


**CITY COUNCIL ACTION REQUEST**

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| <b>Department(s):</b><br>Finance        | <b>CEQA:</b> Categorically Exempt, File No. PP18-029, CEQA Guideline Section 15301, Existing Facilities | <b>Coordination:</b><br>Department of Transportation, Office of Equality Assurance, City Attorney's Office, City Manager's Budget Office | <b>Dept. Approval:</b><br>/s/ Julia H. Cooper   |
| <b>Council District(s):</b><br>Citywide |   |  | <b>CMO Approval:</b><br><br>10-16-19 |

**SUBJECT: ACTIONS RELATED TO THE PURCHASE ORDERS FOR SIDEWALK GRINDING SERVICES**

**RECOMMENDATION:**

Adopt a resolution authorizing the City Manager to:

1. Execute purchase orders with CB Concrete Construction (Los Gatos, CA) and Duran Construction Group (San Jose, CA) for sidewalk grinding services for the Department of Transportation for an initial twelve-month period, starting on or about October 29, 2019 and ending on or about October 28, 2020 for a total cumulative compensation not-to-exceed \$200,000; and
2. Exercise up to four one-year options to extend the term of the purchase orders with the last option year ending on or about October 28, 2024, subject to the appropriation of funds.

**Desired Outcome:** Maintain the City's sidewalks and walk-ways for public safety.

**BASIS FOR RECOMMENDATION:**

The Department of Transportation (DOT) is responsible for overseeing the maintenance and repair of sidewalks throughout the City. Approximately one-third of all repairs are conducted via sidewalk grinding. This involves grinding the concrete to eliminate trip and fall hazards on sidewalks typically caused by tree roots penetration, naturally shifting, or settling of the ground. Property owners have the option to hire a contractor or utilize a City-approved contractor for sidewalk repairs on their property line. If property owners opt to have the City's contractor perform the work, the City-approved contractor executes the repairs and invoices the City for work completed. The City then bills the property owner for the work performed.

A competitive Request for Bid (RFB) was facilitated by the Finance Department to procure these services. The bid was structured to allow multiple awards. Six bids were submitted and no protests received. Both CB Concrete Construction and Duran Construction Group applied and were granted local and small business preference. The preference did impact the outcome for Duran Construction Group, moving them ahead from third to second place. Staff recommends award to CB Concrete Construction and Duran Construction Group as the two lowest responsive and responsible bidders pursuant to the bidding procedures of the San Jose Municipal Code, Section 4.12.310B.

Commission Recommendation/Input: There is no commission recommendation or input associated with this action.

Office of Equality Assurance City of San Jose Prevailing Wage is applicable under these purchase orders.

This Council item is consistent with the City's 2018-2019 Adopted Operating Budget City Area's Delivery Framework: To serve, foster, and strengthen the community by providing access to lifelong learning, opportunities to enjoy life, and preserving healthy neighborhoods.

**COST AND FUNDING SOURCE:**

| Fund # | Appn # | Appn. Name       | Total Appn. | Amt. for Recommendation | 2019-2020 Proposed Budget Page | Last Budget Action (Date, Ord. No) |
|--------|--------|------------------|-------------|-------------------------|--------------------------------|------------------------------------|
| 001    | 3121   | Sidewalk Repairs | \$1,750,000 | \$200,000               | IX-21                          | Ord #30286<br>06/18/2019           |

**FOR QUESTIONS CONTACT:** Jennifer Cheng, Deputy Director of Finance at 408-535-7059