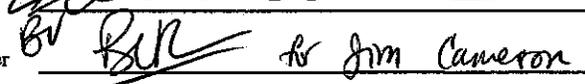
Expenditures

Fifth Street Utility Improvement Project No. 116502		
609-6555-821-8002	DIRECT LABOR - TEMPORARY	(14,651)
609-6555-821-8209	SERVICES - OTHER PROFESSIONAL	(358,187)
609-6555-821-8451	SERVICES - FROM OTHER DEPARTMENTS	(362,407)
609-6555-821-8452	INDIRECT COST PLAN CHARGE	(12,209)
609-6555-821-8604	IMPROVEMENT NOT BUILDING - NEW	(1,486,856)
609-6555-821-8610	CONSTRUCTION OTHER	(187,042)
Recycled Water-Backbone Phase 1 Project No. 096002		
609-6555-821-8604	IMPROVEMENT NOT BUILDING - NEW	(991,244)
609-6555-821-8606	MACHINERY AND EQUIPMENT - NEW	(859,554)
Water Backbone System Hueneme Phase I Project No. 126002		
609-6556-821-8606	MACHINERY AND EQUIPMENT - NEW	4,272,150

Sub-total Expenditures 0

Net Change to Fund Balance 0

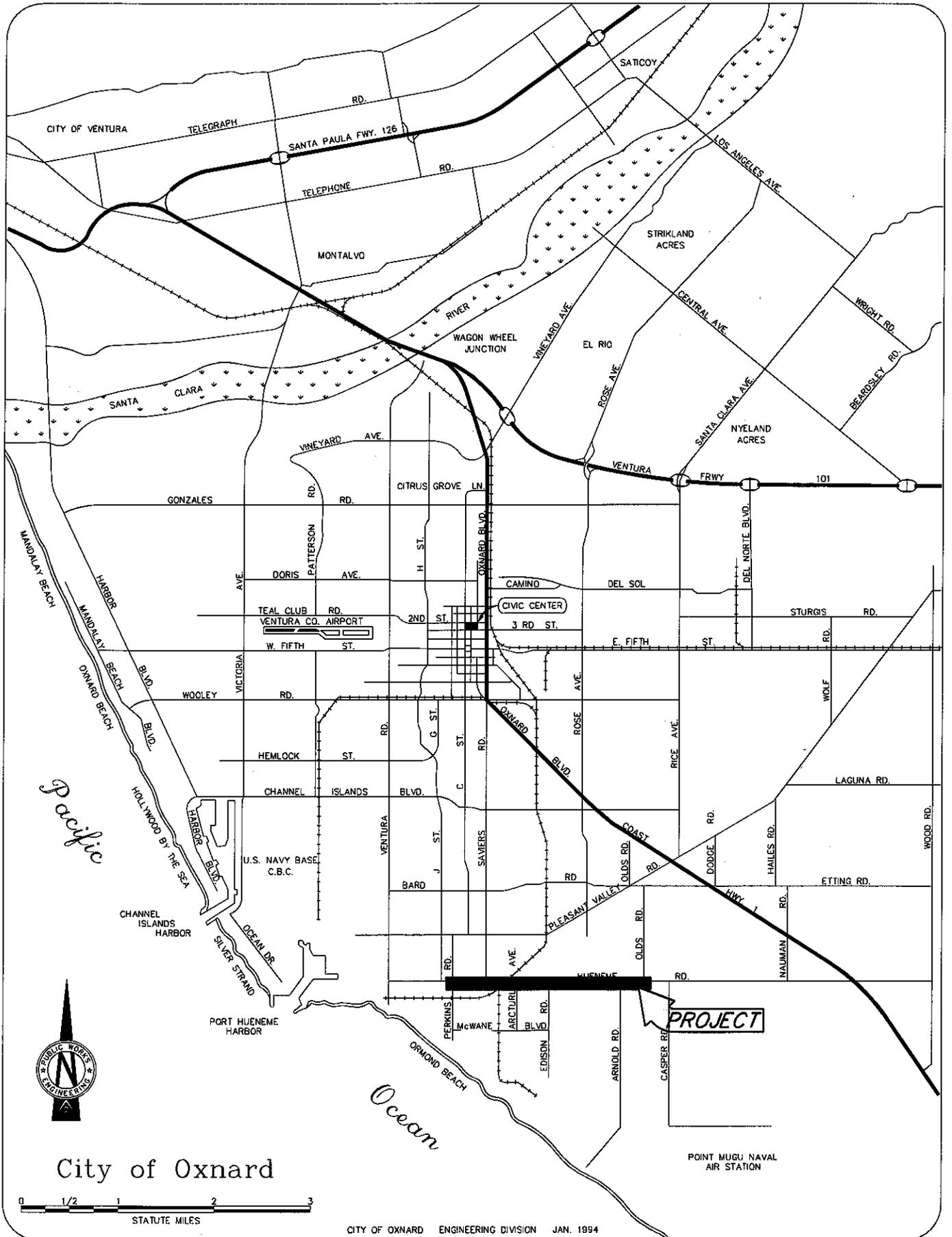
Net Appropriation Change 0

Approvals	
Department Director	
Chief Financial Officer	
City Manager	_____

REQUIRES CITY COUNCIL AUTHORIZATION

SBA# (Finance Use Only) _____
 BA Doc# (Finance Use Only) _____
 Revised : 2/23/2012

PW 12-13 Hueneme Road RWBS Phase 1A



City of Oxnard

CITY OF OXNARD ENGINEERING DIVISION JAN. 1994

LOCATION MAP

Attachment No. 3
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